House Journals 2023

Not official copies of the journals. The printed journals should be consulted for official purposes.

Mon	Tues	Wed	Thurs	Fri
		9/13/2023		
	5/30/2023			
5/8/2023	5/9/2023	5/10/2023	5/11/2023	5/12/2023
5/1/2023	5/2/2023	5/3/2023	5/4/2023	5/5/2023
4/24/2023	4/25/2023	4/26/2023	4/27/2023	
4/17/2023	4/18/2023	4/19/2023	4/20/2023	
	4/11/2023	4/12/2023	4/13/2023	4/14/2023
4/3/2023	4/4/2023	4/5/2023	4/6/2023	
3/27/2023	3/28/2023	3/29/2023	3/30/2023	
3/20/2023	3/21/2023	3/22/2023	3/23/2023	3/24/2023

			3/16/2023
3/6/2023	3/7/2023	3/8/2023	3/9/2023
2/27/2023	2/28/2023	3/1/2023	3/2/2023
	2/21/2023	2/22/2023	2/23/2023
2/13/2023	2/14/2023	2/15/2023	2/16/2023
2/6/2023	2/7/2023	2/8/2023	2/9/2023
1/30/2023	1/31/2023	2/1/2023	2/2/2023
1/23/2023	1/24/2023	1/25/2023	1/26/2023
	1/17/2023	1/18/2023	1/19/2023
1/9/2023	1/10/2023	1/11/2023	1/12/2023
		1/4/2023	1/5/2023

Journal of the House

ONE HUNDRED SECOND GENERAL ASSEMBLY
of the
STATE OF MISSOURI

FIRST REGULAR SESSION

FIRST DAY, WEDNESDAY, JANUARY 4, 2023

The House was called to order at twelve o'clock noon by the Honorable John R. Ashcroft, Secretary of State.

Prayer by Reverend Monsignor Robert A. Kurwicki, V.G., St. Michael Catholic Church, Russellville, Missouri.

"Behold," saith the Lord, "I have set before thee an open door." (Revelation 3:8)

Eternal God, our creator, as we enter the door of a new session and of a new legislative year, we pause in Your presence to offer You the devotion of our hearts and to pray for guidance, strength, and wisdom as we face the crucial moments, days and months that lie ahead.

In this high hour of a new beginning give to us, the representatives of our great citizens, a deep sense of responsibility, a broad spirit of understanding, an attitude of good will, and a real faith in You that we may govern well for the good of all and the freedom and justice may live long in our show-me state.

Bless our new Speaker and his family and staff, plus give him the insight of Solomon to guide the People's House on a path of unity and humility.

And the House says, "Amen!"

The Missouri State Highway Patrol Troop F Color Guard presented the Colors.

The Pledge of Allegiance to the flag was recited.

"The Star-Spangled Banner" was performed by Nicole Slusser.

ADDRESS BY SECRETARY OF STATE JOHN R. ASHCROFT

Good afternoon and welcome to the opening of the House of Representatives of the 102nd Regular Session of the Missouri General Assembly. Every two years, Missouri law grants the secretary of state the privilege of opening this venerable chamber and bridging the gap between the speaker from the previous session and the speaker whose leadership now commences. This is the third occasion on which I have been humbled to carry out this duty. I consider it one of the highest honors of my office.

Let me begin by thanking each of you for your service to the people of Missouri. It takes courage to put one's name on the ballot and months of hard work to get elected. And after that, there are weeks of travel, separation from your families, late nights and early mornings. It's clear you don't do it for the pay. Instead, every member of this chamber, regardless of political affiliation, is here with a genuine desire to improve the lives of Missourians. As citizen legislators from various backgrounds, you come together to do the valuable work of drafting our state's laws and shaping an environment of opportunity.

During the past two years, you have enacted landmark, beneficial legislation. From this historic dais, two years ago, I urged you to develop parent-empowering educational reform designed to enhance student achievement. You responded by creating the Missouri Empowerment Scholarship Accounts Program. As a result, these scholarships are enabling parents to direct educational opportunities for over a thousand Missouri students.

Two years ago, I asked for your help in reforming Missouri's election laws. You passed House Bill 1878, strengthening our election processes and instilling voter confidence by requiring government issued photo IDs, banning ballot drop boxes, designating paper ballots as the official ballots of Missouri, and much more. Thanks to your diligence, last November, the Show Me State showed America how safe, secure, and accessible elections are conducted. After almost 20 years we successfully implemented a real photo ID requirement in a general election, and it worked.

Other enactments signal your sensitivity to the needs of Missourians. The remote notarization bill you passed proved to be invaluable at the height of the COVID-19 Pandemic. It highlights your commitment to making it easier for Missourians to succeed. When Missourians were in need, your legislation sent the message that "help is on the way."

We gather today to open a new House, because the work of public service is an ongoing task. We gather as a state to address the unique character and opportunities of Missouri—its capabilities and its challenges. We know that federal government's "one size fits all solutions" are not the best answers. They are frequently both wasteful and costly failing to meet the needs of our communities and families. Missouri solutions you shape must be based on a proper understanding of the role of government. All Missourians must have equal opportunity to succeed in our culture. No Missourian should be deprived of the opportunity to reap the reward of hard work, creativity, productivity, innovation, and achievement. Missouri must embrace a culture of reward for merit which has made America the envied model for other cultures around the globe. With this in mind I encourage you to build on our successes.

One of our state's most important duties is to provide for the education of Missouri's children. In our most recent budget 7.4 billion dollars was spent on primary and secondary education, 21 percent of Missouri's budget. The most effective use of taxpayer dollars is to place parents in control of their children's educational choices. Parents know what is best for their children. Missouri's students are not factory widgets: they are unique individuals, endowed by their creator with gifts, abilities, and unlimited potentials if properly nurtured.

My wife Katie and I are raising four children here in Jefferson City. Our eldest attends a local public high school while our three younger children attend a private school at our family's personal expense. It is past time for all parents in this state to have the same opportunity to choose the educational environment best suited to fulfill the needs of their children. Let me encourage you to enact legislation that will capitalize on the caring knowledge and expertise of Missouri's loving parents by expanding their control over their children's education.

We must also address the sobering crime pandemic that plagues our state. Many people do not feel safe in their communities. As legislators, you have the opportunity to improve public safety. We need truth in sentencing legislation.

Members of juries and witnesses at trials should not have to fear encounters with those convicted of serious crimes but prematurely released from custody without having served meaningful sentences. Safe communities rely on citizen participation in the justice system. Public safety requires cooperation with local law enforcement, who cannot be expected to achieve it alone. No one should have to move to live in a safe neighborhood.

You can make Missourians safer by strengthening our criminal justice system. We must ensure that criminals are held properly accountable in every jurisdiction in the state. Justice should never be denied by the inability to appoint a special prosecutor when necessary. Policies that promote rehabilitation combined with truth in sentencing and

reforming our special prosecutor appointment statute will profoundly improve the safety of our citizens. I would like to especially thank Webster County Sheriff Roye Cole and Platte County Prosecutor Eric Zahn for their service and their hard work in these areas. They are in the chamber today and I would ask that they stand and be recognized.

Since the authority of our republic is derived from the informed consent of the citizens, everything we do should rest on the foundations of transparency and accountability. The appropriations process is a bulwark of clear transparency and focused accountability. This hard work requires definition of proposed expenditures and a defense of previous spending. Perhaps the informed consent of the governed is most important regarding issues of taxation. I wholeheartedly encourage you to propose to Missourians a constitutional amendment that would ban general tax increases without a vote of the people.

As elected public servants, it is our calling to maximize liberty and opportunity for all Missourians while striving to increase the effectiveness of our governmental operations. Thank you for your dedicated service to our great state. May God bless and guide you and your families and may God bless the great people of the great state of Missouri.

COMMUNICATION FROM THE SECRETARY OF STATE

To the Honorable House of Representatives of the 102nd General Assembly, First Regular Session, of the State of Missouri:

In compliance with Section 115.525, Revised Statutes of Missouri, I have the honor to lay before you herewith a list of the names of the members of the House of Representatives for the 102nd General Assembly (First Regular Session) of the State of Missouri, elected at the General Election held on November 8, 2022.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the official seal of my office this 4th day of January 2023.

/s/ Jay Ashcroft
John R. Ashcroft
SECRETARY OF STATE

MISSOURI HOUSE OF REPRESENTATIVES
Elected November 8, 2022

District	Name
1st	Jeff Farnan
2nd	Mazzie Boyd
3rd	Danny Busick
4th	Greg Sharpe
5th	Louis Riggs
6th	Ed Lewis
7th	Peggy McGaugh
8th	Josh Hurlbert
9th	Dean VanSchoiack
10th	Bill Falkner
11th	Brenda Shields
12th	Jamie Johnson
13th	Sean Pouche
14th	Ashley Aune
15th	Maggie Nurrenbern
16th	Chris Brown
17th	Bill Allen
18th	Eric Woods
19th	Ingrid Burnett

20th	Aaron McMullen
21st	Robert Sauls
22nd	Yolanda Young
23rd	Michael L. Johnson
24th	Emily Weber
25th	Patty Lewis
26th	Ashley Bland Manlove
27th	Richard Brown
28th	Jerome Barnes
29th	Aaron Crossley
30th	Jon Patterson
31st	Dan Stacy
32nd	Jeff Coleman
33rd	Chris Sander
34th	Kemp Strickler
35th	Keri Ingle
36th	Anthony Ealy
37th	Mark A. Sharp
38th	Chris Lonsdale
39th	Doug Richey
40th	Chad Perkins
41st	Doyle Justus
42nd	Jeff Myers
43rd	Kent Haden
44th	Cheri Toalson Reisch
45th	Kathy Steinhoff
46th	David Tyson Smith
47th	Adrian Plank
48th	Tim Taylor
49th	Jim Schulte
50th	Douglas Mann
51st	Kurtis Gregory
52nd	Bradley Pollitt
53rd	Terry Thompson
54th	Dan Houx
55th	Mike Haffner
56th	Michael Davis
57th	Rodger L. Reedy
58th	Willard Haley
59th	Rudy Veit
60th	Dave Griffith
61st	Bruce Sassmann
62nd	Sherri Gallick
63rd	Tricia K. Byrnes
64th	Tony Lovasco
65th	Wendy Hausman
66th	Marlene Terry
67th	Chantelle N. Nickson-Clark
68th	Jay Mosley
69th	Adam Schnelting
70th	Gretchen Bangert
71st	LaDonna Appelbaum
72nd	Doug Clemens
73rd	Raychel Proudie
74th	Kevin Windham Jr.
75th	Alan Gray

76th	Marlon Anderson
77th	Kimberly-Ann Collins
78th	Rasheen Aldridge Jr.
79th	LaKeySha Bosley
80th	Peter J. Merideth
81st	Steve Butz
82nd	Donna M.C. Baringer
83rd	Sarah Unsicker
84th	Del Taylor
85th	Yolonda Fountain Henderson
86th	Joe Adams
87th	Paula Brown
88th	Holly Jones
89th	Dean Plocher
90th	Barbara Phifer
91st	Jo Doll
92nd	Michael Burton
93rd	Bridget Walsh Moore
94th	Jim Murphy
95th	Michael A. O'Donnell
96th	Brad Christ
97th	David Casteel
98th	Deb Lavender
99th	Ian Mackey
100th	Philip Oehlerking
101st	Ben Keathley
102nd	Richard W. West
103rd	Dave Hinman
104th	Phil Christofanelli
105th	Adam Schwadron
106th	Travis Wilson
107th	Mark A. Matthiesen
108th	Justin Hicks
109th	Kyle Marquart
110th	Justin Sparks
111th	Gary Bonacker
112th	Renee Reuter
113th	Phil Amato
114th	Ken Waller
115th	Cyndi Buchheit-Courtway
116th	Dale Wright
117th	Mike Henderson
118th	Mike McGirl
119th	Brad Banderman
120th	Ron Copeland
121st	Bill Hardwick
122nd	Tara J. Peters
123rd	Lisa Thomas
124th	Don Mayhew
125th	Dane Diehl
126th	Jim Kalberloh
127th	Ann Kelley
128th	Mike Stephens
129th	John F. Black

130th	Bishop Davidson
131st	Bill Owen
132nd	Crystal Quade
133rd	Melanie Stinnett
134th	Alex Riley
135th	Betsy Fogle
136th	Stephanie Hein
137th	Darin Chappell
138th	Brad Hudson
139th	Bob Titus
140th	Jamie Ray Gragg
141st	Hannah Kelly
142nd	Jeff Knight
143rd	Bennie Cook
144th	Chris Dinkins
145th	Rick Francis
146th	Barry D. Hovis
147th	John Voss
148th	Jamie Burger
149th	Donnie Brown
150th	Cameron Bunting Parker
151st	Herman Morse
152nd	Hardy W. Billington
153rd	Darrell Atchison
154th	David Paul Evans
155th	Travis Smith
156th	Brian Seitz
157th	Mitch Boggs
158th	Scott Cupps
159th	Dirk Deaton
160th	Ben Baker
161st	Lane Roberts
162nd	Bob Bromley
163rd	Cody Smith

The following roll call indicated a majority of the Representatives present:

AYES: 155

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lonsdale

Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 007

Aldridge	Baker	Lavender	Merideth	Sharp 37
Stacy	Terry			

ABSENT WITH LEAVE: 001

Phifer

VACANCIES: 000

The following Representatives advanced to the bar and subscribed to the oath of office, which was administered by the Honorable W. Brent Powell, Judge of the Supreme Court of Missouri.

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Bland Manlove	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs

Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOMINATIONS FOR TEMPORARY SPEAKER

Representative Smith (155) nominated Representative Chris Dinkins as temporary Speaker of the House.

Representative Parker seconded the nomination.

Representative Patterson moved that nominations cease and Representative Dinkins be elected by acclamation.

Which motion was adopted.

Representative Dinkins assumed the Chair.

ADDRESS BY TEMPORARY SPEAKER CHRIS DINKINS

Secretary Ashcroft, thank you. And to my colleagues, thank you for giving me the honor and the opportunity to stand at this dais and preside over this momentous occasion as we begin the 102nd General Assembly.

To the Gentleman from Ozark, thank you for friendship and your support. To my family, thank you for standing with me and for being willing to sacrifice as I have followed this path of public service.

As I stand here before you today, I do so with a great deal of pride…pride in being the first woman to represent my district…pride in being one of the only Lakota Sioux to serve in the Missouri legislature…and pride in having the trust of my constituents to serve as their voice here in the people's house.

Just by being here today, we've all been given the opportunity of a lifetime…an opportunity to do great things for our state…an opportunity to make a real difference in the lives of the people who have chosen us to serve.

I will never forget those who have given me this opportunity and I will work each and every day to honor the trust they have placed in me.

I know too that I would not be here today without the inspiration given to me by my grandfather. It was during World War II that he endured unspeakable horrors as a Prisoner of War at the Berga concentration camp. But even as he suffered in ways most of us cannot imagine, his commitment to service never wavered and his belief in the greatness of our nation never faded.

My grandfather's story and his love for our country and our state encouraged me to pursue a life of service.

And today, with each decision I make, I think about the dedication and the perseverance of Americans like my grandfather and I'm inspired to work even harder to serve our state and our nation.

I know all of you in this room today feel the same and I want to remind all of you, regardless of which side of the aisle you're on, that we are here to serve the constituents in our district and the people of this state and we must never forget that.

Yes, there will be days when we argue, fight, and debate but may we never forget we are here to be the voice of those we represent and may we all pledge to find that common ground where we can do what is best and what is right for Missouri.

Thank you all so much. I am honored to serve with each and every one of you and wish us all great success for this session.

May God bless our state, our country and all of you here today.

NOMINATIONS FOR SPEAKER

Representative Kelly (141) nominated Representative Dean Plocher as Speaker of the House.

Representative Roberts seconded the nomination.

Representative Brown (27) nominated Representative Crystal Quade as Speaker of the House.

Representative Aune seconded the nomination.

Representative Quade withdrew her nomination.

Representative Patterson moved that nominations cease and Representative Plocher be elected by acclamation.

Which motion was adopted.

The following committee was appointed to escort Representative Plocher to the dais: Representatives Francis, Buchheit-Courtway, Houx, Knight, Gregory, Brown (16), Sharp (37), Proudie, Butz and Brown (87).

Representative Plocher subscribed to the oath of office, which was administered by the Honorable Mary R. Russell, Judge of the Supreme Court of Missouri.

Speaker Plocher assumed the Chair.

ADDRESS BY SPEAKER DEAN PLOCHER

Congratulations to each and every one of you!

It is through hard work, determination, and a passion for serving others that you have earned the title of State Representative. I want to thank all of you so much for your support, and for the confidence you have placed in me to serve as your Speaker. It is an honor and privilege to serve with you, and to serve the State of Missouri during this 102nd General Assembly. It has been an honor to serve alongside those who have left the House, some of whom are with us today.

Each of us arrived here to serve our great state from a similar path. Through effort, listening to Missourians, belief in democracy, sacrifice, and help.

We are blessed to have our families and friends who have supported us in this journey and our commitment to public service. I hope the time spent in this Chamber will be some of the most rewarding moments of our lives. Our families and friends, and *their* efforts, and *their* sacrifices, make this possible for us.

There are no amount of words I can use to fully describe my appreciation for my wife, Rebecca. It is only because of her countless efforts and unwavering commitment that I am able to serve in the people's house.

She has believed in me every step of the way. She is my biggest supporter but also the one who keeps me humble and focused. She has tirelessly participated/contributed/worked in so many ways, so I can stand here and have the honor of holding this office. She is the one deserving of so much more. I am blessed beyond measure to have her in my life. She is my partner and best friend.

Rebecca, I love you dearly, and I know that we accomplished this together because of all you have done for me and our family! I am eternally grateful.

Would you please join me in a round of applause for all of our significant others and loved ones who have made our service here possible.

Those that know me, know Rebecca, and you know we are fortunate to have two great children, Owen and Stella. Rebecca and I began this journey believing that being a State Representative was not a career choice, but a call to serve a greater cause. We did so because we had children and believe strongly in giving them the same opportunities we have had.

Having children and witnessing current events gave us a sense of urgency, so all of our children can pursue and achieve the American Dream.

American democracy is not free. We each have to work and sacrifice to ensure and protect our representative government and these sacred values of life, liberty, and the pursuit of happiness.

Owen and Stella were young when I first entered public service. I am grateful for their support for this work. They have helped in so many ways. I am so very proud of them for all they are doing and how they are growing up.

I love you, Owen and Stella!

You remind me every day why we are here–to leave the next generation of Missourians with more opportunities, to create a tomorrow that is better than today, and to give all of those that follow us the freedom and opportunity to achieve their own American Dream.

I am fortunate, too, to have parents who placed great emphasis on education, the value of personal responsibility, and hard work. My mother is with us today. Thank you for everything, mom.

I'm eternally grateful for my parents' sacrifices. They believed in a better future for their children and passed that legacy onto me.

My father, while not with us, has left an indelible memory residing in me and I will do my best to carry on his legacy.

Let me also welcome my other family members with us today: my sister-in-law, Stacy; her husband, Kevin; and their children, Nora & Jillian.

Not with us today are my father & mother-in-law, Vince & Linda, who likewise believed in public service and passed their values on to my wife and believed in me from the beginning.

My aunt and cousins who traveled from San Diego, and my other family members, I am grateful we are able to be together today.

To my friends and supporters who have stood by me on this journey, thank you for everything you've done to make this day possible.

And let me share one final but incredibly important thank you. To the person who has worked tirelessly to help not only me, but all of you - Diana Hennerich. No one in this building is more dedicated or more capable than Diana. Diana, thank you!

All of us serving in this amazing building know that we do not serve alone. We are surrounded by those dedicated to serving Missouri.

From our staff to our research analysts and the bill drafters, who make our ideas for legislation a reality, to the ones who maintain the beauty of these halls and this Chamber day after day, and to our staff who work behind the scenes to make all of this possible: they are the ones who provide the resources and support we need to succeed, and they work with us to make Missouri an even better place to call home.

Please join me in thanking each of them.

Being here is a call to serve. And when you are here, you don't just go home and forget about the day. Rather, our efforts when working to pass a bill require patience and persistence, all of which seemingly reverberate for months from January to May, and often for years, as failure is common and success is rare.

Democracy requires diligence. Thoughtful, well-vetted legislation takes time. It's a process in which we all have a part to play.

Today, we reaffirm our belief in this process, in our belief in democracy, and responsible, effective, smaller government that protects our individual freedoms.

We are all participants in this great experiment, where we have the freedom to discuss our differences in opinion. We are blessed to live in a country with a Bill of Rights that guarantees those freedoms.

Even in dissent, we try to find common ground, to work for democracy, and work for our Missouri values to preserve the American Dream for future generations.

As Speaker, this is my charge to keep. I am mindful of the responsibilities that come with democracy and freedom.

The American Dream is achieved through hard work, commitment to freedom, education, as well as individual and fiscal responsibility. I will work toward an agenda that promotes each of these values because they empower Missourians.

Over the last several years, the Missouri Legislature has:

- Cut taxes – The largest in Missouri's history.
- Strengthened Missouri's agricultural industry, and protected our farmers and our individual property rights.
- Ensured every patient has the right to have an advocate by their side in a hospital.
- Preserved the integrity of our elections and every Missourian's vote.
- Prioritized a fiscally responsible state budget that invested in education at record levels.
- And we have witnessed Missouri's lowest unemployment rate in our history, well below the national average.

This has benefited every Missourian!

But even as Missouri has thrived and succeeded in so many areas, we have also experienced unprecedented challenges such as COVID and a greater, almost suffocating influence from our federal government threatening the very concept of federalism.

We've seen the devastating effects of violent crime and dangerous streets in our communities. Missourians should not have to contend with violent crime. Families and children should not have to live in fear. Small businesses should not have to worry about damage to property or threats to employees.

Not only are there innocent victims, but such crime further destabilizes our families and communities, affecting all of us.

I care deeply about every Missourian who has been a victim of a crime. I understand why they have lost trust in dysfunctional local governments where some officials refuse to prosecute violent offenders. I sympathize with these families who have seen their streets become less and less safe as crime has enveloped their communities.

We cannot be bystanders as unchecked crime causes the systematic destruction of our proud state. It must be a priority of this body to provide the resources and enact common sense reforms to protect every Missouri community. There is no excuse for inaction.

I know this task won't be easy. Bold actions in this building are an open invitation to critics resistant to change. But Missourians are ready for real action.

Missourians deserve the opportunities that come with safe, growing communities. And they are ready for us to lead.

We also know the key to opportunity starts with access to education. Missourians should have opportunities to choose where they send their children for a high-quality education, and parents should have a stronger voice as it relates to the substance of what is taught to their kids each day.

For too long our teachers have been compensated by an out-of-date pay scale. It's a flawed system that rewards time served instead of output and innovation.

Teaching is difficult and our State needs to reward teachers for success so our children have access both to great teachers and choices for education.

Making key, strategic investments is necessary to prepare the next generation for the jobs of tomorrow. I am confident we can do this and hold the line on our fiscally responsible budget.

Today, Missouri is sitting on the largest budget surplus in our state's history – 5 to 6 billion dollars.

As a fiscal conservative, I believe government should provide responsible infrastructure spending. I also know that our citizens are the best stewards of their money, and I believe we can build on the tax cuts from last year's Special Session.

There is more room to return money to Missouri taxpayers! This is money that hardworking Missourians have earned. It is in fact their money.

Reducing our tax burden will make Missouri even more competitive to recruit a talented workforce, to build prosperous communities, grow small businesses, and create more opportunities for all.

We must also capitalize on our strengths. In the real estate market location is everything. Missouri must do a better job of building on our geographical advantages!

Missouri is within 500 miles of almost half of our country's population and 44% of our country's manufacturing. We're also the home of North America's second largest, and most efficient inland port system.

Missouri's location places us in an essential position to move material, goods, and people across our country. We must do a better job and embrace this competitive advantage.

Missouri is also a leader in innovation.

We are the home of cutting-edge advancement in agriculture, bioscience, geospatial technology, national defense, and logistics.

There are few places that can rival Missouri when it comes to bioscience. St. Louis alone has over 1,000 plant science PhD's and more than 700 bioscience companies.

St. Louis is also home to our new National Geospatial Intelligence Agency Headquarters West.

It's also where some of the world's most advanced fighter jets are built that provide security to our nation and to our allies around the world.

The cutting-edge development taking place today adds to Missouri's rich history in aviation and makes our state one of the top aerospace manufacturing providers in the country.

Stretching from Kansas City to Columbia, the Animal Health Corridor has over 300 animal health companies, representing the largest such concentration in the world.

Columbia, the home of MU, operates the country's most powerful university research nuclear reactor. This reactor produces cutting-edge cancer therapies, and life-saving medicines that are only produced there, offering Missourians better access to innovative medical care.

Springfield is one of our State's leading manufacturing hubs with an impressive 33% job growth rate and home to leading transportation carriers.

And when you look outside our metropolitan areas, you see this same level of success and innovation all across rural Missouri.

Missouri, which is second in the nation with its nearly 100,000 farms, is blessed with a rich history and proud tradition of national prominence in the field of agriculture.

That tradition is carried on today by farmers whose hard work proudly places our state in the top 10 nationally in 12 significant commodities, including everything from soybeans, corn, cotton, and rice to beef cows, turkeys, hogs, and chickens.

These are just but a few examples of what makes Missouri uniquely positioned to be a world competitor and leader.

Our state is great in so many ways, but we know we have more work to do!

Here in this magnificent Chamber and this beautiful building, we will take on these challenges. We are the stewards of time passing through this Chamber and we must use this time wisely to influence the trajectory of our state.

This incredible structure, decorated with majestic marble columns and beautiful murals, is the product of the work of Missourians more than 100 years ago, Missourians who had vision: 100 years later their vision holds true and this building still serves the needs of the people.

But we also know that, just as those who went before us provided vision in this grand building, we too must provide vision for our state. Our State needs to continue to craft a vision of what it can and should be so it can meet the needs of future generations and our way of life.

Carved into the entrance of the lower rotunda, there is an inscription taken from the Book of Proverbs. It reads, "Where there is no vision the people perish."

It's a powerful reminder that our job as public servants is not simply to find solutions to the problems as they arise, but also to craft and share our vision that will guide our state into the next 100 years, and ensure our future is one filled with success and prosperity.

As we move forward into this 2023 legislative session, I know there are tough issues we must tackle, but there are also areas we can address to ensure our state has a brighter tomorrow.

Missouri is well positioned. Look around us, to all of us having the honor and privilege to serve. We have a broad array of Missouri citizens in the people's house from every corner of Missouri and with a variety of backgrounds and experiences. We have all we need to get things accomplished for Missourians.

Let the words inscribed by those that went before us inspire us. Let our Missouri values guide us. And let our ability to work together help us craft Missouri's vision for the next 100 years.

Together we can continue to improve our great State, educate our children, grow our economy, keep our streets safe, preserve the American Dream, and build a more prosperous Missouri with opportunities for all Missourians and the generations to come. For United We Stand, Divided We Fall!

Thank you! God Bless you, the United States of America and the Great State of Missouri!

NOMINATIONS FOR SPEAKER PRO TEM

Representative Copeland nominated Representative Mike Henderson as Speaker Pro Tem of the House.

Representative Riley seconded the nomination.

Representative Patterson moved that nominations cease and Representative Henderson be elected by acclamation.

Which motion was adopted.

The following committee was appointed to escort Representative Henderson to the dais: Representatives McGirl, Dinkins, Wright, Voss, McGaugh, Windham and Bangert.

Representative Henderson subscribed to the oath of office, which was administered by the Honorable Patrick King, Judge of the 24th Circuit Court of Missouri.

Speaker Pro Tem Henderson assumed the Chair.

ADDRESS BY SPEAKER PRO TEM MIKE HENDERSON

I am deeply humbled and honored to stand here today. I want to thank my colleagues for your trust and support. Thank you for believing in me. I promise that I will do everything I can to make your experience here a positive one.

To my beautiful wife of 39 years, Cheri, I cannot put into words what your love and encouragement has meant to me. Thank you for believing in me and standing by me.

To my family and friends who have made the trip to Jefferson City to join us; my daughter, Amanda; my son, Sean; and my grandson, Charlie, the state's biggest Chiefs fan, thank you. It means the world to have you here today.

Being a public servant keeps all of us away from our families for weeks at a time. Yet those families always support us from afar. I want to thank all the families here today who give up time with their loved ones to allow them to serve.

As we begin the 102nd General Assembly together I know we do so with a sense of excitement and feelings of hope. Hope that we will be effective advocates for the people of our districts. Hope that we can put our state on the path to grow and prosper for years to come. What we do here is not about us, it is about the people we represent. These next two years I will be here to work with and help you every step of the way. I am here to serve the body of the House.

My years of experience as a coach, teacher and administrator taught me a few things about leadership. Leadership is about listening, learning, and putting the needs of others before yours.

We will never find common ground to tackle tough issues unless we are willing to listen and learn from each other. We will never do what is truly best for our state until we commit to working for and with each other, rather than just advancing our own self-interest.

One of the greatest Missourians, Harry S Truman, put it best when he said, "It's amazing what we can accomplish when we do not care who gets the credit." Those are words for all public servants to live by.

My promise to you is, I will always be willing to listen and learn. That holds true for members from both sides of the aisle. The skill of listening is probably most important when we find ourselves on opposite sides of an issue. Together we will find a way to move the great state of Missouri forward!

Thank you for your support and for giving me this incredible opportunity! God bless you and the great state of Missouri!

Speaker Plocher resumed the Chair.

Pursuant to Section 9.141, RSMo, the United States Bill of Rights was read by Owen Plocher and Stella Plocher.

HOUSE RESOLUTIONS

Representative Patterson offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Rules of the House of Representatives of the One Hundred First General Assembly, and all amendments thereto, be the temporary Rules of the House of Representatives, One Hundred Second General Assembly, until or unless otherwise ordered.

On motion of Representative Patterson, **HR 1** was adopted.

Representative Patterson offered **HR 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED, that the following be elected permanent officers of the House of Representatives of the One Hundred Second General Assembly:

Chief Clerk ..... Dana Rademan Miller
Doorkeeper ..... Charles Hildebrand
Sergeant-at-Arms ..... Randy Werner
Chaplain ..... Reverend Monsignor Robert Kurwicki, Vicar General

On motion of Representative Patterson, **HR 2** was adopted.

The following officers subscribed to the oath of office, which was administered by the Honorable Dean Plocher, Speaker of the House.

Chief Clerk ..... Dana Rademan Miller
Doorkeeper ..... Charles Hildebrand
Sergeant-at-Arms ..... Randy Werner
Chaplain ..... Reverend Monsignor Robert Kurwicki, Vicar General

Representative Patterson offered **HR 3**, which was read.

HOUSE RESOLUTION NO. 3

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred Second General Assembly, First Regular Session, inform the Senate that the House is duly convened and is now in session ready for consideration of business; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives of the One Hundred Second General Assembly is hereby instructed to inform the Senate that the House of Representatives is now duly organized with the following officers, to wit:

Speaker ..... Dean Plocher
Speaker Pro Tem ..... Mike Henderson
Chief Clerk ..... Dana Rademan Miller
Doorkeeper ..... Charles Hildebrand
Sergeant-at-Arms ..... Randy Werner
Chaplain ..... Reverend Monsignor Robert Kurwicki, Vicar General

On motion of Representative Patterson, **HR 3** was adopted.

Representative Patterson offered **HR 4**, which was read.

HOUSE RESOLUTION NO. 4

BE IT RESOLVED, that a message be sent to the Governor of the State of Missouri to inform His Excellency that the House of Representatives and the Senate of the One Hundred Second General Assembly, First Regular Session, of the State of Missouri, are now regularly organized and ready for business, and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Patterson, **HR 4** was adopted.

Representative Patterson offered **HR 5**.

HOUSE RESOLUTION NO. 5

WHEREAS, the members of the Missouri House of Representatives take great pride in recognizing those outstanding public servants who have consistently performed their official duties with the highest degree of dedication, competence, and integrity; and

WHEREAS, the Honorable John R. "Jay" Ashcroft is to be praised and commended for the conscientious and effective manner in which he has performed his duty of presiding over the deliberations of the House of Representatives prior to its temporary organization, one of the numerous responsibilities of the Secretary of State pursuant to the Constitution of the Great State of Missouri; and

WHEREAS, since taking the oath in January 2017, the Honorable Jay Ashcroft has distinguished himself through tireless commitment to his responsibilities as Secretary of State; and

WHEREAS, Secretary Ashcroft has demonstrated commitment to building confidence in elections, preventing voter fraud, restoring relationships with local election authorities, investigating securities fraud, supporting Missouri libraries and businesses, and working to attract new jobs to the State of Missouri:

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, One Hundred Second General Assembly, join unanimously in expressing sincere appreciation and deep gratitude to the Honorable Jay Ashcroft for the proud and faithful manner in which he has served this legislative body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable Jay Ashcroft as a mark of our esteem for him.

On motion of Representative Patterson, **HR 5** was adopted.

Representative Patterson offered **HR 6**.

HOUSE RESOLUTION NO. 6

WHEREAS, as the One Hundred Second General Assembly of the State of Missouri convenes on Wednesday, January 4, 2023, the members of the Missouri House of Representatives proudly acknowledge services rendered to the General Assembly by distinguished public servants of this fair state; and

WHEREAS, the Honorable W. Brent Powell, Judge of the Supreme Court of Missouri, deserves countless words of praise and commendation for the selfless manner in which he has given his valuable time to administer the oath of office to members of this legislative body in accordance with Missouri law; and

WHEREAS, during the inaugural session of the House of Representatives, the Honorable W. Brent Powell displayed the highest degree of dedication in continuing the long-established tradition of rendering a sense of both dignity and solemnity in the prestigious ceremony which marks the official beginning of each legislator's two-year term in office as an elected representative of the people of Missouri; and

WHEREAS, it is entirely fitting and proper that this legislative body should take pause to applaud the numerous laudable achievements of the Honorable W. Brent Powell during his exemplary legal career:

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, One Hundred Second General Assembly, join unanimously in expressing our sincerest thanks and deepest appreciation to the Honorable W. Brent Powell for the devoted and faithful manner in which he has served this body and further

extend our very best wishes for continued great success and even more outstanding accomplishments in executing his numerous varied duties and responsibilities serving on our State's Highest Court; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Honorable W. Brent Powell as a mark of our esteem for him.

On motion of Representative Patterson, **HR 6** was adopted.

HOUSE CONCURRENT RESOLUTIONS

Representative Patterson offered **HCR 1**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 1

BE IT RESOLVED, by the House of Representatives of the One Hundred Second General Assembly, First Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 2:30 p.m., Wednesday, January 18, 2023, to receive a message from His Excellency, the Honorable Michael L. Parson, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the One Hundred Second General Assembly, First Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Patterson, **HCR 1** was adopted.

Representative Patterson offered **HCR 2**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 2

BE IT RESOLVED, by the House of Representatives of the One Hundred Second General Assembly, First Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 10:15 a.m., Wednesday, February 8, 2023, to receive a message from the Honorable Paul C. Wilson, Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform His Honor that the House of Representatives and the Senate of the One Hundred Second General Assembly, First Regular Session, are now organized and ready for business and to receive any message or communication that His Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Patterson, **HCR 2** was adopted.

WITHDRAWAL OF HOUSE JOINT RESOLUTIONS

December 7, 2022

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
Jefferson City, MO 65101

Dear Dana Rademan Miller,

I respectfully request that **House Joint Resolution No. 26** be withdrawn.

Sincerely,

/s/ Edwin G. Lewis
State Representative
District 6

WITHDRAWAL OF HOUSE BILLS

December 5, 2022

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
201 W Capitol Ave.
Jefferson City, MO 65101

Dear Chief Clerk Miller,

I request that **House Bill No. 201** be withdrawn due to a one word change.

Thank you for your time and consideration.

Respectfully Submitted,

/s/ Rick Francis
State Representative
District 145

December 13, 2022

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
201 W Capitol Ave.
Jefferson City, MO 65101

Dear Chief Clerk Miller,

I request that **House Bill No. 203** be withdrawn due to changes.

Thank you for your time and consideration.

Respectfully Submitted,

/s/ Rick Francis
State Representative
District 145

HOUSE RESOLUTIONS

Representative O'Donnell offered House Resolution No. 7.
Representative Toalson Reisch offered House Resolution No. 8.
Representative Sparks offered House Resolution No. 10.
Representative Patterson offered House Resolution No. 11.

RULES OF THE HOUSE OF REPRESENTATIVES
102nd GENERAL ASSEMBLY

TIME OF MEETING

Rule 1. The time of meeting by the House, unless otherwise ordered, shall be 10:00 a.m.

ORDER OF BUSINESS

Rule 2. (1) *Administrative Order of Business.* The first of each day, after the House is called to order, shall be employed as follows unless otherwise ordered by the House:

(a) Introduction of petitions, memorials, remonstrances, and resolutions.
(b) Introduction and first reading of House Joint Resolutions.
(c) Introduction and first reading of House Bills.
(d) First reading of Senate Joint Resolutions and Bills.
(e) Second reading of House Bills, Joint Resolutions, and Concurrent Resolutions.
(f) Second reading of Senate Bills, Joint Resolutions, and Concurrent Resolutions.
(g) Reports of regular standing committees.
(h) Reports of special standing committees.
(i) Messages from the Senate.

(2) *Regular Order of Business.* At the close of the administrative order of business, the Speaker or any member may call for the regular order of business. The administrative order of business may be dispensed with by unanimous consent of the House at any time. The regular order of business shall be employed as follows unless otherwise ordered by the House:

(a) Prayer.
(b) Pledge of Allegiance to the American Flag.
(c) Reading and approval of the Journal of the previous day's session.
(d) Bills, reports, and other business on the table.
(e) House Joint Resolutions to be perfected and printed.
(f) House Bills to be perfected and printed.
(g) Third reading of House Joint Resolutions and Concurrent Resolutions.
(h) Third reading of House Bills.
(i) Messages from the Senate.
(j) Third reading of Senate Joint Resolutions and Concurrent Resolutions.
(k) Third reading of Senate Bills.
(l) Adoption of petitions, memorials, remonstrances, and resolutions.
(m) Reports of subcommittees.
(n) Such other orders of business as deemed necessary pursuant to law.

HEADINGS ON HOUSE CALENDAR

Rule 3. The House may keep calendars for organizational purposes and to facilitate the consideration of legislation. Calendars may be created as deemed necessary by the Speaker.

FIRST AND SECOND READING OF BILLS

Rule 4. A bill shall be read the first time by journal entry of the title of the bill on the legislative day of its filing. It shall be second read on the following legislative day by journal entry of the title of the bill. The reading of a bill by its title shall be deemed sufficient reading unless the further reading be called for. If the further reading be called for and no objection made, the bill shall be read at length; if, however, objection be made, the question shall be determined by the majority of the members present.

ORDERS OF THE DAY

Rule 5. Upon recess or adjournment, the Majority Floor Leader shall advise the entire membership of the business anticipated to be conducted during the remainder of the legislative day and during the next legislative day.

ELECTION OF OFFICERS
GENERALLY

Election; Oath; Compensation

Rule 6. The House shall elect the following officers at the commencement of the first regular session of each general assembly: its presiding officer, who shall be called Speaker of the House, a Speaker Pro Tem, a Chief Clerk, a Sergeant-at-Arms, a Doorkeeper, and a Chaplain, who shall hold office during all sessions until the convening of the succeeding General Assembly, unless sooner removed by a vote of the majority of the members. Each shall receive such compensation as may be provided for by law. Each shall take an oath to support the Constitution of the United States and of this State and to faithfully demean himself or herself in office and to keep the secrets of the House. Such oath shall be administered to the Speaker and Speaker Pro Tem by a Judge of the Supreme Court, Court of Appeals, or a Circuit Court and by the Speaker to the other officers. All other officers of the House shall be appointed by, and serve at the pleasure of, the Speaker and receive such compensation as provided by law.

SPEAKER

Speaker to Call Members to Order

Rule 7. The Speaker shall take the chair at the hour to which the House has been adjourned and immediately call the members to order and, on the appearance of a quorum, shall cause the Journal of the preceding day to be read unless otherwise ordered by the House, which may then be corrected by the House.

Parliamentary Rulings; Referral to Parliamentary Committee

Rule 8. Parliamentary rulings may be made only by the Speaker or the Speaker Pro Tem. At his or her option or at the request from a member of the Parliamentary Committee, he or she may refer points of order to the Parliamentary Committee for an advisory opinion. In the absence of the Speaker or the Speaker Pro Tem, rulings shall be made by a parliamentary committee. The Committee on Parliamentary Procedure shall be composed of the Speaker, the Majority Floor Leader, and the Minority Floor Leader or their member designees. No member who is temporarily in the chair may rule on points of order, except the Speaker or Speaker Pro Tem, until and unless the Parliamentary Committee has been called and ruled. It shall be the duty of the temporary Speaker to call such Parliamentary Committee at the time the point of order is raised and before any discussion on such point of order takes place. It shall be at the Speaker's discretion whether members may speak on points of order. The Speaker or the Speaker Pro Tem may take points of order under advisement; provided that, he or she rules on the point of order before any other motion to amend is entertained.

Speaker May Speak on Points of Order

Rule 9. The Speaker may speak on points of order in preference to any other member, arising from his or her seat for that purpose, and shall decide questions of order, subject to an appeal to the House. No member shall inquire of another member nor debate with other members on points of order but shall address his or her remarks only to the chair.

Appeal from a Ruling of the Chair

Rule 10. Should there be an appeal from any ruling of the chair, the question, "Shall the chair be sustained?" shall be immediately put and determined before the House proceeds to other business.

Speaker Has General Supervision of Hall

Rule 11. The Speaker shall have general direction and supervision of the House and shall preserve decorum and order in the Hall.

Supervision of House Employees

Rule 12. The Speaker shall have general supervision and control over all employees of the House. The Speaker may hire special counsel to assist committees in extraordinary circumstances. The Speaker may make a temporary appointment to fill a vacancy in the office of the Chief Clerk until such time as the House adopts a resolution to fill the vacancy on a permanent basis.

Speaker May Substitute Member to Perform Duties

Rule 13. The Speaker may substitute any member to perform the duties of the chair if the Speaker Pro Tem is absent or otherwise engaged.

Speaker Shall Sign Bills

Rule 14. The Speaker shall sign all bills, and perform all other duties in relation thereto, as required by the Constitution. He or she shall also sign all joint resolutions and addresses; and all writs, warrants, and subpoenas issued by order of the House shall be under his or her hand, attested by the Chief Clerk.

Speaker May Clear Hall

Rule 15. In case of disturbance or disorderly conduct in the lobbies or galleries, the Speaker, temporary Speaker, or Chair of the Committee of the Whole House shall have power to order the same cleared. He or she shall not, however, have the power to remove members from the floor of the House, except by a majority vote of those present.

Manner of Putting Questions

Rule 16. The Speaker shall rise to state and put questions. Questions shall be in the following form: "All those in favor (if by electronic roll call) vote 'Aye'. All those opposed (if by electronic roll call) vote 'No'". If by voice vote say "Aye" or "No". If the Speaker doubts on a voice vote, voting shall be ordered by electronic device. The Speaker may require a recorded vote on any motion.

OTHER OFFICERS

Speaker Pro Tem

Rule 17. The Speaker Pro Tem shall perform the duties of Speaker during the sickness or absence of the Speaker, except while some member is discharging such duties as a substitute under Rule 13.

Chief Clerk

Rule 18. It shall be the duty of the Chief Clerk to serve also as Chief Administrator of the House and to attend the House during its sittings. The Chief Clerk, under the direction of the Speaker, shall prepare and keep the House Journal and seasonably record the proceedings of the House; keep regular files of House papers; attest all writs, warrants, and subpoenas issued by order of the House; keep an account of all fines imposed by the House; maintain a record of the members' attendance; keep an account of the traveling and expense allowances of all the members; transmit to the Senate messages, communications, copies, and documents of the House; keep a docket of proceedings on all bills, resolutions, and acts; and execute the commands of the House from time to time. The Assistant Chief Clerk shall perform the duties of the Chief Clerk in his or her sickness or absence, or upon the Chief Clerk's resignation.

Sergeant-at-Arms; Doorkeeper; Chaplain

Rule 19. (1) *Sergeant-at-arms.* It shall be the duty of the Sergeant-at-Arms to attend the House during its sittings; to execute the commands of the House from time to time, together with such process issued by authority thereof as shall be directed to him or her by the Speaker; and to oversee the security of the areas within the capitol under the control of the House of Representatives. He or she shall preserve order during committee hearings and in the galleries and lobby and control entry into the Hall and onto the floor during the session of the House. The sergeant-at-arms shall have all powers granted to law enforcement officers in this state to apprehend and arrest persons for violations of Article III, Section 18 of the Constitution of Missouri, and may carry firearms when necessary for the proper discharge of his or her duties. The sergeant-at-arms may employ additional staff to assist him or her in the performance of his or her duties. The sergeant-at-arms and any such additional employees shall maintain a valid peace officer license for the duration of their employment.

(2) *Doorkeeper.* It shall be the duty of the Doorkeeper, subject to the orders of the Speaker, to attend the sittings of the House. The Doorkeeper shall allow no person to come or remain within the Hall or galleries except as are admitted by the rules or orders of the House. He or she shall execute the commands of the Speaker in relation to his or her duties and shall obey such other orders as may be made by the House.

(3) *Chaplain.* It shall be the duty of the Chaplain, or a member, former member, or employee of the House, as designated by the Speaker, to attend at the commencement of each day's sitting of the House, to open the sessions thereof with a prayer, visit any member who may be sick, and to preach in the Hall of the House of Representatives whenever requested by a vote of the House.

Employees

Rule 20. The House may employ, and the Speaker appoint, such employees as are necessary to perform the duties of the House. No person shall be initially hired by the House who is related to any member of the House within the fourth degree, by consanguinity or by affinity.

COMMITTEES

By Whom Appointed; Composition of Membership

Rule 21. (1) All regular standing, select, conference, interim, and statutory committees shall be appointed by the Speaker who, when appointing a committee, shall designate a member thereof as chair, designate another member as vice chair, and designate the total number of members to serve on each committee, except the minority members of each regular standing committee shall be appointed by the Minority Floor Leader. The vice chair or a designee of the chair shall preside at all committee meetings in the absence of the chair.

(2) The Speaker of the House, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Majority Whip, the Minority Floor Leader, the Assistant Minority Floor Leader, and the Minority Whip shall be ex-officio members of all committees of the House, the chair and the vice chair of the Committee on Budget and one member of the committee designated by the Minority Floor Leader shall be ex-officio members of all subcommittees of the Committee on Budget, and the chair of each regular and special standing committee shall

be an ex-officio member of each subcommittee of such regular or special standing committee for the purpose of a quorum and inquiry but shall have no vote unless they are duly appointed members of the committee.

(3) The membership of all regular standing committees and all other committees and commissions, unless otherwise provided by the act or resolution creating them, shall be composed as nearly as may be, of majority and minority party members in the same proportion as the number of majority and minority party members in the House bears to the total **elected** membership of the House, except for the Ethics Committee. The Ethics Committee shall consist of an equal number of members from the majority and minority party.

(4) The Speaker may appoint such special standing committees as he or she deems necessary. Any special standing committee shall have the authority and duties of a regular standing committee if so designated by the Speaker. The Minority Floor Leader may make recommendations to the Speaker regarding minority membership of special standing committees.

(5) The Speaker may dissolve or discharge the members of any conference, interim, or special standing committee at any time and reappoint the members thereof.

Time of Sitting

Rule 22. No committee shall meet except during those times so designated by the Speaker. No committee shall sit during the session of the House without leave of the House, except for during the administrative order of business.

The Regular Standing Committees Enumerated

Rule 23. The regular standing committees of the House shall be as follows:

(1) Administration and Accounts.
(2) Agriculture Policy.
(3) Budget.
(4) Children and Families.
(5) Consent and House Procedure.
(6) Conservation and Natural Resources.
(7) Corrections and Public Institutions.
(8) Crime Prevention **and Public Safety**.
(9) **[**~~Downsizing State Government.~~
~~(10)~~**]** Economic Development.
[~~(11)~~**] (10)** Elections and Elected Officials.
[~~(12)~~**] (11)** Elementary and Secondary Education.
[~~(13)~~**] (12)** Emerging Issues.
[~~(14)~~**] (13)** Ethics.
[~~(15)~~**] (14)** Financial Institutions.
[~~(16)~~**] (15)** Fiscal Review.
[~~(17)~~**] (16)** General Laws.
[~~(18)~~**] (17) Government Efficiency and Downsizing.**
(18) Health and Mental Health Policy.
(19) **Healthcare Reform.**
(20) Higher Education.
[~~(20)~~**] (21)** Insurance **Policy**.
[~~(21)~~**] (22)** Judiciary.
[~~(22)~~**] (23)** Legislative Review.
[~~(23)~~**] (24)** Local Government.
[~~(24)~~**] (25)** Pensions.
[~~(25)~~**] (26)** Professional Registration and Licensing.
[~~(26)Public Safety.~~ **]**
(27) Rules - Administrative Oversight.
(28) Rules - Legislative Oversight.
(29) Rules - Regulatory Oversight.
[~~(29)~~**] (30)** Rural Community Development.
[~~(30)~~**] (31)** Transportation **Accountability**.
(32) Transportation Infrastructure.

[~~(31)~~**] (33)** Utilities.
[~~(32)~~**] (34)** Veterans.
[~~(33)~~**] (35)** Ways and Means.
[~~(34)~~**] (36)** Workforce **and Infrastructure** Development.

Duties of the Regular Standing Committees

Rule 24. (1) *Duties Generally.* Regular standing committees **and subcommittees established under Rule 24(4)(c)** shall have the authority to consider bills and resolutions that have been referred to them and:

(a) Report the bill or resolution "Do Pass", "Without Recommendation", or "Do Pass - Consent" to the Speaker.

(b) Report the bill or resolution "Do Pass with recommended committee amendment" to the Speaker.

(c) Report the bill or resolution as a "House Committee Substitute - Do Pass" or "House Committee Substitute - Without Recommendation" to the Speaker.

(2) *Administration and Accounts.*

(a) *Duties generally.* The Committee on Administration and Accounts shall superintend and have sole and complete control of all financial obligations and business affairs of the House except those employees appointed by or assigned to the Speaker, or assigned to the Budget Committee Chair, the Speaker Pro Tem, the Majority Floor Leader, the Minority Floor Leader, and the Officers of the House. The committee shall provide for the receiving and receipt of all supplies, equipment, and furnishings purchased from the account of the House and shall further provide for the use and distribution thereof.

(b) *Funds for operation of member's individual offices.* The committee shall also prescribe rules governing the expenditure of funds allotted to individual members for the operation of their offices. Such rules shall be applied equally to, and shall require the equal treatment of, all members with regard to the expenditure of such funds. Subject to such rules, each member shall have discretion to expend such funds, for the use of his or her office, without the approval of the committee.

(c) *Allotment of offices, chamber seats, and parking spaces.* Each member shall be allotted his or her own office, chamber seat, and parking assignment. The committee shall assign all offices, chamber seats, and parking spaces under its control and reserved for members. The committee may make assignments to the party caucuses for those caucuses to assign to their respective members. The House officers, the floor leaders and assistant floor leaders of each party, the Budget Committee Chair, and the chair and ranking minority member of the Administration and Accounts Committee, without respect to the seniority of those members, shall have priority with respect to such assignments within their respective caucuses.

(d) *Duties of the Chief Clerk in Respect to Committee.* The Chief Clerk of the House may be authorized to act for the committee, but only in the manner and to the extent as may have been previously authorized by the committee. Such authorization shall be entered in the minutes of the committee. The Chief Clerk shall maintain financial records for the House in accordance with generally accepted accounting principles. The Chief Clerk of the House shall keep a detailed accounting of all transactions and shall furnish each member of the committee and the Speaker with a copy of such account on a quarterly basis.

(e) *Recognition of Caucuses.* The committee may approve and prescribe for the recognition of caucuses. Any group of five or more House members may seek designation as a caucus for the purpose of identifying and collaborating on issues within a common sphere of public interest. The committee shall post the names of all recognized caucuses on the House website.

(3) *The Committee on Agriculture Policy.* The Committee on Agriculture Policy may consider and report upon bills and matters referred to it relating to the protection, promotion, and encouragement of agriculture in this state.

(4) *The Committee on Budget.*

(a) The Chair of the Committee on Budget shall have the sole responsibility of filing all appropriations bills. The Committee on Budget shall have the responsibility for any other bills, measures, or questions referred to it pertaining to the appropriation and disbursement of public moneys.

(b) *Other duties.* The committee may consider and report upon any bill or resolution referred to it which, in the opinion of the Speaker, merits special consideration. The committee may also consider and report upon bills and matters referred to it relating to the reorganization, consolidation, and abolition of boards, bureaus, commissions, and other offices and buildings of the state, including the Division of Facilities Management, Design

and Construction, the capitol grounds, and the state and legislative libraries. The committee is empowered to study and investigate the efficiency and economy of all branches of government, including the possible existence of fraud, misfeasance, malfeasance, collusion, mismanagement, incompetence, corruption, waste, conflicts of interest, and the improper expenditure of government funds in transactions, contracts, and activities of the government or government officials and employees. The committee is authorized to hold hearings, sit, and act at any time or place within the state of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement. If the committee, after hearing and upon findings incorporated in a report, deems that a particular activity, bureau, agency, committee, commission, department, or any other entity of state government should be discontinued, it shall report such finding to the House for further action by the House.

(c) The Committee on Budget shall have the following subcommittees:

a. *The Subcommittee on Appropriations* - Agriculture, Conservation, Natural Resources, and Economic Development.

b. *The Subcommittee on Appropriations* - Education.

c. *The Subcommittee on Appropriations* - General Administration.

d. *The Subcommittee on Appropriations* - Health, Mental Health, and Social Services.

e. *The Subcommittee on Appropriations* - Public Safety, Corrections, Transportation, and Revenue.

f. Other subcommittees designated by the **[**~~Chair of the Committee on Budget, with the advice and consent of the~~**]** Speaker.

(d) The Committee on Budget may place a limitation on the time of floor debate for appropriations bills. If a time limitation is imposed, such time shall be divided equally between and controlled by the floor handler of the bill and the floor leader of the political party other than that of the floor handler or their respective designees.

(5) *The Committee on Consent and House Procedure.*

(a) The Committee on Consent and House Procedure may consider and report upon bills and matters referred to it which, in the opinion of the Speaker, merit special consideration.

(b) If a bill is automatically referred to the Committee on Consent and House Procedure with a recommendation that it "Do Pass - Consent", the committee shall review the bill for the purpose of determining whether it should have consent status. The committee may decide, by a majority of those present, whether to place the bill on the appropriate consent calendar. If the committee declines to place the bill on the appropriate consent calendar, it may consider whether to report the bill to the House with a "Do Pass" recommendation without consent status.

(c) The Committee on Consent and House Procedure may perform all duties relating to the issuance of courtesy resolutions. A courtesy resolution is a noncontroversial resolution in the nature of congratulations on the birth of a child, celebration of a wedding anniversary, congratulations on an outstanding citizen achievement, or a similar event which is in the practice and procedure of the House to consider as a courtesy resolution and shall require action by the House as provided for by the House Rules. The Chief Clerk, under the direction of the committee, shall maintain a list of all courtesy resolutions issued under this rule for inspection. Any resolution that is not a courtesy resolution shall require action by the House as provided for by the House Rules.

(d) The Committee on Consent and House Procedure shall formulate and present for consideration the rules of the House and shall consider and report upon all propositions to amend or change the rules, which propositions shall stand referred without reading or consideration and without discussion, explanation, or debate to the Committee on Consent and House Procedure.

(e) The Chief Clerk, under the direction of the committee, shall supervise the printing of all bills ordered perfected and printed, assuring that procedures are followed in which all amendments to every such bill are incorporated therein before the bill is printed and that the printed copies of the bill **[**~~on the designated desks of~~**]** **provided to** the members are true and accurate copies of the bill as ordered perfected and printed. The committee shall also supervise the printing of all bills which are truly agreed to and finally passed, assuring that procedures are followed in which every bill is a true copy of the bill as passed with clerical errors corrected.

(6) *The Committee on Children and Families.* The Committee on Children and Families may consider and report upon bills and matters referred to it relating to the Department of Social Services, the Department of Health and Senior Services, and other matters relating to the fostering and promotion of children, families, and persons with disabilities in this state.

(7) *The Committee on Conservation and Natural Resources.* The Committee on Conservation and Natural Resources may consider and report upon bills and matters referred to it relating to the functions and operations of the Department of Conservation and the Department of Natural Resources and all powers thereto conferred upon by the Missouri constitution and statutes.

(8) *The Committee on Corrections and Public Institutions.* The Committee on Corrections and Public Institutions may consider and report upon bills and matters referred to it relating to adult and juvenile penal and correctional problems, the administration of correctional institutions, and the state penitentiary.

(9) The Committee on Crime Prevention **and Public Safety**. The Committee on Crime Prevention **and Public Safety** may consider and report upon bills and matters referred to it relating to criminal laws**, law enforcement, and public safety matters**.

(10) **[***~~The Committee on Downsizing State Government.~~* ~~The Committee on Downsizing State Government may consider and report upon bills and matters referred to it relating to reducing the size of state government and its programs.~~

~~(11)~~**]** *The Committee on Economic Development*. The Committee on Economic Development may consider and report upon bills and matters referred to it relating to commerce, industrial growth, expansion, and development.

[~~(12)~~**] (11)** *The Committee on Elections and Elected Officials.* The Committee on Elections and Elected Officials may consider and report upon bills and matters referred to it relating to elections and election contests involving members of the House and on the qualifications and terms of elected officials.

[~~(13)~~**] (12)** *The Committee on Elementary and Secondary Education.* The Committee on Elementary and Secondary Education may consider and report upon bills and matters referred to it relating to elementary and secondary education and life-long learning in this state, including teachers, financing, property, indebtedness, and curriculum.

[~~(14)~~**] (13)** *The Committee on Emerging Issues.* The Committee on Emerging Issues may consider and report upon bills and matters referred to it relating to general or miscellaneous issues as determined by the Speaker.

[~~(15)~~**] (14)** *The Committee on Ethics.* The Committee on Ethics may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other complaints relating to the ethical conduct of a member. The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

[~~(16)~~**] (15)** *The Committee on Financial Institutions.* The Committee on Financial Institutions may consider and report upon bills and matters referred to it relating to banks, banking, savings and loans, credit unions, and other financial institutions.

[~~(17)~~**] (16)** *The Committee on Fiscal Review.*

(a) The Committee on Fiscal Review shall consider any bill which requires net additional expenditures of state money in excess of $250,000 or which reduces net state revenue by more than $250,000 in any of the three fiscal years immediately following the effective date or at full implementation of the bill. The following bills, excluding appropriations bills, shall be automatically referred to the Committee on Fiscal Review:

a. Any House bill after perfection and before third reading that requires net additional expenditures of state moneys in excess of $250,000 or that reduces net state revenue by more than $250,000 in any of the three fiscal years immediately following the effective date or at full implementation of the bill.

b. Any House bill returned with Senate amendments before its consideration.

c. Any Senate bill upon placement on the third reading calendar that requires net additional expenditures of state moneys in excess of $250,000 or that reduces net state revenue by more than $250,000 in any of the three fiscal years immediately following the effective date or at full implementation of the bill.

d. Conference committee reports for all House bills and Senate bills upon submission and distribution.

(b) Any Senate or House bill amended so as to increase net expenditures or reduce net revenues shall, upon timely motion adopted by the members, be referred to the Committee on Fiscal Review.

(c) The primary sponsor or, in the case of a Senate bill, the floor handler of a bill referred to the Committee on Fiscal Review shall be entitled to a hearing on the bill but such hearing shall be limited to the reception of testimony by the primary sponsor or floor handler, as the case may be, in person and none other, without leave of the committee chair.

(d) For the purposes of this rule, "net" is defined as the sum of revenues and expenditures, after reductions and increases brought about by a bill have been calculated.

(e) The Committee on Fiscal Review may, with the consent of the House sponsor or floor handler, amend an effective date, emergency clause, or sunset provision onto any bill referred to the Committee prior to its third reading.

(f) If the chair of the Committee on Fiscal Review or any member with approval by a majority vote of the standing committee requests clarifying questions or supplemental information from the director of the oversight division of the Committee on Legislative Research, such clarifications may be given to the Committee or to the member in the form of an appendix to the fiscal note.

[~~(18)~~**] (17)** *The Committee on General Laws.* The Committee on General Laws may consider matters referred to it relating to general or miscellaneous issues as determined by the Speaker.

(18) ***The Committee on Government Efficiency and Downsizing.*** **The Committee on Government Efficiency and Downsizing may consider and report upon bills and matters referred to it relating to the efficiency and size of state government and its programs.**

(19) *The Committee on Health and Mental Health Policy.* The Committee on Health and Mental Health Policy may consider and report upon bills and matters referred to it relating to the health care of the citizens of the State, including mental health, the Department of Health and Senior Services, and the Department of Mental Health. The committee may also consider and report on bills and matters referred to it relating to Medicaid and related matters.

(20) ***The Committee on Healthcare Reform.*** **The Committee on Healthcare Reform may consider and report upon bills and matters referred to it relating to improving the efficiency and cost of healthcare services provided to citizens of the state.**

[~~(20)~~**] (21)** *The Committee on Higher Education.* The Committee on Higher Education may consider and report upon bills and matters referred to it related to higher education, including matters relating to financing, facilities, staff, curriculum, and related matters.

[~~(21)~~**] (22)** *The Committee on Insurance* ***Policy****.* The Committee on Insurance **Policy** may consider and report upon bills and matters referred to it relating to insurance, insurance companies, and the Department of **Commerce and** Insurance**[**~~, Financial Institutions and Professional Registration~~**]**.

[~~(22)~~**] (23)** *The Committee on Judiciary.* The Committee on Judiciary may consider and report upon bills and matters referred to it relating to the judicial branch of the state and the practices and procedures of the courts of this state, on matters pertaining to civil and administrative laws and procedures, and on matters relating to the ethics of public officials.

[~~(23)~~**] (24)** *The Committee on Legislative Review.* The Committee on Legislative Review may consider and report upon bills referred to it. The committee shall review bills in its possession to determine whether proposed amendments or substitutes are appropriate and whether bills are technically correct. House bills and resolutions and Senate bills and resolutions may, on amendable calendars, be committed by motion to the Committee on Legislative Review after the bill has lain upon the calendar for one legislative day. Bills may be committed before or after amendment, but not after third reading. The committee may then make a recommendation to the House in the form of a house substitute.

[~~(24)~~**] (25)** *The Committee on Local Government.* The Committee on Local Government may consider and report upon bills and matters referred to it relating to counties, cities, towns, villages, other political subdivisions of the state, and local government generally.

[~~(25)~~**] (26)** *The Committee on Pensions.* The Committee on Pensions may consider and report upon bills and matters referred to it relating to the regulation and administration of state policies conferred upon any agency or governmental unit pursuant to the Missouri constitution and statutes of publicly financed or publicly supported pension systems.

[~~(26)~~**] (27)** *The Committee on Professional Registration and Licensing.* The Committee on Professional Registration and Licensing may consider and report upon bills and matters referred to it relating to the licensing of professionals in this state.

[~~(27)*The Committee on Public Safety.* The Committee on Public Safety may consider and report upon bills and matters referred to it relating to law enforcement and public safety matters.~~**]**

(28) *The Committees on Rules.*

(a) There shall be a Committee on Rules - Administrative Oversight**, [**~~and~~**]** a Committee on Rules - Legislative Oversight**, and a Committee on Rules - Regulatory Oversight**. Each Committee on Rules shall have the same duties and shall consider and report upon all matters referred to it **[**~~by any of its regular standing committees. The Speaker may assign special standing committees to either Committee on Rules.~~

~~(b) The Committee on Rules - Administrative Oversight shall have the following regular standing committees report to it: Committee on Agriculture Policy; Committee on Crime Prevention; Committee on Downsizing State Government; Committee on Elections and Elected Officials; Committee on Emerging Issues; Committee on Financial Institutions; Committee on Health and Mental Health Policy; Committee on Higher~~

~~Education; Committee on Judiciary; Committee on Local Government; Committee on Pensions; Committee on Utilities; and Committee on Ways and Means.~~

~~(c) The Committee on Rules - Legislative Oversight shall have the following regular standing committees report to it: Committee on Budget; Committee on Children and Families; Committee on Conservation and Natural Resources; Committee on Corrections and Public Institutions; Committee on Economic Development; Committee on Elementary and Secondary Education; Committee on General Laws; Committee on Insurance; Committee on Professional Registration and Licensing; Committee on Public Safety; Committee on Rural Community Development; Committee on Transportation; Committee on Veterans; and Committee on Workforce Development~~**]**.

[~~(d)~~**] (b)** Duties generally.

a. If a committee reports a bill, except an appropriations bill, with a recommendation that it "Do Pass" or "Without Recommendation", the bill shall **[**~~stand automatically~~**] be** referred to **[**~~its~~**] a** Committee on Rules **by the Speaker**. The committee is hereby authorized to:

(i) Report the bill "Do Pass" to the House without a limitation on time of debate on the bill or amendments.

(ii) Report the bill "Do Pass" to the House with a limitation on the time of debate **on the bill or amendments. The committee chair, bill sponsor or handler, or any member upon approval by the Speaker may request the committee place a limitation on the time of debate on the bill or amendments**.

(iii) Send the bill back to the originating committee in the form as originally referred by the Speaker. If a Committee on Rules sends the bill back to the originating committee, that committee may amend the bill and report the bill again without the need to reconsider the initial vote by which the committee voted the bill "Do Pass".

b. If a bill is **[**~~automatically~~**]** referred to a Committee on Rules with a recommendation that it "Do Pass - Federal Mandate", the committee shall review the bill for the purpose of determining whether it should have federal mandate status. The committee may decide, by a majority of those present, whether to place the bill on the appropriate federal mandate calendar. If the committee declines to place the bill on the appropriate federal mandate calendar, it may consider whether to report the bill to the House with a "Do Pass" recommendation without federal mandate status. The authority of the committee with respect to limiting debate shall apply to bills reported by it as "Do Pass - Federal Mandate".

c. If a Committee on Rules shall place a limitation on the time of floor debate on a bill or on amendments, such time shall be divided equally between and controlled by the floor handler of the bill and the floor leader of the political party other than that of the floor handler or their respective designees. The floor handler shall have the right to have the final one minute of designated time. If time has been allocated and unused by either side and no member from that side is seeking recognition, the Speaker may declare additional time waived and recognize the members of the other side to complete the use of their time. **[**~~Nothing in this rule shall entitle any member to speak longer than the House Rules otherwise allow.~~**]**

d. In reviewing bills **[**~~automatically~~**]** referred to it from another committee, a Committee on Rules may, but is not required to, take such testimony as it deems appropriate to make its decisions. The committee shall not amend any bill that was not initially referred to a Committee on Rules.

e. If a committee has reported a bill "Do Pass" with committee amendments, a Committee on Rules shall take such action as it deems proper on the entire package of the bill with committee amendments as though the committee amendments were already incorporated into the bill.

f. If a Committee on Rules is the original committee to which a bill is referred, **[**~~when the committee reports such bill as "Do Pass" or "Without Recommendation", such bill shall not be subject to the automatic referral referenced in Rule 24 (28)(d)a. above. Instead, in reporting such bill,~~**]** the committee may take any action on such bill that is permissible under the authority given to regular standing committees under Rule 24(1) above.

(29) *The Committee on Rural Community Development.* The Committee on Rural Community Development may consider and report upon bills and matters referred to it relating to rural community development.

(30) *The Committee on Transportation **Accountability***. The Committee on Transportation **Accountability** may consider and report upon bills and matters referred to it relating to the Department of Transportation, **[**~~all means of transportation, including roads, highways, bridges, ferries, airports, railroads, and other means of transportation. The committee may also consider and report upon bills and matters referred to it relating to~~**]** motor vehicles**,** and traffic regulations.

(31) *The Committee on Transportation Infrastructure.* The Committee on Transportation Infrastructure may consider and report upon bills and matters referred to it relating to all means of transportation, including roads, highways, bridges, ferries, airports, and railroads.

[~~(31)~~**] (32)** *The Committee on Utilities.* The Committee on Utilities may consider and report upon bills and matters referred to it relating to the development, use, and regulation of utilities, communications, and technology and the development, use, and conservation of energy and other energy-related concerns, environmental impact, pollution, and public health and safety as it relates to the issue of energy.

[~~(32)~~**] (33)** *The Committee on Veterans.* The Committee on Veterans may consider and report upon bills and matters referred to it relating to terrorism and security against terrorism, veterans affairs, the promotion and strengthening of states' rights, and military and naval affairs of the State.

[~~(33)~~**] (34)** *The Committee on Ways and Means.* The Committee on Ways and Means may consider and report upon bills and matters referred to it relating to the taxes of the state, tax credits, revenue and public debt of the state, and the interest thereon, and the administration of taxation and revenue laws. The committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to existing sources of revenue and such new sources of revenue, if any, that in the judgment of the committee should be considered by the House. The committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to eliminating any existing sources of revenue, if any, that in the judgment of the committee should be considered by the House.

[~~(34)~~**] (35)** *The Committee on Workforce* ***and Infrastructure*** *Development*. The Committee on Workforce Development may consider and report upon bills and matters referred to it relating to the regulation and administration of state policies regarding the attraction, training, retention, and safety of the workforce.

Subcommittees

Rule 25. (1) *Establishment and Membership.* The Speaker**[**~~, or the chair of any regular or special standing committee with the advice and consent of the Speaker,~~**]** may establish a subcommittee of a regular or special standing committee. A subcommittee shall consist of no more than one-half of the number of members of its regular or special standing committee. Members of the subcommittee shall be appointed by the **[**~~chair of the regular or special standing committee with the advice and consent of the~~**]** Speaker, except the minority members of the subcommittee shall be appointed by the **[**~~ranking minority member of the regular or special standing committee with the advice and consent of the~~**]** Minority Floor Leader. The membership of all subcommittees shall be composed, as nearly as may be, of majority and minority party members in the same proportion as the number of majority and minority party members in the House bears to the total **elected** membership of the House. When establishing a subcommittee, the Speaker **[**~~or chair of the regular or special standing committee~~**]** shall designate a member of the subcommittee as chair and may designate another member as vice chair.

(2) *Duties.* Subcommittees shall consider all issues or matters referred to them by their respective regular or special standing committee and shall report upon such issues or matters to their respective regular or special standing committee. **Additionally, the subcommittees established under Rule 24(4)(c) may consider all issues, matters, or bills referred to them by the Speaker and report upon such to the Speaker.** No bill or substitute**, except appropriations bills,** shall be taken up for consideration by any subcommittee. Subcommittees, except for appropriations subcommittees, shall be authorized to hold hearings, sit, and act only during the hearing times allocated for their respective regular or special standing committees, unless otherwise granted by the Speaker. Subcommittees shall be authorized to administer oaths and take testimony, either orally or by sworn written statement.

(3) *Reports.* Subcommittees may report to the House upon issues or matters referred to them. The Majority Floor Leader may call for reports from subcommittees at any time during the administrative order of business or during the regular order of business. A quorum of the House need not be present to receive a report from a subcommittee. Reports from subcommittees shall not be amended, no vote shall be taken, and no other motion shall be in order during receipt of a subcommittee report. After receipt of a report from a subcommittee, debate and inquiry shall be allowed, but no member shall be allowed to speak or inquire for more than five minutes, except by leave of the Speaker.

Duties of Committee Chair; Committee Organization

Rule 26. (1) *Duty to preside.* It is the duty of the chair to preside at all sessions of the committee. In the absence of the chair, the vice chair of the committee or a designee of the chair shall preside.

(2) *Duty to maintain minute book.* The chair shall see that a minute book is kept for his or her committee. The minute book shall contain the attendance and voting records of the committee members, a brief statement of the business that comes before the committee, the names and signed witness forms of the persons and witnesses appearing before the committee and what side of a proposition they appeared on behalf of at the committee hearing,

or if the appearance was informational in nature and neither for or against the proposition. The Chief Clerk shall be the repository of the minute book after each session of the general assembly and shall submit the same to the Secretary of State prior to the next regular session.

(3) *Duty to preserve order.* The chair shall preserve order and decorum in and adjacent to the committee room and shall conduct all hearings in accordance with the Rules of the House including the provisions that relate to decorum, debate, and dress code. The chair may punish breaches of order and decorum by censure and exclusion from the hearings.

(4) *Bills, reports, and other documents.* The chair shall have custody of all bills, papers, and other documents referred to the committee and shall make reports authorized by the committee and submit the same to the **[**~~House without delay~~**] Speaker at his or her request**.

(5) *When a bill fails.* Whenever a motion that a bill "Do Pass" shall fail, or if there be an even division on the question, the chair shall report such bill back to the House "Do Not Pass" unless such bill is otherwise disposed of by another motion.

(6) When a motion has been decided by a committee, any member voting on the prevailing side may move to reconsider the vote provided that:

(a) The chair still has possession of the bill; and

(b) The motion to reconsider is made on the same day on which the motion was decided or within the next three occurrences in which the committee convenes with a quorum present at a properly scheduled meeting at which the original motion would be in order. A majority of the members appointed to the committee is required to sustain any motion to reconsider. The motion to reconsider shall be a recorded vote.

(7) *Training requirement.* All committee chairs shall be required to attend committee chair training.

Committee Hearings

Rule 27. (1) All bills afforded a committee hearing shall be considered by giving the sponsor or handler, the proponents, the opponents, and those testifying for informational purposes a reasonable opportunity to be heard. Persons addressing the committee shall keep their remarks to the point and avoid repetition and are subject to call to order by the chair for failure to do so. In the discretion of the committee chair, the length of time allowed one speaker or questioner may be limited. **If the sponsor or handler is unable to attend the hearing, the sponsor may request in writing that another member appear on his or her behalf, which request shall be approved by the committee chair.**

(2) A committee may allow for remote public testimony via telephone or video conferencing **in the event of an emergency or if special accommodations are necessary** with the approval of the committee **[**~~at least one committee hearing in advance~~**] chair and the Speaker**. If a committee is to consider remote testimony for specific legislation, that information shall be included on the committee notice so that individuals who desire to testify remotely may request to do so. **[**~~A request to testify remotely must be received or made by the chair or ranking member of the committee by the time of the committee hearing to consider allowing remote testimony.~~**]** In order to allow remote testimony, the committee shall approve a remote testimony schedule, which shall include the length of time allowed for such testimony**[**~~;~~**] and** any division of such time among proponents, opponents, and those who wish to testify for information purposes**[**~~; and a list of those approved to testify~~**]**. Only individuals who **[**~~receive approval to testify remotely from the committee and who~~**]** submit a completed, signed witness form shall be allowed to do so.

(3) Written testimony may be submitted online through the House website.

Quorum

Rule 28. A majority of all committees of thirty or less, and fifteen members of all committees consisting of more than thirty members, shall constitute a quorum for the transaction of business. A committee may meet with less than a quorum to hear testimony.

Meetings - How Announced

Rule 29. (1) Announcement of all meetings of committees shall include a statement of all matters to be considered at the meeting, shall include the bill or resolution numbers to be considered and shall be entered in the Journal prior to the day on which the meeting is to take place. Such journal entry shall reflect the date, time, and location of the meeting.

(2) The chair of each committee shall give written notice of the time, date, place, and agenda of the meetings, including executive sessions, of his or her committee and each committee having matters pending before it shall hold a meeting at such time, date, and place unless excused by the Speaker. Notice shall be given at least one legislative day in advance of the committee meeting. Notice may be reduced to twenty-four hours by unanimous consent of all members of the committee, whether in attendance or not. Notice shall never be less than twenty-four hours. All notices shall include posting of the notice outside the Speaker's office.

(3) No bill or resolution shall be considered in an executive session by the committee of initial referral unless the committee meeting notice required under subdivision (2) of this rule lists the bill or resolution for executive session, except when excused from such notice requirement by leave of the Speaker, and unless a public hearing has been held on the bill or resolution.

(4) Committees shall comply with the requirements of the statutes pertaining to open meetings.

Committee Substitutes

Rule 30. **(1)** No bill or substitute may be offered in the committee of initial referral unless such bill or substitute shall have been distributed to the members of the committee at least one legislative day and twenty-four hours in advance of such consideration. Electronic distribution shall be an acceptable form of distribution. This rule may be waived by unanimous consent of all members of the committee, whether in attendance or not. Failure to take the bill up for consideration at the designated time requires that one legislative day and twenty-four hours' notice be given again before it is taken up for consideration.

(2) The committee chair may require amendments be distributed twenty-four hours in advance of a committee hearing.

House Committee Bills

Rule 31. (1) Any regular or special standing committee shall have the authority to introduce upon report a House Committee Bill. The chair of the committee or his or her designee shall be the handler of the bill. No committee shall introduce upon report any House Committee Bill after April 1. The number of House Committee Bills allowed to be introduced by a regular or special standing committee shall be limited by the Speaker. The total number of House Committee Bills allowed to be introduced by all regular and special standing committees shall not exceed three times the number of regular standing committees.

(2) No House Committee Bill shall be taken up for consideration by a committee unless a draft of such bill shall have been distributed to the members of the committee at least one legislative day and twenty-four hours in advance of such consideration. Such drafts shall be made available online immediately upon distribution. Electronic distribution shall be an acceptable form of distribution.

(3) The chair of the committee or his or her designee, the proponents, opponents, or persons testifying for informational purposes may be called to testify during the hearing to draft the House Committee Bill; any input or testimony provided shall be based on the subject matter contained in the draft that was distributed in advance as provided in subdivision (2) of this rule.

(4) Upon motion, the committee is authorized to report that the draft House Committee Bill be introduced. After being read a first and second time, the House Committee Bill shall **[**~~stand automatically~~**]** **be** referred to **[**~~its~~**]** **a** Committee on Rules.

(5) The Committee on Rules is hereby authorized to report the bill "Do Pass" to the House or send the bill back to the originating committee. If a Committee on Rules sends the bill back to the originating committee, that committee may amend the bill and report the bill again without the need to reconsider the initial vote. In reviewing bills **[**~~automatically~~**]** referred to it from another committee, a Committee on Rules may conduct a hearing and take such testimony as it deems appropriate to make its decisions. **[**~~Upon the written request of any five members of the House, a Committee on Rules shall conduct a hearing on any House Committee Bill in its possession.~~**]** The Committee on Rules shall not amend any House Committee Bill.

Other Duties

Rule 32. Each committee, in addition to the duties above prescribed, shall perform such other duties as may be required by the House. If it shall become necessary to compel the presence of any person before a committee, the production of records or documents, or to receive sworn testimony before a committee, a subpoena may be issued under the hand of the Speaker as provided by law. The chair of the committee shall be authorized to administer

oaths and take testimony, either orally or by sworn written statement. Any person who knowingly testifies falsely upon such oath or affirmation may face criminal penalties for perjury or other offenses as provided by law.

Attendance

Rule 33. The secretary of each committee shall keep a record of the attendance of each committee meeting in the minute book of the committee, which shall be available to any person upon request. Any member of a committee absent, without good cause, from three consecutive meetings of the committee, as shown by the records of the committee, may be dropped therefrom by a statement to that effect entered into the House Journal by the Speaker. The roll shall be recorded by the chair or secretary of a committee at each meeting.

Minority Views

Rule 34. The minority of a committee may not make a report or present to the House an alternative report, but has the right to file views to accompany the report.

Committee Relieved of Bill – When

Rule 35. No bill shall be taken away from any regular standing committee or special standing committee, as provided by the Constitution, until after ten legislative days have expired after referral to the committee by the Speaker. Pursuant to the Constitution, one-third of the members of the House shall have the power to relieve a committee of any bill. Such power may be exercised by filing a petition to that effect with the Chief Clerk. Upon receipt of such petition containing the signatures of at least fifty-five members, the Chief Clerk shall publish such petition in the Journal and place the discharged bill upon the **[**~~regular calendar of House Bills taken from Committee, as provided by the Constitution~~**]** **formal calendar**.

Election Contest

Rule 36. Whenever there shall be filed with the Speaker a notice of contest of the election of a member of the House, he or she shall refer the same, without discussion, either to the regular standing Committee on Elections and Elected Officials or a special standing committee appointed to hear the matter. Such committee shall examine the timeliness and sufficiency of the notice, the depositions, and other documents submitted and report to the House its recommendations, whereupon the House shall act by resolution to sustain or reject the committee recommendations.

Ethics Committee

Complaints of Ethical Misconduct

Rule 37. (1) (a) The Speaker shall appoint a Committee on Ethics and name the committee's chair. The Minority Floor Leader shall name the committee's vice chair and minority members. The committee shall have an equal number of members of the majority and minority party.

(b) The committee may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other complaints relating to the ethical conduct of a member, which may include actions that occurred prior to the current general assembly. The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

(c) No later than January 31st of the first regular session of each general assembly, the Committee on Ethics shall adopt Rules of Procedure for the investigation of complaints of ethical misconduct referred to it involving a member of the House. The proposed Rules of Procedure shall be filed by the committee in the form of a House Resolution with the Clerk of the House, reported in the Journal, and automatically placed on the House Resolutions Calendar without further referral.

(d) Upon receipt of a complaint, in writing and under oath, of ethical misconduct by a member of the House made by another member, the Speaker shall refer the same, within fourteen calendar days, without

discussion, to the Committee on Ethics. Upon referral of a complaint to the committee, the Speaker shall deliver a memorandum to the Clerk of the House documenting the date of referral. The complaint shall be confidential. The Committee shall examine the sufficiency of the complaint pursuant to the Committee's Rules of Procedure.

(e) At the conclusion of the investigation, the Committee shall report its findings, conclusions, and recommendations to the House. If the committee recommends any disciplinary action, the House shall act by resolution to sustain or reject the Committee recommendations. The Committee may recommend that the House expel, or otherwise punish, the member as provided in Article III, Section 18 of the Missouri Constitution.

(f) All rules that pertain to regular or special standing committees shall apply to the Committee on Ethics to the extent consistent with this rule and any rules of procedure adopted pursuant to this rule.

(2) In any instance of a complaint of sexual harassment made either by or against a member, the Chief Clerk of the House shall contract with outside legal counsel for the purpose of investigating the complaint. All complaints shall be kept confidential. The Chief Clerk shall ensure the complaint and any results of an investigation shall be referred within fourteen calendar days of receipt of the complaint to the chair and ranking vice chair of the Committee on Ethics; except that, the fourteen-day referral requirement may be extended for good cause for a period no longer than thirty days. The Committee on Ethics Rules of Procedure and the House policy handbook shall be harmonized with the Rules of the House for the investigation of sexual harassment complaints.

(3) Unfinished business before or reported from the Committee on Ethics of a previous general assembly may be resumed during a subsequent general assembly.

BILLS

Referral

Rule 38. The Speaker shall refer all bills and resolutions to a committee. The Speaker may re-refer any bill or resolution previously referred to a committee prior to a public hearing being held on the bill.

Introduced - Manner of Setting Forth New and Old Material

Rule 39. (1) **(a)** *When.* Bills may be introduced only on the report of a committee or by any member of the House, in the administrative or regular order of business. No member shall file a bill, other than an appropriation bill, after March 1, without leave of the House. No committee shall introduce upon report any House Committee Bill after April 1.

(b) No member shall file more than twenty bills during a session without leave of the Speaker. Committee bills shall not be included in the number of bills a member may file. The provisions of this paragraph shall become effective July 1, 2023.

(2) *Manner of Printing.* Any bill shall have the matter which is being repealed from current law enclosed in bold-faced brackets and the matter which is being added to the law underscored when typewritten and in bold-faced type when printed. In addition, the Chief Clerk may adjust the formatting of printed bills in the House in order to increase readability. A footnote shall be annexed to the first page of each bill which contains material enclosed in bold-faced brackets to the following effect:

"EXPLANATION - Matter enclosed in bold-faced brackets in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.".

Where a section is completely rewritten, the existing section shall be set forth in small type in bold-faced brackets in a note following the new section but the changes need not be distinguished. Any House bill or substitute thereof which does not comply with this rule shall not be placed upon the calendar.

(3) *Numbering of Bills.* The Chief Clerk shall number bills in the order of their filing, reserving numbers for appropriations bills.

(4) *Withdrawal.* Any bill may be withdrawn by the sponsor before the bill has been referred to any regular or special standing committee.

Number of Copies Printed

Rule 40. The Chief Clerk shall print such number of copies of all House Bills and House Joint Resolutions as he or she shall deem appropriate.

Federal Mandate Calendar

Rule 41. (1) When a federal mandate bill is reported from the appropriate committee with recommendation that it "Do Pass" or "Without Recommendation", it shall go upon the calendar of the House.

(2) No bill shall be placed on a Federal Mandate Calendar unless it is federally mandated, immediate in nature, and reduces revenues or savings if not enacted. A federal mandate bill may only contain subject matter concerning the federal mandate. A member wishing for his or her bill to be considered for placement on the Federal Mandate Calendar shall request in writing to the chair of the committee where such bill has been referred. The written request shall state the deadline by which the state must comply with the federal mandate and what will happen if the state fails to take action by such date. A copy for each committee member of the federal statute or regulation mandating such action shall accompany the request. After the committee has voted "Do Pass" on a bill with such a request, it shall take a second recorded vote on whether to recommend that it be placed on the Federal Mandate Calendar. If said bill is reported "Do Pass" by a regular standing committee with a recommendation that same be placed on the Federal Mandate Calendar, the chair of the committee shall submit to the Speaker a copy of the original written request, along with a copy of the federal statute or regulation mandating State action. If the Speaker concurs with the committee that the bill complies with the requirements of this rule, he or she shall advise the Chief Clerk to place same on the Federal Mandate Calendar. If the Speaker does not concur, he or she may place the bill on the Perfection Calendar. Each bill placed upon the Federal Mandate Calendars shall have attached thereto a copy of the federal statute or regulation that mandates the bill, along with a copy of the request to place the bill on the Federal Mandate Calendar and shall be distributed to all members at least twenty-four hours prior to consideration by the entire House.

Revision Bills

Rule 42. Any bill denominated as a revision bill by the appropriate committee shall contain only that subject matter approved by the committee on legislative research, and additional material may not be amended thereto, unless needed as a technical correction.

Motion To Place On Calendar

Rule 43. If any bill is reported from committee with the recommendation that it "Do Not Pass" it shall not go on the calendar of the House unless ordered by a constitutional majority. At the same time the bill is reported to the House, the committee chair shall notify the sponsor or handler of the bill that such report is being made. A motion to have a bill placed upon the calendar shall be made within three legislative days after the bill is reported and when the sponsor of the bill is present or the motion is made by a member upon the sponsor's written request. If no such action is taken within such time, the bill shall lie on the table. If such a motion is sustained, the bill shall **[**~~stand automatically~~**]** **be** referred to a Committee on Rules for further action thereon.

Timing of Placement on Calendar

Rule 44. No House bill shall be taken up for initial consideration by the House unless it has been upon the calendar for at least one legislative day.

Bills Laid Over Informally

Rule 45. When a bill is reached, in its order, to be perfected and printed, or to be third read and finally passed, it may, upon the request of the Majority Floor Leader or the sponsor or handler thereof if a House Bill, or upon the request of its handler in the House if a Senate Bill, hold its place on the calendar or be laid over informally and thereafter be called up at any time when otherwise in order.

To Appear In Order

Rule 46. All bills laid over informally and not taken up and disposed of the same day shall appear in order upon the calendar for the next legislative day following.

Ten Day Rule

Rule 47. If a bill laid over informally is not taken up for further consideration within ten legislative days after being laid over, it shall lie on the table and be dropped from the calendar of the House without further action of the House.

Consent Calendar

Rule 48. (1) *Which Bills May Be Placed on the Consent Calendar.* Each regular standing committee, after a favorable vote on a bill, may further determine by a second and affirmative vote of every member present whether such bill is of a noncontroversial nature and qualifies for consent status. Bills that specifically authorize an easement or right-of-way involving state property shall qualify for consent status. A bill shall not be considered for consent status if it:

(a) Is of a controversial nature;
(b) Makes a substantial policy change;
(c) Increases net expenditures of the state;
(d) Reduces net revenue of the state; or
(e) Creates or expands a penalty provision.

If it has been determined by the regular standing committee that such bill is of a noncontroversial nature and meets all consent requirements, the regular standing committee shall report the bill to the Committee on Consent and House Procedure as "Do Pass - Consent". The Committee on Consent and House Procedure may decide by a majority affirmative vote of those present whether to place the bill on the appropriate consent calendar.

(2) *Procedure on House Bills.* If the regular standing committee shall so determine, the appropriate committee report shall include a request that a bill be placed on the House Consent Calendar for Perfection. Any bill so reported shall automatically be referred to the Committee on Consent and House Procedure. Any bill reported by the Committee on Consent and House Procedure with the recommendation that it be placed on the House Consent Calendar for Perfection may be placed on that calendar if the Speaker concurs with the recommendation. If the Speaker does not concur, he or she may place the bill on the Perfection Calendar. After such bill has remained on the House Consent Calendar for Perfection for five legislative days, it shall be ordered perfected and advanced to the House Consent Calendar for Third Reading and Final Passage without further action of the House, unless five members, with at least two from each political party, have filed written objection with the Chief Clerk. If such objections are filed, the bill shall be placed on the House Bills to be Perfected and Printed Calendar. An objection made by five members under this rule cannot be rescinded.

(3) *Senate Bills - Consent.* When the Senate passes a bill by its procedure for consent bills, such bill shall be considered for treatment as a consent bill by the House committee without further request; provided however, that the same committee procedures, votes, and requirements for House Bills being considered for consent shall be applied to Senate Bills being considered for consent. A Senate Bill may be considered by the committee for consent even if it was not a consent bill in the Senate.

(4) *Procedure on Senate Bills.* Senate Bills passed out of the appropriate House regular standing committee and the Committee on Consent and House Procedure with the request that the bill be placed on the Senate Bills for Third Reading and Final Passage - Consent Calendar are subject to the five member objection provision of this rule.

(5) *Deadline for Placing Senate Consent Bills on the Calendar.* No Senate consent bills shall be placed on the consent calendar after April 15.

(6) *Amendments.* House bills may be considered for consent after they are amended in committee but may not be amended on the floor of the House.

Senate consent bills may be amended in committee but not on the floor of the House unless the Senate Rules allow amendment of House consent bills on the floor of the Senate, in which case Senate consent bills may be amended on the floor of the House. House committee amendments to Senate consent bills shall be deemed adopted on the fifth legislative day.

AMENDMENTS AND SUBSTITUTES

Rule 49. (1) *In Writing and Distributed in Advance.*

(a) Proposed amendments shall be reduced to writing.

(b) Every amendment shall be distributed in advance of the time the bill is initially taken up for consideration. An amendment shall be considered to have been distributed if it has been either transmitted

electronically and made available on each member's chamber laptop computer and a copy in paper form placed on the desk of the Majority Floor Leader and Minority Floor Leader or placed on the members' desks in paper form, except for the desk of any member who has waived receipt of amendments. An amendment to a House Substitute shall be considered timely if it is distributed prior to the motion being made to adopt the House Substitute.

(c) The sponsor of an amendment that has been distributed may make technical corrections at the time the amendment is offered or under consideration. Any technical corrections shall be read in full by the clerk. Technical corrections shall be subject to a point of order that they are not truly technical in nature.

(d) The sponsor of an amendment shall not otherwise amend **or substitute** his or her own amendment.

(e) Every proposed amendment to the amendment and substitute amendment may be offered after the time a bill is initially taken up for consideration but shall be distributed prior to the offeror being recognized for a motion on such amendment.

(f) Amendments shall be prepared by House Research or House Appropriations and filed with the Chief Clerk.

(2) *What Amendments and Substitute Amendments are in Order.* When a bill, motion, or proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order, and it also shall be in order to offer a further amendment by way of substitute for the original motion to amend, to which one amendment may be offered. **No more than three amendments to the amendment, per amendment, shall be in order.**

(a) It shall not be in order to offer a substitute amendment to an amendment to an amendment.

(b) When an amendment is offered, a substitute for that amendment is offered, and an amendment to the substitute is offered, it shall not be in order to offer a substitute for the amendment to the substitute.

(c) Any proposed amendment in the third degree shall be out of order.

(d) Any motion to adopt an amendment may be withdrawn by the sponsor before decision thereon.

(e) Once a bill has been amended, it shall be in the possession of the House.

(f) If a proposed amendment has been defeated, the same amendment shall not be proposed again. An amendment identical to one previously decided on the same bill is not in order, except for amendments to appropriations bills.

(3) *Committee Substitutes Treated as Original.* A House Committee Substitute shall be considered as an original bill for purposes of amendment.

(4) *House Substitute.* No House Substitute will be in order except those reported from the House Committee on Legislative Review. No House amendment which, in the opinion of the Speaker, is effectually replacing the underlying bill or committee substitute will be in order.

(a) A bill may be sent to the Committee on Legislative Review prior to the adoption of any House Committee Substitute; prior to the bill's perfection, if a House bill; or prior to third reading, if a Senate bill.

(b) A House Substitute shall take the form of an original bill and is subject to floor amendments, except that it shall not be subject to an amendment by a subsequent House Substitute.

(c) Any House Substitute reported from the Committee on Legislative Review shall lie on the calendar at least one legislative day in advance of consideration on the House floor.

(d) A House Substitute reported from the Committee on Legislative Review shall not be offered on the House floor in the form of an amendment.

(5) *When Federal Mandate Bills can be Amended.* Amendments to House and Senate bills-Federal Mandate are permitted only within the scope of the federal mandate. Perfecting amendments are permitted to make technical amendments.

(6) *Appropriations Bills.*

(a) No amendment to the appropriations bills of the state budget shall be in order if it increases the total amount of general revenue or general revenue equivalent appropriated in the House appropriations bills. Any amendment that increases the amount of general revenue or general revenue equivalent appropriated in the House appropriations bills shall be required to be submitted with a separate amendment that makes an equal reduction in general revenue or general revenue equivalent in the same bill or any other of the bills still pending. If the reduction is in another bill, the decreasing amendment shall be taken up first, and the increasing amendment may be taken up only if the decreasing amendment is adopted. When a pair of amendments is submitted, the decreasing amendment shall be required to clearly identify the corresponding increasing amendment.

(b) If a member's decreasing amendment is adopted and the same member's increasing amendment is defeated, the decreasing amendment's adoption is **[~~void~~] moot**.

(c) The offering and adoption of an amendment decreasing the amount of general revenue or general revenue equivalent appropriated without a balancing increase creates no right of another member to offer an increasing amendment in any amount up to the amount of the decrease effected by the decreasing amendment, and no member may be recognized for the purpose of making such an amendment.

(d) For the perfection of the House appropriations bills of the state budget only, it shall be permissible to amend any line item as often as the House pleases, as long as prior adopted amendments to the line item are taken into account.

(e) Notwithstanding any rule to the contrary, neither substitute amendments nor amendments to amendments shall be in order for any appropriations bill other than technical corrections under Rule 49(1).

Committee Substitute Printed

Rule 50. When a committee recommends a substitute for a bill, the original bill will accompany the substitute. The substitute shall be handled on the floor of the House by the committee chair or any member designated by the committee chair. The Chief Clerk shall have an appropriate number of copies of the substitute printed. No committee substitute shall be called from the calendar of the House until the printed copies have been distributed for at least one legislative day. Amendments, if any, may be offered to the substitute before the vote on the motion to adopt the substitute is taken. If the substitute is defeated, the original bill shall be before the House for perfection and shall be considered and shall be handled on the floor by the original sponsor of the bill. Notwithstanding the provisions of this rule, the Speaker may, at any time, change the House handler of any bill or substitute **unless the sponsor of the bill objects**.

Order of Amendments

Rule 51. When amendments to any bill, motion, or proposition are pending, they shall be voted on in the following order:

(1) Amendments to the amendment are disposed of before the substitute is taken up. Only one amendment to the amendment is in order at one time; but as rapidly as one is disposed of by rejection or incorporation as a part of the amendment, another is in order as long as any member desires to offer one.

(2) Amendments to the substitute are next voted on, and may be offered, one at a time, and as rapidly as one is disposed of by rejection or incorporation as a part of the substitute amendment, another is in order as long as any member desires to offer one, until the substitute amendment is adopted.

(3) The substitute amendment, as amended, is next voted on. If the substitute amendment is adopted, the underlying amendment to which it was offered shall not be voted upon, but the substitute amendment shall become part of the bill.

(4) The amendment is voted on last. If any substitute has not been agreed to, the vote comes on the amendment as amended.

(5) The House Committee Substitute is next voted upon, after opportunity for amendment. If the House Committee Substitute is adopted, there shall be an additional vote for the perfection of the bill, as amended.

(6) If there is no House Committee Substitute, or if the House Committee Substitute is not adopted, the original House Bill is next voted upon, after opportunity for amendment.

Amendments Incorporated In Bill

Rule 52. All amendments adopted by the House to a bill originating in the House shall be incorporated in the bill as perfected, and the bill, as thus perfected, shall be printed for the use of the members before its final passage, provided that the bill shall be subject to a titling amendment before the vote on perfection is taken. For purposes of this rule, a titling amendment shall not count against the Rule 87 prohibition on speaking twice on the same question. The perfecting and printing shall be done under the supervision of the Chief Clerk who shall assure that the bill is truly perfected and the printed copies furnished to the members are correct.

BILLS AND JOINT RESOLUTIONS

Ayes and Noes Taken

Rule 53. When a bill shall have passed the House and been returned from the Senate with amendments, such amendments may be concurred in collectively by a constitutional majority, unless objection be made, in which case

the vote shall be taken severally, and no amendment or amendments shall be concurred in by the House except by a constitutional majority and the names of those voting for and against recorded upon the Journal of the House.

Repassage

Rule 54. When all Senate amendments to House Bills have been concurred in by a constitutional majority of the House, the question shall then be put: "Shall the bill as amended be **truly agreed to and finally** passed?". On this question the ayes and noes shall be called for, and as on first passage, a constitutional majority shall be necessary to the final passage of the bill.

Majority to Perfect

Rule 55. A quorum being present, a majority of those voting aye and no shall be sufficient to perfect a bill and order it printed.

Amending After Perfection; Perfecting Amendments

Rule 56. No bill shall be amended after being perfected and printed without a reconsideration of the vote by which it was ordered perfected and printed and if such bill be amended, it shall again be perfected and printed, except that a perfecting amendment to make technical corrections is in order after the bill has been ordered perfected and printed and before it has been read the third time.

Motion for Passage

Rule 57. When the Chief Clerk presents a bill as perfected and printed, it shall go upon the calendar to be agreed to and passed. When the bill is taken up in its order, the question shall then be: "Shall the bill be third read and passed?". It shall require a constitutional majority to sustain the question.

Course After Passage

Rule 58. When a bill or joint or concurrent resolution passes the House, it shall be certified by the Chief Clerk, noting the day of its passage at the foot thereof.

Perfecting Amendments on Bills Returned From the Senate

Rule 59. No bill or joint or concurrent resolution that has been returned from the Senate may be further amended without placing the bill in conference**[**~~, except that a perfecting amendment to make technical corrections is in order in the chamber of origin when the bill is taken up for final passage as amended by the other house. The perfecting amendment may be directed to the bill or to amendments to the bill. If a perfecting amendment is adopted, the bill as finally passed with the perfecting amendment shall be returned to the other chamber for its concurrence in the perfecting amendment~~**]**.

Conference Reports

Rule 60. (1) *Signatures on a Conference Report.* All conference committees shall be composed of five conferees from each chamber. No conference report shall be submitted to either chamber unless approved by a majority vote of the full committee with not less than three conferees from the House and two conferees from the Senate signing the report.

(2) *Review for Correctness.* Before a conference report is referred to the Regular Standing Committee on Fiscal Review, it shall be reviewed for the technical correctness of the report and of any amendments, bill, or substitute the report recommends for passage by the House.

(3) *Notice Requirements.* No conference committee report shall be taken up and considered unless the same has been distributed to the members**[**~~, except members who have waived receipt of conference committee reports,~~**]** at least one legislative day prior to consideration.

(4) *Exceeding the Differences.* Unless authority is granted by the House to exceed the differences, the conferees shall confine themselves to matters that are within the scope of the differences between the House position and the Senate position. When a report is offered for adoption, the point of order that the conferees have exceeded the differences shall be in order. The Speaker may rule on the point of order or may place the question of whether the conferees have exceeded the differences before the House for a vote. A majority of members voting prevails on the question.

RESOLUTIONS

Joint and Concurrent Resolutions

Rule 61. All joint and concurrent resolutions designed to submit to the qualified voters of the state amendments to the Constitution of the State of Missouri, to be voted upon by such voters, shall be read on three separate days, and shall be reported upon by the committee of the House, and shall otherwise be proceeded upon in like manner as a bill.

Resolutions of Congress

Rule 62. All joint and concurrent resolutions of the Congress of the United States designed to submit to the legislature an amendment to the Constitution of the United States shall be submitted as a Concurrent Resolution and read on three separate days, shall be reported upon by a committee, shall be adopted only by a constitutional majority and shall otherwise be proceeded upon in like manner as a bill. The text of the amendment as proposed by the Congress of the United States shall not be amended.

Reference of Resolutions, etc. Stand Referred

Rule 63. (1) All petitions, memorials, remonstrances, resolutions, and other papers offered shall stand referred, without reading, consideration, discussion, explanation, or debate, to the Committee on Consent and House Procedure unless timely referred to some other appropriate committee by the Speaker. Resolutions informing the Governor or the Senate that the House has convened, taken some action, or adjourned, resolutions to elect officers of the House, resolutions expressing the appreciation of the House to public officials, resolutions to adopt temporary rules, and concurrent resolutions to convene joint sessions may be adopted by the House upon introduction without referral to committee. Those papers that are favorably recommended by the committee for adoption by the House shall be listed in the Journal and placed upon a resolutions calendar.

(2) Joint courtesy resolutions shall be allowed if established by the rules of the Senate.

(3) Any resolution offered to request an investigation of a state official for the purposes of impeachment shall be referred to any committee designated by the Speaker. Articles of impeachment shall only be introduced by the committee designated to investigate the matter and shall be read on three separate days by journal entry.

SENATE BILLS

Referral

Rule 64. Each Senate Bill shall, upon second reading, be referred to the appropriate committee of the House.

Go Upon The Calendar

Rule 65. When a Senate Bill is reported from the committee to which it was referred with the recommendation that it "Do Pass", or "Without Recommendation", it shall **[**~~stand automatically~~**]** **be** referred to **[**~~its~~**]** **a** Committee on Rules. When a Senate Bill is reported from a Committee on Rules with the recommendation that it "Do Pass", or "Without Recommendation", it shall go upon the House Calendar for the third reading and final passage, provided that no Senate Bill shall be taken up for initial consideration by the House unless it has been upon the Calendar for at least one legislative day.

Senate Bills Reported "Do Not Pass"

Rule 66. If a Senate Bill is reported from the committee to which it was referred with the recommendation that it "Do Not Pass" it shall not go upon the calendar of the House for third reading and final passage, unless so ordered

by a constitutional majority of the House. In such case, the motion to place the bill on the calendar shall be made within three legislative days of the report and by a member who has been requested by the Senate sponsor of the bill. If such a motion is sustained, the bill shall **[**~~stand automatically~~**] be** referred to a Committee on Rules for further action thereon.

Amendments

Rule 67. Senate Bills may be amended by the House when placed upon third reading and final passage, and any Senate bill so amended shall be subject to a titling amendment before the final vote is taken thereon.

BILLS NOT TO BE PASSED ON PREVIOUS ROLL CALL

Rule 68. No bill shall be passed by any roll call previously taken on another bill, nor shall more than one bill be passed on any one roll call.

MOTIONS, DEBATE, and FLOOR PROCEEDINGS

Shall Be Read or Stated Before Debate

Rule 69. When a motion is made, it shall be stated by the chair before being debated.

When In Possession of the House

Rule 70. When a motion is stated by the Speaker, it shall be deemed to be in possession of the House. The motion may be withdrawn by the author at any time before a decision.

To Be Reduced to Writing

Rule 71. Every motion shall be reduced to writing if the Speaker or any member demands it.

Shall Be Germane

Rule 72. **[**~~No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.~~**] All motions pertaining to a bill, including amendments, substitute amendments, and amendments to the amendment, shall be germane to the subject of the bill.**

Privileged

Rule 73. When a question is under debate, no motion shall be entertained but to adjourn; to take a recess; to lay on the table; for the previous question; to postpone to a certain day; to recommit to committee; to postpone indefinitely; or to consider a veto or withhold override; which several motions shall have precedence in the order herein set forth.

Dilatory

Rule 74. When any motion has been made and lost, no similar motion shall be entertained until some other business is transacted by the House.

Privileged Motions In Order – When

Rule 75. Except as otherwise limited herein, and except when a member is speaking or the roll is being called, the privileged motions set forth in Rule 73 are always in order, and pending the result of such a motion, no member shall leave his or her seat in the House.

Previous Question

Rule 76. Any member may move the previous question. The motion shall be restated by the Speaker in this form: "Shall the question under immediate consideration be now put?". It may be moved like any other question but it shall only prevail when supported by a constitutional majority and until decided shall preclude amendments and debate. If the motion is sustained, the proponent of the matter under consideration shall be allowed one minute in which to make a closing statement before the House votes on the question. A failure to sustain the motion shall not take the matter under consideration from further consideration of the House; but the House shall proceed as if the motion had not been made.

Not Debatable

Rule 77. Motions to adjourn and for the previous question shall be decided without debate; provided however, that a motion to adjourn is subject to a request by five members for a roll call vote. All other privileged motions are debatable.

Division of Questions

Rule 78. Any member may have, as a personal right, a division of the question where the sense will admit of it. The question shall be divided into clearly separate and distinct propositions. The Speaker may take a division of the question under advisement; provided that, he or she rules on the division before any other action on the question. When the question having been divided is a Senate Bill for Third Reading, each part of the bill shall be voted upon separately and a subsequent separate vote shall be taken on the entire bill. When a bill is divided for consideration, the title and enacting clause shall be considered a separate part and shall, unless otherwise amended, be technically changed to reflect any amendments or deletions to the bill. No House Bill shall be subject to a division of the question after its perfection. **No Senate Bill shall be subject to a division of the question unless the bill has been amended.**

Indefinite Postponement

Rule 79. When a question is postponed indefinitely, the same shall not be acted upon again during the session.

Question Laid on the Table - How Taken Up

Rule 80. When a question has been laid on the table, the same cannot be taken up again without a vote of two-thirds of the members present.

Motion to Recommit to Committee

Rule 81. Any member may make a motion, at any time prior to the time such bill is third read and passed, that a bill be recommitted to the committee from which it was reported or that a bill be committed to another specifically named committee in the original form of the bill as it was referred to the committee of origin, which shall be sustained if a majority of the members present vote in the affirmative.

Motion to Reconsider - Shall Be Made Within Three Days

Rule 82. When a motion that a bill be perfected and printed, or that a bill be agreed to, read a third time, and placed upon its passage fails, or when any other question is decided by the House, any member voting on the prevailing side may move to reconsider the vote, provided that the motion to reconsider is made within three legislative days after the day on which the vote was taken.

Procedure for Motion to Reconsider

Rule 83. A constitutional majority is required to sustain any motion to reconsider. If the motion to reconsider is sustained, the House shall proceed to the original question or motion immediately before proceeding to other questions; whereupon the original question shall be voted upon before any other business of the House is transacted.

This shall not preclude further debate or amendment of the proposition, if otherwise appropriate. Any motion to reconsider having failed once shall not be reconsidered again, except to reconsider the vote by which an appropriation bill failed to pass. In the case of an appropriation bill, the motion to reconsider may be considered as many times as the House chooses.

On Speaking

Rule 84. When any member is about to speak in a debate or deliver a matter to the House, he or she shall rise from his or her seat and respectfully address himself or herself to "Mr. Speaker" or "Madam Speaker". The member shall refer, as appropriate, to other members as "Lady", "Gentleman" or "Representative". The member shall confine himself or herself to the questions under debate and avoid personality and derogatory personal comments. If any member violates the rules of the House, the Speaker, or any member, may call him or her to order. Any member called to order shall immediately sit down, unless permitted to explain, and the House shall, if appealed to, decide the case.

Appeals

Rule 85. If there is no appeal, the decision of the Speaker is final. If the decision of the Speaker is in favor of the member called to order, he or she may proceed; if otherwise, and the case requires it, he or she shall be liable to the censure of the House.

Member to Rise or Seek Recognition

Rule 86. The Speaker shall not recognize any member desiring to speak unless such member arises or appropriately seeks recognition at or near his or her desk. When two or more members seek recognition at the same time, the Speaker shall name the member who is to speak first, the other members having the preference next to speak.

Member May Speak - How Often

Rule 87. No member shall speak more than twice on the same question without leave of the House, nor more than once until all other members desiring to speak have spoken. Except when reporting a bill or resolution from a committee, no member may speak or inquire for more than **[**~~fifteen~~**] ten** minutes unless by unanimous consent of the House. When the question is to third read and pass a House Bill or House Joint Resolution, no member may speak or inquire for more than ten minutes unless by unanimous consent of the House. When the question is to third read and pass a House Consent Bill or a Senate Consent Bill, the floor handler of the bill and the ranking committee member from the party not the same as the bill handler shall not speak or inquire for more than ten minutes. Other members shall not speak or inquire for more than **[**~~five~~**] ten** minutes on such bills. The provisions of this rule shall not take precedence over any limitations set pursuant to Rule 24 (28).

No Member Shall Name Another Member in Debate

Rule 88. No member shall name another member in debate, but shall refer to the member by district number or county.

Members Not to Use Profanity

Rule 89. No member may use profanity either while speaking on the floor or in committee.

Members Not to Walk Across House – When

Rule 90. While the Speaker is putting any question or addressing the House, no one shall walk out of or cross the House. When a member is speaking, no member shall engage in any private conversation; nor while a member is speaking shall anyone pass between him or her and the Speaker. No member shall walk between two members who are engaged in debate or inquiries in the Hall of the House.

Order of Questions

Rule 91. Except as otherwise set forth in these rules, all questions shall be propounded in the order in which they are moved except privileged questions, which shall be propounded as stated in Rule 73.

CONSTITUTIONAL MAJORITY AND QUORUM

Rule 92. The term "constitutional majority", as used herein, shall mean eighty-two members of the House. A quorum shall be required at any time bills are considered, motions are made, or votes are taken.

Voting

Rule 93. (1) Every member shall be present within the Hall of the House during its sittings, unless excused or necessarily prevented, and shall vote on each question put, unless he or she has a direct personal or pecuniary interest in such question. No member shall be recorded as voting when he or she was not present when the vote was taken. Nothing herein contained shall prohibit a member from voting "Present" on a question, and such vote shall be recorded in the Journal. In the case of equal division, the question shall be lost. In the event that a member's vote or absence is incorrectly recorded in the Journal, he or she shall file with the Chief Clerk an affidavit stating that he or she was in the chamber at the time the vote was taken, that he or she did in fact vote, that the vote or absence was incorrectly recorded, and the correct vote that should have been recorded. In addition to any other penalty provided by rule or law, the filing of a false affidavit shall subject that member to censure by the House.

(2) A member may not authorize any other person to cast his or her vote or record his or her presence. No other person may cast a member's vote or record a member's presence. A vote by a member of a committee with respect to any measure or matter may not be cast by proxy.

Verification of the Roll

Members Not to Interrupt Calling of Ayes and Noes; Changing Vote

Rule 94. Except as otherwise specifically allowed by these rules, no member shall be permitted to interrupt a roll call, and no member shall be allowed to vote or change his or her vote, except to have his or her vote correctly recorded, after a verification has begun or after the final vote is announced.

Demand for Verification

Rule 95. Any five members may demand a verification of the roll call if such is made at any time prior to the time the voting has ended; which, in the event of electronic voting, shall be when the Speaker orders the voting board closed. A demand for verification and a call for absentees are the only reasons for which a member may interrupt a roll call vote.

Bell to Signal Recorded Vote

Rule 96. At a reasonable time prior to the beginning of calling the ayes and noes on any question, a bell notifying the members of a roll call shall be sounded. After the votes are registered, the absentees shall be noted and upon demand of any member, another bell signifying that a call of absentees is being taken shall be sounded and a reasonable time shall be allowed after the sounding of the bell before the voting is closed.

Roll Call Votes

Rule 97. In all cases where a rule of the House of Representatives refers to the "calling of the names of the members" or "calling of the ayes or noes" or "calling of the roll", such reference shall be understood to refer also to the "taking" of the vote by electronic roll call system. There shall be a taking of the vote by electronic roll call system on the motion of any one member which is seconded by four other members immediately standing. A vote by electronic roll call shall be limited to thirty minutes, except in the cases of quorum calls. In the event that the electronic roll call system is inoperable, the taking and recording of such vote shall be done by calling the name of each member and recording the respective aye, no, or present votes. Any member not responding when his or her name is called shall be recorded as absent.

Dress Code

Rule 98. At all times when the House is seated, proper attire for gentlemen shall be business attire, including coat, tie, dress trousers, and dress shoes or boots. Proper attire for women shall be dresses or skirts or slacks worn with a blazer or sweater and appropriate dress shoes or boots. This rule shall apply to all members and staff on the floor of the House and lower gallery.

Eating, Smoking, Distracting Activities

Rule 99. No food, newspapers, props, or other items or activities distractive to House deliberations shall be permitted on the floor of the House while the House is in session. Smoking is prohibited in House space, except for in designated locations.

Electronic Devices

Rule 100. The use of electronic devices for still photography or for audio or visual recording or broadcasting by any person other than the House photographer or his or her designee is:

(1) Prohibited on the floor of the House unless permission has been granted by the Speaker and notice has been given to the body;

(2) Prohibited on the side galleries of the House except by current credentialed members of the press corps unless permission has been granted by the Speaker and notice has been given to the body.

Nothing contained in this rule shall prevent any member from using a portable laptop computer or any electronic wireless communications device; except no such devices shall be used for still photography, recording or broadcasting, or for audible communications.

Ascending the Dais

Rule 101. No person shall ascend to the dais without first being recognized to do so by the Speaker. The Speaker may invite any person to ascend the dais.

Chamber Desks

Rule 102. No person, except a member or employee of the House, shall distribute or cause to be distributed any pamphlets, materials, or other printed literature to the members' desks or mailboxes in the House. House employees shall only distribute such literature if instructed to do so by a member or by the Chief Clerk. All copies of pamphlets, materials, or printed literature distributed by a member or employee of the House shall bear the name of the person causing the copy to be distributed and its source of origin, and shall be approved by the Chief Clerk prior to distribution.

Personal Privilege

Rule 103. Any member may, as a matter of personal privilege, speak for a period not longer than five minutes upon such matters as may collectively affect the House, its rights, its dignity, and the integrity of its proceedings or the rights, reputation, and conduct of its individual members in their respective capacities only. No member shall be permitted to utilize personal privilege to debate any motion, bill, resolution, memorial, or other business pending before the House.

Subpoena Power

Rule 104. (1) Subpoenas for witnesses and the production of records or documents may be issued at the request of any member of the House. All process awarded by the House, and subpoenas and other process for witnesses whose attendance is required by the House, shall be under the hand of the Speaker and attested by the Chief Clerk and shall be executed by the sergeant-at-arms or by a special messenger appointed for that purpose.

(2) Any person who without adequate excuse fails to obey a subpoena served upon the person under subdivision (1) of this rule may be held in contempt.

(3) The House may enforce any issued subpoenas as otherwise provided by law.

INTERIM PROCEDURE

Bills - End of First Regular Session

Rule 105. All House Bills or House Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the Speaker's desk. All Senate Bills and Senate Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the President Pro Tem's desk.

Bills - Pre-Filing

Rule 106. A member or member-elect of the House of Representatives may file a bill or joint resolution by mail or in person with the Chief Clerk of the House at any time during the period beginning on December first and ending on the day before a regular session begins which next precedes the session at which the bill or joint resolution is to be considered. No committee shall file a House Committee Bill during this pre-filing period. Upon receiving a bill or joint resolution filed during the pre-filing period preceding a regular session of the General Assembly in odd-numbered years, the Chief Clerk of the House shall immediately date, number, and have the bill or joint resolution printed in the most economical manner as approved by the Committee on Consent and House Procedure and made available according to the rules and practices of the General Assembly next preceding that for which the bill or joint resolution is filed and those bills and joint resolutions received during the filing period preceding a regular session in an even-numbered year shall be printed and made available according to the then effective rules of that General Assembly. All bills or joint resolutions that are pre-filed shall be deemed filed on the day the House begins its regular session.

Interim Committees

Rule 107. All regular or special standing committees may meet to consider bills or perform any other necessary legislative function during the interim, if approved by the Speaker. The Speaker may appoint special interim committees or subcommittees to consider bills or perform other necessary legislative duties. Members of each of the committees, or any subcommittee thereof, shall be reimbursed for their necessary and actual expenses incurred while attending meetings of the committee or subcommittee, if approved by the Speaker.

CALL OF THE HOUSE

Names of Absentees to Be Called

Rule 108. A call of the House may be made at any time on motion seconded by ten members and sustained by a majority of those present; (names of members may be called orally or by electronic roll call) and under a call of the House a majority of those present may send for and compel the attendance of absent members; and a majority of all the members present shall be a sufficient number to adjourn.

Absent Members May Be Sent For

Rule 109. Upon the call of the House, the names of those members present shall be recorded and the absentees noted, and those whose names do not appear may be sent for and taken into custody wherever found by the Sergeant-at-Arms or special messenger appointed.

Prohibited While Voting In Progress

Rule 110. No call of the House shall be made after the Speaker has directed the clerk to open the electronic voting device to record the names of the members and until the vote be announced.

Majority Not Under Arrest May Censure And Fine Delinquent Members

Rule 111. The majority of those present, not under arrest, may make an order for the censure or fine of delinquent members and prescribe the terms under which they shall be discharged.

Release from Custody

Rule 112. When a member shall have been discharged from custody and admitted to his or her seat, the House shall decide whether such discharge shall be with or without fees; and, in like manner, whether a delinquent member, taken into custody by a special messenger shall defray the expense of such special messenger.

COMMITTEE OF WHOLE HOUSE

When Permitted

Rule 113. On motion, the House may resolve itself into a Committee of the Whole House for consideration of any business which may properly come before it.

Chair Appointed by Speaker

Rule 114. In forming a Committee of the Whole House, the Speaker shall leave his or her chair, and a Chair preside in the Committee, who shall be appointed by the Speaker.

Procedure upon Bills

Rule 115. Upon a bill being committed to a Committee of the Whole House, the same shall be read and debated by clauses or sections, as determined by the committee, leaving the preamble to be last considered. After report, the bill shall again be subject to debate and amendment before being perfected and printed.

Chief Clerk Shall Keep and Record Proceedings

Rule 116. The Chief Clerk shall keep and record the proceedings of the Committee of the Whole House and shall include its proceedings in the Journal of the House when appropriate.

Amendments Shall Be Noted

Rule 117. All amendments made to reports, resolutions, or other matters committed to a Committee of the Whole House shall be noted and reported, as in case of bills.

Rules of Proceedings

Rule 118. Rules and proceedings of the House shall be observed in Committee of the Whole House, as far as they are applicable.

Quorum

Rule 119. A majority of the members elected shall be a quorum to do business, and if, at any time, a sufficient number shall not be present in Committee of the Whole House, and the Committee shall arise, and the Speaker shall resume the chair and the chair report the cause of the rising of the Whole Committee.

VETO AND WITHHOLD OVERRIDE PROCEDURES

Rule 120. *Veto Procedures.* Any bill, or item or portion of an item in an appropriations bill, vetoed by the Governor and returned to the House by the Governor or received from the Senate shall stand as reconsidered and such action

shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, the message containing the Governor's actions may be read and shall be entered into the Journal. Consideration of a vetoed bill, or item or portion of an item in an appropriations bill, shall be in order at any time during sessions of the House. Consideration of a vetoed bill, or item or portion of an item in an appropriations bill, shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

Rule 121. *Withhold Override Procedures.*

(1) Any appropriation for which the rate of expenditure of allotments is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation, shall stand as reconsidered with respect to such allotments and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, any proclamation issued by the Governor relating to such allotments may be read and shall be entered into the Journal. Reconsideration of the allotments of any appropriation shall be in order at any time during sessions of the House. Reconsideration of the allotments of any appropriation shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

(2) Any appropriation for which the Governor reduces the expenditures of the state or any of its agencies below their appropriations shall stand as reconsidered with respect to such reductions and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, any proclamation issued by the Governor relating to such reductions may be read and shall be entered into the Journal. Reconsideration of the reduction of any appropriation shall be in order at any time during sessions of the House. Reconsideration of the reduction of any appropriation shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

ADMISSION TO HALL

Definitions

Rule 122. The space between the granite columns shall be known as the floor of the House and the space beyond the granite columns on either side shall be known as the lower gallery, and the space on the upper floor of the House shall be known as the upper gallery.

Admission to House Floor

Rule 123. No person shall be admitted to the floor of the House or the House East Gallery other than the officers and members of the House and the staffs of the Speaker, Speaker Pro Tem, Majority and Minority Floor Leaders, Assistant Majority and Minority Floor Leaders, Majority and Minority Whips, and Chair of the Budget Committee and, at the request of the Speaker, technical support staff needed to maintain data processing equipment and other equipment. Other persons may be admitted to the floor and East Gallery with the consent of the House. For the purposes of this rule, the Chief Clerk's staff, the Assistant Chief Clerk, any doormen, sergeant-at-arms and House Photographer are considered officers of the House. Guests may upon written request, submitted five days in advance and with the consent of the Speaker, address the House from the dais at the beginning or adjournment of a daily legislative session or any recess thereof.

Admission to Lower Gallery

Rule 124. No person shall be admitted to the lower gallery of the House except members of the General Assembly, spouses of members, employees of the General Assembly, Joint Committee staff, the Governor, the Lieutenant Governor, the Secretary of State, the State Auditor, the State Treasurer, the State Attorney General, Judges of the Supreme Court, Clerk of the Supreme Court, Judges of the Courts of Appeal or Circuit Courts, Members of Congress, the Governor's Chief of Staff and former members of the General Assembly who are not registered lobbyists or who do not lobby for an individual or organization, and physically disabled persons. No official or other person, except current members of the General Assembly, otherwise allowed to enter the lower gallery by this rule shall engage in any activity supporting or opposing any bill or resolution before the House from the lower gallery. Other persons may be admitted to the gallery by the Speaker upon special request of any Representative when the House is in session. Members of the press may enter the lower galleries while the House is in session for the purpose of interviewing members of the House. The Speaker may, at any time, restrict or limit admission of guests to the lower gallery.

Admission to Upper Gallery

Rule 125. The gallery at the front of the chamber above the Speaker's dais shall be reserved for members of the Missouri Capitol News Association holding valid credentials issued by the Speaker and any other member of the press issued credentials by the Speaker. All other upper galleries shall be open to the public.

HOUSE RECORDS

Rule 126. (1) Members may keep constituent case files, and records of the caucus of the majority or minority party of the house that contain caucus strategy, confidential. Constituent case files include any correspondence, written or electronic, between a member and a constituent, or between a member and any other party pertaining to a constituent's grievance, a question of eligibility for any benefit as it relates to a particular constituent, or any issue regarding a constituent's request for assistance.

(2) All records obtained by a committee operating in an oversight or investigative capacity shall be open records unless closed by the committee pursuant to the Constitution of Missouri, House Rule, regulations, or other law.

RULES

May Be Rescinded or Amended - How

Rule 127. Any motion or resolution purporting to rescind or change the standing rules of the House or to introduce a new rule shall stand without reading or consideration and without discussion, explanation, or debate to the Committee on Consent and House Procedure. Such motions or resolutions as shall be favorably recommended by such committee for adoption by the House shall, upon such recommendation, be printed in the Journal and shall be placed upon a Resolutions Calendar. A constitutional majority shall be required to pass such a resolution. Nothing herein shall prohibit a member from offering substitute rules or amendments to rules recommended by the committee.

May Be Dispensed With

Rule 128. Rules 73, 82, 83, and this rule of the House shall not be suspended or dispensed with, unless by unanimous consent or unless two-thirds (2/3) of the elected members concur therein. No other standing rule or order of the House shall be dispensed with, except by unanimous consent or unless a constitutional majority concurs therein and motions for that purpose shall be limited to the question or proposition under consideration.

JEFFERSON'S MANUAL

Rule 129. The rules of parliamentary practice comprised in "Jefferson's Manual" and the "Rules of the House of Representatives of the United States", and the official collection of precedents and interpretations of the rules by parliamentary authorities of the United States House of Representatives shall govern the House in all cases in which they are applicable and not inconsistent with the standing rules and orders of the House and the joint rules of the Senate and House of Representatives. The Chief Clerk, the Speaker, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Minority Floor Leader, and the Assistant Minority Floor Leader will make available copies of these documents in their offices to any member who so requests. Three copies of these documents shall be available during sessions of the House: one copy shall be at a location determined by the majority party and one copy shall be at a location determined by the minority party and one copy shall be in the possession of the Chief Clerk or his or her designee. If digital copies exist, links shall be available on the House intranet. The documents shall be purchased by the House and shall be the property of the House and not of the individual holding office. The Manual, Rules, precedents, and interpretations above referred to shall be taken as authority in deciding questions not otherwise provided for in these rules. The House may additionally consult "Robert's Rules of Order" and "Mason's Manual of Legislative Procedure" as supplemental authority, to the extent consistent with the standing rules and orders of the House and the joint rules of the Senate and House of Representatives.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 3, introduced by Representative Riggs, relating to the creation of a federal district judge position.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 1, introduced by Representative Billington, relating to the retirement of judges.

HJR 2, introduced by Representative Billington, relating to the initiative petition process.

HJR 3, introduced by Representative Merideth, relating to firearms.

HJR 4, introduced by Representative Coleman, relating to term limits for members of the general assembly.

HJR 5, introduced by Representative Terry, relating to property tax.

HJR 6, introduced by Representative Kelley (127), relating to the initiative petition process.

HJR 7, introduced by Representative Kelley (127), relating to property tax.

HJR 8, introduced by Representative Young, relating to persons entitled to vote.

HJR 9, introduced by Representative Baringer, relating to terms of office for members of the general assembly.

HJR 10, introduced by Representative Sharp (37), relating to employment of members of the general assembly.

HJR 11, introduced by Representative Griffith, relating to property tax exemptions.

HJR 12, introduced by Representative Griffith, relating to gaming revenues.

HJR 13, introduced by Representative Adams, relating to the general assembly.

HJR 14, introduced by Representative O'Donnell, relating to the state treasurer's ability to invest.

HJR 15, introduced by Representative Seitz, relating to property tax.

HJR 16, introduced by Representative Seitz, relating to taxation.

HJR 17, introduced by Representative Kalberloh, relating to property tax rates.

HJR 18, introduced by Representative Lewis (6), relating to initiative petitions.

HJR 19, introduced by Representative Black, relating to constitutional amendments.

HJR 20, introduced by Representative Black, relating to the right to hunt and fish.

HJR 21, introduced by Representative Sander, relating to charter counties.

HJR 22, introduced by Representative Schnelting, relating to initiative petitions.

HJR 23, introduced by Representative Knight, relating to gaming.

HJR 24, introduced by Representative Davidson, relating to constitutional amendments.

HJR 25, introduced by Representative Davidson, relating to constitutional amendments.

HJR 27, introduced by Representative Collins, relating to property tax assessments for certain seniors.

HJR 28, introduced by Representative Falkner, relating to signatures on initiative petitions.

HJR 29, introduced by Representative Falkner, relating to constitutional amendments.

HJR 30, introduced by Representative Lewis (6), relating to constitutional amendments.

HJR 31, introduced by Representative Sander, relating to valid marriages.

HJR 32, introduced by Representative Schnelting, relating to initiative petitions.

HJR 33, introduced by Representative Coleman, relating to property tax assessments.

HJR 34, introduced by Representative Mosley, relating to the right of trial by jury.

HJR 35, introduced by Representative Mayhew, relating to taxation.

HJR 36, introduced by Representative Sauls, relating to taxation of real property.

HJR 37, introduced by Representative Mayhew, relating to the state road fund.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 31, introduced by Representative Stacy, relating to political party primary elections, with penalty provisions and a delayed effective date.

HB 32, introduced by Representative Brown (27), relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 33, introduced by Representative Brown (27), relating to firearms.

HB 34, introduced by Representative Brown (27), relating to traffic control signals, with a penalty provision.

HB 35, introduced by Representative Billington, relating to retirement of judges, with a contingent effective date for certain sections.

HB 36, introduced by Representative Billington, relating to inoperable motor vehicles.

HB 37, introduced by Representative Billington, relating to catalytic converters, with penalty provisions.

HB 38, introduced by Representative Billington, relating to firearms on employer property.

HB 39, introduced by Representative Burnett, relating to animal abuse, with penalty provisions.

HB 40, introduced by Representative Burnett, relating to animal abuse, with penalty provisions.

HB 41, introduced by Representative Burnett, relating to asset forfeiture.

HB 42, introduced by Representative Burnett, relating to judges.

HB 43, introduced by Representative Burnett, relating to the designation of the official state work chronicling the 1993 flood.

HB 44, introduced by Representative Haley, relating to the designation of a memorial highway.

HB 45, introduced by Representative Haley, relating to cosmetologists.

HB 46, introduced by Representative Haley, relating to long-term care insurance.

HB 47, introduced by Representative Haley, relating to land surveys.

HB 48, introduced by Representative Haley, relating to bare-knuckle fighting, with penalty provisions.

HB 49, introduced by Representative Brown (87), relating to the statewide assessment system.

HB 50, introduced by Representative Coleman, relating to geographical information systems products.

HB 51, introduced by Representative Coleman, relating to certificates of birth.

HB 52, introduced by Representative Copeland, relating to the release of a person from prison.

HB 53, introduced by Representative Copeland, relating to the board of police commissioners, with penalty provisions.

HB 54, introduced by Representative Copeland, relating to speed limits.

HB 55, introduced by Representative Copeland, relating to unlawful possession of a firearm, with penalty provisions.

HB 56, introduced by Representative Copeland, relating to criminal sentencing.

HB 57, introduced by Representative Copeland, relating to real property.

HB 58, introduced by Representative Terry, relating to motor vehicle sales tax payment plans.

HB 59, introduced by Representative Terry, relating to the custody and support of children, with penalty provisions.

HB 60, introduced by Representative Terry, relating to child support payments.

HB 61, introduced by Representative Terry, relating to the custody of children.

HB 62, introduced by Representative Terry, relating to criminal offenses involving the custody of children, with penalty provisions.

HB 63, introduced by Representative Terry, relating to special administrative boards for unaccredited school districts.

HB 64, introduced by Representative Terry, relating to cities of the fourth classification.

HB 65, introduced by Representative Terry, relating to special administrative boards for unaccredited school districts.

HB 66, introduced by Representative Terry, relating to school curriculum.

HB 67, introduced by Representative Terry, relating to the designation of a memorial bridge.

HB 68, introduced by Representative Terry, relating to guardianships and conservatorships.

HB 69, introduced by Representative Dinkins, relating to collaborative practice arrangements with nurses.

HB 70, introduced by Representative Dinkins, relating to school protection officers.

HB 71, introduced by Representative Dinkins, relating to vital records.

HB 72, introduced by Representative Dinkins, relating to sports officials.

HB 73, introduced by Representative Dinkins, relating to the termination of child support obligations.

HB 74, introduced by Representative Kelley (127), relating to records of complaints against child care facilities.

HB 75, introduced by Representative Kelley (127), relating to discrimination in education, with an emergency clause.

HB 76, introduced by Representative Kelley (127), relating to the A+ schools program.

HB 77, introduced by Representative Kelley (127), relating to the collection of court costs.

HB 78, introduced by Representative Kelley (127), relating to the selling of raw milk or cream, with penalty provisions.

HB 79, introduced by Representative Young, relating to blind persons.

HB 80, introduced by Representative Young, relating to accessible prescription labels.

HB 81, introduced by Representative Veit, relating to certain required background checks.

HB 82, introduced by Representative Veit, relating to alternative dispute resolution.

HB 83, introduced by Representative Veit, relating to change of venue costs for capital cases.

HB 84, introduced by Representative Veit, relating to the uniform interstate depositions and discovery act.

HB 85, introduced by Representative Veit, relating to business entities registered with the secretary of state.

HB 86, introduced by Representative Veit, relating to the offense of tampering with electronic monitoring equipment, with penalty provisions.

HB 87, introduced by Representative Veit, relating to compensation for jurors.

HB 88, introduced by Representative Veit, relating to animal chiropractic practitioners.

HB 89, introduced by Representative Veit, relating to state employee retirement systems.

HB 90, introduced by Representative Veit, relating to court automation.

HB 91, introduced by Representative Patterson, relating to Medicaid services for certain low-income women, with an emergency clause.

HB 92, introduced by Representative Taylor (48), relating to county committee meetings.

HB 93, introduced by Representative Schwadron, relating to solid waste management.

HB 94, introduced by Representative Schwadron, relating to the designation of a memorial highway.

HB 95, introduced by Representative Schwadron, relating to the offense of mail theft, with penalty provisions.

HB 96, introduced by Representative Schwadron, relating to the Tricia Leann Tharp act.

HB 97, introduced by Representative Titus, relating to fire protection districts.

HB 98, introduced by Representative Davidson, relating to the purchase of broadband equipment by the department of economic development.

HB 99, introduced by Representative Davidson, relating to the scope of practice for physical therapists.

HB 100, introduced by Representative Davidson, relating to the delivery of health care services by dentists.

HB 101, introduced by Representative Davidson, relating to liability of private contractors.

vHB 102, introduced by Representative Baringer, relating to qualifications of candidates for public office.

HB 103, introduced by Representative Barnes, relating to school or recreation athletic contest offenses, with penalty provisions.

HB 104, introduced by Representative Barnes, relating to jury duty.

HB 105, introduced by Representative Barnes, relating to the offense of mail theft, with penalty provisions.

HB 106, introduced by Representative Barnes, relating to language developmental milestones for children who are deaf or hard of hearing.

HB 107, introduced by Representative Barnes, relating to liability insurance for property damage.

HB 108, introduced by Representative Barnes, relating to sports officials.

HB 109, introduced by Representative Sharp (37), relating to Blair's law, with penalty provisions.

HB 110, introduced by Representative Sharp (37), relating to ignition interlock device requirements, with penalty provisions.

HB 111, introduced by Representative Sharp (37), relating to school safety.

HB 112, introduced by Representative Sharp (37), relating to black history month observance in schools.

HB 113, introduced by Representative Sharp (37), relating to restitution for individuals who are actually innocent.

HB 114, introduced by Representative Sharp (37), relating to reduced sales tax rates for certain hygiene products.

HB 115, introduced by Representative Shields, relating to the scope of practice for physical therapists.

HB 116, introduced by Representative Shields, relating to bleeding control kits in public schools.

HB 117, introduced by Representative Shields, relating to the administration of naloxone.

HB 118, introduced by Representative Shields, relating to the calculation of average daily attendance for early childhood education programs.

HB 119, introduced by Representative Shields, relating to the Missouri postconviction drug treatment program.

HB 120, introduced by Representative Nurrenbern, relating to tax credits.

HB 121, introduced by Representative Nurrenbern, relating to corporal punishment in schools.

HB 122, introduced by Representative Nurrenbern, relating to school starting dates.

HB 123, introduced by Representative Nurrenbern, relating to permissible uses for campaign funds, with penalty provisions.

HB 124, introduced by Representative Nurrenbern, relating to tobacco products, with penalty provisions and a delayed effective date.

HB 125, introduced by Representative Nurrenbern, relating to the minimum wage rate.

HB 126, introduced by Representative Nurrenbern, relating to certain hygiene products.

HB 127, introduced by Representative Griffith, relating to administration of public employment.

HB 128, introduced by Representative Griffith, relating to long-term care facilities.

HB 129, introduced by Representative Griffith, relating to the uniform deployed parents custody and visitation act.

HB 130, introduced by Representative Griffith, relating to the designation of a historic region.

HB 131, introduced by Representative Griffith, relating to state employee pay periods.

HB 132, introduced by Representative Griffith, relating to the Missouri veterans commission.

HB 133, introduced by Representative Hudson, relating to the entertainment industry jobs act, with a delayed effective date.

HB 134, introduced by Representative Hudson, relating to taxation.

HB 135, introduced by Representative Hudson, relating to property tax credits.

HB 136, introduced by Representative Hudson, relating to student associations at public institutions of higher learning.

HB 137, introduced by Representative Hudson, relating to instruction in human sexuality in schools.

HB 138, introduced by Representative Richey, relating to disclosures of allegations of sexual misconduct.

HB 139, introduced by Representative Richey, relating to statewide athletic associations.

HB 140, introduced by Representative Adams, relating to election offenses, with penalty provisions.

HB 141, introduced by Representative Adams, relating to emergency services, with penalty provisions.

HB 142, introduced by Representative Sassmann, relating to Missouri conservation heritage foundation license plates.

HB 143, introduced by Representative Sassmann, relating to the manufacture of ice.

HB 144, introduced by Representative Doll, relating to the scope of practice for physical therapists.

HB 145, introduced by Representative Doll, relating to sales tax.

HB 146, introduced by Representative Doll, relating to perinatal care.

HB 147, introduced by Representative Doll, relating to coverage of diagnostic examinations for breast cancer under certain health benefit plans.

HB 148, introduced by Representative Doll, relating to gender discrimination in employment practices.

HB 149, introduced by Representative Doll, relating to human trafficking.

HB 150, introduced by Representative Doll, relating to rental protections for persons diagnosed with posttraumatic stress disorder.

HB 151, introduced by Representative Doll, relating to the offense of endangering the welfare of a child in the second degree, with penalty provisions.

HB 152, introduced by Representative Thomas, relating to boating safety identification cards.

HB 153, introduced by Representative Thomas, relating to boating safety identification cards.

HB 154, introduced by Representative Thomas, relating to a sales tax exemption for certain medical devices.

HB 155, introduced by Representative O'Donnell, relating to workplace retirement savings plans.

HB 156, introduced by Representative O'Donnell, relating to income tax.

HB 157, introduced by Representative O'Donnell, relating to daylight saving time.

HB 158, introduced by Representative O'Donnell, relating to charter schools.

HB 159, introduced by Representative Mackey, relating to disciplinary removals of public school students.

HB 160, introduced by Representative Mackey, relating to corporal punishment in schools.

HB 161, introduced by Representative Mackey, relating to the compassionate assistance for rape emergencies (CARE) act.

HB 162, introduced by Representative Mackey, relating to the uniform collaborative law act.

HB 163, introduced by Representative Seitz, relating to abortion, with penalty provisions.

HB 164, introduced by Representative Seitz, relating to workers' compensation.

HB 165, introduced by Representative Seitz, relating to discrimination in education, with an emergency clause.

HB 166, introduced by Representative Seitz, relating to the Missouri National Guard, with a contingent effective date.

HB 167, introduced by Representative Seitz, relating to unborn children.

HB 168, introduced by Representative Seitz, relating to certificates of need.

HB 169, introduced by Representative Seitz, relating to tax credits for qualified film projects.

HB 170, introduced by Representative Seitz, relating to participation in athletics.

HB 171, introduced by Representative Seitz, relating to the apportionment and distribution of motor fuel tax.

HB 172, introduced by Representative Seitz, relating to free breakfast and lunch in schools.

HB 173, introduced by Representative Seitz, relating to donations of unused food.

HB 174, introduced by Representative Seitz, relating to presidential executive orders.

HB 175, introduced by Representative Sassmann, relating to massage therapists.

HB 176, introduced by Representative Kalberloh, relating to school bus endorsements, with an emergency clause.

HB 177, introduced by Representative Van Schoiack, relating to local sales tax.

HB 178, introduced by Representative Van Schoiack, relating to the offense of unlawful use of an unmanned aircraft, with a penalty provision.

HB 179, introduced by Representative Van Schoiack, relating to the offense of unlawful use of unmanned aircraft over an open-air facility, with penalty provisions.

HB 180, introduced by Representative Van Schoiack, relating to transient guest taxes.

HB 181, introduced by Representative Van Schoiack, relating to transient guest taxes.

HB 182, introduced by Representative Burnett, relating to the use of restraints on a child in juvenile court.

HB 183, introduced by Representative Burger, relating to participation in athletic competitions.

HB 184, introduced by Representative Murphy, relating to electric vehicle charging station requirements.

HB 185, introduced by Representative Murphy, relating to child custody arrangements.

HB 186, introduced by Representative Murphy, relating to property taxes.

HB 187, introduced by Representative Murphy, relating to offenses involving motor vehicles, with penalty provisions.

HB 188, introduced by Representative Murphy, relating to employment practices, with penalty provisions.

HB 189, introduced by Representative Lewis (6), relating to minimum teacher salaries.

HB 190, introduced by Representative Lewis (6), relating to differentiated teacher pay.

HB 191, introduced by Representative Lewis (6), relating to income tax deductions for certain educators.

HB 192, introduced by Representative Lewis (6), relating to a teacher bill of rights.

HB 193, introduced by Representative Plank, relating to campaign contributions, with penalty provisions.

HB 194, introduced by Representative Walsh Moore, relating to the ticket to work health assurance program.

HB 195, introduced by Representative Henderson, relating to child maintenance orders for certain persons convicted of driving while intoxicated.

HB 196, introduced by Representative Henderson, relating to notifications to victims and witnesses.

HB 197, introduced by Representative Wright, relating to payments for prescription drugs, with penalty provisions.

HB 198, introduced by Representative Wright, relating to insurance coverage of pharmacy services.

HB 199, introduced by Representative Wright, relating to municipal search warrants for ordinance violations.

HB 200, introduced by Representative Francis, relating to the German heritage corridor of Missouri.

HB 202, introduced by Representative Francis, relating to industrial hemp.

HB 204, introduced by Representative McGaugh, relating to proceedings of the judicial finance commission.

HB 205, introduced by Representative Buchheit-Courtway, relating to certain experimental or investigational medical treatments.

HB 206, introduced by Representative Buchheit-Courtway, relating to taxation.

HB 207, introduced by Representative Buchheit-Courtway, relating to motor vehicle inspection requirements, with a penalty provision.

HB 208, introduced by Representative Smith (46), relating to the unlawful transfer of weapons, with penalty provisions.

HB 209, introduced by Representative Smith (46), relating to civilian review boards.

HB 210, introduced by Representative Smith (46), relating to traffic violations.

HB 211, introduced by Representative Smith (46), relating to the refiling of cases dismissed by a court.

HB 212, introduced by Representative Smith (46), relating to women veterans appreciation day.

HB 213, introduced by Representative Sparks, relating to the board of police commissioners, with penalty provisions.

HB 214, introduced by Representative Weber, relating to employment practices relating to gender.

HB 215, introduced by Representative Weber, relating to employment security.

HB 216, introduced by Representative Myers, relating to the board of police commissioners, with penalty provisions.

HB 217, introduced by Representative Weber, relating to product repair requirements, with a penalty provision.

HB 218, introduced by Representative Weber, relating to a reporting requirement for lost or stolen firearms, with penalty provisions.

HB 219, introduced by Representative Fogle, relating to voter identification.

HB 220, introduced by Representative Fogle, relating to community solar facilities.

HB 221, introduced by Representative Fogle, relating to small loans, with penalty provisions and a referendum clause.

HB 222, introduced by Representative Owen, relating to state employee retirement.

HB 223, introduced by Representative Crossley, relating to occupational diseases diagnosed in first responders.

HB 224, introduced by Representative Boyd, relating to the official state rifle.

HB 225, introduced by Representative Black, relating to the Missouri nuclear clean power act.

HB 226, introduced by Representative Black, relating to charter school funding.

HB 227, introduced by Representative Bangert, relating to safety belts, with a penalty provision.

HB 228, introduced by Representative Bangert, relating to the use of hand-held electronic wireless communications devices while driving, with a penalty provision.

HB 229, introduced by Representative Bangert, relating to motor vehicle safety inspections, with a penalty provision.

HB 230, introduced by Representative Bangert, relating to firearms in motor vehicles, with penalty provisions.

HB 231, introduced by Representative Bangert, relating to immunity from civil liability for forcible entry into a locked vehicle.

HB 232, introduced by Representative Bangert, relating to instruction in cursive writing.

HB 233, introduced by Representative Bangert, relating to election judges, with penalty provisions.

HB 234, introduced by Representative Bangert, relating to campaign finance, with penalty provisions.

HB 235, introduced by Representative Bangert, relating to school supplies.

HB 236, introduced by Representative Bangert, relating to persons appointed by the governor.

HB 237, introduced by Representative Smith (155), relating to supporting new businesses.

HB 238, introduced by Representative Smith (155), relating to internet service providers.

HB 239, introduced by Representative Smith (155), relating to tax credits for qualified film projects.

HB 240, introduced by Representative Smith (155), relating to the offense of hazing, with penalty provisions.

HB 241, introduced by Representative Hurlbert, relating to the participation of home school students in public school activities.

HB 242, introduced by Representative Hurlbert, relating to Missouri empowerment scholarship accounts, with penalty provisions.

HB 243, introduced by Representative Hurlbert, relating to Missouri empowerment scholarship accounts.

HB 244, introduced by Representative Hurlbert, relating to Missouri empowerment scholarship accounts.

HB 245, introduced by Representative Hurlbert, relating to Missouri empowerment scholarship account qualifications.

HB 246, introduced by Representative Hurlbert, relating to parking fees.

HB 247, introduced by Representative Hurlbert, relating to a public safety sales tax.

HB 248, introduced by Representative Stinnett, relating to voter qualifications.

HB 249, introduced by Representative Busick, relating to vaccine administration by dentists.

HB 250, introduced by Representative Haley, relating to offenses involving the trafficking of drugs, with penalty provisions.

HB 251, introduced by Representative Haffner, relating to offenses involving arrests, stops, and detentions, with penalty provisions.

HB 252, introduced by Representative Haffner, relating to driver's licenses.

HB 253, introduced by Representative Pollitt, relating to admission of nonresident pupils.

HB 254, introduced by Representative Pollitt, relating to health care services for certain low-income women, with an emergency clause.

HB 255, introduced by Representative Pollitt, relating to student achievement data.

HB 256, introduced by Representative Pollitt, relating to special victims.

HB 257, introduced by Representative Pollitt, relating to teacher and school employee retirement systems.

HB 258, introduced by Representative Richey, relating to a sales tax exemption for electricity.

HB 259, introduced by Representative Sander, relating to personal property taxes.

HB 260, introduced by Representative Sander, relating to sales tax.

HB 261, introduced by Representative Sander, relating to sales tax exemptions.

HB 262, introduced by Representative Sander, relating to COVID-19 health orders, with an emergency clause.

HB 263, introduced by Representative Sander, relating to historic sites.

HB 264, introduced by Representative Sander, relating to the International Swimming Pool and Spa Code.

HB 265, introduced by Representative Sander, relating to daylight saving time.

HB 266, introduced by Representative Fogle, relating to insurance coverage for in vitro fertilization.

HB 267, introduced by Representative Buchheit-Courtway, relating to the presidential preference primary.

HB 268, introduced by Representative Riley, relating to the regulatory sandbox act.

HB 269, introduced by Representative Riley, relating to administrative rules.

HB 270, introduced by Representative Riley, relating to licensure based on work experience.

HB 271, introduced by Representative Riley, relating to health care, with penalty provisions.

HB 272, introduced by Representative Riley, relating to the statute of limitations for personal injury claims.

HB 273, introduced by Representative Riley, relating to the collateral source rule.

HB 274, introduced by Representative Riley, relating to actions for damages due to exposure to asbestos.

HB 275, introduced by Representative Riley, relating to workers' compensation.

HB 276, introduced by Representative Riley, relating to probation supervision by private entities.

HB 277, introduced by Representative Riley, relating to the privatization of the Missouri employers mutual insurance company, with a delayed effective date for certain sections.

HB 278, introduced by Representative Riley, relating to business entities registered with the secretary of state, with penalty provisions.

HB 279, introduced by Representative Riley, relating to the uniform limited liability company act.

HB 280, introduced by Representative Schnelting, relating to state contracts.

HB 281, introduced by Representative Schnelting, relating to child custody arrangements.

HB 282, introduced by Representative Schnelting, relating to firearms, with penalty provisions.

HB 283, introduced by Representative Kelly (141), relating to patient examinations.

HB 284, introduced by Representative Lewis (25), relating to health care professionals, with an emergency clause.

HB 285, introduced by Representative Lewis (25), relating to physician licensure.

HB 286, introduced by Representative Lewis (25), relating to health care services for certain low-income women, with an emergency clause.

HB 287, introduced by Representative Lewis (25), relating to insurance coverage of prescription contraceptives.

HB 288, introduced by Representative Lewis (25), relating to period products in charter schools and public schools.

HB 289, introduced by Representative Lewis (25), relating to organ transplant procedures.

HB 290, introduced by Representative Lewis (25), relating to sales tax.

HB 291, introduced by Representative Lewis (25), relating to expedited partner therapy.

HB 292, introduced by Representative Lewis (25), relating to insurance coverage for obesity.

HB 293, introduced by Representative Riley, relating to the Missouri religious freedom protection act.

HB 294, introduced by Representative Haden, relating to a lien on chattel.

HB 295, introduced by Representative Haden, relating to the offense of possession of an open container of marijuana in a motor vehicle, with a penalty provision.

HB 296, introduced by Representative Haden, relating to dogs.

HB 297, introduced by Representative Haden, relating to fences and enclosures.

HB 298, introduced by Representative Deaton, relating to the state employee pay plan.

HB 299, introduced by Representative Deaton, relating to concealed carry permits.

HB 300, introduced by Representative Roberts, relating to reporting of abuse or neglect, with penalty provisions.

HB 301, introduced by Representative Roberts, relating to public safety, with penalty provisions and an emergency clause for a certain section.

HB 302, introduced by Representative Roberts, relating to the offense of making a false report, with penalty provisions.

HB 303, introduced by Representative Roberts, relating to surviving spouse benefits in certain retirement systems.

HB 304, introduced by Representative Roberts, relating to the operation of motor vehicles while using electronic devices, with penalty provisions.

HB 305, introduced by Representative Roberts, relating to warrants for failure to appear, with penalty provisions.

HB 306, introduced by Representative Perkins, relating to the board of police commissioners, with penalty provisions.

HB 307, introduced by Representative Riggs, relating to civil detentions.

HB 308, introduced by Representative Riggs, relating to the U.S. Grant heritage area.

HB 309, introduced by Representative Riggs, relating to broadband infrastructure improvement districts.

HB 310, introduced by Representative Riggs, relating to audits of state entities.

HB 311, introduced by Representative Riggs, relating to the twenty-first century innovation hub task force.

HB 312, introduced by Representative Riggs, relating to the 21st-century Missouri social services gap analysis task force.

HB 313, introduced by Representative Riggs, relating to costs of implementing federal regulations.

HB 314, introduced by Representative Riggs, relating to annexation.

HB 315, introduced by Representative Riggs, relating to tax credits for the rehabilitation of historic structures.

HB 316, introduced by Representative Riggs, relating to facilities of historic significance.

HB 317, introduced by Representative Riggs, relating to the Missouri state technology task force.

HB 318, introduced by Representative Appelbaum, relating to the Missouri voter fraud prevention act, with penalty provisions.

HB 319, introduced by Representative Appelbaum, relating to high-capacity magazines, with penalty provisions.

HB 320, introduced by Representative Appelbaum, relating to guidelines for opioid prescriptions.

HB 321, introduced by Representative Appelbaum, relating to a tax credit for contraception costs.

HB 322, introduced by Representative Appelbaum, relating to the delivery of nursing services, with penalty provisions.

HB 323, introduced by Representative Appelbaum, relating to insurance coverage for fertility treatments.

HB 324, introduced by Representative Appelbaum, relating to insurance coverage of drugs.

HB 325, introduced by Representative Appelbaum, relating to renewable energy resources.

HB 326, introduced by Representative Bosley, relating to discriminatory practices.

HB 327, introduced by Representative Bosley, relating to compensation for wrongful conviction.

HB 328, introduced by Representative Bosley, relating to the show-me healthy babies program.

HB 329, introduced by Representative Cook, relating to certified registered nurse anesthetists, with penalty provisions.

HB 330, introduced by Representative Cook, relating to nurses.

HB 331, introduced by Representative Cook, relating to the administration of medications by pharmacists.

HB 332, introduced by Representative Hurlbert, relating to Missouri empowerment scholarship accounts.

HB 333, introduced by Representative Boggs, relating to the vote-counting process.

HB 334, introduced by Representative Boggs, relating to hunting permits.

HB 335, introduced by Representative Boggs, relating to cameras on private property.

HB 336, introduced by Representative Boggs, relating to liability for injuries from required immunizations.

HB 337, introduced by Representative Cook, relating to participation in athletic competitions.

HB 338, introduced by Representative Cook, relating to temporary assistance for needy families benefits, with penalty provisions.

HB 339, introduced by Representative Cook, relating to criminal sentencing.

HB 340, introduced by Representative Cook, relating to the conditional release of offenders, with penalty provisions.

HB 341, introduced by Representative Pouche, relating to the Missouri accountability portal.

HB 342, introduced by Representative Pouche, relating to the cost of prescriptions.

HB 343, introduced by Representative Pouche, relating to the administration of naloxone.

HB 344, introduced by Representative McGirl, relating to delinquent tax notices.

HB 345, introduced by Representative McGirl, relating to special road districts.

HB 346, introduced by Representative Roberts, relating to diversion for driving under the influence of alcohol.

HB 347, introduced by Representative Veit, relating to the presidential preference primary.

HB 348, introduced by Representative Coleman, relating to physician licensure.

HB 349, introduced by Representative Christofanelli, relating to property taxes.

HB 350, introduced by Representative Christofanelli, relating to Missouri empowerment scholarships.

HB 351, introduced by Representative Christofanelli, relating to a sales tax exemption for certain hygiene products.

HB 352, introduced by Representative Christofanelli, relating to expungement.

HB 353, introduced by Representative Christofanelli, relating to the admissibility of evidence of a defendant's creative or artistic expression.

HB 354, introduced by Representative Davidson, relating to MO HealthNet services for certain low-income women, with an emergency clause.

HB 355, introduced by Representative Davidson, relating to the protection of children, with penalty provisions.

HB 356, introduced by Representative McGirl, relating to private pension taxation.

HB 357, introduced by Representative Collins, relating to parole hearings for certain offenders.

HB 358, introduced by Representative Collins, relating to the provision of nutraloaf in correctional centers.

HB 359, introduced by Representative Cook, relating to the operation of certain law enforcement agencies, with penalty provisions.

HB 360, introduced by Representative Collins, relating to actual innocence.

HB 361, introduced by Representative Proudie, relating to discriminatory practices.

HB 362, introduced by Representative Proudie, relating to limited liability companies.

HB 363, introduced by Representative Proudie, relating to human trafficking.

HB 364, introduced by Representative Proudie, relating to the Missouri premium security plan, with an emergency clause for a certain section.

HB 365, introduced by Representative Proudie, relating to privileged communications regarding child abuse or neglect.

HB 366, introduced by Representative Proudie, relating to the health professional student loan repayment program.

HB 367, introduced by Representative Seitz, relating to civil actions for vulnerable victims of sexual abuse.

HB 368, introduced by Representative West, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 369, introduced by Representative West, relating to "Back the Blue" license plates.

HB 370, introduced by Representative West, relating to increasing personnel for certain judicial circuits.

HB 371, introduced by Representative Falkner, relating to the removal of certain court records from automated case management systems.

HB 372, introduced by Representative Collins, relating to good time credit.

HB 373, introduced by Representative Quade, relating to a sales tax for early childhood education programs, with penalty provisions.

HB 374, introduced by Representative Quade, relating to restitution for certain individuals.

HB 375, introduced by Representative Quade, relating to county health ordinances.

HB 376, introduced by Representative Quade, relating to birth certificates.

HB 377, introduced by Representative Quade, relating to taxation.

HB 378, introduced by Representative Quade, relating to the behavioral crisis grant program.

HB 379, introduced by Representative Quade, relating to tax credits.

HB 380, introduced by Representative Quade, relating to attorney's fees for certain civil actions instituted by the attorney general.

HB 381, introduced by Representative Aldridge, relating to sales tax.

HB 382, introduced by Representative Aldridge, relating to good time credit.

HB 383, introduced by Representative Aldridge, relating to compensation for state employees.

HB 384, introduced by Representative Aldridge, relating to discrimination based on sexual orientation or gender identity.

HB 385, introduced by Representative Aldridge, relating to suffrage of individuals confined in jails.

HB 386, introduced by Representative Aldridge, relating to criminal nonsupport.

HB 387, introduced by Representative Aldridge, relating to the right of suffrage for former felons.

HB 388, introduced by Representative Aldridge, relating to illegal gambling, with penalty provisions and an emergency clause.

HB 389, introduced by Representative Veit, relating to offenses involving the disclosure of personal information, with penalty provisions.

HB 390, introduced by Representative Murphy, relating to guardians ad litem.

HB 391, introduced by Representative Murphy, relating to constitutional amendments.

HB 392, introduced by Representative Toalson Reisch, relating to reemployment rights of Missouri Task Force One members.

HB 393, introduced by Representative Black, relating to Missouri state highway patrol employee pay.

HB 394, introduced by Representative Falkner, relating to the sunshine law.

HB 395, introduced by Representative Buchheit-Courtway, relating to expungement.

HB 396, introduced by Representative Buchheit-Courtway, relating to surgical smoke plume evacuation.

HB 397, introduced by Representative Taylor (48), relating to tax deductions for individuals making certain charitable contributions.

HB 398, introduced by Representative Ingle, relating to foster care.

HB 399, introduced by Representative Ingle, relating to guidelines for opioid prescriptions.

HB 400, introduced by Representative McGirl, relating to delinquent tax notices.

HB 401, introduced by Representative Haffner, relating to aerial surveillance.

HB 402, introduced by Representative Henderson, relating to hospitals.

HB 403, introduced by Representative Haden, relating to the large animal veterinary student loan program.

HB 404, introduced by Representative Haden, relating to the disposal of dead animals from roadways.

HB 405, introduced by Representative McGaugh, relating to the offense of tampering with an elected county official, with penalty provisions.

HB 406, introduced by Representative Doll, relating to patient examinations.

HB 407, introduced by Representative Doll, relating to physician licensure.

HB 408, introduced by Representative Doll, relating to period products in charter schools and public schools.

HB 409, introduced by Representative Doll, relating to school safety programs in school districts.

HB 410, introduced by Representative Doll, relating to the gun theft prevention act, with penalty provisions.

HB 411, introduced by Representative Doll, relating to pedestrian offenses, with penalty provisions.

HB 412, introduced by Representative Doll, relating to trial procedures for murder in the first degree.

HB 413, introduced by Representative Mackey, relating to extreme risk protection orders, with penalty provisions.

HB 414, introduced by Representative Brown (149), relating to gasoline filling station regulations in certain counties.

HB 415, introduced by Representative O'Donnell, relating to the processing of motor vehicle sales tax by licensed motor vehicle dealers.

HB 416, introduced by Representative Sander, relating to candidate qualifications.

HB 417, introduced by Representative Henderson, relating to grants to employers to encourage employees to obtain upskill credentials.

HB 418, introduced by Representative Davidson, relating to unfair milk sales practices.

HB 419, introduced by Representative Hudson, relating to gender transition procedures, with a contingent effective date.

HB 420, introduced by Representative Wright, relating to adult offender supervision.

HB 421, introduced by Representative Lewis (25), relating to the firearm violence prevention act, with penalty provisions.

HB 422, introduced by Representative Lewis (25), relating to the offense of endangering the welfare of a child, with penalty provisions.

HB 423, introduced by Representative Lewis (25), relating to the sale and transfer of firearms, with penalty provisions.

HB 424, introduced by Representative Perkins, relating to motor vehicle registration.

HB 425, introduced by Representative Perkins, relating to financial institutions.

HB 426, introduced by Representative Perkins, relating to automated external defibrillators in schools.

HB 427, introduced by Representative Perkins, relating to telecommunicator first responders.

HB 428, introduced by Representative Perkins, relating to licensed child care facilities.

HB 429, introduced by Representative Perkins, relating to the compensation of jurors.

HB 430, introduced by Representative Perkins, relating to foreign ownership of agricultural land.

HB 431, introduced by Representative Perkins, relating to retail establishments, with a penalty provision.

HB 432, introduced by Representative Perkins, relating to optional alternative work schedules for agencies.

HB 433, introduced by Representative Lewis (6), relating to minimum teacher's salaries.

HB 434, introduced by Representative Nickson-Clark, relating to domestic violence awareness day.

HB 435, introduced by Representative Nickson-Clark, relating to electric vehicle tax credits.

HB 436, introduced by Representative Nickson-Clark, relating to breast cancer awareness day.

HB 437, introduced by Representative Banderman, relating to consolidated public library districts.

HB 438, introduced by Representative Hovis, relating to minimum prison terms.

HB 439, introduced by Representative Hovis, relating to peace officer license suspensions.

HB 440, introduced by Representative Hovis, relating to peace officers.

HB 441, introduced by Representative Hovis, relating to the operation of motor vehicles, with penalty provisions.

HB 442, introduced by Representative Wright, relating to cost-sharing under health benefit plans.

HB 443, introduced by Representative Marquart, relating to access to public records of the Missouri state highway patrol.

HB 444, introduced by Representative Schnelting, relating to the redaction of personal identifying information from court automation systems.

HB 445, introduced by Representative Schnelting, relating to childhood immunizations.

HB 446, introduced by Representative Proudie, relating to breakfast served in schools.

HB 447, introduced by Representative Davidson, relating to adult high schools.

HB 448, introduced by Representative Butz, relating to campaign finance disclosure reports, with penalty provisions.

HB 449, introduced by Representative Butz, relating to candidate committees, with penalty provisions.

HB 450, introduced by Representative Butz, relating to the Missouri ethics commission.

HB 451, introduced by Representative Butz, relating to the offense of possession of an open alcoholic beverage container in a motor vehicle, with a penalty provision.

HB 452, introduced by Representative Coleman, relating to food sales and use tax.

HB 453, introduced by Representative Coleman, relating to human trafficking, with penalty provisions.

HB 454, introduced by Representative Coleman, relating to criminal offenses, with penalty provisions.

HB 455, introduced by Representative Coleman, relating to concealed carry permits.

HB 456, introduced by Representative Coleman, relating to income tax.

HB 457, introduced by Representative Richey, relating to an income tax exemption for certain dependents.

HB 458, introduced by Representative Merideth, relating to risk protection orders, with penalty provisions.

HB 459, introduced by Representative Merideth, relating to the unlawful use of weapons, with penalty provisions.

HB 460, introduced by Representative Merideth, relating to the second amendment preservation act.

HB 461, introduced by Representative Riggs, relating to the broadband development council, with penalty provisions.

HB 462, introduced by Representative Richey, relating to delinquent tax penalties and interest.

HB 463, introduced by Representative Boyd, relating to gender transition procedures, with penalty provisions.

HB 464, introduced by Representative Gregory, relating to health care benefits provided by certain organizations.

HB 465, introduced by Representative Gregory, relating to foreign ownership of agricultural land.

HB 466, introduced by Representative Gregory, relating to occupational diseases under workers' compensation provisions.

HB 467, introduced by Representative Gregory, relating to duties of the division of weights, measures and consumer protection.

HB 468, introduced by Representative Gregory, relating to the offense of unlawful distribution, delivery, or sale of a drug masking product, with a penalty provision.

HB 469, introduced by Representative Gregory, relating to athletic trainers.

HB 470, introduced by Representative Henderson, relating to employment practices, with penalty provisions.

HB 471, introduced by Representative Black, relating to state employee incentives.

HB 472, introduced by Representative Mackey, relating to parole eligibility.

HB 473, introduced by Representative Appelbaum, relating to tax credits for qualified motion media projects.

HB 474, introduced by Representative Taylor (48), relating to qualifications of fire protection employees.

HB 475, introduced by Representative Taylor (48), relating to the Missouri geospatial advisory council.

HB 476, introduced by Representative Taylor (48), relating to a waterways and ports trust fund.

HB 477, introduced by Representative Bromley, relating to child support obligations.

HB 478, introduced by Representative Bromley, relating to motor vehicle registration.

HB 479, introduced by Representative Bromley, relating to video service providers.

HB 480, introduced by Representative Baker, relating to hazardous waste facility permits.

HB 481, introduced by Representative Baker, relating to the legislative intervention act.

HB 482, introduced by Representative Baker, relating to transparency in public education.

HB 483, introduced by Representative Baker, relating to the extended learning opportunities act.

HB 484, introduced by Representative Baker, relating to elective social studies courses on the Bible.

HB 485, introduced by Representative Baker, relating to concealed carry permits, with penalty provisions.

HB 486, introduced by Representative Baker, relating to the use of self-defense.

HB 487, introduced by Representative Francis, relating to the designation of a memorial bridge.

HB 488, introduced by Representative Appelbaum, relating to tax credits.

HB 489, introduced by Representative Baker, relating to health care, with penalty provisions.

HB 490, introduced by Representative Sharpe (4), relating to industrial development corporations.

HB 491, introduced by Representative Sharpe (4), relating to a waterways and ports trust fund.

HB 492, introduced by Representative Murphy, relating to a pilot program for media literacy and critical thinking.

HB 493, introduced by Representative Burger, relating to jury duty.

HB 494, introduced by Representative Baker, relating to the offense of engaging in an adult cabaret performance, with penalty provisions.

HB 495, introduced by Representative Lewis (6), relating to public school retirement systems.

HB 496, introduced by Representative Lewis (6), relating to public school retirement systems.

HB 497, introduced by Representative Lewis (6), relating to teacher scholarships.

HB 498, introduced by Representative Boyd, relating to sexually oriented businesses, with penalty provisions.

HB 499, introduced by Representative Boyd, relating to foreign ownership of agricultural land.

HB 500, introduced by Representative Unsicker, relating to child custody proceedings.

HB 501, introduced by Representative Brown (87), relating to the disposal of dead animals from roadways.

HB 502, introduced by Representative Haley, relating to science, technology, engineering, and math week.

HB 503, introduced by Representative Haley, relating to carbon dioxide detectors in schools.

HB 504, introduced by Representative Plank, relating to eligibility for early release.

HB 505, introduced by Representative Mann, relating to unlawful discriminatory practices, with penalty provisions.

HB 506, introduced by Representative Mann, relating to distributors of hypodermic needles.

HB 507, introduced by Representative Mann, relating to an inclusive curriculum in public schools.

HB 508, introduced by Representative Crossley, relating to voter registration applications.

HB 509, introduced by Representative McMullen, relating to foster care.

HB 510, introduced by Representative Griffith, relating to mail sent by state departments.

HB 511, introduced by Representative McGirl, relating to taxes imposed on the sale of bingo cards.

HB 512, introduced by Representative Mayhew, relating to tax deductions for certain securities.

HB 513, introduced by Representative Mayhew, to authorize the conveyance of certain state property.

HB 514, introduced by Representative Mayhew, relating to fire protection districts.

HB 515, introduced by Representative Mayhew, relating to a science, technology, engineering, and mathematics grant.

HB 516, introduced by Representative Mayhew, relating to residency requirements for certain boards.

HB 517, introduced by Representative Mayhew, relating to tobacco products, with penalty provisions and a delayed effective date.

HB 518, introduced by Representative Mayhew, relating to memorial highway designations.

HB 519, introduced by Representative Mayhew, relating to the motor fuel tax exemption.

HB 520, introduced by Representative Mayhew, relating to motor fuel tax refunds.

HB 521, introduced by Representative Henderson, relating to motor vehicle financial protection products, with penalty provisions.

HB 522, introduced by Representative Mosley, relating to pleadings.

HB 523, introduced by Representative Mosley, relating to the issuance of judgments by the court, with penalty provisions.

HB 524, introduced by Representative Mosley, relating to the supplemental nutrition assistance program, with penalty provisions.

HB 525, introduced by Representative Mosley, relating to tax credits for qualified film projects.

HB 526, introduced by Representative Mosley, relating to motor vehicle sales tax.

HB 527, introduced by Representative Mosley, relating to historical motor vehicles.

HB 528, introduced by Representative Murphy, relating to the designation of a memorial bridge.

HB 529, introduced by Representative Black, relating to state aid distributed to school districts.

HB 530, introduced by Representative Clemens, relating to the official state rifle.

HB 531, introduced by Representative Strickler, relating to the offense of unlawful tracking of a motor vehicle, with a penalty provision.

HB 532, introduced by Representative Mayhew, relating to detached catalytic converters, with penalty provisions.

HB 533, introduced by Representative Mayhew, relating to firearms.

HB 534, introduced by Representative Sassmann, relating to the manufacture of ice.

HB 535, introduced by Representative Deaton, relating to payments for home care in licensed residential care facilities.

HB 536, introduced by Representative Keathley, relating to certain special taxing districts.

HB 537, introduced by Representative Keathley, relating to the compensation of court reporters.

HB 538, introduced by Representative Schwadron, relating to the eleventh judicial circuit.

HB 539, introduced by Representative Schwadron, relating to first responders.

HB 540, introduced by Representative Sparks, relating to gender transition procedures, with a delayed effective date.

HB 541, introduced by Representative Sparks, relating to an income tax deduction for certain law enforcement officers.

HB 542, introduced by Representative Haden, relating to the health professional loan repayment program.

HB 543, introduced by Representative Griffith, relating to the towing of commercial vehicles.

HB 544, introduced by Representative Quade, relating to abortion, with penalty provisions.

HB 545, introduced by Representative Quade, relating to individuals facing homelessness, with an emergency clause.

HB 546, introduced by Representative Richey, relating to the Missouri public school teacher risk management fund, with penalty provisions.

HB 547, introduced by Representative Roberts, relating to the designation of a memorial bridge.

HB 548, introduced by Representative Roberts, relating to retail sales.

HB 549, introduced by Representative Roberts, relating to offender registries.

HB 550, introduced by Representative Roberts, relating to the duration of probation, with penalty provisions.

HB 551, introduced by Representative Kalberloh, relating to a public safety sales tax.

HB 552, introduced by Representative Clemens, relating to the cost of insulin.

HB 553, introduced by Representative Nurrenbern, relating to tax credits.

HB 554, introduced by Representative Nurrenbern, relating to firearms, with penalty provisions.

HB 555, introduced by Representative Mayhew, relating to the offense of unlawful possession of a detached catalytic converter, with a penalty provision.

HB 556, introduced by Representative Houx, relating to sports wagering, with penalty provisions.

HB 557, introduced by Representative Houx, relating to deceased persons.

HB 558, introduced by Representative Haffner, relating to accountability measures for elementary and secondary schools.

HB 559, introduced by Representative Baker, relating to open enrollment of pupils.

HB 560, introduced by Representative Sauls, relating to centers for the treatment of sexually deviant behaviors, with penalty provisions.

HB 561, introduced by Representative Sauls, relating to medical records.

HB 562, introduced by Representative Sauls, relating to public access to records.

HB 563, introduced by Representative Sauls, relating to offenses against certain persons, with penalty provisions.

HB 564, introduced by Representative Sauls, relating to investigations of firefighters.

HB 565, introduced by Representative Sauls, relating to meals for students.

HB 566, introduced by Representative Sauls, relating to rights of military servicemembers.

HB 567, introduced by Representative Sauls, relating to telecommunicator first responders.

HB 568, introduced by Representative Sauls, relating to workers' compensation for firefighters and other first responders.

HB 569, introduced by Representative Sauls, relating to skylight safety.

HB 570, introduced by Representative Christ, relating to the offense of unlawfully gaining entry into motor vehicles, with penalty provisions.

HB 571, introduced by Representative Allen, relating to the unlawful use of weapons.

HB 572, introduced by Representative Sander, relating to Missouri empowerment scholarship accounts, with penalty provisions.

HB 573, introduced by Representative Lavender, relating to employment security benefits, with an emergency clause.

HB 574, introduced by Representative Lavender, relating to discrimination based on sexual orientation or gender identity.

HB 575, introduced by Representative Shields, relating to insurance coverage of breast examinations.

HB 576, introduced by Representative Shields, relating to the offense of interference with the transportation of livestock, with penalty provisions.

HB 577, introduced by Representative Shields, relating to workforce development in elementary and secondary education.

HB 578, introduced by Representative Riggs, relating to matching grants for teacher salary increases.

HB 579, introduced by Representative Schnelting, relating to a tax credit for veterans.

HB 580, introduced by Representative Houx, relating to building codes.

HB 581, introduced by Representative Christofanelli, relating to sports wagering, with penalty provisions.

HB 582, introduced by Representative Morse, relating to legislative requirements for public schools.

HB 583, introduced by Representative O'Donnell, relating to a tax credit for certain live entertainment events, with a delayed effective date.

HB 584, introduced by Representative Owen, relating to the disclosure of information pertaining to certain commercial financing products, with penalty provisions.

HB 585, introduced by Representative Owen, relating to credit cards.

HB 586, introduced by Representative Owen, relating to the division of finance, with penalty provisions.

HB 587, introduced by Representative Owen, relating to land bank agencies, with penalty provisions.

HB 588, introduced by Representative Merideth, relating to obtaining electronic signatures on initiative petitions.

HB 589, introduced by Representative Murphy, relating to earnings tax.

HB 590, introduced by Representative Knight, relating to certain motor vehicle sales taxes.

HB 591, introduced by Representative Sauls, relating to food sales and use tax.

HB 592, introduced by Representative Sauls, relating to criminal justice reform tax credits.

HB 593, introduced by Representative Sauls, relating to property tax exemptions for certain veterans.

HB 594, introduced by Representative Kelly (141), relating to do-not-resuscitate orders.

HB 595, introduced by Representative Richey, relating to school history courses.

HB 596, introduced by Representative Clemens, relating to determination of coverage under workers compensation insurance.

HB 597, introduced by Representative Clemens, relating to the recovery of overpaid unemployment benefits, with an emergency clause.

HB 598, introduced by Representative Clemens, relating to multidose medications given to patients at discharge.

HB 599, introduced by Representative Clemens, relating to campaign committees, with penalty provisions.

HB 600, introduced by Representative Clemens, relating to protecting the right of trial by jury.

HB 601, introduced by Representative Knight, relating to access to public records of the Missouri state highway patrol.

HB 602, introduced by Representative Reedy, relating to the illegal discharge of a firearm, with penalty provisions.

HB 603, introduced by Representative Reedy, relating to driver education in public schools.

HB 604, introduced by Representative Reedy, relating to transient guest taxes.

HB 605, introduced by Representative Unsicker, relating to the licensure of homes for children, with a delayed effective date.

HB 606, introduced by Representative Unsicker, relating to education savings program expenses.

HB 607, introduced by Representative Unsicker, relating to tobacco and vapor products.

HB 608, introduced by Representative Unsicker, relating to school absence reports.

HB 609, introduced by Representative Unsicker, relating to repealing the death penalty, with a penalty provision.

HB 610, introduced by Representative Unsicker, relating to protections for immigrant tenants, with penalty provisions.

HB 611, introduced by Representative Unsicker, relating to voter registration.

HB 612, introduced by Representative Unsicker, relating to certified midwife services.

HB 613, introduced by Representative Unsicker, relating to duties of the pregnancy-associated mortality review board.

HB 614, introduced by Representative Unsicker, relating to the department of revenue.

HB 615, introduced by Representative Unsicker, relating to the taxation of property.

HB 616, introduced by Representative Unsicker, relating to responsibilities of the office of administration.

HB 617, introduced by Representative Doll, relating to abortion.

HB 618, introduced by Representative Doll, relating to abortion, with penalty provisions.

HB 619, introduced by Representative Doll, relating to emergency contraception.

HB 620, introduced by Representative Doll, relating to tax credits for purchases of firearm safety equipment.

HB 621, introduced by Representative Doll, relating to the organ donor registry.

HB 622, introduced by Representative Knight, relating to the construction of earthen basins.

HB 623, introduced by Representative Doll, relating to preexposure prophylaxis awareness.

HB 624, introduced by Representative Black, relating to the operation of platoons on Missouri roads, with a penalty provision.

HB 625, introduced by Representative Lovasco, relating to the building permit reform act.

HB 626, introduced by Representative Lovasco, relating to the regulation of property uses.

HB 627, introduced by Representative Christofanelli, relating to the parents' bill of rights.

HB 628, introduced by Representative Christofanelli, relating to litigation, with penalty provisions.

HB 629, introduced by Representative Perkins, relating to the licensing of persons performing certain funeral-related services.

HB 630, introduced by Representative Knight, relating to the confiscation of animals, with penalty provisions.

HB 631, introduced by Representative Houx, relating to the industrial minerals advisory council.

HB 632, introduced by Representative Deaton, relating to the office of faith-based initiatives and religious liberty.

HB 633, introduced by Representative Kelley (127), relating to school employee training.

HB 634, introduced by Representative Kelley (127), relating to protections of parental rights.

HB 635, introduced by Representative Kelley (127), relating to reports of seclusion or restraint of students.

HB 636, introduced by Representative Sauls, relating to trains carrying hazardous material, with penalty provisions.

HB 637, introduced by Representative Mayhew, relating to the electrical choice and competition law.

HB 638, introduced by Representative Mayhew, relating to land surveys.

COMMITTEE APPOINTMENTS

January 4, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Consent and House Procedure, and appoint the following members:

Representative Sean Pouche, Chair
Representative Barry Hovis, Vice-Chair
Representative Cyndi Buchheit-Courtway
Representative David Evans
Representative Bill Falkner
Representative Bill Owen
Representative Terry Thompson

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 4, 2023

Ms. Dana Rademan Miller
Chief Clerk
State Capitol, Room 310
Jefferson City, MO 65101

Dear Chief Clerk Rademan Miller,

I hereby appoint the following to serve on the Standing Committee on Consent and House Procedure:

Representative Peter Merideth, Ranking Member
Representative Kevin Windham
Representative Keri Ingle

If you have any questions, please contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 2**.

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the First Regular Session of the One-hundred and Second General Assembly is duly convened and is now in session and ready for consideration of business;

BE IT FURTHER RESOLVED that the Secretary of the Senate notify the House of Representatives that the Senate is now organized with the election of the following named officers:

President Pro Tem .....Caleb Rowden
Secretary of Senate.....Kristina Martin
Sergeant-at-Arms .....Marty Drewel

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Michael L. Parson.

GOVERNOR'S PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly "whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in "equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly "when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based."

NOW THEREFORE, I, Michael L. Parson, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the One Hundred First General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that through the first quarter of fiscal year 2023, the rate of expenditure for each of the appropriation lines in the fiscal year 2023 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2023 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 17th day of October, 2022.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

Exhibit A

	Agency	Budget Appropriation Line
1	OFFICE ADMINISTRATION-OPER	01.010
2	OFFICE ADMINISTRATION-OPER	01.015
3	OFFICE ADMINISTRATION-OPER	01.020
4	ELEM & SEC EDUCATION-OPER	02.005
5	ELEM & SEC EDUCATION-OPER	02.005
6	ELEM & SEC EDUCATION-OPER	02.005
7	ELEM & SEC EDUCATION-OPER	02.005
8	ELEM & SEC EDUCATION-OPER	02.010
9	ELEM & SEC EDUCATION-OPER	02.010
10	ELEM & SEC EDUCATION-OPER	02.015
11	ELEM & SEC EDUCATION-OPER	02.015
12	ELEM & SEC EDUCATION-OPER	02.015

13	ELEM & SEC EDUCATION-OPER	02.015
14	ELEM & SEC EDUCATION-OPER	02.015
15	ELEM & SEC EDUCATION-OPER	02.015
16	ELEM & SEC EDUCATION-OPER	02.015
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19	ELEM & SEC EDUCATION-OPER	02.015
20	ELEM & SEC EDUCATION-OPER	02.015
21	ELEM & SEC EDUCATION-OPER	02.015
22	ELEM & SEC EDUCATION-OPER	02.015
23	ELEM & SEC EDUCATION-OPER	02.015
24	ELEM & SEC EDUCATION-OPER	02.020
25	ELEM & SEC EDUCATION-OPER	02.025
26	ELEM & SEC EDUCATION-OPER	02.025
27	ELEM & SEC EDUCATION-OPER	02.025
28	ELEM & SEC EDUCATION-OPER	02.025
29	ELEM & SEC EDUCATION-OPER	02.025
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53	ELEM & SEC EDUCATION-OPER	02.043
54	ELEM & SEC EDUCATION-OPER	02.045
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278	DHEWD-OPERATING	03.005
279	DHEWD-OPERATING	03.005
280	DHEWD-OPERATING	03.005
281	DHEWD-OPERATING	03.010
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284	DHEWD-OPERATING	03.020
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286	DHEWD-OPERATING	03.020

287	DHEWD-OPERATING	03.020
288	DHEWD-OPERATING	03.025
289	DHEWD-OPERATING	03.030
290	DHEWD-OPERATING	03.035
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293	DHEWD-OPERATING	03.045
294	DHEWD-OPERATING	03.045
295	DHEWD-OPERATING	03.050
296	DHEWD-OPERATING	03.055
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1824	DCI-OPERATING	07.480
1825	DCI-OPERATING	07.480
1826	DCI-OPERATING	07.485

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1917	DCI-OPERATING	07.550
1918	DCI-OPERATING	07.550
1919	DCI-OPERATING	07.555
1920	LABOR & INDUSTRIAL REL-OPER	07.800
1921	LABOR & INDUSTRIAL REL-OPER	07.800
1922	LABOR & INDUSTRIAL REL-OPER	07.800
1923	LABOR & INDUSTRIAL REL-OPER	07.800
1924	LABOR & INDUSTRIAL REL-OPER	07.800
1925	LABOR & INDUSTRIAL REL-OPER	07.805
1926	LABOR & INDUSTRIAL REL-OPER	07.805
1927	LABOR & INDUSTRIAL REL-OPER	07.805
1928	LABOR & INDUSTRIAL REL-OPER	07.805
1929	LABOR & INDUSTRIAL REL-OPER	07.805
1930	LABOR & INDUSTRIAL REL-OPER	07.810
1931	LABOR & INDUSTRIAL REL-OPER	07.810
1932	LABOR & INDUSTRIAL REL-OPER	07.810
1933	LABOR & INDUSTRIAL REL-OPER	07.810
1934	LABOR & INDUSTRIAL REL-OPER	07.810
1935	LABOR & INDUSTRIAL REL-OPER	07.810
1936	LABOR & INDUSTRIAL REL-OPER	07.810

1937	LABOR & INDUSTRIAL REL-OPER	07.815
1938	LABOR & INDUSTRIAL REL-OPER	07.815
1939	LABOR & INDUSTRIAL REL-OPER	07.815
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1956	LABOR & INDUSTRIAL REL-OPER	07.825
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1971	LABOR & INDUSTRIAL REL-OPER	07.840
1972	LABOR & INDUSTRIAL REL-OPER	07.840
1973	LABOR & INDUSTRIAL REL-OPER	07.845
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1975	LABOR & INDUSTRIAL REL-OPER	07.855
1976	LABOR & INDUSTRIAL REL-OPER	07.860
1977	LABOR & INDUSTRIAL REL-OPER	07.865
1978	LABOR & INDUSTRIAL REL-OPER	07.870
1979	LABOR & INDUSTRIAL REL-OPER	07.875
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1981	LABOR & INDUSTRIAL REL-OPER	07.875
1982	LABOR & INDUSTRIAL REL-OPER	07.875
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1989	LABOR & INDUSTRIAL REL-OPER	07.880
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1991	LABOR & INDUSTRIAL REL-OPER	07.885
1992	LABOR & INDUSTRIAL REL-OPER	07.885

1993	LABOR & INDUSTRIAL REL-OPER	07.890
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2212	PUBLIC SAFETY-OPERATING	08.210

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2215	PUBLIC SAFETY-OPERATING	08.215
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2222	PUBLIC SAFETY-OPERATING	08.245
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2239	PUBLIC SAFETY-OPERATING	08.285
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2250	PUBLIC SAFETY-OPERATING	08.305
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3793	STATE AUDITOR-LEASING	13.005
3794	ATTORNEY GENERAL-LEASING	13.005
3795	OFFICE ADMINISTRATION-LEAS	13.005
3796	OFFICE ADMINISTRATION-LEAS	13.005
3797	AGRICULTURE-LEASING	13.005
3798	DCI-LEASING	13.005
3799	ECONOMIC DEVELOPMENT-LEAS	13.005
3800	ELEM & SEC EDUCATION-LEAS	13.005
3801	HEALTH & SENIOR SERVICES-LEAS	13.005
3802	LABOR & INDUSTRIAL REL-LEAS	13.005
3803	MENTAL HEALTH-LEASING	13.005
3804	NATURAL RESOURCES-LEASING	13.005
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3824	ELEM & SEC EDUCATION-LEAS	13.005
3825	PUBLIC SAFETY-LEASING	13.005
3826	PUBLIC SAFETY-LEASING	13.005
3827	LT. GOVERNOR-LEASING	13.005
3828	NATURAL RESOURCES-LEASING	13.005
3829	ECONOMIC DEVELOPMENT-LEAS	13.005
3830	PUBLIC SAFETY-LEASING	13.005
3831	PUBLIC SAFETY-LEASING	13.005
3832	NATURAL RESOURCES-LEASING	13.005
3833	NATURAL RESOURCES-LEASING	13.005
3834	NATURAL RESOURCES-LEASING	13.005
3835	OFFICE ADMINISTRATION-LEAS	13.005
3836	OFFICE ADMINISTRATION-LEAS	13.005
3837	CORRECTIONS-LEASING	13.005
3838	PUBLIC SAFETY-LEASING	13.005
3839	DCI-LEASING	13.005
3840	DCI-LEASING	13.005
3841	NATURAL RESOURCES-LEASING	13.005
3842	ELEM & SEC EDUCATION-LEAS	13.005
3843	DCI-LEASING	13.005
3844	NATURAL RESOURCES-LEASING	13.005
3845	NATURAL RESOURCES-LEASING	13.005
3846	NATURAL RESOURCES-LEASING	13.005
3847	SECRETARY OF STATE-LEASING	13.005
3848	DCI-LEASING	13.005
3849	NATURAL RESOURCES-LEASING	13.005
3850	NATURAL RESOURCES-LEASING	13.005
3851	NATURAL RESOURCES-LEASING	13.005
3852	NATURAL RESOURCES-LEASING	13.005
3853	DCI-LEASING	13.005
3854	SOCIAL SERVICES-LEASING	13.005
3855	NATURAL RESOURCES-LEASING	13.005
3856	ATTORNEY GENERAL-LEASING	13.005
3857	PUBLIC SAFETY-LEASING	13.005
3858	AGRICULTURE-LEASING	13.005
3859	ATTORNEY GENERAL-LEASING	13.005
3860	LABOR & INDUSTRIAL REL-LEAS	13.005
3861	ATTORNEY GENERAL-LEASING	13.005
3862	REVENUE-LEASING	13.005

3863	AGRICULTURE-LEASING	13.005
3864	ATTORNEY GENERAL-LEASING	13.005
3865	NATURAL RESOURCES-LEASING	13.005
3866	NATURAL RESOURCES-LEASING	13.005
3867	ATTORNEY GENERAL-LEASING	13.005
3868	DCI-LEASING	13.005
3869	JUDICIARY-LEASING	13.005
3870	ELEM & SEC EDUCATION-LEAS	13.005
3871	LABOR & INDUSTRIAL REL-LEAS	13.005
3872	DHEWD-LEASING	13.005
3873	AGRICULTURE-LEASING	13.005
3874	HEALTH & SENIOR SERVICES-LEAS	13.005
3875	PUBLIC SAFETY-LEASING	13.005
3876	HEALTH & SENIOR SERVICES-LEAS	13.005
3877	PUBLIC SAFETY-LEASING	13.005
3878	LEGISLATURE-LEASING	13.010
3879	JUDICIARY-LEASING	13.010
3880	GOVERNOR-LEASING	13.010
3881	LT. GOVERNOR-LEASING	13.010
3882	SECRETARY OF STATE-LEASING	13.010
3883	STATE AUDITOR-LEASING	13.010
3884	ATTORNEY GENERAL-LEASING	13.010
3885	OFFICE ADMINISTRATION-LEAS	13.010
3886	AGRICULTURE-LEASING	13.010
3887	ECONOMIC DEVELOPMENT-LEAS	13.010
3888	ELEM & SEC EDUCATION-LEAS	13.010
3889	DHEWD-LEASING	13.010
3890	HEALTH & SENIOR SERVICES-LEAS	13.010
3891	LABOR & INDUSTRIAL REL-LEAS	13.010
3892	MENTAL HEALTH-LEASING	13.010
3893	NATURAL RESOURCES-LEASING	13.010
3894	PUBLIC SAFETY-LEASING	13.010
3895	REVENUE-LEASING	13.010
3896	SOCIAL SERVICES-LEASING	13.010
3897	CORRECTIONS-LEASING	13.010
3898	ELEM & SEC EDUCATION-LEAS	13.010
3899	ELEM & SEC EDUCATION-LEAS	13.010
3900	LABOR & INDUSTRIAL REL-LEAS	13.010
3901	LABOR & INDUSTRIAL REL-LEAS	13.010
3902	AGRICULTURE-LEASING	13.010
3903	ATTORNEY GENERAL-LEASING	13.010
3904	NATURAL RESOURCES-LEASING	13.010
3905	HEALTH & SENIOR SERVICES-LEAS	13.010
3906	MENTAL HEALTH-LEASING	13.010
3907	DHEWD-LEASING	13.010
3908	STATE TREASURER-LEASING	13.010
3909	ELEM & SEC EDUCATION-LEAS	13.010
3910	LABOR & INDUSTRIAL REL-LEAS	13.010
3911	SOCIAL SERVICES-LEASING	13.010
3912	SECRETARY OF STATE-LEASING	13.010
3913	NATURAL RESOURCES-LEASING	13.010
3914	ECONOMIC DEVELOPMENT-LEAS	13.010
3915	MENTAL HEALTH-LEASING	13.010
3916	SOCIAL SERVICES-LEASING	13.010

3917	PUBLIC SAFETY-LEASING	13.010
3918	AGRICULTURE-LEASING	13.010
3919	AGRICULTURE-LEASING	13.010
3920	PUBLIC SAFETY-LEASING	13.010
3921	AGRICULTURE-LEASING	13.010
3922	AGRICULTURE-LEASING	13.010
3923	AGRICULTURE-LEASING	13.010
3924	NATURAL RESOURCES-LEASING	13.010
3925	OFFICE ADMINISTRATION-LEAS	13.010
3926	PUBLIC SAFETY-LEASING	13.010
3927	ECONOMIC DEVELOPMENT-LEAS	13.010
3928	DCI-LEASING	13.010
3929	DCI-LEASING	13.010
3930	DCI-LEASING	13.010
3931	DCI-LEASING	13.010
3932	ATTORNEY GENERAL-LEASING	13.010
3933	NATURAL RESOURCES-LEASING	13.010
3934	NATURAL RESOURCES-LEASING	13.010
3935	NATURAL RESOURCES-LEASING	13.010
3936	NATURAL RESOURCES-LEASING	13.010
3937	SECRETARY OF STATE-LEASING	13.010
3938	NATURAL RESOURCES-LEASING	13.010
3939	NATURAL RESOURCES-LEASING	13.010
3940	DCI-LEASING	13.010
3941	SOCIAL SERVICES-LEASING	13.010
3942	NATURAL RESOURCES-LEASING	13.010
3943	SOCIAL SERVICES-LEASING	13.010
3944	PUBLIC SAFETY-LEASING	13.010
3945	AGRICULTURE-LEASING	13.010
3946	AGRICULTURE-LEASING	13.010
3947	ATTORNEY GENERAL-LEASING	13.010
3948	LABOR & INDUSTRIAL REL-LEAS	13.010
3949	ATTORNEY GENERAL-LEASING	13.010
3950	AGRICULTURE-LEASING	13.010
3951	NATURAL RESOURCES-LEASING	13.010
3952	ATTORNEY GENERAL-LEASING	13.010
3953	NATURAL RESOURCES-LEASING	13.010
3954	NATURAL RESOURCES-LEASING	13.010
3955	DCI-LEASING	13.010
3956	OFFICE ADMINISTRATION-LEAS	13.010
3957	AGRICULTURE-LEASING	13.010
3958	SECRETARY OF STATE-LEASING	13.010
3959	AGRICULTURE-LEASING	13.010
3960	NATURAL RESOURCES-LEASING	13.010
3961	NATURAL RESOURCES-LEASING	13.010
3962	LABOR & INDUSTRIAL REL-LEAS	13.010
3963	LABOR & INDUSTRIAL REL-LEAS	13.010
3964	AGRICULTURE-LEASING	13.010
3965	ELEM & SEC EDUCATION-LEAS	13.015
3966	HEALTH & SENIOR SERVICES-LEAS	13.015
3967	MENTAL HEALTH-LEASING	13.015
3968	PUBLIC SAFETY-LEASING	13.015
3969	SOCIAL SERVICES-LEASING	13.015
3970	HEALTH & SENIOR SERVICES-LEAS	13.015
3971	SOCIAL SERVICES-LEASING	13.015
3972	PUBLIC SAFETY-LEASING	13.015

3973	OFFICE ADMINISTRATION-LEAS	13.020
3974	OFFICE ADMINISTRATION-LEAS	13.020
3975	OFFICE ADMINISTRATION-LEAS	13.020
3976	OFFICE ADMINISTRATION-LEAS	13.025
3977	ELEM & SEC EDUCATION-CI	17.005
3978	DHEWD-CI	17.015
3979	DHEWD-CI	17.020
3980	DHEWD-CI	17.025
3981	DHEWD-CI	17.030
3982	DHEWD-CI	17.035
3983	DHEWD-CI	17.040
3984	DHEWD-CI	17.045
3985	DHEWD-CI	17.050
3986	DHEWD-CI	17.055
3987	DHEWD-CI	17.060
3988	DHEWD-CI	17.065
3989	DHEWD-CI	17.070
3990	DHEWD-CI	17.075
3991	DHEWD-CI	17.080
3992	DHEWD-CI	17.085
3993	DHEWD-CI	17.090
3994	DHEWD-CI	17.095
3995	DHEWD-CI	17.100
3996	DHEWD-CI	17.105
3997	DHEWD-CI	17.110
3998	DHEWD-CI	17.115
3999	OFFICE ADMINISTRATION-CI	17.120
4000	OFFICE ADMINISTRATION-CI	17.125
4001	OFFICE ADMINISTRATION-CI	17.130
4002	OFFICE ADMINISTRATION-CI	17.135
4003	OFFICE ADMINISTRATION-CI	17.140
4004	OFFICE ADMINISTRATION-CI	17.145
4005	OFFICE ADMINISTRATION-CI	17.150
4006	OFFICE ADMINISTRATION-CI	17.155
4007	OFFICE ADMINISTRATION-CI	17.160
4008	OFFICE ADMINISTRATION-CI	17.165
4009	OFFICE ADMINISTRATION-CI	17.170
4010	OFFICE ADMINISTRATION-CI	17.175
4011	OFFICE ADMINISTRATION-CI	17.190
4012	AGRICULTURE-CI	17.210
4013	AGRICULTURE-CI	17.215
4014	AGRICULTURE-CI	17.220
4015	AGRICULTURE-CI	17.225
4016	NATURAL RESOURCES-CI	17.230
4017	NATURAL RESOURCES-CI	17.235
4018	NATURAL RESOURCES-CI	17.240
4019	NATURAL RESOURCES-CI	17.245
4020	NATURAL RESOURCES-CI	17.245
4021	NATURAL RESOURCES-CI	17.250
4022	NATURAL RESOURCES-CI	17.250
4023	NATURAL RESOURCES-CI	17.250
4024	NATURAL RESOURCES-CI	17.250
4025	NATURAL RESOURCES-CI	17.250
4026	NATURAL RESOURCES-CI	17.250

4027	NATURAL RESOURCES-CI	17.255
4028	NATURAL RESOURCES-CI	17.260
4029	NATURAL RESOURCES-CI	17.265
4030	NATURAL RESOURCES-CI	17.270
4031	NATURAL RESOURCES-CI	17.270
4032	NATURAL RESOURCES-CI	17.275
4033	NATURAL RESOURCES-CI	17.280
4034	NATURAL RESOURCES-CI	17.285
4035	NATURAL RESOURCES-CI	17.290
4036	NATURAL RESOURCES-CI	17.295
4037	NATURAL RESOURCES-CI	17.295
4038	NATURAL RESOURCES-CI	17.300
4039	NATURAL RESOURCES-CI	17.305
4040	NATURAL RESOURCES-CI	17.305
4041	NATURAL RESOURCES-CI	17.310
4042	NATURAL RESOURCES-CI	17.315
4043	NATURAL RESOURCES-CI	17.320
4044	NATURAL RESOURCES-CI	17.325
4045	NATURAL RESOURCES-CI	17.330
4046	NATURAL RESOURCES-CI	17.335
4047	NATURAL RESOURCES-CI	17.335
4048	NATURAL RESOURCES-CI	17.335
4049	NATURAL RESOURCES-CI	17.340
4050	NATURAL RESOURCES-CI	17.345
4051	NATURAL RESOURCES-CI	17.350
4052	NATURAL RESOURCES-CI	17.350
4053	NATURAL RESOURCES-CI	17.355
4054	NATURAL RESOURCES-CI	17.360
4055	NATURAL RESOURCES-CI	17.365
4056	NATURAL RESOURCES-CI	17.370
4057	NATURAL RESOURCES-CI	17.375
4058	NATURAL RESOURCES-CI	17.380
4059	CONSERVATION-CI	17.385
4060	CONSERVATION-CI	17.390
4061	CONSERVATION-CI	17.395
4062	CONSERVATION-CI	17.400
4063	CONSERVATION-CI	17.400
4064	PUBLIC SAFETY-CI	17.405
4065	PUBLIC SAFETY-CI	17.405
4066	PUBLIC SAFETY-CI	17.405
4067	PUBLIC SAFETY-CI	17.405
4068	PUBLIC SAFETY-CI	17.410
4069	PUBLIC SAFETY-CI	17.410
4070	PUBLIC SAFETY-CI	17.415
4071	PUBLIC SAFETY-CI	17.425
4072	PUBLIC SAFETY-CI	17.430
4073	PUBLIC SAFETY-CI	17.430
4074	PUBLIC SAFETY-CI	17.430
4075	PUBLIC SAFETY-CI	17.435
4076	PUBLIC SAFETY-CI	17.440
4077	PUBLIC SAFETY-CI	17.445
4078	PUBLIC SAFETY-CI	17.450
4079	PUBLIC SAFETY-CI	17.455
4080	PUBLIC SAFETY-CI	17.460
4081	PUBLIC SAFETY-CI	17.465
4082	PUBLIC SAFETY-CI	17.465

4083	MENTAL HEALTH-CI	17.470
4084	MENTAL HEALTH-CI	17.475
4085	MENTAL HEALTH-CI	17.480
4086	ELEM & SEC EDUCATION-CI	18.005
4087	ELEM & SEC EDUCATION-CI	18.005
4088	ELEM & SEC EDUCATION-CI	18.005
4089	ELEM & SEC EDUCATION-CI	18.005
4090	ELEM & SEC EDUCATION-CI	18.005
4091	ELEM & SEC EDUCATION-CI	18.005
4092	ELEM & SEC EDUCATION-CI	18.006
4093	ELEM & SEC EDUCATION-CI	18.006
4094	ELEM & SEC EDUCATION-CI	18.006
4095	REVENUE-CI	18.010
4096	REVENUE-CI	18.010
4097	REVENUE-CI	18.010
4098	OFFICE ADMINISTRATION-CI	18.015
4099	OFFICE ADMINISTRATION-CI	18.020
4100	OFFICE ADMINISTRATION-CI	18.020
4101	OFFICE ADMINISTRATION-CI	18.020
4102	OFFICE ADMINISTRATION-CI	18.020
4103	OFFICE ADMINISTRATION-CI	18.020
4104	OFFICE ADMINISTRATION-CI	18.020
4105	OFFICE ADMINISTRATION-CI	18.020
4106	OFFICE ADMINISTRATION-CI	18.020
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4108	OFFICE ADMINISTRATION-CI	18.020
4109	OFFICE ADMINISTRATION-CI	18.020
4110	OFFICE ADMINISTRATION-CI	18.020
4111	OFFICE ADMINISTRATION-CI	18.020
4112	OFFICE ADMINISTRATION-CI	18.020
4113	OFFICE ADMINISTRATION-CI	18.020
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4115	OFFICE ADMINISTRATION-CI	18.020
4116	OFFICE ADMINISTRATION-CI	18.020
4117	OFFICE ADMINISTRATION-CI	18.020
4118	OFFICE ADMINISTRATION-CI	18.020
4119	OFFICE ADMINISTRATION-CI	18.020
4120	OFFICE ADMINISTRATION-CI	18.020
4121	OFFICE ADMINISTRATION-CI	18.020
4122	OFFICE ADMINISTRATION-CI	18.020
4123	OFFICE ADMINISTRATION-CI	18.020
4124	OFFICE ADMINISTRATION-CI	18.025
4125	OFFICE ADMINISTRATION-CI	18.025
4126	OFFICE ADMINISTRATION-CI	18.025
4127	OFFICE ADMINISTRATION-CI	18.025
4128	OFFICE ADMINISTRATION-CI	18.025
4129	OFFICE ADMINISTRATION-CI	18.025
4130	OFFICE ADMINISTRATION-CI	18.025
4131	OFFICE ADMINISTRATION-CI	18.030
4132	AGRICULTURE-CI	18.035
4133	AGRICULTURE-CI	18.035
4134	AGRICULTURE-CI	18.035
4135	AGRICULTURE-CI	18.035
4136	AGRICULTURE-CI	18.035

4137	NATURAL RESOURCES-CI	18.040
4138	NATURAL RESOURCES-CI	18.040
4139	NATURAL RESOURCES-CI	18.040
4140	NATURAL RESOURCES-CI	18.040
4141	NATURAL RESOURCES-CI	18.040
4142	NATURAL RESOURCES-CI	18.045
4143	NATURAL RESOURCES-CI	18.045
4144	NATURAL RESOURCES-CI	18.045
4145	NATURAL RESOURCES-CI	18.045
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4179	NATURAL RESOURCES-CI	18.045
4180	NATURAL RESOURCES-CI	18.045
4181	NATURAL RESOURCES-CI	18.045
4182	NATURAL RESOURCES-CI	18.045
4183	CONSERVATION-CI	18.050
4184	CONSERVATION-CI	18.050
4185	CONSERVATION-CI	18.050
4186	CONSERVATION-CI	18.050
4187	CONSERVATION-CI	18.050
4188	LABOR & INDUSTRIAL REL-CI	18.055
4189	LABOR & INDUSTRIAL REL-CI	18.055
4190	LABOR & INDUSTRIAL REL-CI	18.055
4191	LABOR & INDUSTRIAL REL-CI	18.055
4192	PUBLIC SAFETY-CI	18.060

4193	PUBLIC SAFETY-CI	18.060
4194	PUBLIC SAFETY-CI	18.060
4195	PUBLIC SAFETY-CI	18.060
4196	PUBLIC SAFETY-CI	18.060
4197	PUBLIC SAFETY-CI	18.060
4198	PUBLIC SAFETY-CI	18.060
4199	PUBLIC SAFETY-CI	18.060
4200	PUBLIC SAFETY-CI	18.065
4201	PUBLIC SAFETY-CI	18.065
4202	PUBLIC SAFETY-CI	18.065
4203	PUBLIC SAFETY-CI	18.065
4204	PUBLIC SAFETY-CI	18.065
4205	PUBLIC SAFETY-CI	18.065
4206	PUBLIC SAFETY-CI	18.065
4207	PUBLIC SAFETY-CI	18.065
4208	PUBLIC SAFETY-CI	18.065
4209	PUBLIC SAFETY-CI	18.070
4210	PUBLIC SAFETY-CI	18.070
4211	PUBLIC SAFETY-CI	18.070
4212	PUBLIC SAFETY-CI	18.070
4213	PUBLIC SAFETY-CI	18.070
4214	PUBLIC SAFETY-CI	18.070
4215	PUBLIC SAFETY-CI	18.070
4216	PUBLIC SAFETY-CI	18.070
4217	PUBLIC SAFETY-CI	18.070
4218	CORRECTIONS-CI	18.075
4219	CORRECTIONS-CI	18.075
4220	CORRECTIONS-CI	18.075
4221	CORRECTIONS-CI	18.075
4222	CORRECTIONS-CI	18.075
4223	CORRECTIONS-CI	18.075
4224	CORRECTIONS-CI	18.080
4225	CORRECTIONS-CI	18.080
4226	CORRECTIONS-CI	18.080
4227	MENTAL HEALTH-CI	18.085
4228	MENTAL HEALTH-CI	18.085
4229	MENTAL HEALTH-CI	18.085
4230	MENTAL HEALTH-CI	18.085
4231	MENTAL HEALTH-CI	18.085
4232	MENTAL HEALTH-CI	18.085
4233	SOCIAL SERVICES-CI	18.090
4234	SOCIAL SERVICES-CI	18.090
4235	SOCIAL SERVICES-CI	18.090
4236	SOCIAL SERVICES-CI	18.090
4237	SOCIAL SERVICES-CI	18.090
4238	SOCIAL SERVICES-CI	18.090
4239	SOCIAL SERVICES-CI	18.090
4240	ELEM & SEC EDUCATION-CI	19.005
4241	ELEM & SEC EDUCATION-CI	19.007
4242	DHEWD-CI	19.009
4243	OFFICE ADMINISTRATION-CI	19.010
4244	AGRICULTURE-CI	19.015
4245	AGRICULTURE-CI	19.015
4246	NATURAL RESOURCES-CI	19.020

4247	NATURAL RESOURCES-CI	19.020
4248	NATURAL RESOURCES-CI	19.020
4249	NATURAL RESOURCES-CI	19.020
4250	NATURAL RESOURCES-CI	19.020
4251	NATURAL RESOURCES-CI	19.020
4252	NATURAL RESOURCES-CI	19.020
4253	NATURAL RESOURCES-CI	19.025
4254	NATURAL RESOURCES-CI	19.030
4255	NATURAL RESOURCES-CI	19.035
4256	NATURAL RESOURCES-CI	19.040
4257	NATURAL RESOURCES-CI	19.045
4258	NATURAL RESOURCES-CI	19.050
4259	NATURAL RESOURCES-CI	19.053
4260	CONSERVATION-CI	19.055
4261	CONSERVATION-CI	19.055
4262	PUBLIC SAFETY-CI	19.060
4263	PUBLIC SAFETY-CI	19.065
4264	PUBLIC SAFETY-CI	19.065
4265	PUBLIC SAFETY-CI	19.070
4266	PUBLIC SAFETY-CI	19.075
4267	PUBLIC SAFETY-CI	19.077
4268	SOCIAL SERVICES-CI	19.080
4269	SOCIAL SERVICES-CI	19.085
4270	LEGISLATURE-CI	19.090
4271	ARPA	20.005
4272	ARPA	20.010
4273	ARPA	20.013
4274	ARPA	20.014
4275	ARPA	20.025
4276	ARPA	20.026
4277	ARPA	20.030
4278	ARPA	20.045
4279	ARPA	20.055
4280	ARPA	20.065
4281	ARPA	20.070
4282	ARPA	20.070
4283	ARPA	20.075
4284	ARPA	20.085
4285	ARPA	20.090
4286	ARPA	20.095
4287	ARPA	20.095
4288	ARPA	20.100
4289	ARPA	20.105
4290	ARPA	20.115
4291	ARPA	20.115
4292	ARPA	20.120
4293	ARPA	20.125
4294	ARPA	20.135
4295	ARPA	20.145
4296	ARPA	20.150
4297	ARPA	20.150
4298	ARPA	20.150
4299	ARPA	20.151
4300	ARPA	20.165
4301	ARPA	20.170
4302	ARPA	20.175

4303	ARPA	20.180
4304	ARPA	20.185
4305	ARPA	20.187
4306	ARPA	20.188
4307	ARPA	20.195
4308	ARPA	20.196
4309	ARPA	20.205
4310	ARPA	20.210
4311	ARPA	20.211
4312	ARPA	20.212
4313	ARPA	20.213
4314	ARPA	20.214
4315	ARPA	20.215
4316	ARPA	20.216
4317	ARPA	20.217
4318	ARPA	20.218
4319	ARPA	20.300
4320	ARPA	20.310
4321	ARPA	20.310
4322	ARPA	20.311
4323	ARPA	20.325
4324	ARPA	20.325
4325	ARPA	20.326
4326	ARPA	20.330
4327	ARPA	20.335
4328	ARPA	20.335
4329	ARPA	20.350
4330	ARPA	20.360
4331	ARPA	20.360
4332	ARPA	20.361
4333	ARPA	20.362
4334	ARPA	20.363
4335	ARPA	20.364
4336	ARPA	20.370
4337	ARPA	20.370
4338	ARPA	20.371
4339	ARPA	20.375
4340	ARPA	20.375
4341	ARPA	20.390
4342	ARPA	20.400
4343	ARPA	20.405
4344	ARPA	20.500
4345	ARPA	20.505
4346	ARPA	20.510
4347	ARPA	20.510
4348	ARPA	20.520
4349	ARPA	20.525
4350	ARPA	20.525
4351	ARPA	20.560
4352	ARPA	20.570
4353	ARPA	20.572
4354	ARPA	20.580
4355	ARPA	20.585
4356	ARPA	20.600

4357	ARPA	20.610
4358	ARPA	20.625
4359	ARPA	20.630
4360	ARPA	20.640
4361	ARPA	20.641
4362	ARPA	20.643
4363	ARPA	20.645
4364	ARPA	20.646
4365	ARPA	20.650
4366	ARPA	20.700
4367	ARPA	20.705
4368	ARPA	20.710
4369	ARPA	20.715
4370	ARPA	20.720
4371	ARPA	20.725
4372	ARPA	20.730
4373	ARPA	20.735
4374	ARPA	20.740
4375	ARPA	20.745
4376	ARPA	20.750
4377	ARPA	20.755
4378	ARPA	20.760
4379	ARPA	20.765
4380	ARPA	20.770
4381	ARPA	20.775
4382	ARPA	20.780
4383	ARPA	20.785
4384	ARPA	20.790
4385	ARPA	20.795
4386	ARPA	20.800
4387	ARPA	20.805
4388	ARPA	20.815
4389	ARPA	20.816
4390	ARPA	20.820
4391	ARPA	20.825
4392	ARPA	20.830
4393	ARPA	20.832
4394	ARPA	20.833
4395	ARPA	20.834
4396	ARPA	20.835
4397	ARPA	20.836
4398	ARPA	20.840
4399	ARPA	20.841
4400	ARPA	20.843
4401	ARPA	20.844
4402	ARPA	20.845
4403	ARPA	20.847
4404	ARPA	20.848
4405	ARPA	20.849
4406	ARPA	20.851
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4414	ARPA	20.861
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4416	ARPA	20.863
4417	ARPA	20.864
4418	ARPA	20.865
4419	ARPA	20.866
4420	ARPA	20.867
4421	ARPA	20.868
4422	ARPA	20.869
4423	ARPA	20.870
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4425	ARPA	20.872
4426	ARPA	20.873
4427	ARPA	20.874
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4441	ARPA	20.890
4442	ARPA	20.891
4443	ARPA	20.892
4444	ARPA	20.893
4445	ARPA	20.894
4446	ARPA	20.896
4447	ARPA	20.897
4448	ARPA	20.900
4449	ARPA	20.900
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4456	ARPA	20.900
4457	ARPA	20.900
4458	ARPA	20.901
4459	ARPA	20.902
4460	ARPA	20.903
4461	ARPA	20.904

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Thursday, January 5, 2023.

HOUSE CALENDAR

SECOND DAY, THURSDAY, JANUARY 5, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 3

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 1 through HJR 25
HJR 27 through HJR 37

HOUSE BILLS FOR SECOND READING

HB 31 through HB 200
HB 202
HB 204 through HB 638

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SECOND DAY, THURSDAY, JANUARY 5, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

HOUSE REMONSTRANCES

Representative Davis offered House Remonstrance No. 1.

HOUSE RESOLUTIONS

Representative Owen offered House Resolution No. 12.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 38, introduced by Representative Sauls, relating to modification of statutory measures proposed by the people by the general assembly.

HJR 39, introduced by Representative Davis, relating to primary elections.

HJR 40, introduced by Representative Haffner, relating to constitutional amendments.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 639, introduced by Representative Riggs, relating to the state historic preservation office.

HB 640, introduced by Representative Sharp (37), relating to the Kansas City police department.

HB 641, introduced by Representative McGirl, relating to a sales tax for emergency services.

HB 642, introduced by Representative Merideth, relating to elections.

HB 643, introduced by Representative Francis, relating to motor vehicle financial responsibility, with penalty provisions.

HB 644, introduced by Representative Francis, relating to hemp extract.

HB 645, introduced by Representative Lovasco, relating to the collection of delinquent taxes on real property.

HB 646, introduced by Representative Lovasco, relating to public officials.

HB 647, introduced by Representative Knight, relating to video service providers.

HB 648, introduced by Representative Hurlbert, relating to fire protection districts.

HB 649, introduced by Representative Johnson (23), relating to land banks.

HB 650, introduced by Representative Johnson (23), relating to the first-time business owner savings account act.

HB 651, introduced by Representative Richey, relating to video service providers.

HB 652, introduced by Representative Sassmann, relating to the death registration process.

HB 653, introduced by Representative Amato, relating to food pantry donation tax credits.

HB 654, introduced by Representative Amato, relating to a tax credit for certain charitable donations.

HB 655, introduced by Representative Knight, relating to lender-placed insurance, with penalty provisions.

HB 656, introduced by Representative West, relating to the candidate filing deadline.

HB 657, introduced by Representative Smith (155), relating to a tax credit for qualified railroad infrastructure investments.

HB 658, introduced by Representative Crossley, relating to jury duty.

HB 659, introduced by Representative Smith (155), relating to volunteer fire protection associations.

HB 660, introduced by Representative Smith (155), relating to corporate income taxes.

HB 661, introduced by Representative Smith (155), relating to special education due process hearings.

HB 662, introduced by Representative Evans, relating to income tax.

HB 663, introduced by Representative Evans, relating to funding for the office of state public defender.

HB 664, introduced by Representative Evans, relating to hand-held electronic wireless communications devices, with penalty provisions.

HB 665, introduced by Representative Smith (155), relating to volunteer fire protection associations.

HB 666, introduced by Representative Strickler, relating to property tax credits.

HB 667, introduced by Representative Pouche, relating to the personal privacy protection act, with an emergency clause.

HB 668, introduced by Representative Houx, relating to grants to employers for the purpose of enhancing cybersecurity.

HB 669, introduced by Representative Copeland, relating to criminal background checks.

HB 670, introduced by Representative Anderson, relating to retirement benefits for certain teacher retirement systems.

HB 671, introduced by Representative Anderson, relating to the Missouri homestead preservation act.

HB 672, introduced by Representative Anderson, relating to state aid for transportation of pupils.

HB 673, introduced by Representative Walsh Moore, relating to leave from employment, with a referendum clause.

HB 674, introduced by Representative Walsh Moore, relating to employment programs for persons disclosing a disability.

HB 675, introduced by Representative Gregory, relating to tax credits for qualified motion media projects.

HB 676, introduced by Representative Gregory, relating to sales taxes dedicated to public safety.

HB 677, introduced by Representative Copeland, relating to disclosures made by the office of child advocate.

HB 678, introduced by Representative Sauls, relating to the offense of nonsupport, with penalty provisions.

HB 679, introduced by Representative Sauls, relating to audit requests while investigating offenses committed by public servants.

HB 680, introduced by Representative Sauls, relating to intoxicating liquor.

HB 681, introduced by Representative Wilson, relating to the Missouri works program.

HB 682, introduced by Representative Sauls, relating to the clean water commission.

HB 683, introduced by Representative Sauls, relating to the air conservation commission.

HB 684, introduced by Representative Sauls, relating to early childhood education programs.

HB 685, introduced by Representative Sauls, relating to accessible prescription labels.

HB 686, introduced by Representative Sauls, relating to the electronic transfer of funds by insurers.

HB 687, introduced by Representative Plank, relating to medical marijuana.

HB 688, introduced by Representative Sauls, relating to MO HealthNet benefits.

HB 689, introduced by Representative Davis, relating to the designation of a bridge.

HB 690, introduced by Representative Davis, relating to delegation of tasks by health care professionals.

HB 691, introduced by Representative Davis, relating to postage for absentee ballot mailing envelopes.

HB 692, introduced by Representative Davis, relating to qualifications for elective public office.

HB 693, introduced by Representative Davis, relating to prisoners.

HB 694, introduced by Representative Davis, relating to trial procedures for murder in the first degree.

HB 695, introduced by Representative Davis, relating to the offense of stealing, with penalty provisions.

HB 696, introduced by Representative Hovis, relating to sales taxes.

HB 697, introduced by Representative Hovis, relating to sewer districts.

HB 698, introduced by Representative Hovis, relating to product repair requirements, with a penalty provision.

HB 699, introduced by Representative Hardwick, relating to gaming, with penalty provisions.

HB 700, introduced by Representative Hardwick, relating to refusal of medical procedures or treatment.

HB 701, introduced by Representative Hardwick, relating to seizure of firearms.

HB 702, introduced by Representative Christ, relating to the operation of certain law enforcement agencies, with penalty provisions.

HB 703, introduced by Representative Haffner, relating to initiative petitions and referendums.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 3, relating to the creation of a federal district judge position.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 1, relating to the retirement of judges.

HJR 2, relating to the initiative petition process.

HJR 3, relating to firearms.

HJR 4, relating to term limits for members of the general assembly.

HJR 5, relating to property tax.

HJR 6, relating to the initiative petition process.

HJR 7, relating to property tax.

HJR 8, relating to persons entitled to vote.

HJR 9, relating to terms of office for members of the general assembly.

HJR 10, relating to employment of members of the general assembly.

HJR 11, relating to property tax exemptions.

HJR 12, relating to gaming revenues.

HJR 13, relating to the general assembly.

HJR 14, relating to the state treasurer's ability to invest.

HJR 15, relating to property tax.

HJR 16, relating to taxation.

HJR 17, relating to property tax rates.

HJR 18, relating to initiative petitions.

HJR 19, relating to constitutional amendments.

HJR 20, relating to the right to hunt and fish.

HJR 21, relating to charter counties.

HJR 22, relating to initiative petitions.

HJR 23, relating to gaming.

HJR 24, relating to constitutional amendments.

HJR 25, relating to constitutional amendments.

HJR 27, relating to property tax assessments for certain seniors.

HJR 28, relating to signatures on initiative petitions.

HJR 29, relating to constitutional amendments.

HJR 30, relating to constitutional amendments.

HJR 31, relating to valid marriages.

HJR 32, relating to initiative petitions.

HJR 33, relating to property tax assessments.

HJR 34, relating to the right of trial by jury.

HJR 35, relating to taxation.

HJR 36, relating to taxation of real property.

HJR 37, relating to the state road fund.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 31, relating to political party primary elections, with penalty provisions and a delayed effective date.

HB 32, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 33, relating to firearms.

HB 34, relating to traffic control signals, with a penalty provision.

HB 35, relating to retirement of judges, with a contingent effective date for certain sections.

HB 36, relating to inoperable motor vehicles.

HB 37, relating to catalytic converters, with penalty provisions.

HB 38, relating to firearms on employer property.

HB 39, relating to animal abuse, with penalty provisions.

HB 40, relating to animal abuse, with penalty provisions.

HB 41, relating to asset forfeiture.

HB 42, relating to judges.

HB 43, relating to the designation of the official state work chronicling the 1993 flood.

HB 44, relating to the designation of a memorial highway.

HB 45, relating to cosmetologists.

HB 46, relating to long-term care insurance.

HB 47, relating to land surveys.

HB 48, relating to bare-knuckle fighting, with penalty provisions.

HB 49, relating to the statewide assessment system.

HB 50, relating to geographical information systems products.

HB 51, relating to certificates of birth.

HB 52, relating to the release of a person from prison.

HB 53, relating to the board of police commissioners, with penalty provisions.

HB 54, relating to speed limits.

HB 55, relating to unlawful possession of a firearm, with penalty provisions.

HB 56, relating to criminal sentencing.

HB 57, relating to real property.

HB 58, relating to motor vehicle sales tax payment plans.

HB 59, relating to the custody and support of children, with penalty provisions.

HB 60, relating to child support payments.

HB 61, relating to the custody of children.

HB 62, relating to criminal offenses involving the custody of children, with penalty provisions.

HB 63, relating to special administrative boards for unaccredited school districts.

HB 64, relating to cities of the fourth classification.

HB 65, relating to special administrative boards for unaccredited school districts.

HB 66, relating to school curriculum.

HB 67, relating to the designation of a memorial bridge.

HB 68, relating to guardianships and conservatorships.

HB 69, relating to collaborative practice arrangements with nurses.

HB 70, relating to school protection officers.

HB 71, relating to vital records.

HB 72, relating to sports officials.

HB 73, relating to the termination of child support obligations.

HB 74, relating to records of complaints against child care facilities.

HB 75, relating to discrimination in education, with an emergency clause.

HB 76, relating to the A+ schools program.

HB 77, relating to the collection of court costs.

HB 78, relating to the selling of raw milk or cream, with penalty provisions.

HB 79, relating to blind persons.

HB 80, relating to accessible prescription labels.

HB 81, relating to certain required background checks.

HB 82, relating to alternative dispute resolution.

HB 83, relating to change of venue costs for capital cases.

HB 84, relating to the uniform interstate depositions and discovery act.

HB 85, relating to business entities registered with the secretary of state.

HB 86, relating to the offense of tampering with electronic monitoring equipment, with penalty provisions.

HB 87, relating to compensation for jurors.

HB 88, relating to animal chiropractic practitioners.

HB 89, relating to state employee retirement systems.

HB 90, relating to court automation.

HB 91, relating to Medicaid services for certain low-income women, with an emergency clause.

HB 92, relating to county committee meetings.

HB 93, relating to solid waste management.

HB 94, relating to the designation of a memorial highway.

HB 95, relating to the offense of mail theft, with penalty provisions.

HB 96, relating to the Tricia Leann Tharp act.

HB 97, relating to fire protection districts.

HB 98, relating to the purchase of broadband equipment by the department of economic development.

HB 99, relating to the scope of practice for physical therapists.

HB 100, relating to the delivery of health care services by dentists.

HB 101, relating to liability of private contractors.

HB 102, relating to qualifications of candidates for public office.

HB 103, relating to school or recreation athletic contest offenses, with penalty provisions.

HB 104, relating to jury duty.

HB 105, relating to the offense of mail theft, with penalty provisions.

HB 106, relating to language developmental milestones for children who are deaf or hard of hearing.

HB 107, relating to liability insurance for property damage.

HB 108, relating to sports officials.

HB 109, relating to Blair's law, with penalty provisions.

HB 110, relating to ignition interlock device requirements, with penalty provisions.

HB 111, relating to school safety.

HB 112, relating to black history month observance in schools.

HB 113, relating to restitution for individuals who are actually innocent.

HB 114, relating to reduced sales tax rates for certain hygiene products.

HB 115, relating to the scope of practice for physical therapists.

HB 116, relating to bleeding control kits in public schools.

HB 117, relating to the administration of naloxone.

HB 118, relating to the calculation of average daily attendance for early childhood education programs.

HB 119, relating to the Missouri postconviction drug treatment program.

HB 120, relating to tax credits.

HB 121, relating to corporal punishment in schools.

HB 122, relating to school starting dates.

HB 123, relating to permissible uses for campaign funds, with penalty provisions.

HB 124, relating to tobacco products, with penalty provisions and a delayed effective date.

HB 125, relating to the minimum wage rate.

HB 126, relating to certain hygiene products.

HB 127, relating to administration of public employment.

HB 128, relating to long-term care facilities.

HB 129, relating to the uniform deployed parents custody and visitation act.

HB 130, relating to the designation of a historic region.

HB 131, relating to state employee pay periods.

HB 132, relating to the Missouri veterans commission.

HB 133, relating to the entertainment industry jobs act, with a delayed effective date.

HB 134, relating to taxation.

HB 135, relating to property tax credits.

HB 136, relating to student associations at public institutions of higher learning.

HB 137, relating to instruction in human sexuality in schools.

HB 138, relating to disclosures of allegations of sexual misconduct.

HB 139, relating to statewide athletic associations.

HB 140, relating to election offenses, with penalty provisions.

HB 141, relating to emergency services, with penalty provisions.

HB 142, relating to Missouri conservation heritage foundation license plates.

HB 143, relating to the manufacture of ice.

HB 144, relating to the scope of practice for physical therapists.

HB 145, relating to sales tax.

HB 146, relating to perinatal care.

HB 147, relating to coverage of diagnostic examinations for breast cancer under certain health benefit plans.

HB 148, relating to gender discrimination in employment practices.

HB 149, relating to human trafficking.

HB 150, relating to rental protections for persons diagnosed with posttraumatic stress disorder.

HB 151, relating to the offense of endangering the welfare of a child in the second degree, with penalty provisions.

HB 152, relating to boating safety identification cards.

HB 153, relating to boating safety identification cards.

HB 154, relating to a sales tax exemption for certain medical devices.

HB 155, relating to workplace retirement savings plans.

HB 156, relating to income tax.

HB 157, relating to daylight saving time.

HB 158, relating to charter schools.

HB 159, relating to disciplinary removals of public school students.

HB 160, relating to corporal punishment in schools.

HB 161, relating to the compassionate assistance for rape emergencies (CARE) act.

HB 162, relating to the uniform collaborative law act.

HB 163, relating to abortion, with penalty provisions.

HB 164, relating to workers' compensation.

HB 165, relating to discrimination in education, with an emergency clause.

HB 166, relating to the Missouri National Guard, with a contingent effective date.

HB 167, relating to unborn children.

HB 168, relating to certificates of need.

HB 169, relating to tax credits for qualified film projects.

HB 170, relating to participation in athletics.

HB 171, relating to the apportionment and distribution of motor fuel tax.

HB 172, relating to free breakfast and lunch in schools.

HB 173, relating to donations of unused food.

HB 174, relating to presidential executive orders.

HB 175, relating to massage therapists.

HB 176, relating to school bus endorsements, with an emergency clause.

HB 177, relating to local sales tax.

HB 178, relating to the offense of unlawful use of an unmanned aircraft, with a penalty provision.

HB 179, relating to the offense of unlawful use of unmanned aircraft over an open-air facility, with penalty provisions.

HB 180, relating to transient guest taxes.

HB 181, relating to transient guest taxes.

HB 182, relating to the use of restraints on a child in juvenile court.

HB 183, relating to participation in athletic competitions.

HB 184, relating to electric vehicle charging station requirements.

HB 185, relating to child custody arrangements.

HB 186, relating to property taxes.

HB 187, relating to offenses involving motor vehicles, with penalty provisions.

HB 188, relating to employment practices, with penalty provisions.

HB 189, relating to minimum teacher salaries.

HB 190, relating to differentiated teacher pay.

HB 191, relating to income tax deductions for certain educators.

HB 192, relating to a teacher bill of rights.

HB 193, relating to campaign contributions, with penalty provisions.

HB 194, relating to the ticket to work health assurance program.

HB 195, relating to child maintenance orders for certain persons convicted of driving while intoxicated.

HB 196, relating to notifications to victims and witnesses.

HB 197, relating to payments for prescription drugs, with penalty provisions.

HB 198, relating to insurance coverage of pharmacy services.

HB 199, relating to municipal search warrants for ordinance violations.

HB 200, relating to the German heritage corridor of Missouri.

HB 202, relating to industrial hemp.

HB 204, relating to proceedings of the judicial finance commission.

HB 205, relating to certain experimental or investigational medical treatments.

HB 206, relating to taxation.

HB 207, relating to motor vehicle inspection requirements, with a penalty provision.

HB 208, relating to the unlawful transfer of weapons, with penalty provisions.

HB 209, relating to civilian review boards.

HB 210, relating to traffic violations.

HB 211, relating to the refiling of cases dismissed by a court.

HB 212, relating to women veterans appreciation day.

HB 213, relating to the board of police commissioners, with penalty provisions.

HB 214, relating to employment practices relating to gender.

HB 215, relating to employment security.

HB 216, relating to the board of police commissioners, with penalty provisions.

HB 217, relating to product repair requirements, with a penalty provision.

HB 218, relating to a reporting requirement for lost or stolen firearms, with penalty provisions.

HB 219, relating to voter identification.

HB 220, relating to community solar facilities.

HB 221, relating to small loans, with penalty provisions and a referendum clause.

HB 222, relating to state employee retirement.

HB 223, relating to occupational diseases diagnosed in first responders.

HB 224, relating to the official state rifle.

HB 225, relating to the Missouri nuclear clean power act.

HB 226, relating to charter school funding.

HB 227, relating to safety belts, with a penalty provision.

HB 228, relating to the use of hand-held electronic wireless communications devices while driving, with a penalty provision.

HB 229, relating to motor vehicle safety inspections, with a penalty provision.

HB 230, relating to firearms in motor vehicles, with penalty provisions.

HB 231, relating to immunity from civil liability for forcible entry into a locked vehicle.

HB 232, relating to instruction in cursive writing.

HB 233, relating to election judges, with penalty provisions.

HB 234, relating to campaign finance, with penalty provisions.

HB 235, relating to school supplies.

HB 236, relating to persons appointed by the governor.

HB 237, relating to supporting new businesses.

HB 238, relating to internet service providers.

HB 239, relating to tax credits for qualified film projects.

HB 240, relating to the offense of hazing, with penalty provisions.

HB 241, relating to the participation of home school students in public school activities.

HB 242, relating to Missouri empowerment scholarship accounts, with penalty provisions.

HB 243, relating to Missouri empowerment scholarship accounts.

HB 244, relating to Missouri empowerment scholarship accounts.

HB 245, relating to Missouri empowerment scholarship account qualifications.

HB 246, relating to parking fees.

HB 247, relating to a public safety sales tax.

HB 248, relating to voter qualifications.

HB 249, relating to vaccine administration by dentists.

HB 250, relating to offenses involving the trafficking of drugs, with penalty provisions.

HB 251, relating to offenses involving arrests, stops, and detentions, with penalty provisions.

HB 252, relating to driver's licenses.

HB 253, relating to admission of nonresident pupils.

HB 254, relating to health care services for certain low-income women, with an emergency clause.

HB 255, relating to student achievement data.

HB 256, relating to special victims.

HB 257, relating to teacher and school employee retirement systems.

HB 258, relating to a sales tax exemption for electricity.

HB 259, relating to personal property taxes.

HB 260, relating to sales tax.

HB 261, relating to sales tax exemptions.

HB 262, relating to COVID-19 health orders, with an emergency clause.

HB 263, relating to historic sites.

HB 264, relating to the International Swimming Pool and Spa Code.

HB 265, relating to daylight saving time.

HB 266, relating to insurance coverage for in vitro fertilization.

HB 267, relating to the presidential preference primary.

HB 268, relating to the regulatory sandbox act.

HB 269, relating to administrative rules.

HB 270, relating to licensure based on work experience.

HB 271, relating to health care, with penalty provisions.

HB 272, relating to the statute of limitations for personal injury claims.

HB 273, relating to the collateral source rule.

HB 274, relating to actions for damages due to exposure to asbestos.

HB 275, relating to workers' compensation.

HB 276, relating to probation supervision by private entities.

HB 277, relating to the privatization of the Missouri employers mutual insurance company, with a delayed effective date for certain sections.

HB 278, relating to business entities registered with the secretary of state, with penalty provisions.

HB 279, relating to the uniform limited liability company act.

HB 280, relating to state contracts.

HB 281, relating to child custody arrangements.

HB 282, relating to firearms, with penalty provisions.

HB 283, relating to patient examinations.

HB 284, relating to health care professionals, with an emergency clause.

HB 285, relating to physician licensure.

HB 286, relating to health care services for certain low-income women, with an emergency clause.

HB 287, relating to insurance coverage of prescription contraceptives.

HB 288, relating to period products in charter schools and public schools.

HB 289, relating to organ transplant procedures.

HB 290, relating to sales tax.

HB 291, relating to expedited partner therapy.

HB 292, relating to insurance coverage for obesity.

HB 293, relating to the Missouri religious freedom protection act.

HB 294, relating to a lien on chattel.

HB 295, relating to the offense of possession of an open container of marijuana in a motor vehicle, with a penalty provision.

HB 296, relating to dogs.

HB 297, relating to fences and enclosures.

HB 298, relating to the state employee pay plan.

HB 299, relating to concealed carry permits.

HB 300, relating to reporting of abuse or neglect, with penalty provisions.

HB 301, relating to public safety, with penalty provisions and an emergency clause for a certain section.

HB 302, relating to the offense of making a false report, with penalty provisions.

HB 303, relating to surviving spouse benefits in certain retirement systems.

HB 304, relating to the operation of motor vehicles while using electronic devices, with penalty provisions.

HB 305, relating to warrants for failure to appear, with penalty provisions.

HB 306, relating to the board of police commissioners, with penalty provisions.

HB 307, relating to civil detentions.

HB 308, relating to the U.S. Grant heritage area.

HB 309, relating to broadband infrastructure improvement districts.

HB 310, relating to audits of state entities.

HB 311, relating to the twenty-first century innovation hub task force.

HB 312, relating to the 21st-century Missouri social services gap analysis task force.

HB 313, relating to costs of implementing federal regulations.

HB 314, relating to annexation.

HB 315, relating to tax credits for the rehabilitation of historic structures.

HB 316, relating to facilities of historic significance.

HB 317, relating to the Missouri state technology task force.

HB 318, relating to the Missouri voter fraud prevention act, with penalty provisions.

HB 319, relating to high-capacity magazines, with penalty provisions.

HB 320, relating to guidelines for opioid prescriptions.

HB 321, relating to a tax credit for contraception costs.

HB 322, relating to the delivery of nursing services, with penalty provisions.

HB 323, relating to insurance coverage for fertility treatments.

HB 324, relating to insurance coverage of drugs.

HB 325, relating to renewable energy resources.

HB 326, relating to discriminatory practices.

HB 327, relating to compensation for wrongful conviction.

HB 328, relating to the show-me healthy babies program.

HB 329, relating to certified registered nurse anesthetists, with penalty provisions.

HB 330, relating to nurses.

HB 331, relating to the administration of medications by pharmacists.

HB 332, relating to Missouri empowerment scholarship accounts.

HB 333, relating to the vote-counting process.

HB 334, relating to hunting permits.

HB 335, relating to cameras on private property.

HB 336, relating to liability for injuries from required immunizations.

HB 337, relating to participation in athletic competitions.

HB 338, relating to temporary assistance for needy families benefits, with penalty provisions.

HB 339, relating to criminal sentencing.

HB 340, relating to the conditional release of offenders, with penalty provisions.

HB 341, relating to the Missouri accountability portal.

HB 342, relating to the cost of prescriptions.

HB 343, relating to the administration of naloxone.

HB 344, relating to delinquent tax notices.

HB 345, relating to special road districts.

HB 346, relating to diversion for driving under the influence of alcohol.

HB 347, relating to the presidential preference primary.

HB 348, relating to physician licensure.

HB 349, relating to property taxes.

HB 350, relating to Missouri empowerment scholarships.

HB 351, relating to a sales tax exemption for certain hygiene products.

HB 352, relating to expungement.

HB 353, relating to the admissibility of evidence of a defendant's creative or artistic expression.

HB 354, relating to MO HealthNet services for certain low-income women, with an emergency clause.

HB 355, relating to the protection of children, with penalty provisions.

HB 356, relating to private pension taxation.

HB 357, relating to parole hearings for certain offenders.

HB 358, relating to the provision of nutraloaf in correctional centers.

HB 359, relating to the operation of certain law enforcement agencies, with penalty provisions.

HB 360, relating to actual innocence.

HB 361, relating to discriminatory practices.

HB 362, relating to limited liability companies.

HB 363, relating to human trafficking.

HB 364, relating to the Missouri premium security plan, with an emergency clause for a certain section.

HB 365, relating to privileged communications regarding child abuse or neglect.

HB 366, relating to the health professional student loan repayment program.

HB 367, relating to civil actions for vulnerable victims of sexual abuse.

HB 368, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 369, relating to "Back the Blue" license plates.

HB 370, relating to increasing personnel for certain judicial circuits.

HB 371, relating to the removal of certain court records from automated case management systems.

HB 372, relating to good time credit.

HB 373, relating to a sales tax for early childhood education programs, with penalty provisions.

HB 374, relating to restitution for certain individuals.

HB 375, relating to county health ordinances.

HB 376, relating to birth certificates.

HB 377, relating to taxation.

HB 378, relating to the behavioral crisis grant program.

HB 379, relating to tax credits.

HB 380, relating to attorney's fees for certain civil actions instituted by the attorney general.

HB 381, relating to sales tax.

HB 382, relating to good time credit.

HB 383, relating to compensation for state employees.

HB 384, relating to discrimination based on sexual orientation or gender identity.

HB 385, relating to suffrage of individuals confined in jails.

HB 386, relating to criminal nonsupport.

HB 387, relating to the right of suffrage for former felons.

HB 388, relating to illegal gambling, with penalty provisions and an emergency clause.

HB 389, relating to offenses involving the disclosure of personal information, with penalty provisions.

HB 390, relating to guardians ad litem.

HB 391, relating to constitutional amendments.

HB 392, relating to reemployment rights of Missouri Task Force One members.

HB 393, relating to Missouri state highway patrol employee pay.

HB 394, relating to the sunshine law.

HB 395, relating to expungement.

HB 396, relating to surgical smoke plume evacuation.

HB 397, relating to tax deductions for individuals making certain charitable contributions.

HB 398, relating to foster care.

HB 399, relating to guidelines for opioid prescriptions.

HB 400, relating to delinquent tax notices.

HB 401, relating to aerial surveillance.

HB 402, relating to hospitals.

HB 403, relating to the large animal veterinary student loan program.

HB 404, relating to the disposal of dead animals from roadways.

HB 405, relating to the offense of tampering with an elected county official, with penalty provisions.

HB 406, relating to patient examinations.

HB 407, relating to physician licensure.

HB 408, relating to period products in charter schools and public schools.

HB 409, relating to school safety programs in school districts.

HB 410, relating to the gun theft prevention act, with penalty provisions.

HB 411, relating to pedestrian offenses, with penalty provisions.

HB 412, relating to trial procedures for murder in the first degree.

HB 413, relating to extreme risk protection orders, with penalty provisions.

HB 414, relating to gasoline filling station regulations in certain counties.

HB 415, relating to the processing of motor vehicle sales tax by licensed motor vehicle dealers.

HB 416, relating to candidate qualifications.

HB 417, relating to grants to employers to encourage employees to obtain upskill credentials.

HB 418, relating to unfair milk sales practices.

HB 419, relating to gender transition procedures, with a contingent effective date.

HB 420, relating to adult offender supervision.

HB 421, relating to the firearm violence prevention act, with penalty provisions.

HB 422, relating to the offense of endangering the welfare of a child, with penalty provisions.

HB 423, relating to the sale and transfer of firearms, with penalty provisions.

HB 424, relating to motor vehicle registration.

HB 425, relating to financial institutions.

HB 426, relating to automated external defibrillators in schools.

HB 427, relating to telecommunicator first responders.

HB 428, relating to licensed child care facilities.

HB 429, relating to the compensation of jurors.

HB 430, relating to foreign ownership of agricultural land.

HB 431, relating to retail establishments, with a penalty provision.

HB 432, relating to optional alternative work schedules for agencies.

HB 433, relating to minimum teacher's salaries.

HB 434, relating to domestic violence awareness day.

HB 435, relating to electric vehicle tax credits.

HB 436, relating to breast cancer awareness day.

HB 437, relating to consolidated public library districts.

HB 438, relating to minimum prison terms.

HB 439, relating to peace officer license suspensions.

HB 440, relating to peace officers.

HB 441, relating to the operation of motor vehicles, with penalty provisions.

HB 442, relating to cost-sharing under health benefit plans.

HB 443, relating to access to public records of the Missouri state highway patrol.

HB 444, relating to the redaction of personal identifying information from court automation systems.

HB 445, relating to childhood immunizations.

HB 446, relating to breakfast served in schools.

HB 447, relating to adult high schools.

HB 448, relating to campaign finance disclosure reports, with penalty provisions.

HB 449, relating to candidate committees, with penalty provisions.

HB 450, relating to the Missouri ethics commission.

HB 451, relating to the offense of possession of an open alcoholic beverage container in a motor vehicle, with a penalty provision.

HB 452, relating to food sales and use tax.

HB 453, relating to human trafficking, with penalty provisions.

HB 454, relating to criminal offenses, with penalty provisions.

HB 455, relating to concealed carry permits.

HB 456, relating to income tax.

HB 457, relating to an income tax exemption for certain dependents.

HB 458, relating to risk protection orders, with penalty provisions.

HB 459, relating to the unlawful use of weapons, with penalty provisions.

HB 460, relating to the second amendment preservation act.

HB 461, relating to the broadband development council, with penalty provisions.

HB 462, relating to delinquent tax penalties and interest.

HB 463, relating to gender transition procedures, with penalty provisions.

HB 464, relating to health care benefits provided by certain organizations.

HB 465, relating to foreign ownership of agricultural land.

HB 466, relating to occupational diseases under workers' compensation provisions.

HB 467, relating to duties of the division of weights, measures and consumer protection.

HB 468, relating to the offense of unlawful distribution, delivery, or sale of a drug masking product, with a penalty provision.

HB 469, relating to athletic trainers.

HB 470, relating to employment practices, with penalty provisions.

HB 471, relating to state employee incentives.

HB 472, relating to parole eligibility.

HB 473, relating to tax credits for qualified motion media projects.

HB 474, relating to qualifications of fire protection employees.

HB 475, relating to the Missouri geospatial advisory council.

HB 476, relating to a waterways and ports trust fund.

HB 477, relating to child support obligations.

HB 478, relating to motor vehicle registration.

HB 479, relating to video service providers.

HB 480, relating to hazardous waste facility permits.

HB 481, relating to the legislative intervention act.

HB 482, relating to transparency in public education.

HB 483, relating to the extended learning opportunities act.

HB 484, relating to elective social studies courses on the Bible.

HB 485, relating to concealed carry permits, with penalty provisions.

HB 486, relating to the use of self-defense.

HB 487, relating to the designation of a memorial bridge.

HB 488, relating to tax credits.

HB 489, relating to health care, with penalty provisions.

HB 490, relating to industrial development corporations.

HB 491, relating to a waterways and ports trust fund.

HB 492, relating to a pilot program for media literacy and critical thinking.

HB 493, relating to jury duty.

HB 494, relating to the offense of engaging in an adult cabaret performance, with penalty provisions.

HB 495, relating to public school retirement systems.

HB 496, relating to public school retirement systems.

HB 497, relating to teacher scholarships.

HB 498, relating to sexually oriented businesses, with penalty provisions.

HB 499, relating to foreign ownership of agricultural land.

HB 500, relating to child custody proceedings.

HB 501, relating to the disposal of dead animals from roadways.

HB 502, relating to science, technology, engineering, and math week.

HB 503, relating to carbon dioxide detectors in schools.

HB 504, relating to eligibility for early release.

HB 505, relating to unlawful discriminatory practices, with penalty provisions.

HB 506, relating to distributors of hypodermic needles.

HB 507, relating to an inclusive curriculum in public schools.

HB 508, relating to voter registration applications.

HB 509, relating to foster care.

HB 510, relating to mail sent by state departments.

HB 511, relating to taxes imposed on the sale of bingo cards.

HB 512, relating to tax deductions for certain securities.

HB 513, to authorize the conveyance of certain state property.

HB 514, relating to fire protection districts.

HB 515, relating to a science, technology, engineering, and mathematics grant.

HB 516, relating to residency requirements for certain boards.

HB 517, relating to tobacco products, with penalty provisions and a delayed effective date.

HB 518, relating to memorial highway designations.

HB 519, relating to the motor fuel tax exemption.

HB 520, relating to motor fuel tax refunds.

HB 521, relating to motor vehicle financial protection products, with penalty provisions.

HB 522, relating to pleadings.

HB 523, relating to the issuance of judgments by the court, with penalty provisions.

HB 524, relating to the supplemental nutrition assistance program, with penalty provisions.

HB 525, relating to tax credits for qualified film projects.

HB 526, relating to motor vehicle sales tax.

HB 527, relating to historical motor vehicles.

HB 528, relating to the designation of a memorial bridge.

HB 529, relating to state aid distributed to school districts.

HB 530, relating to the official state rifle.

HB 531, relating to the offense of unlawful tracking of a motor vehicle, with a penalty provision.

HB 532, relating to detached catalytic converters, with penalty provisions.

HB 533, relating to firearms.

HB 534, relating to the manufacture of ice.

HB 535, relating to payments for home care in licensed residential care facilities.

HB 536, relating to certain special taxing districts.

HB 537, relating to the compensation of court reporters.

HB 538, relating to the eleventh judicial circuit.

HB 539, relating to first responders.

HB 540, relating to gender transition procedures, with a delayed effective date.

HB 541, relating to an income tax deduction for certain law enforcement officers.

HB 542, relating to the health professional loan repayment program.

HB 543, relating to the towing of commercial vehicles.

HB 544, relating to abortion, with penalty provisions.

HB 545, relating to individuals facing homelessness, with an emergency clause.

HB 546, relating to the Missouri public school teacher risk management fund, with penalty provisions.

HB 547, relating to the designation of a memorial bridge.

HB 548, relating to retail sales.

HB 549, relating to offender registries.

HB 550, relating to the duration of probation, with penalty provisions.

HB 551, relating to a public safety sales tax.

HB 552, relating to the cost of insulin.

HB 553, relating to tax credits.

HB 554, relating to firearms, with penalty provisions.

HB 555, relating to the offense of unlawful possession of a detached catalytic converter, with a penalty provision.

HB 556, relating to sports wagering, with penalty provisions.

HB 557, relating to deceased persons.

HB 558, relating to accountability measures for elementary and secondary schools.

HB 559, relating to open enrollment of pupils.

HB 560, relating to centers for the treatment of sexually deviant behaviors, with penalty provisions.

HB 561, relating to medical records.

HB 562, relating to public access to records.

HB 563, relating to offenses against certain persons, with penalty provisions.

HB 564, relating to investigations of firefighters.

HB 565, relating to meals for students.

HB 566, relating to rights of military servicemembers.

HB 567, relating to telecommunicator first responders.

HB 568, relating to workers' compensation for firefighters and other first responders.

HB 569, relating to skylight safety.

HB 570, relating to the offense of unlawfully gaining entry into motor vehicles, with penalty provisions.

HB 571, relating to the unlawful use of weapons.

HB 572, relating to Missouri empowerment scholarship accounts, with penalty provisions.

HB 573, relating to employment security benefits, with an emergency clause.

HB 574, relating to discrimination based on sexual orientation or gender identity.

HB 575, relating to insurance coverage of breast examinations.

HB 576, relating to the offense of interference with the transportation of livestock, with penalty provisions.

HB 577, relating to workforce development in elementary and secondary education.

HB 578, relating to matching grants for teacher salary increases.

HB 579, relating to a tax credit for veterans.

HB 580, relating to building codes.

HB 581, relating to sports wagering, with penalty provisions.

HB 582, relating to legislative requirements for public schools.

HB 583, relating to a tax credit for certain live entertainment events, with a delayed effective date.

HB 584, relating to the disclosure of information pertaining to certain commercial financing products, with penalty provisions.

HB 585, relating to credit cards.

HB 586, relating to the division of finance, with penalty provisions.

HB 587, relating to land bank agencies, with penalty provisions.

HB 588, relating to obtaining electronic signatures on initiative petitions.

HB 589, relating to earnings tax.

HB 590, relating to certain motor vehicle sales taxes.

HB 591, relating to food sales and use tax.

HB 592, relating to criminal justice reform tax credits.

HB 593, relating to property tax exemptions for certain veterans.

HB 594, relating to do-not-resuscitate orders.

HB 595, relating to school history courses.

HB 596, relating to determination of coverage under workers compensation insurance.

HB 597, relating to the recovery of overpaid unemployment benefits, with an emergency clause.

HB 598, relating to multidose medications given to patients at discharge.

HB 599, relating to campaign committees, with penalty provisions.

HB 600, relating to protecting the right of trial by jury.

HB 601, relating to access to public records of the Missouri state highway patrol.

HB 602, relating to the illegal discharge of a firearm, with penalty provisions.

HB 603, relating to driver education in public schools.

HB 604, relating to transient guest taxes.

HB 605, relating to the licensure of homes for children, with a delayed effective date.

HB 606, relating to education savings program expenses.

HB 607, relating to tobacco and vapor products.

HB 608, relating to school absence reports.

HB 609, relating to repealing the death penalty, with a penalty provision.

HB 610, relating to protections for immigrant tenants, with penalty provisions.

HB 611, relating to voter registration.

HB 612, relating to certified midwife services.

HB 613, relating to duties of the pregnancy-associated mortality review board.

HB 614, relating to the department of revenue.

HB 615, relating to the taxation of property.

HB 616, relating to responsibilities of the office of administration.

HB 617, relating to abortion.

HB 618, relating to abortion, with penalty provisions.

HB 619, relating to emergency contraception.

HB 620, relating to tax credits for purchases of firearm safety equipment.

HB 621, relating to the organ donor registry.

HB 622, relating to the construction of earthen basins.

HB 623, relating to preexposure prophylaxis awareness.

HB 624, relating to the operation of platoons on Missouri roads, with a penalty provision.

HB 625, relating to the building permit reform act.

HB 626, relating to the regulation of property uses.

HB 627, relating to the parents' bill of rights.

HB 628, relating to litigation, with penalty provisions.

HB 629, relating to the licensing of persons performing certain funeral-related services.

HB 630, relating to the confiscation of animals, with penalty provisions.

HB 631, relating to the industrial minerals advisory council.

HB 632, relating to the office of faith-based initiatives and religious liberty.

HB 633, relating to school employee training.

HB 634, relating to protections of parental rights.

HB 635, relating to reports of seclusion or restraint of students.

HB 636, relating to trains carrying hazardous material, with penalty provisions.

HB 637, relating to the electrical choice and competition law.

HB 638, relating to land surveys.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 11 - Consent and House Procedure

WITHDRAWAL OF HOUSE BILLS

January 5, 2023

Dana Rademan Miller
201 West Capitol Ave.
Room 310
Jefferson City, MO 65101

Chief Clerk,

I would like to formally request to withdraw **House Bill No. 42**, LR#0984H.01I, an act to repeal section 66.010, RSMo, and enact a new section relating to judges, at this time. Thank you.

Sincerely,

/s/ Ingrid Burnett
State Representative
District 19

The following members' presence was noted: Adams, Allen, Amato, Anderson, Appelbaum, Atchison, Aune, Baker, Banderman, Bangert, Baringer, Barnes, Billington, Black, Bland Manlove, Boggs, Bonacker, Boyd, Bromley, Brown (16), Brown (149), Brown (87), Brown (27), Buchheit-Courtway, Burger, Burnett, Busick, Butz, Byrnes, Casteel, Chappell, Christ, Christofanelli, Clemens, Coleman, Cook, Copeland, Crossley, Davidson, Davis, Deaton, Diehl, Dinkins, Doll, Ealy, Evans, Falkner, Farnan, Fogle, Fountain Henderson, Francis, Gallick, Gragg, Gray, Gregory, Griffith, Haden, Haffner, Haley, Hardwick, Hausman, Hein, Henderson, Hicks, Hinman, Houx, Hovis, Hudson, Hurlbert, Ingle, Johnson (12), Johnson (23), Jones, Justus, Kalberloh, Keathley, Kelley (127), Kelly (141), Knight, Lavender, Lewis (6), Lewis (25), Lonsdale, Lovasco, Mackey, Mann, Marquart, Matthiesen, Mayhew, McGaugh, McGirl, McMullen, Merideth, Mosley, Murphy, Myers, Nickson-Clark, Nurrenbern, Oehlerking, Owen,

Parker, Patterson, Perkins, Peters, Plank, Plocher, Pollitt, Pouche, Proudie, Quade, Reedy, Reuter, Richey, Riggs, Riley, Roberts, Sander, Sassmann, Schnelting, Schulte, Schwadron, Seitz, Sharp (37), Sharpe (4), Shields, Smith (163), Smith (46), Smith (155), Sparks, Stacy, Steinhoff, Stinnett, Strickler, Taylor (84), Taylor (48), Terry, Thomas, Thompson, Titus, Toalson Reisch, Unsicker, Van Schoiack, Veit, Voss, Waller, Walsh Moore, Weber, West, Wilson, Windham, Woods, Wright, and Young.

ADJOURNMENT

On motion of Representative Plocher, the House adjourned until 4:00 p.m., Monday, January 9, 2023.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE
Monday, January 9, 2023, 1:00 PM, House Hearing Room 3.
Public hearing will be held: HR 11
Executive session will be held: HR 11

HOUSE CALENDAR

THIRD DAY, MONDAY, JANUARY 9, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 38 through HJR 40

HOUSE BILLS FOR SECOND READING

HB 639 through HB 703

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)

CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRD DAY, MONDAY, JANUARY 9, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Brad Hudson.

Gracious Heavenly Father,

Thank You for blessing us with the opportunity to serve in this beautiful building with these great people. We humbly come before You to ask for wisdom, courage, and strength in order that we may serve well. Please help us to conduct ourselves in a manner worthy of the office You've called us to and the Gospel You've blessed us with. Someday we'll leave these offices and this beautiful building to others. Remind us of that so we are motivated to make the most of every moment we have here.

Someday we we will stand before You and be held accountable for the deeds we have done, whether they be good or bad. Remind us of that in those moments when we may be tempted to compromise what is good, right, and true. While some may seek to grow their own kingdom while accumulating power and glory for themselves, may we never forget the words of Jesus, "Lead us not into temptation, but deliver us from evil: For thine is the kingdom, and the power, and the glory, for ever."

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Representative Patterson requested unanimous consent to dispense with the Administrative Order of Business, which request was granted.

OATH OF OFFICE

Representative-elect Barbara Phifer advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Dean Plocher, Speaker of the House of Representatives.

The Journal of the first day was approved as printed by the following vote:

AYES: 155

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger

Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 007

Aldridge	Bland Manlove	Johnson 23	Merideth	Sharp 37
Unsicker	Windham			

ABSENT WITH LEAVE: 001

Smith 163

VACANCIES: 000

The Journal of the second day was approved as printed.

There was a moment of silence in memory of Alan Alonzo Young, Jr.

HOUSE RESOLUTIONS

Representative Patterson offered **HR 18**, which was read.

HOUSE RESOLUTION NO. 18

WHEREAS, it is with heavy hearts that the members of the Missouri House of Representatives pause to acknowledge the significant achievements of a life gone by, that of Alan Alonzo Young, Jr., "AJ", who passed to his eternal reward at the age of thirty-two on November 23, 2022; and

WHEREAS, AJ came into this world on December 20, 1989, in Kansas City, Missouri, a jovial ball of energy who was destined for greatness, born to proud and loving parents Alan and Yolanda Young; and

WHEREAS, AJ participated in a number of activities over the years through which he gained close friends who became like brothers to him, including boy scouts, basketball, and football; and

WHEREAS, AJ enjoyed working with his hands and gained a reputation for breaking, and fixing, many things; and

WHEREAS, after receiving his high school diploma and certification as a mason/bricklayer, AJ worked with his father's construction company remodeling homes and learned how to work on cars; and

WHEREAS, AJ helped with his family's large urban garden and even built his own at-home gym by hand; and

WHEREAS, throughout his lifetime, AJ continued to demonstrate remarkable talent as a musical artist and music became one of his life's passions; and

WHEREAS, self-taught at the young age of sixteen, AJ mastered the acoustic guitar, electric guitar, and bass, and even played the keyboard and harmonica; and

WHEREAS, AJ was truly blessed with a gift from God and had an ear for music that opened the door to incredible collaborations with other musicians in the Kansas City region and garnered respect for him within the music community; and

WHEREAS, AJ could be spotted throughout the Kansas City metropolitan area with his guitar and would be sure to sing a quick tune with a boisterous laugh and a smile for any passersby; and

WHEREAS, AJ's joyful energy and kind, helpful spirit were a gift to his community and all who knew him; and

WHEREAS, AJ leaves to cherish his memory his son, Alan A. Young, III ("Tre"); his parents, Alan and Yolanda Young; and his three siblings, Alana (Gabe) Henry, Aaron Young ("AY"), and Alexander Young ("Alex"):

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, One Hundred Second General Assembly, join in paying final tribute to Alan Alonzo Young, Jr., a remarkable person of joy and kindness in this world whose light was extinguished far too soon yet will live on in the hearts and minds of those who knew and loved him; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the family of the late Alan Alonzo Young, Jr., as an expression of our deep sympathy.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 4, introduced by Representative Davis, relating to Baker service appreciation day.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 41, introduced by Representative Riggs, relating to department of transportation spending.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 704, introduced by Representative Davidson, relating to initiative petitions and referendums.

HB 705, introduced by Representative Adams, relating to the towing of motor vehicles or vessels.

HB 706, introduced by Representative Houx, relating to salvage vehicles.

HB 707, introduced by Representative Quade, relating to foreign ownership of agricultural land.

HB 708, introduced by Representative Haley, relating to carbon monoxide detectors in schools.

HB 709, introduced by Representative Knight, relating to net metering.

HB 710, introduced by Representative Buchheit-Courtway, relating to telemedicine.

HB 711, introduced by Representative Buchheit-Courtway, relating to railroad grade crossings.

HB 712, introduced by Representative Boyd, relating to the anti-red flag gun seizure act, with penalty provisions and an emergency clause.

HB 713, introduced by Representative Reedy, relating to motor vehicle assessments, with a delayed effective date.

HB 714, introduced by Representative Kelly (141), relating to adoption tax credits.

HB 715, introduced by Representative Kelly (141), relating to educational costs of children in state custody.

HB 716, introduced by Representative Kelly (141), relating to educational services costs.

HB 717, introduced by Representative Deaton, relating to intervention by the general assembly.

HB 718, introduced by Representative Deaton, relating to bullion.

HB 719, introduced by Representative Riley, relating to public assistance, with penalty provisions.

HB 720, introduced by Representative Riley, relating to the liability of employers for negligent hiring.

HB 721, introduced by Representative Riley, relating to transportation network companies.

HB 722, introduced by Representative O'Donnell, relating to bonds.

HB 723, introduced by Representative Hudson, relating to motor vehicle safety inspections.

HB 724, introduced by Representative Davis, relating to drivers' licenses.

HB 725, introduced by Representative Francis, relating to offenses involving teller machines, with penalty provisions.

HB 726, introduced by Representative Knight, relating to employment security, with an effective date for a certain section.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 38, relating to modification of statutory measures proposed by the people by the general assembly.

HJR 39, relating to primary elections.

HJR 40, relating to constitutional amendments.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 639, relating to the state historic preservation office.

HB 640, relating to the Kansas City police department.

HB 641, relating to a sales tax for emergency services.

HB 642, relating to elections.

HB 643, relating to motor vehicle financial responsibility, with penalty provisions.

HB 644, relating to hemp extract.

HB 645, relating to the collection of delinquent taxes on real property.

HB 646, relating to public officials.

HB 647, relating to video service providers.

HB 648, relating to fire protection districts.

HB 649, relating to land banks.

HB 650, relating to the first-time business owner savings account act.

HB 651, relating to video service providers.

HB 652, relating to the death registration process.

HB 653, relating to food pantry donation tax credits.

HB 654, relating to a tax credit for certain charitable donations.

HB 655, relating to lender-placed insurance, with penalty provisions.

HB 656, relating to the candidate filing deadline.

HB 657, relating to a tax credit for qualified railroad infrastructure investments.

HB 658, relating to jury duty.

HB 659, relating to volunteer fire protection associations.

HB 660, relating to corporate income taxes.

HB 661, relating to special education due process hearings.

HB 662, relating to income tax.

HB 663, relating to funding for the office of state public defender.

HB 664, relating to hand-held electronic wireless communications devices, with penalty provisions.

HB 665, relating to volunteer fire protection associations.

HB 666, relating to property tax credits.

HB 667, relating to the personal privacy protection act, with an emergency clause.

HB 668, relating to grants to employers for the purpose of enhancing cybersecurity.

HB 669, relating to criminal background checks.

HB 670, relating to retirement benefits for certain teacher retirement systems.

HB 671, relating to the Missouri homestead preservation act.

HB 672, relating to state aid for transportation of pupils.

HB 673, relating to leave from employment, with a referendum clause.

HB 674, relating to employment programs for persons disclosing a disability.

HB 675, relating to tax credits for qualified motion media projects.

HB 676, relating to sales taxes dedicated to public safety.

HB 677, relating to disclosures made by the office of child advocate.

HB 678, relating to the offense of nonsupport, with penalty provisions.

HB 679, relating to audit requests while investigating offenses committed by public servants.

HB 680, relating to intoxicating liquor.

HB 681, relating to the Missouri works program.

HB 682, relating to the clean water commission.

HB 683, relating to the air conservation commission.

HB 684, relating to early childhood education programs.

HB 685, relating to accessible prescription labels.

HB 686, relating to the electronic transfer of funds by insurers.

HB 687, relating to medical marijuana.

HB 688, relating to MO HealthNet benefits.

HB 689, relating to the designation of a bridge.

HB 690, relating to delegation of tasks by health care professionals.

HB 691, relating to postage for absentee ballot mailing envelopes.

HB 692, relating to qualifications for elective public office.

HB 693, relating to prisoners.

HB 694, relating to trial procedures for murder in the first degree.

HB 695, relating to the offense of stealing, with penalty provisions.

HB 696, relating to sales taxes.

HB 697, relating to sewer districts.

HB 698, relating to product repair requirements, with a penalty provision.

HB 699, relating to gaming, with penalty provisions.

HB 700, relating to refusal of medical procedures or treatment.

HB 701, relating to seizure of firearms.

HB 702, relating to the operation of certain law enforcement agencies, with penalty provisions.

HB 703, relating to initiative petitions and referendums.

COMMITTEE REPORTS

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 11**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Buchheit-Courtway, Evans, Falkner, Hovis, Owen, Pouche and Thompson

Noes (3): Ingle, Merideth and Windham

Absent (0)

HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE RESOLUTION NO. 11

RULES OF THE HOUSE OF REPRESENTATIVES
102ND GENERAL ASSEMBLY

TIME OF MEETING

Rule 1. The time of meeting by the House, unless otherwise ordered, shall be 10:00 a.m.

ORDER OF BUSINESS

Rule 2. (1) *Administrative Order of Business.* The first of each day, after the House is called to order, shall be employed as follows unless otherwise ordered by the House:

(a) Introduction of petitions, memorials, remonstrances, and resolutions.

(b) Introduction and first reading of House Joint Resolutions.

(c) Introduction and first reading of House Bills.
(d) First reading of Senate Joint Resolutions and Bills.
(e) Second reading of House Bills, Joint Resolutions, and Concurrent Resolutions.
(f) Second reading of Senate Bills, Joint Resolutions, and Concurrent Resolutions.
(g) Reports of regular standing committees.
(h) Reports of special standing committees.
(i) Messages from the Senate.

(2) *Regular Order of Business.* At the close of the administrative order of business, the Speaker or any member may call for the regular order of business. The administrative order of business may be dispensed with by unanimous consent of the House at any time. The regular order of business shall be employed as follows unless otherwise ordered by the House:

(a) Prayer.
(b) Pledge of Allegiance to the American Flag.
(c) Reading and approval of the Journal of the previous day's session.
(d) Bills, reports, and other business on the table.
(e) House Joint Resolutions to be perfected and printed.
(f) House Bills to be perfected and printed.
(g) Third reading of House Joint Resolutions and Concurrent Resolutions.
(h) Third reading of House Bills.
(i) Messages from the Senate.
(j) Third reading of Senate Joint Resolutions and Concurrent Resolutions.
(k) Third reading of Senate Bills.
(l) Adoption of petitions, memorials, remonstrances, and resolutions.
(m) Reports of subcommittees.
(n) Such other orders of business as deemed necessary pursuant to law.

HEADINGS ON HOUSE CALENDAR

Rule 3. The House may keep calendars for organizational purposes and to facilitate the consideration of legislation. Calendars may be created as deemed necessary by the Speaker.

FIRST AND SECOND READING OF BILLS

Rule 4. A bill shall be read the first time by journal entry of the title of the bill on the legislative day of its filing. It shall be second read on the following legislative day by journal entry of the title of the bill. The reading of a bill by its title shall be deemed sufficient reading unless the further reading be called for. If the further reading be called for and no objection made, the bill shall be read at length; if, however, objection be made, the question shall be determined by the majority of the members present.

ORDERS OF THE DAY

Rule 5. Upon recess or adjournment, the Majority Floor Leader shall advise the entire membership of the business anticipated to be conducted during the remainder of the legislative day and during the next legislative day.

ELECTION OF OFFICERS
GENERALLY

Election; Oath; Compensation

Rule 6. The House shall elect the following officers at the commencement of the first regular session of each general assembly: its presiding officer, who shall be called Speaker of the House, a Speaker Pro Tem, a Chief Clerk, a Sergeant-at-Arms, a Doorkeeper, and a Chaplain, who shall hold office during all sessions until the convening of the succeeding General Assembly, unless sooner removed by a vote of the majority of the members. Each shall receive such compensation as may be provided for by law. Each shall take an oath to support the Constitution of the

United States and of this State and to faithfully demean himself or herself in office and to keep the secrets of the House. Such oath shall be administered to the Speaker and Speaker Pro Tem by a Judge of the Supreme Court, Court of Appeals, or a Circuit Court and by the Speaker to the other officers. All other officers of the House shall be appointed by, and serve at the pleasure of, the Speaker and receive such compensation as provided by law.

SPEAKER

Speaker to Call Members to Order

Rule 7. The Speaker shall take the chair at the hour to which the House has been adjourned and immediately call the members to order and, on the appearance of a quorum, shall cause the Journal of the preceding day to be read unless otherwise ordered by the House, which may then be corrected by the House.

Parliamentary Rulings; Referral to Parliamentary Committee

Rule 8. Parliamentary rulings may be made only by the Speaker or the Speaker Pro Tem. At his or her option or at the request from a member of the Parliamentary Committee, he or she may refer points of order to the Parliamentary Committee for an advisory opinion. In the absence of the Speaker or the Speaker Pro Tem, rulings shall be made by a parliamentary committee. The Committee on Parliamentary Procedure shall be composed of the Speaker, the Majority Floor Leader, and the Minority Floor Leader or their member designees. No member who is temporarily in the chair may rule on points of order, except the Speaker or Speaker Pro Tem, until and unless the Parliamentary Committee has been called and ruled. It shall be the duty of the temporary Speaker to call such Parliamentary Committee at the time the point of order is raised and before any discussion on such point of order takes place. It shall be at the Speaker's discretion whether members may speak on points of order. The Speaker or the Speaker Pro Tem may take points of order under advisement; provided that, he or she rules on the point of order before any other motion to amend is entertained.

Speaker May Speak on Points of Order

Rule 9. The Speaker may speak on points of order in preference to any other member, arising from his or her seat for that purpose, and shall decide questions of order, subject to an appeal to the House. No member shall inquire of another member nor debate with other members on points of order but shall address his or her remarks only to the chair.

Appeal from a Ruling of the Chair

Rule 10. Should there be an appeal from any ruling of the chair, the question, "Shall the chair be sustained?" shall be immediately put and determined before the House proceeds to other business.

Speaker Has General Supervision of Hall

Rule 11. The Speaker shall have general direction and supervision of the House and shall preserve decorum and order in the Hall.

Supervision of House Employees

Rule 12. The Speaker shall have general supervision and control over all employees of the House. The Speaker may hire special counsel to assist committees in extraordinary circumstances. The Speaker may make a temporary appointment to fill a vacancy in the office of the Chief Clerk until such time as the House adopts a resolution to fill the vacancy on a permanent basis.

Speaker May Substitute Member to Perform Duties

Rule 13. The Speaker may substitute any member to perform the duties of the chair if the Speaker Pro Tem is absent or otherwise engaged.

Speaker Shall Sign Bills

Rule 14. The Speaker shall sign all bills, and perform all other duties in relation thereto, as required by the Constitution. He or she shall also sign all joint resolutions and addresses; and all writs, warrants, and subpoenas issued by order of the House shall be under his or her hand, attested by the Chief Clerk.

Speaker May Clear Hall

Rule 15. In case of disturbance or disorderly conduct in the lobbies or galleries, the Speaker, temporary Speaker, or Chair of the Committee of the Whole House shall have power to order the same cleared. He or she shall not, however, have the power to remove members from the floor of the House, except by a majority vote of those present.

Manner of Putting Questions

Rule 16. The Speaker shall rise to state and put questions. Questions shall be in the following form: "All those in favor (if by electronic roll call) vote 'Aye'. All those opposed (if by electronic roll call) vote 'No'". If by voice vote say "Aye" or "No". If the Speaker doubts on a voice vote, voting shall be ordered by electronic device. The Speaker may require a recorded vote on any motion.

OTHER OFFICERS

Speaker Pro Tem

Rule 17. The Speaker Pro Tem shall perform the duties of Speaker during the sickness or absence of the Speaker, except while some member is discharging such duties as a substitute under Rule 13.

Chief Clerk

Rule 18. It shall be the duty of the Chief Clerk to serve also as Chief Administrator of the House and to attend the House during its sittings. The Chief Clerk, under the direction of the Speaker, shall prepare and keep the House Journal and seasonably record the proceedings of the House; keep regular files of House papers; attest all writs, warrants, and subpoenas issued by order of the House; keep an account of all fines imposed by the House; maintain a record of the members' attendance; keep an account of the traveling and expense allowances of all the members; transmit to the Senate messages, communications, copies, and documents of the House; keep a docket of proceedings on all bills, resolutions, and acts; and execute the commands of the House from time to time. The Assistant Chief Clerk shall perform the duties of the Chief Clerk in his or her sickness or absence, or upon the Chief Clerk's resignation.

Sergeant-at-Arms; Doorkeeper; Chaplain

Rule 19. (1) *Sergeant-at-arms.* It shall be the duty of the Sergeant-at-Arms to attend the House during its sittings; to execute the commands of the House from time to time, together with such process issued by authority thereof as shall be directed to him or her by the Speaker; and to oversee the security of the areas within the capitol under the control of the House of Representatives. He or she shall preserve order during committee hearings and in the galleries and lobby and control entry into the Hall and onto the floor during the session of the House. The sergeant-at-arms shall have all powers granted to law enforcement officers in this state to apprehend and arrest persons for violations of Article III, Section 18 of the Constitution of Missouri, and may carry firearms when necessary for the proper discharge of his or her duties. The sergeant-at-arms may employ additional staff to assist him or her in the performance of his or her duties. The sergeant-at-arms and any such additional employees shall maintain a valid peace officer license for the duration of their employment.

(2) *Doorkeeper.* It shall be the duty of the Doorkeeper, subject to the orders of the Speaker, to attend the sittings of the House. The Doorkeeper shall allow no person to come or remain within the Hall or galleries except as are admitted by the rules or orders of the House. He or she shall execute the commands of the Speaker in relation to his or her duties and shall obey such other orders as may be made by the House.

(3) *Chaplain.* It shall be the duty of the Chaplain, or a member, former member, or employee of the House, as designated by the Speaker, to attend at the commencement of each day's sitting of the House, to open the sessions thereof with a prayer, visit any member who may be sick, and to preach in the Hall of the House of Representatives whenever requested by a vote of the House.

Employees

Rule 20. The House may employ, and the Speaker appoint, such employees as are necessary to perform the duties of the House. No person shall be initially hired by the House who is related to any member of the House within the fourth degree, by consanguinity or by affinity.

COMMITTEES

By Whom Appointed; Composition of Membership

Rule 21. (1) All regular standing, select, conference, interim, and statutory committees shall be appointed by the Speaker who, when appointing a committee, shall designate a member thereof as chair, designate another member as vice chair, and designate the total number of members to serve on each committee, except the minority members of each regular standing committee shall be appointed by the Minority Floor Leader. The vice chair or a designee of the chair shall preside at all committee meetings in the absence of the chair.

(2) The Speaker of the House, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Majority Whip, the Minority Floor Leader, the Assistant Minority Floor Leader, and the Minority Whip shall be ex-officio members of all committees of the House, the chair and the vice chair of the Committee on Budget and one member of the committee designated by the Minority Floor Leader shall be ex-officio members of all subcommittees of the Committee on Budget, and the chair of each regular and special standing committee shall be an ex-officio member of each subcommittee of such regular or special standing committee for the purpose of a quorum and inquiry but shall have no vote unless they are duly appointed members of the committee.

(3) The membership of all regular standing committees and all other committees and commissions, unless otherwise provided by the act or resolution creating them, shall be composed as nearly as may be, of majority and minority party members in the same proportion as the number of majority and minority party members in the House bears to the total **elected** membership of the House, except for the Ethics Committee. The Ethics Committee shall consist of an equal number of members from the majority and minority party.

(4) The Speaker may appoint such special standing committees as he or she deems necessary. Any special standing committee shall have the authority and duties of a regular standing committee if so designated by the Speaker. The Minority Floor Leader may make recommendations to the Speaker regarding minority membership of special standing committees.

(5) The Speaker may dissolve or discharge the members of any conference, interim, or special standing committee at any time and reappoint the members thereof.

Time of Sitting

Rule 22. No committee shall meet except during those times so designated by the Speaker. No committee shall sit during the session of the House without leave of the House, except for during the administrative order of business.

The Regular Standing Committees Enumerated

Rule 23. The regular standing committees of the House shall be as follows:

(1) Administration and Accounts.
(2) Agriculture Policy.
(3) Budget.
(4) Children and Families.
(5) Consent and House Procedure.
(6) Conservation and Natural Resources.
(7) Corrections and Public Institutions.
(8) Crime Prevention **and Public Safety**.
(9) **[**~~Downsizing State Government.~~

~~(10)~~**]** Economic Development.
[~~(11)~~**] (10)** Elections and Elected Officials.
[~~(12)~~**] (11)** Elementary and Secondary Education.
[~~(13)~~**] (12)** Emerging Issues.
[~~(14)~~**] (13)** Ethics.
[~~(15)~~**] (14)** Financial Institutions.
[~~(16)~~**] (15)** Fiscal Review.
[~~(17)~~**] (16)** General Laws.
[~~(18)~~**] (17) Government Efficiency and Downsizing.**
(18) Health and Mental Health Policy.
(19) **Healthcare Reform.**
(20) Higher Education.
[~~(20)~~**] (21)** Insurance **Policy**.
[~~(21)~~**] (22)** Judiciary.
[~~(22)~~**] (23)** Legislative Review.
[~~(23)~~**] (24)** Local Government.
[~~(24)~~**] (25)** Pensions.
[~~(25)~~**] (26)** Professional Registration and Licensing.
[~~(26)Public Safety.~~ **]**
(27) Rules - Administrative Oversight.
(28) Rules - Legislative Oversight.
(29) Rules - Regulatory Oversight.
[~~(29)~~**] (30)** Rural Community Development.
[~~(30)~~**] (31)** Transportation **Accountability**.
(32) Transportation Infrastructure.
[~~(31)~~**] (33)** Utilities.
[~~(32)~~**] (34)** Veterans.
[~~(33)~~**] (35)** Ways and Means.
[~~(34)~~**] (36)** Workforce **and Infrastructure** Development.

Duties of the Regular Standing Committees

Rule 24. (1) *Duties Generally.* Regular standing committees**, and appropriations subcommittees established under Rule 24(4)(c) according to the provisions under Rule 25,** shall have the authority to consider bills and resolutions that have been referred to them and:

(a) Report the bill or resolution "Do Pass", "Without Recommendation", or "Do Pass - Consent" to the Speaker.

(b) Report the bill or resolution "Do Pass with recommended committee amendment" to the Speaker.

(c) Report the bill or resolution as a "House Committee Substitute - Do Pass" or "House Committee Substitute - Without Recommendation" to the Speaker.

(2) *Administration and Accounts.*

(a) *Duties generally.* The Committee on Administration and Accounts shall superintend and have sole and complete control of all financial obligations and business affairs of the House except those employees appointed by or assigned to the Speaker, or assigned to the Budget Committee Chair, the Speaker Pro Tem, the Majority Floor Leader, the Minority Floor Leader, and the Officers of the House. The committee shall provide for the receiving and receipt of all supplies, equipment, and furnishings purchased from the account of the House and shall further provide for the use and distribution thereof.

(b) *Funds for operation of member's individual offices.* The committee shall also prescribe rules governing the expenditure of funds allotted to individual members for the operation of their offices. Such rules shall be applied equally to, and shall require the equal treatment of, all members with regard to the expenditure of such funds. Subject to such rules, each member shall have discretion to expend such funds, for the use of his or her office, without the approval of the committee.

(c) *Allotment of offices, chamber seats, and parking spaces.* Each member shall be allotted his or her own office, chamber seat, and parking assignment. The committee shall assign all offices, chamber seats, and parking

spaces under its control and reserved for members. The committee may make assignments to the party caucuses for those caucuses to assign to their respective members. The House officers, the floor leaders and assistant floor leaders of each party, the Budget Committee Chair, and the chair and ranking minority member of the Administration and Accounts Committee, without respect to the seniority of those members, shall have priority with respect to such assignments within their respective caucuses.

(d) *Duties of the Chief Clerk in Respect to Committee.* The Chief Clerk of the House may be authorized to act for the committee, but only in the manner and to the extent as may have been previously authorized by the committee. Such authorization shall be entered in the minutes of the committee. The Chief Clerk shall maintain financial records for the House in accordance with generally accepted accounting principles. The Chief Clerk of the House shall keep a detailed accounting of all transactions and shall furnish each member of the committee and the Speaker with a copy of such account on a quarterly basis.

(e) *Recognition of Caucuses.* The committee may approve and prescribe for the recognition of caucuses. Any group of five or more House members may seek designation as a caucus for the purpose of identifying and collaborating on issues within a common sphere of public interest. The committee shall post the names of all recognized caucuses on the House website.

(3) *The Committee on Agriculture Policy.* The Committee on Agriculture Policy may consider and report upon bills and matters referred to it relating to the protection, promotion, and encouragement of agriculture in this state.

(4) *The Committee on Budget.*

(a) The Chair of the Committee on Budget shall have the sole responsibility of filing all appropriations bills. The Committee on Budget shall have the responsibility for any other bills, measures, or questions referred to it pertaining to the appropriation and disbursement of public moneys.

(b) *Other duties.* The committee may consider and report upon any bill or resolution referred to it which, in the opinion of the Speaker, merits special consideration. The committee may also consider and report upon bills and matters referred to it relating to the reorganization, consolidation, and abolition of boards, bureaus, commissions, and other offices and buildings of the state, including the Division of Facilities Management, Design and Construction, the capitol grounds, and the state and legislative libraries. The committee is empowered to study and investigate the efficiency and economy of all branches of government, including the possible existence of fraud, misfeasance, malfeasance, collusion, mismanagement, incompetence, corruption, waste, conflicts of interest, and the improper expenditure of government funds in transactions, contracts, and activities of the government or government officials and employees. The committee is authorized to hold hearings, sit, and act at any time or place within the state of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement. If the committee, after hearing and upon findings incorporated in a report, deems that a particular activity, bureau, agency, committee, commission, department, or any other entity of state government should be discontinued, it shall report such finding to the House for further action by the House.

(c) The Committee on Budget shall have the following subcommittees:

a. *The Subcommittee on Appropriations* - Agriculture, Conservation, Natural Resources, and Economic Development.

b. *The Subcommittee on Appropriations* - Education.

c. *The Subcommittee on Appropriations* - General Administration.

d. *The Subcommittee on Appropriations* - Health, Mental Health, and Social Services.

e. *The Subcommittee on Appropriations* - Public Safety, Corrections, Transportation, and Revenue.

f. Other subcommittees designated by the **[**~~Chair of the Committee on Budget, with the advice and consent of the~~**]** Speaker.

(d) The Committee on Budget may place a limitation on the time of floor debate for appropriations bills. If a time limitation is imposed, such time shall be divided equally between and controlled by the floor handler of the bill and the floor leader of the political party other than that of the floor handler or their respective designees.

(5) *The Committee on Consent and House Procedure.*

(a) The Committee on Consent and House Procedure may consider and report upon bills and matters referred to it which, in the opinion of the Speaker, merit special consideration.

(b) If a bill is automatically referred to the Committee on Consent and House Procedure with a recommendation that it "Do Pass - Consent", the committee shall review the bill for the purpose of determining whether it should have consent status. The committee may decide, by a majority of those present, whether to place the bill on the appropriate consent calendar. If the committee declines to place the bill on the appropriate consent calendar, it may consider whether to report the bill to the House with a "Do Pass" recommendation without consent status.

(c) The Committee on Consent and House Procedure may perform all duties relating to the issuance of courtesy resolutions. A courtesy resolution is a noncontroversial resolution in the nature of congratulations on the birth of a child, celebration of a wedding anniversary, congratulations on an outstanding citizen achievement, or a similar event which is in the practice and procedure of the House to consider as a courtesy resolution and shall require action by the House as provided for by the House Rules. The Chief Clerk, under the direction of the committee, shall maintain a list of all courtesy resolutions issued under this rule for inspection. Any resolution that is not a courtesy resolution shall require action by the House as provided for by the House Rules.

(d) The Committee on Consent and House Procedure shall formulate and present for consideration the rules of the House and shall consider and report upon all propositions to amend or change the rules, which propositions shall stand referred without reading or consideration and without discussion, explanation, or debate to the Committee on Consent and House Procedure.

(e) The Chief Clerk, under the direction of the committee, shall supervise the printing of all bills ordered perfected and printed, assuring that procedures are followed in which all amendments to every such bill are incorporated therein before the bill is printed and that the printed copies of the bill **[**~~on the designated desks of~~**]** **provided to** the members are true and accurate copies of the bill as ordered perfected and printed. The committee shall also supervise the printing of all bills which are truly agreed to and finally passed, assuring that procedures are followed in which every bill is a true copy of the bill as passed with clerical errors corrected.

(6) *The Committee on Children and Families.* The Committee on Children and Families may consider and report upon bills and matters referred to it relating to the Department of Social Services, the Department of Health and Senior Services, and other matters relating to the fostering and promotion of children, families, and persons with disabilities in this state.

(7) *The Committee on Conservation and Natural Resources.* The Committee on Conservation and Natural Resources may consider and report upon bills and matters referred to it relating to the functions and operations of the Department of Conservation and the Department of Natural Resources and all powers thereto conferred upon by the Missouri constitution and statutes.

(8) *The Committee on Corrections and Public Institutions.* The Committee on Corrections and Public Institutions may consider and report upon bills and matters referred to it relating to adult and juvenile penal and correctional problems, the administration of correctional institutions, and the state penitentiary.

(9) The Committee on Crime Prevention **and Public Safety**. The Committee on Crime Prevention **and Public Safety** may consider and report upon bills and matters referred to it relating to criminal laws**, law enforcement, and public safety matters**.

(10) **[**~~*The Committee on Downsizing State Government.* The Committee on Downsizing State Government may consider and report upon bills and matters referred to it relating to reducing the size of state government and its programs.~~

~~(11)~~**]** *The Committee on Economic Development*. The Committee on Economic Development may consider and report upon bills and matters referred to it relating to commerce, industrial growth, expansion, and development.

[~~(12)~~**] (11)** *The Committee on Elections and Elected Officials.* The Committee on Elections and Elected Officials may consider and report upon bills and matters referred to it relating to elections and election contests involving members of the House and on the qualifications and terms of elected officials.

[~~(13)~~**] (12)** *The Committee on Elementary and Secondary Education.* The Committee on Elementary and Secondary Education may consider and report upon bills and matters referred to it relating to elementary and secondary education and life-long learning in this state, including teachers, financing, property, indebtedness, and curriculum.

[~~(14)~~**] (13)** *The Committee on Emerging Issues.* The Committee on Emerging Issues may consider and report upon bills and matters referred to it relating to general or miscellaneous issues as determined by the Speaker.

[~~(15)~~**] (14)** *The Committee on Ethics.* The Committee on Ethics may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other complaints relating to the ethical conduct of a member. The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

[~~(16)~~**] (15)** *The Committee on Financial Institutions.* The Committee on Financial Institutions may consider and report upon bills and matters referred to it relating to banks, banking, savings and loans, credit unions, and other financial institutions.

[~~(17)~~**] (16)** *The Committee on Fiscal Review.*

(a) The Committee on Fiscal Review shall consider any bill which requires net additional expenditures of state money in excess of $250,000 or which reduces net state revenue by more than $250,000 in any of the three fiscal years immediately following the effective date or at full implementation of the bill. The following bills, excluding appropriations bills, shall be automatically referred to the Committee on Fiscal Review:

a. Any House bill after perfection and before third reading that requires net additional expenditures of state moneys in excess of $250,000 or that reduces net state revenue by more than $250,000 in any of the three fiscal years immediately following the effective date or at full implementation of the bill.

b. Any House bill returned with Senate amendments before its consideration.

c. Any Senate bill upon placement on the third reading calendar that requires net additional expenditures of state moneys in excess of $250,000 or that reduces net state revenue by more than $250,000 in any of the three fiscal years immediately following the effective date or at full implementation of the bill.

d. Conference committee reports for all House bills and Senate bills upon submission and distribution.

(b) Any Senate or House bill amended so as to increase net expenditures or reduce net revenues shall, upon timely motion adopted by the members, be referred to the Committee on Fiscal Review.

(c) The primary sponsor or, in the case of a Senate bill, the floor handler of a bill referred to the Committee on Fiscal Review shall be entitled to a hearing on the bill but such hearing shall be limited to the reception of testimony by the primary sponsor or floor handler, as the case may be, in person and none other, without leave of the committee chair.

(d) For the purposes of this rule, "net" is defined as the sum of revenues and expenditures, after reductions and increases brought about by a bill have been calculated.

(e) The Committee on Fiscal Review may, with the consent of the House sponsor or floor handler, amend an effective date, emergency clause, or sunset provision onto any bill referred to the Committee prior to its third reading.

(f) If the chair of the Committee on Fiscal Review or any member with approval by a majority vote of the standing committee requests clarifying questions or supplemental information from the director of the oversight division of the Committee on Legislative Research, such clarifications may be given to the Committee or to the member in the form of an appendix to the fiscal note.

[~~(18)~~**] (17)** *The Committee on General Laws.* The Committee on General Laws may consider matters referred to it relating to general or miscellaneous issues as determined by the Speaker.

(18) ***The Committee on Government Efficiency and Downsizing.*** **The Committee on Government Efficiency and Downsizing may consider and report upon bills and matters referred to it relating to the efficiency and size of state government and its programs.**

(19) *The Committee on Health and Mental Health Policy.* The Committee on Health and Mental Health Policy may consider and report upon bills and matters referred to it relating to the health care of the citizens of the State, including mental health, the Department of Health and Senior Services, and the Department of Mental Health. The committee may also consider and report on bills and matters referred to it relating to Medicaid and related matters.

(20) ***The Committee on Healthcare Reform.*** **The Committee on Healthcare Reform may consider and report upon bills and matters referred to it relating to improving the efficiency and cost of healthcare services provided to citizens of the state.**

[~~(20)~~**] (21)** *The Committee on Higher Education.* The Committee on Higher Education may consider and report upon bills and matters referred to it related to higher education, including matters relating to financing, facilities, staff, curriculum, and related matters.

[~~(21)~~**] (22)** *The Committee on Insurance* ***Policy****.* The Committee on Insurance **Policy** may consider and report upon bills and matters referred to it relating to insurance, insurance companies, and the Department of **Commerce and** Insurance**[**~~, Financial Institutions and Professional Registration~~**]**.

[~~(22)~~**] (23)** *The Committee on Judiciary.* The Committee on Judiciary may consider and report upon bills and matters referred to it relating to the judicial branch of the state and the practices and procedures of the courts of this state, on matters pertaining to civil and administrative laws and procedures, and on matters relating to the ethics of public officials.

[~~(23)~~**] (24)** *The Committee on Legislative Review.* The Committee on Legislative Review may consider and report upon bills referred to it. The committee shall review bills in its possession to determine whether proposed amendments or substitutes are appropriate and whether bills are technically correct. House bills and resolutions and Senate bills and resolutions may, on amendable calendars, be committed by motion to the Committee on Legislative Review after the bill has lain upon the calendar for one legislative day. Bills may be committed before or after amendment, but not after third reading. The committee may then make a recommendation to the House in the form of a house substitute.

[~~(24)~~**] (25)** *The Committee on Local Government.* The Committee on Local Government may consider and report upon bills and matters referred to it relating to counties, cities, towns, villages, other political subdivisions of the state, and local government generally.

[~~(25)~~**] (26)** *The Committee on Pensions.* The Committee on Pensions may consider and report upon bills and matters referred to it relating to the regulation and administration of state policies conferred upon any agency or governmental unit pursuant to the Missouri constitution and statutes of publicly financed or publicly supported pension systems.

[~~(26)~~**] (27)** *The Committee on Professional Registration and Licensing.* The Committee on Professional Registration and Licensing may consider and report upon bills and matters referred to it relating to the licensing of professionals in this state.

[~~(27)*The Committee on Public Safety.* The Committee on Public Safety may consider and report upon bills and matters referred to it relating to law enforcement and public safety matters.~~**]**

(28) *The Committees on Rules.*

(a) There shall be a Committee on Rules - Administrative Oversight**, [**~~and~~**]** a Committee on Rules - Legislative Oversight**, and a Committee on Rules - Regulatory Oversight**. Each Committee on Rules shall have the same duties and shall consider and report upon all matters referred to it **[**~~by any of its regular standing committees. The Speaker may assign special standing committees to either Committee on Rules.~~

~~(b) The Committee on Rules - Administrative Oversight shall have the following regular standing committees report to it: Committee on Agriculture Policy; Committee on Crime Prevention; Committee on Downsizing State Government; Committee on Elections and Elected Officials; Committee on Emerging Issues; Committee on Financial Institutions; Committee on Health and Mental Health Policy; Committee on Higher Education; Committee on Judiciary; Committee on Local Government; Committee on Pensions; Committee on Utilities; and Committee on Ways and Means.~~

~~(c) The Committee on Rules - Legislative Oversight shall have the following regular standing committees report to it: Committee on Budget; Committee on Children and Families; Committee on Conservation and Natural Resources; Committee on Corrections and Public Institutions; Committee on Economic Development; Committee on Elementary and Secondary Education; Committee on General Laws; Committee on Insurance; Committee on Professional Registration and Licensing; Committee on Public Safety; Committee on Rural Community Development; Committee on Transportation; Committee on Veterans; and Committee on Workforce Development~~**]**.

[~~(d)~~**] (b)** Duties generally.

a. If a committee reports a bill, except an appropriations bill, **consent bill, or a bill or measure reported from the Committee on Ethics,** with a recommendation that it "Do Pass" or "Without Recommendation", the bill shall **[**~~stand automatically~~**] be** referred to **[**~~its~~**] a** Committee on Rules **by the Speaker within ten legislative days**. The committee is hereby authorized to:

(i) Report the bill "Do Pass" to the House without a limitation on time of debate on the bill or amendments.

(ii) Report the bill "Do Pass" to the House with a limitation on the time of debate.

(iii) Send the bill back to the originating committee in the form as originally referred by the Speaker. If a Committee on Rules sends the bill back to the originating committee, that committee may amend the bill and report the bill again without the need to reconsider the initial vote by which the committee voted the bill "Do Pass".

b. If a bill is **[**~~automatically~~**]** referred to a Committee on Rules with a recommendation that it "Do Pass - Federal Mandate", the committee shall review the bill for the purpose of determining whether it should have federal mandate status. The committee may decide, by a majority of those present, whether to place the bill on the appropriate federal mandate calendar. If the committee declines to place the bill on the appropriate federal mandate calendar, it may consider whether to report the bill to the House with a "Do Pass" recommendation without federal mandate status. The authority of the committee with respect to limiting debate shall apply to bills reported by it as "Do Pass - Federal Mandate".

c. If a Committee on Rules shall place a limitation on the time of floor debate on a bill or on amendments, such time shall be divided equally between and controlled by the floor handler of the bill and the floor leader of the political party other than that of the floor handler or their respective designees. The floor handler shall have the right to have the final one minute of designated time. If time has been allocated and unused by either side and no member from that side is seeking recognition, the Speaker may declare additional time waived and recognize the members of the other side to complete the use of their time. **[**~~Nothing in this rule shall entitle any member to speak longer than the House Rules otherwise allow.~~**]**

d. In reviewing bills **[**~~automatically~~**]** referred to it from another committee, a Committee on Rules may, but is not required to, take such testimony as it deems appropriate to make its decisions. The committee shall not amend any bill that was not initially referred to a Committee on Rules.

e. If a committee has reported a bill "Do Pass" with committee amendments, a Committee on Rules shall take such action as it deems proper on the entire package of the bill with committee amendments as though the committee amendments were already incorporated into the bill.

f. If a Committee on Rules is the original committee to which a bill is referred, **[**~~when the committee reports such bill as "Do Pass" or "Without Recommendation", such bill shall not be subject to the automatic referral referenced in Rule 24 (28)(d)a. above. Instead, in reporting such bill,~~**]** the committee may take any action on such bill that is permissible under the authority given to regular standing committees under Rule 24(1) above.

(29) *The Committee on Rural Community Development.* The Committee on Rural Community Development may consider and report upon bills and matters referred to it relating to rural community development.

(30) *The Committee on Transportation **Accountability**.* The Committee on Transportation **Accountability** may consider and report upon bills and matters referred to it relating to the Department of Transportation, **[**~~all means of transportation, including roads, highways, bridges, ferries, airports, railroads, and other means of transportation. The committee may also consider and report upon bills and matters referred to it relating to~~**]** motor vehicles**,** and traffic regulations.

(31) *The Committee on Transportation Infrastructure.* The Committee on Transportation Infrastructure may consider and report upon bills and matters referred to it relating to all means of transportation, including roads, highways, bridges, ferries, airports, and railroads.

[~~(31)~~**] (32)** *The Committee on Utilities.* The Committee on Utilities may consider and report upon bills and matters referred to it relating to the development, use, and regulation of utilities, communications, and technology and the development, use, and conservation of energy and other energy-related concerns, environmental impact, pollution, and public health and safety as it relates to the issue of energy.

[~~(32)~~**] (33)** *The Committee on Veterans.* The Committee on Veterans may consider and report upon bills and matters referred to it relating to terrorism and security against terrorism, veterans affairs, the promotion and strengthening of states' rights, and military and naval affairs of the State.

[~~(33)~~**] (34)** *The Committee on Ways and Means.* The Committee on Ways and Means may consider and report upon bills and matters referred to it relating to the taxes of the state, tax credits, revenue and public debt of the state, and the interest thereon, and the administration of taxation and revenue laws. The committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to existing sources of revenue and such new sources of revenue, if any, that in the judgment of the committee should be considered by the House. The committee may also inquire into and suggest to the House such changes, if any, that should be made in respect to eliminating any existing sources of revenue, if any, that in the judgment of the committee should be considered by the House.

[~~(34)~~**] (35)** *The Committee on Workforce **and Infrastructure** Development.* The Committee on Workforce Development may consider and report upon bills and matters referred to it relating to the regulation and administration of state policies regarding the attraction, training, retention, and safety of the workforce.

Subcommittees

Rule 25. (1) *Establishment and Membership.* The Speaker**[**~~, or the chair of any regular or special standing committee with the advice and consent of the Speaker,~~**]** may establish a subcommittee of a regular or special standing committee. A subcommittee shall consist of no more than one-half of the number of members of its regular or special standing committee. Members of the subcommittee shall be appointed by the **[**~~chair of the regular or special standing committee with the advice and consent of the~~**]** Speaker, except the minority members of the subcommittee shall be appointed by the **[**~~ranking minority member of the regular or special standing committee with the advice and consent of the~~**]** Minority Floor Leader. The membership of all subcommittees shall be composed, as nearly as may be, of majority and minority party members in the same proportion as the number of majority and minority party members in the House bears to the total **elected** membership of the House. When establishing a subcommittee, the Speaker **[**~~or chair of the regular or special standing committee~~**]** shall designate a member of the subcommittee as chair and may designate another member as vice chair.

(2) *Duties.* Subcommittees shall consider all issues or matters referred to them by their respective regular or special standing committee and shall report upon such issues or matters to their respective regular or special standing committee. No bill or substitute shall be taken up for consideration by any subcommittee**, except appropriations subcommittees established under Rule 24(4)(c) may consider all bills referred to them by the**

Speaker and report upon such bills to the Committee on Budget as "Do Pass", "Without Recommendation", or "Do Pass with recommended committee amendment". Appropriations subcommittees shall not report a bill as a House Committee Substitute. Subcommittees, except for appropriations subcommittees, shall be authorized to hold hearings, sit, and act only during the hearing times allocated for their respective regular or special standing committees, unless otherwise granted by the Speaker. Subcommittees shall be authorized to administer oaths and take testimony, either orally or by sworn written statement.

(3) *Reports.* Subcommittees may report to the House upon issues or matters referred to them. The Majority Floor Leader may call for reports from subcommittees at any time during the administrative order of business or during the regular order of business. A quorum of the House need not be present to receive a report from a subcommittee. Reports from subcommittees shall not be amended, no vote shall be taken, and no other motion shall be in order during receipt of a subcommittee report. After receipt of a report from a subcommittee, debate and inquiry shall be allowed, but no member shall be allowed to speak or inquire for more than five minutes, except by leave of the Speaker.

Duties of Committee Chair; Committee Organization

Rule 26. (1) *Duty to preside.* It is the duty of the chair to preside at all sessions of the committee. In the absence of the chair, the vice chair of the committee or a designee of the chair shall preside.

(2) *Duty to maintain minute book.* The chair shall see that a minute book is kept for his or her committee. The minute book shall contain the attendance and voting records of the committee members, a brief statement of the business that comes before the committee, the names and signed witness forms of the persons and witnesses appearing before the committee and what side of a proposition they appeared on behalf of at the committee hearing, or if the appearance was informational in nature and neither for or against the proposition. The Chief Clerk shall be the repository of the minute book after each session of the general assembly and shall submit the same to the Secretary of State prior to the next regular session.

(3) *Duty to preserve order.* The chair shall preserve order and decorum in and adjacent to the committee room and shall conduct all hearings in accordance with the Rules of the House including the provisions that relate to decorum, debate, and dress code. The chair may punish breaches of order and decorum by censure and exclusion from the hearings.

(4) *Bills, reports, and other documents.* The chair shall have custody of all bills, papers, and other documents referred to the committee and shall make reports authorized by the committee and submit the same to the **[**~~House without delay~~**] Speaker at his or her request**.

(5) *When a bill fails.* Whenever a motion that a bill "Do Pass" shall fail, or if there be an even division on the question, the chair shall report such bill back to the House "Do Not Pass" unless such bill is otherwise disposed of by another motion.

(6) When a motion has been decided by a committee, any member voting on the prevailing side may move to reconsider the vote provided that:

(a) The chair still has possession of the bill; and

(b) The motion to reconsider is made on the same day on which the motion was decided or within the next three occurrences in which the committee convenes with a quorum present at a properly scheduled meeting at which the original motion would be in order. A majority of the members appointed to the committee is required to sustain any motion to reconsider. The motion to reconsider shall be a recorded vote.

(7) *Training requirement.* All committee chairs shall be required to attend committee chair training.

Committee Hearings

Rule 27. (1) All bills afforded a committee hearing shall be considered by giving the sponsor or handler, the proponents, the opponents, and those testifying for informational purposes a reasonable opportunity to be heard. Persons addressing the committee shall keep their remarks to the point and avoid repetition and are subject to call to order by the chair for failure to do so. In the discretion of the committee chair, the length of time allowed one speaker or questioner may be limited. **If the sponsor or handler is unable to attend the hearing, the sponsor may request in writing that another member appear on his or her behalf, which request shall be approved by the committee chair.**

(2) A committee may allow for remote public testimony via telephone or video conferencing **in the event of an emergency or if special accommodations are necessary** with the approval of the committee **[**~~at least one committee hearing in advance~~**] chair and the Speaker**. If a committee is to consider remote testimony for specific legislation, that information shall be included on the committee notice so that individuals who desire to testify remotely may request to do so. **[**~~A request to testify remotely must be received or made by the chair or ranking member of the committee by the time of the committee hearing to consider allowing remote testimony.~~**]** In order to allow remote testimony, the committee shall approve a remote testimony schedule, which shall include the length of time allowed for such testimony**[**~~;~~**] and** any division of such time among proponents, opponents, and those who wish to testify for information purposes**[**~~; and a list of those approved to testify~~**]**. Only individuals who **[**~~receive approval to testify remotely from the committee and who~~**]** submit a completed, signed witness form shall be allowed to do so.

(3) Written testimony may be submitted online through the House website.

Quorum

Rule 28. A majority of all committees of thirty or less, and fifteen members of all committees consisting of more than thirty members, shall constitute a quorum for the transaction of business. A committee may meet with less than a quorum to hear testimony.

Meetings - How Announced

Rule 29. (1) Announcement of all meetings of committees shall include a statement of all matters to be considered at the meeting, shall include the bill or resolution numbers to be considered and shall be entered in the Journal prior to the day on which the meeting is to take place. Such journal entry shall reflect the date, time, and location of the meeting.

(2) The chair of each committee shall give written notice of the time, date, place, and agenda of the meetings, including executive sessions, of his or her committee and each committee having matters pending before it shall hold a meeting at such time, date, and place unless excused by the Speaker. Notice shall be given at least one legislative day in advance of the committee meeting. Notice may be reduced to twenty-four hours by unanimous consent of all members of the committee, whether in attendance or not. Notice shall never be less than twenty-four hours. All notices shall include posting of the notice outside the Speaker's office.

(3) No bill or resolution shall be considered in an executive session by the committee of initial referral unless the committee meeting notice required under subdivision (2) of this rule lists the bill or resolution for executive session, except when excused from such notice requirement by leave of the Speaker, and unless a public hearing has been held on the bill or resolution.

(4) Committees shall comply with the requirements of the statutes pertaining to open meetings.

Committee Substitutes

Rule 30. No bill or substitute may be offered in the committee of initial referral unless such bill or substitute shall have been distributed to the members of the committee at least one legislative day and twenty-four hours in advance of such consideration. Electronic distribution shall be an acceptable form of distribution. This rule may be waived by unanimous consent of all members of the committee, whether in attendance or not. Failure to take the bill up for consideration at the designated time requires that one legislative day and twenty-four hours' notice be given again before it is taken up for consideration.

House Committee Bills

Rule 31. (1) Any regular or special standing committee shall have the authority to introduce upon report a House Committee Bill. The chair of the committee or his or her designee shall be the handler of the bill. No committee shall introduce upon report any House Committee Bill after April 1. The number of House Committee Bills allowed to be introduced by a regular or special standing committee shall be limited by the Speaker. The total number of House Committee Bills allowed to be introduced by all regular and special standing committees shall not exceed three times the number of regular standing committees.

(2) No House Committee Bill shall be taken up for consideration by a committee unless a draft of such bill shall have been distributed to the members of the committee at least one legislative day and twenty-four hours in advance of such consideration. Such drafts shall be made available online immediately upon distribution. Electronic distribution shall be an acceptable form of distribution.

(3) The chair of the committee or his or her designee, the proponents, opponents, or persons testifying for informational purposes may be called to testify during the hearing to draft the House Committee Bill; any input or testimony provided shall be based on the subject matter contained in the draft that was distributed in advance as provided in subdivision (2) of this rule.

(4) Upon motion, the committee is authorized to report that the draft House Committee Bill be introduced. After being read a first and second time, the House Committee Bill shall **[**~~stand automatically~~**]** **be** referred to **[**~~its~~**]** **a** Committee on Rules.

(5) The Committee on Rules is hereby authorized to report the bill "Do Pass" to the House or send the bill back to the originating committee. If a Committee on Rules sends the bill back to the originating committee, that committee may amend the bill and report the bill again without the need to reconsider the initial vote. In reviewing bills **[**~~automatically~~**]** referred to it from another committee, a Committee on Rules may conduct a hearing and take such testimony as it deems appropriate to make its decisions. **[**~~Upon the written request of any five members of the House, a Committee on Rules shall conduct a hearing on any House Committee Bill in its possession.~~**]** The Committee on Rules shall not amend any House Committee Bill.

Other Duties

Rule 32. Each committee, in addition to the duties above prescribed, shall perform such other duties as may be required by the House. If it shall become necessary to compel the presence of any person before a committee, the production of records or documents, or to receive sworn testimony before a committee, a subpoena may be issued under the hand of the Speaker as provided by law. The chair of the committee shall be authorized to administer oaths and take testimony, either orally or by sworn written statement. Any person who knowingly testifies falsely upon such oath or affirmation may face criminal penalties for perjury or other offenses as provided by law.

Attendance

Rule 33. The secretary of each committee shall keep a record of the attendance of each committee meeting in the minute book of the committee, which shall be available to any person upon request. Any member of a committee absent, without good cause, from three consecutive meetings of the committee, as shown by the records of the committee, may be dropped therefrom by a statement to that effect entered into the House Journal by the Speaker. The roll shall be recorded by the chair or secretary of a committee at each meeting.

Minority Views

Rule 34. The minority of a committee may not make a report or present to the House an alternative report, but has the right to file views to accompany the report.

Committee Relieved of Bill - When

Rule 35. No bill shall be taken away from any regular standing committee or special standing committee, as provided by the Constitution, until after ten legislative days have expired after referral to the committee by the Speaker. Pursuant to the Constitution, one-third of the members of the House shall have the power to relieve a committee of any bill. Such power may be exercised by filing a petition to that effect with the Chief Clerk. Upon receipt of such petition containing the signatures of at least fifty-five members, the Chief Clerk shall publish such petition in the Journal and place the discharged bill upon the **[**~~regular calendar of House Bills taken from Committee, as provided by the Constitution~~**]** **formal calendar**.

Election Contest

Rule 36. Whenever there shall be filed with the Speaker a notice of contest of the election of a member of the House, he or she shall refer the same, without discussion, either to the regular standing Committee on Elections and Elected Officials or a special standing committee appointed to hear the matter. Such committee shall examine the timeliness and sufficiency of the notice, the depositions, and other documents submitted and report to the House its recommendations, whereupon the House shall act by resolution to sustain or reject the committee recommendations.

Ethics Committee

Complaints of Ethical Misconduct

Rule 37. (1) (a) The Speaker shall appoint a Committee on Ethics and name the committee's chair. The Minority Floor Leader shall name the committee's vice chair and minority members. The committee shall have an equal number of members of the majority and minority party.

(b) The committee may consider and report upon complaints referred to it relating to a member of the House involving the commission of a crime, misconduct, willful neglect of duty, corruption in office, or other complaints relating to the ethical conduct of a member, which may include actions that occurred prior to the current general assembly. The committee is authorized to sit and act at any time or place within the State of Missouri during the recess and adjournment periods of the House, administer oaths, and take testimony, either orally or by sworn written statement.

(c) No later than January 31st of the first regular session of each general assembly, the Committee on Ethics shall adopt Rules of Procedure for the investigation of complaints of ethical misconduct referred to it involving a member of the House. The proposed Rules of Procedure shall be filed by the committee in the form of a House Resolution with the Clerk of the House, reported in the Journal, and automatically placed on the House Resolutions Calendar without further referral.

(d) Upon receipt of a complaint, in writing and under oath, of ethical misconduct by a member of the House made by another member, the Speaker shall refer the same, within fourteen calendar days, without discussion, to the Committee on Ethics. Upon referral of a complaint to the committee, the Speaker shall deliver a memorandum to the Clerk of the House documenting the date of referral. The complaint shall be confidential. The Committee shall examine the sufficiency of the complaint pursuant to the Committee's Rules of Procedure.

(e) At the conclusion of the investigation, the Committee shall report its findings, conclusions, and recommendations to the House. If the committee recommends any disciplinary action, the House shall act by resolution to sustain or reject the Committee recommendations. The Committee may recommend that the House expel, or otherwise punish, the member as provided in Article III, Section 18 of the Missouri Constitution.

(f) All rules that pertain to regular or special standing committees shall apply to the Committee on Ethics to the extent consistent with this rule and any rules of procedure adopted pursuant to this rule.

(2) In any instance of a complaint of sexual harassment made either by or against a member, the Chief Clerk of the House shall contract with outside legal counsel for the purpose of investigating the complaint. All complaints shall be kept confidential. The Chief Clerk shall ensure the complaint and any results of an investigation shall be referred within fourteen calendar days of receipt of the complaint to the chair and ranking vice chair of the Committee on Ethics; except that, the fourteen-day referral requirement may be extended for good cause for a period no longer than thirty days. The Committee on Ethics Rules of Procedure and the House policy handbook shall be harmonized with the Rules of the House for the investigation of sexual harassment complaints.

(3) Unfinished business before or reported from the Committee on Ethics of a previous general assembly may be resumed during a subsequent general assembly.

BILLS

Referral

Rule 38. The Speaker shall refer all bills and resolutions to a committee. The Speaker may re-refer any bill or resolution previously referred to a committee prior to a public hearing being held on the bill.

Introduced - Manner of Setting Forth New and Old Material

Rule 39. (1) **(a)** *When.* Bills may be introduced only on the report of a committee or by any member of the House, in the administrative or regular order of business. No member shall file a bill, other than an appropriation bill, after March 1, without leave of the House. No committee shall introduce upon report any House Committee Bill after April 1.

(b) No member shall file more than twenty bills during a session without leave of the Speaker. Committee bills and appropriations bills shall not be included in the number of bills a member may file. The provisions of this paragraph shall become effective July 1, 2023.

(2) *Manner of Printing.* Any bill shall have the matter which is being repealed from current law enclosed in bold-faced brackets and the matter which is being added to the law underscored when typewritten and in bold-faced type when printed. In addition, the Chief Clerk may adjust the formatting of printed bills in the House in order to increase readability. A footnote shall be annexed to the first page of each bill which contains material enclosed in bold-faced brackets to the following effect:

"EXPLANATION - Matter enclosed in bold-faced brackets in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.".

Where a section is completely rewritten, the existing section shall be set forth in small type in bold-faced brackets in a note following the new section but the changes need not be distinguished. Any House bill or substitute thereof which does not comply with this rule shall not be placed upon the calendar.

(3) *Numbering of Bills.* The Chief Clerk shall number bills in the order of their filing, reserving numbers for appropriations bills.

(4) *Withdrawal.* Any bill may be withdrawn by the sponsor before the bill has been referred to any regular or special standing committee.

Number of Copies Printed

Rule 40. The Chief Clerk shall print such number of copies of all House Bills and House Joint Resolutions as he or she shall deem appropriate.

Federal Mandate Calendar

Rule 41. (1) When a federal mandate bill is reported from the appropriate committee with recommendation that it "Do Pass" or "Without Recommendation", it shall go upon the calendar of the House.

(2) No bill shall be placed on a Federal Mandate Calendar unless it is federally mandated, immediate in nature, and reduces revenues or savings if not enacted. A federal mandate bill may only contain subject matter concerning the federal mandate. A member wishing for his or her bill to be considered for placement on the Federal Mandate Calendar shall request in writing to the chair of the committee where such bill has been referred. The written request shall state the deadline by which the state must comply with the federal mandate and what will happen if the state fails to take action by such date. A copy for each committee member of the federal statute or regulation mandating such action shall accompany the request. After the committee has voted "Do Pass" on a bill with such a request, it shall take a second recorded vote on whether to recommend that it be placed on the Federal Mandate Calendar. If said bill is reported "Do Pass" by a regular standing committee with a recommendation that same be placed on the Federal Mandate Calendar, the chair of the committee shall submit to the Speaker a copy of the original written request, along with a copy of the federal statute or regulation mandating State action. If the Speaker concurs with the committee that the bill complies with the requirements of this rule, he or she shall advise the Chief Clerk to place same on the Federal Mandate Calendar. If the Speaker does not concur, he or she may place the bill on the Perfection Calendar. Each bill placed upon the Federal Mandate Calendars shall have attached thereto a copy of the federal statute or regulation that mandates the bill, along with a copy of the request to place the bill on the Federal Mandate Calendar and shall be distributed to all members at least twenty-four hours prior to consideration by the entire House.

Revision Bills

Rule 42. Any bill denominated as a revision bill by the appropriate committee shall contain only that subject matter approved by the committee on legislative research, and additional material may not be amended thereto, unless needed as a technical correction.

Motion To Place On Calendar

Rule 43. If any bill is reported from committee with the recommendation that it "Do Not Pass" it shall not go on the calendar of the House unless ordered by a constitutional majority. At the same time the bill is reported to the House, the committee chair shall notify the sponsor or handler of the bill that such report is being made. A motion to have a bill placed upon the calendar shall be made within three legislative days after the bill is reported and when the

sponsor of the bill is present or the motion is made by a member upon the sponsor's written request. If no such action is taken within such time, the bill shall lie on the table. If such a motion is sustained, the bill shall **[**~~stand automatically~~**] be** referred to a Committee on Rules for further action thereon.

Timing of Placement on Calendar

Rule 44. No House bill shall be taken up for initial consideration by the House unless it has been upon the calendar for at least one legislative day.

Bills Laid Over Informally

Rule 45. When a bill is reached, in its order, to be perfected and printed, or to be third read and finally passed, it may, upon the request of the Majority Floor Leader or the sponsor or handler thereof if a House Bill, or upon the request of its handler in the House if a Senate Bill, hold its place on the calendar or be laid over informally and thereafter be called up at any time when otherwise in order.

To Appear In Order

Rule 46. All bills laid over informally and not taken up and disposed of the same day shall appear in order upon the calendar for the next legislative day following.

Ten Day Rule

Rule 47. If a bill laid over informally is not taken up for further consideration within ten legislative days after being laid over, it shall lie on the table and be dropped from the calendar of the House without further action of the House.

Consent Calendar

Rule 48. (1) *Which Bills May Be Placed on the Consent Calendar.* Each regular standing committee, after a favorable vote on a bill, may further determine by a second and affirmative vote of every member present whether such bill is of a noncontroversial nature and qualifies for consent status. Bills that specifically authorize an easement or right-of-way involving state property shall qualify for consent status. A bill shall not be considered for consent status if it:

(a) Is of a controversial nature;
(b) Makes a substantial policy change;
(c) Increases net expenditures of the state;
(d) Reduces net revenue of the state; or
(e) Creates or expands a penalty provision.

If it has been determined by the regular standing committee that such bill is of a noncontroversial nature and meets all consent requirements, the regular standing committee shall report the bill to the Committee on Consent and House Procedure as "Do Pass - Consent". The Committee on Consent and House Procedure may decide by a majority affirmative vote of those present whether to place the bill on the appropriate consent calendar.

(2) *Procedure on House Bills.* If the regular standing committee shall so determine, the appropriate committee report shall include a request that a bill be placed on the House Consent Calendar for Perfection. Any bill so reported shall automatically be referred to the Committee on Consent and House Procedure. Any bill reported by the Committee on Consent and House Procedure with the recommendation that it be placed on the House Consent Calendar for Perfection may be placed on that calendar if the Speaker concurs with the recommendation. If the Speaker does not concur, he or she may place the bill on the Perfection Calendar. After such bill has remained on the House Consent Calendar for Perfection for five legislative days, it shall be ordered perfected and advanced to the House Consent Calendar for Third Reading and Final Passage without further action of the House, unless five members, with at least two from each political party, have filed written objection with the Chief Clerk. If such objections are filed, the bill shall be placed on the House Bills to be Perfected and Printed Calendar. An objection made by five members under this rule cannot be rescinded.

(3) *Senate Bills - Consent.* When the Senate passes a bill by its procedure for consent bills, such bill shall be considered for treatment as a consent bill by the House committee without further request; provided however, that the same committee procedures, votes, and requirements for House Bills being considered for consent shall be

applied to Senate Bills being considered for consent. A Senate Bill may be considered by the committee for consent even if it was not a consent bill in the Senate.

(4) *Procedure on Senate Bills.* Senate Bills passed out of the appropriate House regular standing committee and the Committee on Consent and House Procedure with the request that the bill be placed on the Senate Bills for Third Reading and Final Passage - Consent Calendar are subject to the five member objection provision of this rule.

(5) *Deadline for Placing Senate Consent Bills on the Calendar.* No Senate consent bills shall be placed on the consent calendar after April 15.

(6) *Amendments.* House bills may be considered for consent after they are amended in committee but may not be amended on the floor of the House.

Senate consent bills may be amended in committee but not on the floor of the House unless the Senate Rules allow amendment of House consent bills on the floor of the Senate, in which case Senate consent bills may be amended on the floor of the House. House committee amendments to Senate consent bills shall be deemed adopted on the fifth legislative day.

AMENDMENTS AND SUBSTITUTES

Rule 49. (1) *In Writing and Distributed in Advance.*

(a) Proposed amendments shall be reduced to writing.

(b) Every amendment shall be distributed in advance of the time the bill is initially taken up for consideration. An amendment shall be considered to have been distributed if it has been either transmitted electronically and made available on each member's chamber laptop computer and a copy in paper form placed on the desk of the Majority Floor Leader and Minority Floor Leader or placed on the members' desks in paper form, except for the desk of any member who has waived receipt of amendments. An amendment to a House Substitute shall be considered timely if it is distributed prior to the motion being made to adopt the House Substitute.

(c) The sponsor of an amendment that has been distributed may make technical corrections at the time the amendment is offered or under consideration. Any technical corrections shall be read in full by the clerk. Technical corrections shall be subject to a point of order that they are not truly technical in nature.

(d) The sponsor of an amendment shall not otherwise amend **or substitute** his or her own amendment.

(e) Every proposed amendment to the amendment and substitute amendment may be offered after the time a bill is initially taken up for consideration but shall be distributed prior to the offeror being recognized for a motion on such amendment.

(f) Amendments shall be prepared by House Research or House Appropriations and filed with the Chief Clerk.

(2) *What Amendments and Substitute Amendments are in Order.* When a bill, motion, or proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order, and it also shall be in order to offer a further amendment by way of substitute for the original motion to amend, to which one amendment may be offered.

(a) It shall not be in order to offer a substitute amendment to an amendment to an amendment.

(b) When an amendment is offered, a substitute for that amendment is offered, and an amendment to the substitute is offered, it shall not be in order to offer a substitute for the amendment to the substitute.

(c) Any proposed amendment in the third degree shall be out of order.

(d) Any motion to adopt an amendment may be withdrawn by the sponsor before decision thereon.

(e) Once a bill has been amended, it shall be in the possession of the House.

(f) If a proposed amendment has been defeated, the same amendment shall not be proposed again. An amendment identical to one previously decided on the same bill is not in order, except for amendments to appropriations bills.

(3) *Committee Substitutes Treated as Original.* A House Committee Substitute shall be considered as an original bill for purposes of amendment.

(4) *House Substitute.* No House Substitute will be in order except those reported from the House Committee on Legislative Review. No House amendment which, in the opinion of the Speaker, is effectually replacing the underlying bill or committee substitute will be in order.

(a) A bill may be sent to the Committee on Legislative Review prior to the adoption of any House Committee Substitute; prior to the bill's perfection, if a House bill; or prior to third reading, if a Senate bill.

(b) A House Substitute shall take the form of an original bill and is subject to floor amendments, except that it shall not be subject to an amendment by a subsequent House Substitute.

(c) Any House Substitute reported from the Committee on Legislative Review shall lie on the calendar at least one legislative day in advance of consideration on the House floor.

(d) A House Substitute reported from the Committee on Legislative Review shall not be offered on the House floor in the form of an amendment.

(5) *When Federal Mandate Bills can be Amended.* Amendments to House and Senate bills-Federal Mandate are permitted only within the scope of the federal mandate. Perfecting amendments are permitted to make technical amendments.

(6) *Appropriations Bills.*

(a) No amendment to the appropriations bills of the state budget shall be in order if it increases the total amount of general revenue or general revenue equivalent appropriated in the House appropriations bills. Any amendment that increases the amount of general revenue or general revenue equivalent appropriated in the House appropriations bills shall be required to be submitted with a separate amendment that makes an equal reduction in general revenue or general revenue equivalent in the same bill or any other of the bills still pending. If the reduction is in another bill, the decreasing amendment shall be taken up first, and the increasing amendment may be taken up only if the decreasing amendment is adopted. When a pair of amendments is submitted, the decreasing amendment shall be required to clearly identify the corresponding increasing amendment.

(b) If a member's decreasing amendment is adopted and the same member's increasing amendment is defeated, the decreasing amendment's adoption is **[~~void~~] moot**.

(c) The offering and adoption of an amendment decreasing the amount of general revenue or general revenue equivalent appropriated without a balancing increase creates no right of another member to offer an increasing amendment in any amount up to the amount of the decrease effected by the decreasing amendment, and no member may be recognized for the purpose of making such an amendment.

(d) For the perfection of the House appropriations bills of the state budget only, it shall be permissible to amend any line item as often as the House pleases, as long as prior adopted amendments to the line item are taken into account.

(e) Notwithstanding any rule to the contrary, neither substitute amendments nor amendments to amendments shall be in order for any appropriations bill other than technical corrections under Rule 49(1).

Committee Substitute Printed

Rule 50. When a committee recommends a substitute for a bill, the original bill will accompany the substitute. The substitute shall be handled on the floor of the House by the committee chair or any member designated by the committee chair. The Chief Clerk shall have an appropriate number of copies of the substitute printed. No committee substitute shall be called from the calendar of the House until the printed copies have been distributed for at least one legislative day. Amendments, if any, may be offered to the substitute before the vote on the motion to adopt the substitute is taken. If the substitute is defeated, the original bill shall be before the House for perfection and shall be considered and shall be handled on the floor by the original sponsor of the bill. Notwithstanding the provisions of this rule, the Speaker may, at any time, change the House handler of any bill or substitute **unless the sponsor of the House bill objects**.

Order of Amendments

Rule 51. When amendments to any bill, motion, or proposition are pending, they shall be voted on in the following order:

(1) Amendments to the amendment are disposed of before the substitute is taken up. Only one amendment to the amendment is in order at one time; but as rapidly as one is disposed of by rejection or incorporation as a part of the amendment, another is in order as long as any member desires to offer one.

(2) Amendments to the substitute are next voted on, and may be offered, one at a time, and as rapidly as one is disposed of by rejection or incorporation as a part of the substitute amendment, another is in order as long as any member desires to offer one, until the substitute amendment is adopted.

(3) The substitute amendment, as amended, is next voted on. If the substitute amendment is adopted, the underlying amendment to which it was offered shall not be voted upon, but the substitute amendment shall become part of the bill.

(4) The amendment is voted on last. If any substitute has not been agreed to, the vote comes on the amendment as amended.

(5) The House Committee Substitute is next voted upon, after opportunity for amendment. If the House Committee Substitute is adopted, there shall be an additional vote for the perfection of the bill, as amended.

(6) If there is no House Committee Substitute, or if the House Committee Substitute is not adopted, the original House Bill is next voted upon, after opportunity for amendment.

Amendments Incorporated In Bill

Rule 52. All amendments adopted by the House to a bill originating in the House shall be incorporated in the bill as perfected, and the bill, as thus perfected, shall be printed for the use of the members before its final passage, provided that the bill shall be subject to a titling amendment before the vote on perfection is taken. For purposes of this rule, a titling amendment shall not count against the Rule 87 prohibition on speaking twice on the same question. The perfecting and printing shall be done under the supervision of the Chief Clerk who shall assure that the bill is truly perfected and the printed copies furnished to the members are correct.

BILLS AND JOINT RESOLUTIONS

Ayes and Noes Taken

Rule 53. When a bill shall have passed the House and been returned from the Senate with amendments, such amendments may be concurred in collectively by a constitutional majority, unless objection be made, in which case the vote shall be taken severally, and no amendment or amendments shall be concurred in by the House except by a constitutional majority and the names of those voting for and against recorded upon the Journal of the House.

Repassage

Rule 54. When all Senate amendments to House Bills have been concurred in by a constitutional majority of the House, the question shall then be put: "Shall the bill as amended be **truly agreed to and finally** passed?". On this question the ayes and noes shall be called for, and as on first passage, a constitutional majority shall be necessary to the final passage of the bill.

Majority to Perfect

Rule 55. A quorum being present, a majority of those voting aye and no shall be sufficient to perfect a bill and order it printed.

Amending After Perfection; Perfecting Amendments

Rule 56. No bill shall be amended after being perfected and printed without a reconsideration of the vote by which it was ordered perfected and printed and if such bill be amended, it shall again be perfected and printed, except that a perfecting amendment to make technical corrections is in order after the bill has been ordered perfected and printed and before it has been read the third time.

Motion for Passage

Rule 57. When the Chief Clerk presents a bill as perfected and printed, it shall go upon the calendar to be agreed to and passed. When the bill is taken up in its order, the question shall then be: "Shall the bill be third read and passed?". It shall require a constitutional majority to sustain the question.

Course After Passage

Rule 58. When a bill or joint or concurrent resolution passes the House, it shall be certified by the Chief Clerk, noting the day of its passage at the foot thereof.

Perfecting Amendments on Bills Returned From the Senate

Rule 59. No bill or joint or concurrent resolution that has been returned from the Senate may be further amended without placing the bill in conference**[**~~, except that a perfecting amendment to make technical corrections is in order in the chamber of origin when the bill is taken up for final passage as amended by the other house. The perfecting amendment may be directed to the bill or to amendments to the bill. If a perfecting amendment is adopted, the bill as finally passed with the perfecting amendment shall be returned to the other chamber for its concurrence in the perfecting amendment~~**]**.

Conference Reports

Rule 60. (1) *Signatures on a Conference Report.* All conference committees shall be composed of five conferees from each chamber. No conference report shall be submitted to either chamber unless approved by a majority vote of the full committee with not less than three conferees from the House and two conferees from the Senate signing the report.

(2) *Review for Correctness.* Before a conference report is referred to the Regular Standing Committee on Fiscal Review, it shall be reviewed for the technical correctness of the report and of any amendments, bill, or substitute the report recommends for passage by the House.

(3) *Notice Requirements.* No conference committee report shall be taken up and considered unless the same has been distributed to the members**[**~~, except members who have waived receipt of conference committee reports,~~**]** at least one legislative day prior to consideration.

(4) *Exceeding the Differences.* Unless authority is granted by the House to exceed the differences, the conferees shall confine themselves to matters that are within the scope of the differences between the House position and the Senate position. When a report is offered for adoption, the point of order that the conferees have exceeded the differences shall be in order. The Speaker may rule on the point of order or may place the question of whether the conferees have exceeded the differences before the House for a vote. A majority of members voting prevails on the question.

RESOLUTIONS

Joint and Concurrent Resolutions

Rule 61. All joint and concurrent resolutions designed to submit to the qualified voters of the state amendments to the Constitution of the State of Missouri, to be voted upon by such voters, shall be read on three separate days, and shall be reported upon by the committee of the House, and shall otherwise be proceeded upon in like manner as a bill.

Resolutions of Congress

Rule 62. All joint and concurrent resolutions of the Congress of the United States designed to submit to the legislature an amendment to the Constitution of the United States shall be submitted as a Concurrent Resolution and read on three separate days, shall be reported upon by a committee, shall be adopted only by a constitutional majority and shall otherwise be proceeded upon in like manner as a bill. The text of the amendment as proposed by the Congress of the United States shall not be amended.

Reference of Resolutions, etc. Stand Referred

Rule 63. (1) All petitions, memorials, remonstrances, resolutions, and other papers offered shall stand referred, without reading, consideration, discussion, explanation, or debate, to the Committee on Consent and House Procedure unless timely referred to some other appropriate committee by the Speaker. Resolutions informing the Governor or the Senate that the House has convened, taken some action, or adjourned, resolutions to elect officers of the House, resolutions expressing the appreciation of the House to public officials, resolutions to adopt temporary rules, and concurrent resolutions to convene joint sessions may be adopted by the House upon introduction without referral to committee. Those papers that are favorably recommended by the committee for adoption by the House shall be listed in the Journal and placed upon a resolutions calendar.

(2) Joint courtesy resolutions shall be allowed if established by the rules of the Senate.

(3) Any resolution offered to request an investigation of a state official for the purposes of impeachment shall be referred to any committee designated by the Speaker. Articles of impeachment shall only be introduced by the committee designated to investigate the matter and shall be read on three separate days by journal entry.

SENATE BILLS

Referral

Rule 64. Each Senate Bill shall, upon second reading, be referred to the appropriate committee of the House.

Go Upon The Calendar

Rule 65. When a Senate Bill is reported from the committee to which it was referred with the recommendation that it "Do Pass", or "Without Recommendation", it shall **[**~~stand automatically~~**] be** referred to **[**~~its~~**] a** Committee on Rules. When a Senate Bill is reported from a Committee on Rules with the recommendation that it "Do Pass", or "Without Recommendation", it shall go upon the House Calendar for the third reading and final passage, provided that no Senate Bill shall be taken up for initial consideration by the House unless it has been upon the Calendar for at least one legislative day.

Senate Bills Reported "Do Not Pass"

Rule 66. If a Senate Bill is reported from the committee to which it was referred with the recommendation that it "Do Not Pass" it shall not go upon the calendar of the House for third reading and final passage, unless so ordered by a constitutional majority of the House. In such case, the motion to place the bill on the calendar shall be made within three legislative days of the report and by a member who has been requested by the Senate sponsor of the bill. If such a motion is sustained, the bill shall **[**~~stand automatically~~**] be** referred to a Committee on Rules for further action thereon.

Amendments

Rule 67. Senate Bills may be amended by the House when placed upon third reading and final passage, and any Senate bill so amended shall be subject to a titling amendment before the final vote is taken thereon.

BILLS NOT TO BE PASSED ON PREVIOUS ROLL CALL

Rule 68. No bill shall be passed by any roll call previously taken on another bill, nor shall more than one bill be passed on any one roll call.

MOTIONS, DEBATE, and FLOOR PROCEEDINGS

Shall Be Read or Stated Before Debate

Rule 69. When a motion is made, it shall be stated by the chair before being debated.

When In Possession of the House

Rule 70. When a motion is stated by the Speaker, it shall be deemed to be in possession of the House. The motion may be withdrawn by the author at any time before a decision.

To Be Reduced to Writing

Rule 71. Every motion shall be reduced to writing if the Speaker or any member demands it.

Shall Be Germane

Rule 72. **[**~~No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.~~**]** **All motions pertaining to a bill, including amendments, substitute amendments, and amendments to the amendment, must be germane to the subject of the bill.**

Privileged

Rule 73. When a question is under debate, no motion shall be entertained but to adjourn; to take a recess; to lay on the table; for the previous question; to postpone to a certain day; to recommit to committee; to postpone indefinitely; or to consider a veto or withhold override; which several motions shall have precedence in the order herein set forth.

Dilatory

Rule 74. When any motion has been made and lost, no similar motion shall be entertained until some other business is transacted by the House.

Privileged Motions In Order - When

Rule 75. Except as otherwise limited herein, and except when a member is speaking or the roll is being called, the privileged motions set forth in Rule 73 are always in order, and pending the result of such a motion, no member shall leave his or her seat in the House.

Previous Question

Rule 76. Any member may move the previous question. The motion shall be restated by the Speaker in this form: "Shall the question under immediate consideration be now put?". It may be moved like any other question but it shall only prevail when supported by a constitutional majority and until decided shall preclude amendments and debate. If the motion is sustained, the proponent of the matter under consideration shall be allowed one minute in which to make a closing statement before the House votes on the question. A failure to sustain the motion shall not take the matter under consideration from further consideration of the House; but the House shall proceed as if the motion had not been made.

Not Debatable

Rule 77. Motions to adjourn and for the previous question shall be decided without debate; provided however, that a motion to adjourn is subject to a request by five members for a roll call vote. All other privileged motions are debatable.

Division of Questions

Rule 78. Any member may have, as a personal right, a division of the question where the sense will admit of it. The question shall be divided into clearly separate and distinct propositions. The Speaker may take a division of the question under advisement; provided that, he or she rules on the division before any other action on the question. When the question having been divided is a Senate Bill for Third Reading, each part of the bill shall be voted upon separately and a subsequent separate vote shall be taken on the entire bill. When a bill is divided for consideration, the title and enacting clause shall be considered a separate part and shall, unless otherwise amended, be technically changed to reflect any amendments or deletions to the bill. No House Bill shall be subject to a division of the question after its perfection. **No Senate Bill shall be subject to a division of the question unless the bill has been amended.**

Indefinite Postponement

Rule 79. When a question is postponed indefinitely, the same shall not be acted upon again during the session.

Question Laid on the Table - How Taken Up

Rule 80. When a question has been laid on the table, the same cannot be taken up again without a vote of two-thirds of the members present.

Motion to Recommit to Committee

Rule 81. Any member may make a motion, at any time prior to the time such bill is third read and passed, that a bill be recommitted to the committee from which it was reported or that a bill be committed to another specifically named committee in the original form of the bill as it was referred to the committee of origin, which shall be sustained if a majority of the members present vote in the affirmative.

Motion to Reconsider - Shall Be Made Within Three Days

Rule 82. When a motion that a bill be perfected and printed, or that a bill be agreed to, read a third time, and placed upon its passage fails, or when any other question is decided by the House, any member voting on the prevailing side may move to reconsider the vote, provided that the motion to reconsider is made within three legislative days after the day on which the vote was taken.

Procedure for Motion to Reconsider

Rule 83. A constitutional majority is required to sustain any motion to reconsider. If the motion to reconsider is sustained, the House shall proceed to the original question or motion immediately before proceeding to other questions; whereupon the original question shall be voted upon before any other business of the House is transacted. This shall not preclude further debate or amendment of the proposition, if otherwise appropriate. Any motion to reconsider having failed once shall not be reconsidered again, except to reconsider the vote by which an appropriation bill failed to pass. In the case of an appropriation bill, the motion to reconsider may be considered as many times as the House chooses.

On Speaking

Rule 84. When any member is about to speak in a debate or deliver a matter to the House, he or she shall rise from his or her seat and respectfully address himself or herself to "Mr. Speaker" or "Madam Speaker". The member shall refer, as appropriate, to other members as "Lady", "Gentleman" or "Representative". The member shall confine himself or herself to the questions under debate and avoid personality and derogatory personal comments. If any member violates the rules of the House, the Speaker, or any member, may call him or her to order. Any member called to order shall immediately sit down, unless permitted to explain, and the House shall, if appealed to, decide the case.

Appeals

Rule 85. If there is no appeal, the decision of the Speaker is final. If the decision of the Speaker is in favor of the member called to order, he or she may proceed; if otherwise, and the case requires it, he or she shall be liable to the censure of the House.

Member to Rise or Seek Recognition

Rule 86. The Speaker shall not recognize any member desiring to speak unless such member arises or appropriately seeks recognition at or near his or her desk. When two or more members seek recognition at the same time, the Speaker shall name the member who is to speak first, the other members having the preference next to speak.

Member May Speak - How Often

Rule 87. No member shall speak more than twice on the same question without leave of the House, nor more than once until all other members desiring to speak have spoken. Except when reporting a bill or resolution from a committee, no member may speak or inquire for more than fifteen minutes unless by unanimous consent of the House. When the question is to third read and pass a House Bill or House Joint Resolution, no member may speak or inquire for more than ten minutes unless by unanimous consent of the House. When the question is to third read and pass a House Consent Bill or a Senate Consent Bill, the floor handler of the bill and the ranking committee member from the party not the same as the bill handler shall not speak or inquire for more than ten minutes. Other

members shall not speak or inquire for more than five minutes on such bills. The provisions of this rule shall not take precedence over any limitations set pursuant to Rule 24 (28).

No Member Shall Name Another Member in Debate

Rule 88. No member shall name another member in debate, but shall refer to the member by district number or county.

Members Not to Use Profanity

Rule 89. No member may use profanity either while speaking on the floor or in committee.

Members Not to Walk Across House - When

Rule 90. While the Speaker is putting any question or addressing the House, no one shall walk out of or cross the House. When a member is speaking, no member shall engage in any private conversation; nor while a member is speaking shall anyone pass between him or her and the Speaker. No member shall walk between two members who are engaged in debate or inquiries in the Hall of the House.

Order of Questions

Rule 91. Except as otherwise set forth in these rules, all questions shall be propounded in the order in which they are moved except privileged questions, which shall be propounded as stated in Rule 73.

CONSTITUTIONAL MAJORITY AND QUORUM

Rule 92. The term "constitutional majority", as used herein, shall mean eighty-two members of the House. A quorum shall be required at any time bills are considered, motions are made, or votes are taken.

Voting

Rule 93. (1) Every member shall be present within the Hall of the House during its sittings, unless excused or necessarily prevented, and shall vote on each question put, unless he or she has a direct personal or pecuniary interest in such question. No member shall be recorded as voting when he or she was not present when the vote was taken. Nothing herein contained shall prohibit a member from voting "Present" on a question, and such vote shall be recorded in the Journal. In the case of equal division, the question shall be lost. In the event that a member's vote or absence is incorrectly recorded in the Journal, he or she shall file with the Chief Clerk an affidavit stating that he or she was in the chamber at the time the vote was taken, that he or she did in fact vote, that the vote or absence was incorrectly recorded, and the correct vote that should have been recorded. In addition to any other penalty provided by rule or law, the filing of a false affidavit shall subject that member to censure by the House.

(2) A member may not authorize any other person to cast his or her vote or record his or her presence. No other person may cast a member's vote or record a member's presence. A vote by a member of a committee with respect to any measure or matter may not be cast by proxy.

Verification of the Roll

Members Not to Interrupt Calling of Ayes and Noes; Changing Vote

Rule 94. Except as otherwise specifically allowed by these rules, no member shall be permitted to interrupt a roll call, and no member shall be allowed to vote or change his or her vote, except to have his or her vote correctly recorded, after a verification has begun or after the final vote is announced.

Demand for Verification

Rule 95. Any five members may demand a verification of the roll call if such is made at any time prior to the time the voting has ended; which, in the event of electronic voting, shall be when the Speaker orders the voting board closed. A demand for verification and a call for absentees are the only reasons for which a member may interrupt a roll call vote.

Bell to Signal Recorded Vote

Rule 96. At a reasonable time prior to the beginning of calling the ayes and noes on any question, a bell notifying the members of a roll call shall be sounded. After the votes are registered, the absentees shall be noted and upon demand of any member, another bell signifying that a call of absentees is being taken shall be sounded and a reasonable time shall be allowed after the sounding of the bell before the voting is closed.

Roll Call Votes

Rule 97. In all cases where a rule of the House of Representatives refers to the "calling of the names of the members" or "calling of the ayes or noes" or "calling of the roll", such reference shall be understood to refer also to the "taking" of the vote by electronic roll call system. There shall be a taking of the vote by electronic roll call system on the motion of any one member which is seconded by four other members immediately standing. A vote by electronic roll call shall be limited to thirty minutes, except in the cases of quorum calls. In the event that the electronic roll call system is inoperable, the taking and recording of such vote shall be done by calling the name of each member and recording the respective aye, no, or present votes. Any member not responding when his or her name is called shall be recorded as absent.

Dress Code

Rule 98. At all times when the House is seated, proper attire for gentlemen shall be business attire, including coat, tie, dress trousers, and dress shoes or boots. Proper attire for women shall be dresses or skirts or slacks worn with a blazer or sweater and appropriate dress shoes or boots. This rule shall apply to all members and staff on the floor of the House and lower gallery.

Eating, Smoking, Distracting Activities

Rule 99. No food, newspapers, props, or other items or activities distractive to House deliberations shall be permitted on the floor of the House while the House is in session. Smoking is prohibited in House space, except for in designated locations.

Electronic Devices

Rule 100. The use of electronic devices for still photography or for audio or visual recording or broadcasting by any person other than the House photographer or his or her designee is:

(1) Prohibited on the floor of the House unless permission has been granted by the Speaker and notice has been given to the body;

(2) Prohibited on the side galleries of the House except by current credentialed members of the press corps unless permission has been granted by the Speaker and notice has been given to the body.

Nothing contained in this rule shall prevent any member from using a portable laptop computer or any electronic wireless communications device; except no such devices shall be used for still photography, recording or broadcasting, or for audible communications.

Ascending the Dais

Rule 101. No person shall ascend to the dais without first being recognized to do so by the Speaker. The Speaker may invite any person to ascend the dais.

Chamber Desks

Rule 102. No person, except a member or employee of the House, shall distribute or cause to be distributed any pamphlets, materials, or other printed literature to the members' desks or mailboxes in the House. House employees shall only distribute such literature if instructed to do so by a member or by the Chief Clerk. All copies of pamphlets, materials, or printed literature distributed by a member or employee of the House shall bear the name of

the person causing the copy to be distributed and its source of origin, and shall be approved by the Chief Clerk prior to distribution.

Personal Privilege

Rule 103. Any member may, as a matter of personal privilege, speak for a period not longer than five minutes upon such matters as may collectively affect the House, its rights, its dignity, and the integrity of its proceedings or the rights, reputation, and conduct of its individual members in their respective capacities only. No member shall be permitted to utilize personal privilege to debate any motion, bill, resolution, memorial, or other business pending before the House.

Subpoena Power

Rule 104. (1) Subpoenas for witnesses and the production of records or documents may be issued at the request of any member of the House. All process awarded by the House, and subpoenas and other process for witnesses whose attendance is required by the House, shall be under the hand of the Speaker and attested by the Chief Clerk and shall be executed by the sergeant-at-arms or by a special messenger appointed for that purpose.

(2) Any person who without adequate excuse fails to obey a subpoena served upon the person under subdivision (1) of this rule may be held in contempt.

(3) The House may enforce any issued subpoenas as otherwise provided by law.

INTERIM PROCEDURE

Bills - End of First Regular Session

Rule 105. All House Bills or House Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the Speaker's desk. All Senate Bills and Senate Joint and Concurrent Resolutions in possession of the House and not finally acted upon shall, at 5:59 p.m. on the first Friday following the second Monday in May in odd-numbered years, be laid on the President Pro Tem's desk.

Bills - Pre-Filing

Rule 106. A member or member-elect of the House of Representatives may file a bill or joint resolution by mail or in person with the Chief Clerk of the House at any time during the period beginning on December first and ending on the day before a regular session begins which next precedes the session at which the bill or joint resolution is to be considered. No committee shall file a House Committee Bill during this pre-filing period. Upon receiving a bill or joint resolution filed during the pre-filing period preceding a regular session of the General Assembly in odd-numbered years, the Chief Clerk of the House shall immediately date, number, and have the bill or joint resolution printed in the most economical manner as approved by the Committee on Consent and House Procedure and made available according to the rules and practices of the General Assembly next preceding that for which the bill or joint resolution is filed and those bills and joint resolutions received during the filing period preceding a regular session in an even-numbered year shall be printed and made available according to the then effective rules of that General Assembly. All bills or joint resolutions that are pre-filed shall be deemed filed on the day the House begins its regular session.

Interim Committees

Rule 107. All regular or special standing committees may meet to consider bills or perform any other necessary legislative function during the interim, if approved by the Speaker. The Speaker may appoint special interim committees or subcommittees to consider bills or perform other necessary legislative duties. Members of each of the committees, or any subcommittee thereof, shall be reimbursed for their necessary and actual expenses incurred while attending meetings of the committee or subcommittee, if approved by the Speaker.

CALL OF THE HOUSE

Names of Absentees to Be Called

Rule 108. A call of the House may be made at any time on motion seconded by ten members and sustained by a majority of those present; (names of members may be called orally or by electronic roll call) and under a call of the House a majority of those present may send for and compel the attendance of absent members; and a majority of all the members present shall be a sufficient number to adjourn.

Absent Members May Be Sent For

Rule 109. Upon the call of the House, the names of those members present shall be recorded and the absentees noted, and those whose names do not appear may be sent for and taken into custody wherever found by the Sergeant-at-Arms or special messenger appointed.

Prohibited While Voting In Progress

Rule 110. No call of the House shall be made after the Speaker has directed the clerk to open the electronic voting device to record the names of the members and until the vote be announced.

Majority Not Under Arrest May Censure And Fine Delinquent Members

Rule 111. The majority of those present, not under arrest, may make an order for the censure or fine of delinquent members and prescribe the terms under which they shall be discharged.

Release from Custody

Rule 112. When a member shall have been discharged from custody and admitted to his or her seat, the House shall decide whether such discharge shall be with or without fees; and, in like manner, whether a delinquent member, taken into custody by a special messenger shall defray the expense of such special messenger.

COMMITTEE OF WHOLE HOUSE

When Permitted

Rule 113. On motion, the House may resolve itself into a Committee of the Whole House for consideration of any business which may properly come before it.

Chair Appointed by Speaker

Rule 114. In forming a Committee of the Whole House, the Speaker shall leave his or her chair, and a Chair preside in the Committee, who shall be appointed by the Speaker.

Procedure upon Bills

Rule 115. Upon a bill being committed to a Committee of the Whole House, the same shall be read and debated by clauses or sections, as determined by the committee, leaving the preamble to be last considered. After report, the bill shall again be subject to debate and amendment before being perfected and printed.

Chief Clerk Shall Keep and Record Proceedings

Rule 116. The Chief Clerk shall keep and record the proceedings of the Committee of the Whole House and shall include its proceedings in the Journal of the House when appropriate.

Amendments Shall Be Noted

Rule 117. All amendments made to reports, resolutions, or other matters committed to a Committee of the Whole House shall be noted and reported, as in case of bills.

Rules of Proceedings

Rule 118. Rules and proceedings of the House shall be observed in Committee of the Whole House, as far as they are applicable.

Quorum

Rule 119. A majority of the members elected shall be a quorum to do business, and if, at any time, a sufficient number shall not be present in Committee of the Whole House, and the Committee shall arise, and the Speaker shall resume the chair and the chair report the cause of the rising of the Whole Committee.

VETO AND WITHHOLD OVERRIDE PROCEDURES

Rule 120. *Veto Procedures.* Any bill, or item or portion of an item in an appropriations bill, vetoed by the Governor and returned to the House by the Governor or received from the Senate shall stand as reconsidered and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, the message containing the Governor's actions may be read and shall be entered into the Journal. Consideration of a vetoed bill, or item or portion of an item in an appropriations bill, shall be in order at any time during sessions of the House. Consideration of a vetoed bill, or item or portion of an item in an appropriations bill, shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

Rule 121. *Withhold Override Procedures.*

(1) Any appropriation for which the rate of expenditure of allotments is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation, shall stand as reconsidered with respect to such allotments and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, any proclamation issued by the Governor relating to such allotments may be read and shall be entered into the Journal. Reconsideration of the allotments of any appropriation shall be in order at any time during sessions of the House. Reconsideration of the allotments of any appropriation shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

(2) Any appropriation for which the Governor reduces the expenditures of the state or any of its agencies below their appropriations shall stand as reconsidered with respect to such reductions and such action shall be taken as prescribed by the Constitution and the rules contained herein. Upon receipt, any proclamation issued by the Governor relating to such reductions may be read and shall be entered into the Journal. Reconsideration of the reduction of any appropriation shall be in order at any time during sessions of the House. Reconsideration of the reduction of any appropriation shall have priority of business and shall have precedence over and may supersede the order of business, but shall not interrupt a calling of the roll.

ADMISSION TO HALL

Definitions

Rule 122. The space between the granite columns shall be known as the floor of the House and the space beyond the granite columns on either side shall be known as the lower gallery, and the space on the upper floor of the House shall be known as the upper gallery.

Admission to House Floor

Rule 123. No person shall be admitted to the floor of the House or the House East Gallery other than the officers and members of the House and the staffs of the Speaker, Speaker Pro Tem, Majority and Minority Floor Leaders, Assistant Majority and Minority Floor Leaders, Majority and Minority Whips, and Chair of the Budget Committee and, at the request of the Speaker, technical support staff needed to maintain data processing equipment and other

equipment. Other persons may be admitted to the floor and East Gallery with the consent of the House. For the purposes of this rule, the Chief Clerk's staff, the Assistant Chief Clerk, any doormen, sergeant-at-arms and House Photographer are considered officers of the House. Guests may upon written request, submitted five days in advance and with the consent of the Speaker, address the House from the dais at the beginning or adjournment of a daily legislative session or any recess thereof.

Admission to Lower Gallery

Rule 124. No person shall be admitted to the lower gallery of the House except members of the General Assembly, spouses of members, employees of the General Assembly, Joint Committee staff, the Governor, the Lieutenant Governor, the Secretary of State, the State Auditor, the State Treasurer, the State Attorney General, Judges of the Supreme Court, Clerk of the Supreme Court, Judges of the Courts of Appeal or Circuit Courts, Members of Congress, the Governor's Chief of Staff and former members of the General Assembly who are not registered lobbyists or who do not lobby for an individual or organization, and physically disabled persons. No official or other person, except current members of the General Assembly, otherwise allowed to enter the lower gallery by this rule shall engage in any activity supporting or opposing any bill or resolution before the House from the lower gallery. Other persons may be admitted to the gallery by the Speaker upon special request of any Representative when the House is in session. Members of the press may enter the lower galleries while the House is in session for the purpose of interviewing members of the House. The Speaker may, at any time, restrict or limit admission of guests to the lower gallery.

Admission to Upper Gallery

Rule 125. The gallery at the front of the chamber above the Speaker's dais shall be reserved for members of the Missouri Capitol News Association holding valid credentials issued by the Speaker and any other member of the press issued credentials by the Speaker. All other upper galleries shall be open to the public.

HOUSE RECORDS

Rule 126. (1) Members may keep constituent case files, and records of the caucus of the majority or minority party of the house that contain caucus strategy, confidential. Constituent case files include any correspondence, written or electronic, between a member and a constituent, or between a member and any other party pertaining to a constituent's grievance, a question of eligibility for any benefit as it relates to a particular constituent, or any issue regarding a constituent's request for assistance.

(2) All records obtained by a committee operating in an oversight or investigative capacity shall be open records unless closed by the committee pursuant to the Constitution of Missouri, House Rule, regulations, or other law.

RULES

May Be Rescinded or Amended - How

Rule 127. Any motion or resolution purporting to rescind or change the standing rules of the House or to introduce a new rule shall stand without reading or consideration and without discussion, explanation, or debate to the Committee on Consent and House Procedure. Such motions or resolutions as shall be favorably recommended by such committee for adoption by the House shall, upon such recommendation, be printed in the Journal and shall be placed upon a Resolutions Calendar. A constitutional majority shall be required to pass such a resolution. Nothing herein shall prohibit a member from offering substitute rules or amendments to rules recommended by the committee.

May Be Dispensed With

Rule 128. Rules 73, 82, 83, and this rule of the House shall not be suspended or dispensed with, unless by unanimous consent or unless two-thirds (2/3) of the elected members concur therein. No other standing rule or order of the House shall be dispensed with, except by unanimous consent or unless a constitutional majority concurs therein and motions for that purpose shall be limited to the question or proposition under consideration.

JEFFERSON'S MANUAL

Rule 129. The rules of parliamentary practice comprised in "Jefferson's Manual" and the "Rules of the House of Representatives of the United States", and the official collection of precedents and interpretations of the rules by parliamentary authorities of the United States House of Representatives shall govern the House in all cases in which they are applicable and not inconsistent with the standing rules and orders of the House and the joint rules of the Senate and House of Representatives. The Chief Clerk, the Speaker, the Speaker Pro Tem, the Majority Floor Leader, the Assistant Majority Floor Leader, the Minority Floor Leader, and the Assistant Minority Floor Leader will make available copies of these documents in their offices to any member who so requests. Three copies of these documents shall be available during sessions of the House: one copy shall be at a location determined by the majority party and one copy shall be at a location determined by the minority party and one copy shall be in the possession of the Chief Clerk or his or her designee. If digital copies exist, links shall be available on the House intranet. The documents shall be purchased by the House and shall be the property of the House and not of the individual holding office. The Manual, Rules, precedents, and interpretations above referred to shall be taken as authority in deciding questions not otherwise provided for in these rules. The House may additionally consult "Robert's Rules of Order" and "Mason's Manual of Legislative Procedure" as supplemental authority, to the extent consistent with the standing rules and orders of the House and the joint rules of the Senate and House of Representatives.

WITHDRAWAL OF HOUSE BILLS

January 5, 2023

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
201 W Capitol Ave
Jefferson City, MO 65101

Dear Chief Clerk Miller,

I request that **House Bill No. 481** be withdrawn.

Sincerely,

/s/ Ben Baker
State Representative
District 160

January 9, 2023

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
201 W. Capitol Ave.
Jefferson City, MO 65101

Dear Chief Clerk Miller,

I request that **House Bill No. 503** be withdrawn.

Sincerely,

/s/ Willard Haley
State Representative
District 58

January 9, 2023

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
201 W Capitol Ave
Jefferson City, MO 65101

Dear Chief Clerk Miller,

I request that **House Bill No. 548** be withdrawn.

Sincerely,

/s/ Lane Roberts
State Representative
District 161

The following member's presence was noted: Smith (163).

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, January 10, 2023.

HOUSE CALENDAR

FOURTH DAY, TUESDAY, JANUARY 10, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 4

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 41

HOUSE BILLS FOR SECOND READING

HB 704 through HB 726

HOUSE RESOLUTIONS

HCS HR 11 - Patterson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)

CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FOURTH DAY, TUESDAY, JANUARY 10, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"The Lord give thee wisdom and understanding…that thou mayest keep the law of the Lord, thy God."
(I Chronicles 22:12)

O Lord of love and God of all goodness, in this moment we bow our heads in prayer thanking You for this glorious state in which we live and work. May we now and always prove ourselves worthy of Your presence, eager to do Your will, and ready to serve our people. Save us from pettiness and mold us into a people united in purpose and principle, in faith and fortitude.

Bless with Your wisdom the members of this House of Representatives, and particularly our new speaker. Direct their decisions, prosper their planning, and expedite their efforts as they seek to promote the welfare of our state and the good of all our districts.

As a result of our endeavors today, may progress come to our citizens and happiness into every human heart in our show-me state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Representative Patterson requested unanimous consent to dispense with the Administrative Order of Business, which request was granted.

The Journal of the third day was approved as printed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Davis
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith

Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Jones	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 005

Aldridge	Johnson 23	Merideth	Sharp 37	Walsh Moore

ABSENT WITH LEAVE: 008

Bland Manlove	Bosley	Cupps	Davidson	Deaton
Keathley	Sauls	Windham		

VACANCIES: 000

HOUSE RESOLUTIONS

Representative Christofanelli offered House Resolution No. 40.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 42, introduced by Representative Seitz, relating to department of transportation spending.

HJR 43, introduced by Representative Henderson, relating to constitutional amendments.

HJR 44, introduced by Representative Matthiesen, relating to homesteads of the elderly.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 727, introduced by Representative Smith (155), relating to the Missouri angel investment incentive act.

HB 728, introduced by Representative Johnson (23), relating to compulsory school attendance.

HB 729, introduced by Representative Brown (16), relating to the Kansas City police department.

HB 730, introduced by Representative Brown (16), relating to a moratorium on eviction proceedings.

HB 731, introduced by Representative Buchheit-Courtway, relating to child passenger restraint systems, with penalty provisions.

HB 732, introduced by Representative Boggs, relating to covenant marriages.

HB 733, introduced by Representative Boggs, relating to the expanding public sector career opportunities act.

HB 734, introduced by Representative Knight, relating to disabled placards.

HB 735, introduced by Representative Riggs, relating to the decentralizing state government task force.

HB 736, introduced by Representative Riggs, relating to monthly historical designations.

HB 737, introduced by Representative Riggs, relating to the state building usage task force.

HB 738, introduced by Representative Woods, relating to the presidential preference primary.

HB 739, introduced by Representative Woods, relating to ranked-choice voting.

HB 740, introduced by Representative Woods, relating to same-day voter registration.

HB 741, introduced by Representative Woods, relating to automatic voter registration.

HB 742, introduced by Representative Woods, relating to reproductive health data.

HB 743, introduced by Representative Kelly (141), relating to educational services costs.

HB 744, introduced by Representative Hein, relating to sales tax exemptions.

HB 745, introduced by Representative Buchheit-Courtway, relating to the endangerment of a highway worker, with penalty provisions.

HB 746, introduced by Representative Sauls, relating to the designation of a memorial highway.

HB 747, introduced by Representative Perkins, relating to the supplemental nutrition assistance program.

HB 748, introduced by Representative Perkins, relating to personal property tax.

HB 749, introduced by Representative Perkins, relating to a firearms sales tax exemption.

HB 750, introduced by Representative Perkins, relating to civil actions to protect public expression.

HB 751, introduced by Representative Crossley, relating to detached catalytic converters, with penalty provisions.

HB 752, introduced by Representative Knight, relating to newspaper advertisements for state bids.

HB 753, introduced by Representative Hicks, relating to expungement, with a penalty provision.

HB 754, introduced by Representative Mayhew, relating to personal property valuations.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 4, relating to Baker service appreciation day.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 41, relating to department of transportation spending.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 704, relating to initiative petitions and referendums.

HB 705, relating to the towing of motor vehicles or vessels.

HB 706, relating to salvage vehicles.

HB 707, relating to foreign ownership of agricultural land.

HB 708, relating to carbon monoxide detectors in schools.

HB 709, relating to net metering.

HB 710, relating to telemedicine.

HB 711, relating to railroad grade crossings.

HB 712, relating to the anti-red flag gun seizure act, with penalty provisions and an emergency clause.

HB 713, relating to motor vehicle assessments, with a delayed effective date.

HB 714, relating to adoption tax credits.

HB 715, relating to educational costs of children in state custody.

HB 716, relating to educational services costs.

HB 717, relating to intervention by the general assembly.

HB 718, relating to bullion.

HB 719, relating to public assistance, with penalty provisions.

HB 720, relating to the liability of employers for negligent hiring.

HB 721, relating to transportation network companies.

HB 722, relating to bonds.

HB 723, relating to motor vehicle safety inspections.

HB 724, relating to drivers' licenses.

HB 725, relating to offenses involving teller machines, with penalty provisions.

HB 726, relating to employment security, with an effective date for a certain section.

HOUSE ELECTION CONTEST

BEFORE THE MISSOURI HOUSE OF REPRESENTATIVES

CINDY BERNE,	)
	)
Contestant,	)
	)
v.	)
	)
ADAM SCHWADRON,	)
	)
Contestee.	)

NOTICE OF FILING UNDER SECTION 115.567

PLEASE TAKE NOTICE THAT a verified petition for a recount for Missouri House of Representatives District 105 was filed with the Missouri House of Representatives January 5, 2023 by hand delivery. The verified petition was filed under Section 115.601 because less than 1% of the total vote divided contestant and contestee. Because this is a petition for a recount, there is no need for depositions or discovery.

PLEASE TAKE FURTHER NOTICE THAT a copy of this petition was served on the secretary of state via email at elections@sos.mo.gov, and on the St. Charles County Election Authority via email at KBahr@sccmo.org.

Respectfully submitted,

JACOBSON PRESS P.C.

/s/ Matt Vianello
Matthew B. Vianello, #63303
222 S. Central Ave., Ste. 550
Clayton, Missouri 63105
Tel: (314) 899-9793
Fax: (314) 899-0282
Vianello@archcitylawyers.com
Attorney for Contestant

BEFORE THE MISSOURI HOUSE OF REPRESENTATIVES

CINDY BERNE,	)
	)
Contestant,	)
	)
v.	)
	)
ADAM SCHWADRON,	)
	)
Contestee.	)

PETITION FOR RECOUNT

Contestant Cindy Berne, Democratic nominee for Missouri House of Representatives District 105, for her petition for a recount under Section 115.565, RSMo., states:

1. Contestant Cindy Berne was the democratic nominee for Missouri House of Representatives District 105 in the November 2022 general election.

2. The Secretary of State certified the results of Contestant's election December 9, 2022.

3. According to the certified election results, Contestant received 5,305 votes representing 48.4% of the total vote.

4. Contestee, Adam Schwadron, received 5,404 votes, representing 49.3% of the total vote.

5. Based on the certified election results, Contestant was defeated by 0.9%.

6. Under Section 115.601.1, RSMo., all candidates who were defeated by less than one percent of the votes cast "shall have a right to a recount of the votes cast for the office."

7. Because this petition concerns a contested election for the office of state representative, it "shall be heard and determined by the state house of representatives." Section 115.563.1, RSMo.

8. The recount must be requested by filing a verified petition with the speaker of the house "not later than thirty days after the official announcement of the election result is issued by the secretary of state." Section 115.565, RSMo.

9. Because the secretary of state certified the election results on December 9, 2022, this petition is timely.

10. Upon filing and pursuant to Section 115.567, contestant will cause a copy of this petition to be served upon contestee, the secretary of state, and the St. Charles County Election Authority.

WHEREFORE, Contestant Cindy Berne requests that a recount be conducted upon contestee's filing of an answer to this petition in accordance with the procedures stated in Section 115.585, RSMo., and Section 115.587, RSMo., and that the House of Representatives make such other and further orders as it deems just and proper.

Respectfully submitted,

JACOBSON PRESS P.C.

/s/ Matt Vianello
Matthew B. Vianello, #63303
222 S. Central Ave., Ste. 550
Clayton, Missouri 63105
Tel: (314) 899-9793
Fax: (314) 899-0282
Vianello@archcitylawyers.com
Attorney for Contestant

Verification

I, Cindy Berne, verify that I have read the foregoing petition and declare that the allegations therein are true and correct to the best of my knowledge, information, and belief.

/s/ Cindy Berne

STATE OF MISSOURI)
)
ST. CHARLES COUNTY)

Sworn to and subscribed before me this 4th day of January, 2023.

/s/ Amer Jasarevic
Notary Public

Entered as **House Election Contest No. 1**.

The following members' presence was noted: Bland Manlove, Bosley, Cupps, Davidson, Deaton, Keathley, Sauls, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, January 11, 2023.

HOUSE CALENDAR

FIFTH DAY, WEDNESDAY, JANUARY 11, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 42 through HJR 44

HOUSE BILLS FOR SECOND READING

HB 727 through HB 754

HOUSE RESOLUTIONS

HCS HR 11 - Patterson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTH DAY, WEDNESDAY, JANUARY 11, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Lead in Thy truth and teach me, for Thou art the God of my salvation." (Psalm 25:5)

O Lord, our God, grant unto the members of this chamber, and all who work with them and for them, a fresh sense of Your power as we take up the duties of this day. May we learn to think Your thoughts and keep our hearts open to our people. Grant us wisdom as we make decisions, good will as we relate ourselves to one another, and courage as we struggle to do what is right and good for all.

Breathe on us, breath of God; fill us with life anew, that we may love what You love and do what You would do.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fourth day was approved as corrected by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins

Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 004

Burnett	Merideth	Walsh Moore	Windham	

ABSENT WITH LEAVE: 005

Aldridge	Bland Manlove	Burton	Seitz	Sharp 37

VACANCIES: 000

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 5, introduced by Representative Boyd, relating to country-of-origin labeling of food.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 755, introduced by Representative Schwadron, relating to inducing the death of dogs and cats, with a penalty provision.

HB 756, introduced by Representative Morse, relating to hand-held electronic wireless communications devices, with penalty provisions.

HB 757, introduced by Representative Mayhew, relating to assistant physicians.

HB 758, introduced by Representative Anderson, relating to fees paid by offenders.

HB 759, introduced by Representative Davidson, relating to earned wage access services registration, with a penalty provision.

HB 760, introduced by Representative Burnett, relating to higher education tuition.

HB 761, introduced by Representative Baringer, relating to political party committee members.

HB 762, introduced by Representative Baker, relating to reverse keyword and reverse location searches.

HB 763, introduced by Representative Baker, relating to the Missouri commission on human rights.

HB 764, introduced by Representative Christofanelli, relating to virtual currency, with penalty provisions.

HB 765, introduced by Representative Roberts, relating to the prevention of violent crimes, with penalty provisions.

HB 766, introduced by Representative Roberts, relating to marijuana facilities.

HB 767, introduced by Representative Morse, relating to the statute of frauds.

HB 768, introduced by Representative Morse, relating to funding for elementary and secondary schools.

HB 769, introduced by Representative Owen, relating to public employee retirement systems.

HB 770, introduced by Representative Thompson, relating to restriction on actions by state agencies.

HB 771, introduced by Representative Thompson, relating to public safety sales taxes, with an emergency clause.

HB 772, introduced by Representative Burnett, relating to political subdivisions.

HB 773, introduced by Representative Veit, relating to nursing home administrators.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 42, relating to department of transportation spending.

HJR 43, relating to constitutional amendments.

HJR 44, relating to homesteads of the elderly.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 727, relating to the Missouri angel investment incentive act.

HB 728, relating to compulsory school attendance.

HB 729, relating to the Kansas City police department.

HB 730, relating to a moratorium on eviction proceedings.

HB 731, relating to child passenger restraint systems, with penalty provisions.

HB 732, relating to covenant marriages.

HB 733, relating to the expanding public sector career opportunities act.

HB 734, relating to disabled placards.

HB 735, relating to the decentralizing state government task force.

HB 736, relating to monthly historical designations.

HB 737, relating to the state building usage task force.

HB 738, relating to the presidential preference primary.

HB 739, relating to ranked-choice voting.

HB 740, relating to same-day voter registration.

HB 741, relating to automatic voter registration.

HB 742, relating to reproductive health data.

HB 743, relating to educational services costs.

HB 744, relating to sales tax exemptions.

HB 745, relating to the endangerment of a highway worker, with penalty provisions.

HB 746, relating to the designation of a memorial highway.

HB 747, relating to the supplemental nutrition assistance program.

HB 748, relating to personal property tax.

HB 749, relating to a firearms sales tax exemption.

HB 750, relating to civil actions to protect public expression.

HB 751, relating to detached catalytic converters, with penalty provisions.

HB 752, relating to newspaper advertisements for state bids.

HB 753, relating to expungement, with a penalty provision.

HB 754, relating to personal property valuations.

HOUSE RESOLUTIONS

HCS HR 11, relating to Rules of the House for the 102nd General Assembly, was taken up by Representative Patterson.

Representative Patterson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Resolution No. 11, Page 26, Line 683, by inserting after the word "**days**" the words "**of receipt**"; and

Further amend said resolution, Page 30, Line 777, by inserting after the word "Workforce" the words "**and Infrastructure**"; and

Further amend said resolution and page, Line 788, by inserting after the word "committee." the following:

"**Appropriations subcommittees may consist of members who are not members of the Committee on Budget.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Patterson, **House Amendment No. 1** was adopted.

Representative Kelley (127) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Resolution No. 11, Page 72, Lines 1894-1896, by deleting all of said lines and inserting in lieu thereof the following:

"trousers, and dress shoes or boots. Proper attire for women shall be **business attire, including jackets worn with** dresses **[**~~or~~**] ,** skirts**,** or slacks **[**~~worn with a blazer or sweater~~**] ,** and **[**~~appropriate~~**]** dress shoes or boots. **For the purposes of this rule, "jacket" shall include blazers and knit blazers.** This rule shall apply to all "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Shields offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Resolution No. 11, Page 1, Line 6, by inserting after the word "**blazers**" the word "**, cardigans,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Kelley (127), **House Amendment No. 2, as amended**, was adopted.

Representative Smith (46) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Resolution No. 11, Page 43, Line 1120, by deleting the letter "**(a)**"; and

Further amend said resolution and page, Lines 1126-1130, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Smith (46) moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Resolution No. 11, Page 53, Line 1392, by inserting after the word "pending" the following:

"**; except, no decreasing amendment shall be necessary if the increasing amendment draws from general revenue, general revenue look-alike, any reserve fund or other similar fund or fund balance so long as the result of such increase remains within the limit of the consensus revenue estimate**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Woods offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Resolution No. 11, Page 10, Line 243, by deleting the words "regular standing" and inserting in lieu thereof the words "**[**~~regular standing~~**]**"; and

Further amend said resolution, Page 11, Lines 270-271, by deleting the words "may make recommendations to the Speaker regarding" and inserting in lieu thereof the following:

"**[**~~may make recommendations to the Speaker regarding~~**] shall appoint**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Woods moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Strickler offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Resolution No. 11, Page 34, Line 881, by inserting after the word "heard." the following:

"**Missouri residents shall be given the opportunity to testify prior to non-residents during public testimony.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Strickler moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Plank offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Resolution No. 11, Page 34, Line 885, by inserting after all of said line the following:

"**All committee hearings held within the capitol shall be live-streamed on the internet if the meeting location is equipped with the technology to do so.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plank moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Johnson (12) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Resolution No. 11, Page 50, Line 1311, by deleting the phrase "in Advance" and inserting in lieu thereof "**[**~~in Advance~~**]**"; and

Further amend said bill and page, Lines 1313 to 1314, by deleting all of the said lines and inserting in lieu thereof the following:

"(b) **[**~~Every amendment shall be distributed in advance of the time the bill is initially taken up for consideration.~~**]** An"; and

Further amend said bill, page, Lines 1320 to 1322, by deleting all of the said lines and inserting in lieu thereof the following:

"any member who has waived receipt of amendments. **[**~~An amendment to a House Substitute shall be considered timely if it is distributed prior to the motion being made to adopt the House Substitute.~~**]**"; and

Further amend said bill, Page 51, Line 1330, by deleting all of the said line and inserting in lieu thereof the following:

"(e) Every proposed amendment**, amendment** to the amendment**,** and substitute"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Johnson (12) moved that **House Amendment No. 8** be adopted.

Which motion was defeated.

Representative Taylor (84) offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Resolution No. 11, Page 28, Line 720, by inserting immediately after the word "decisions." the following:

"**Upon the written request of any seven members of the House, a Committee on Rules shall conduct a public hearing on any House Committee Substitute in its possession.**"; and

Further amend said resolution, Page 38, Lines 991-993, by deleting all of said lines and inserting in lieu thereof the following:

"Upon the written request of any five members of the House, a Committee on Rules shall conduct a hearing on any House Committee Bill in its possession. The Committee on Rules shall not amend"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor (84) moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

Representative Walsh Moore offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Resolution No. 11, Pages 34-35, Lines 889-906, by deleting all of said lines and inserting in lieu thereof the following:

"(2) A committee **[**~~may~~**] shall** allow for remote public testimony via telephone or video conferencing **[**~~with the approval of the committee at least one committee hearing in advance. If a committee is to consider remote testimony for specific legislation, that information shall be included on the committee notice so that individuals who desire to testify remotely may request to do so~~**]**. A request to testify remotely must be received **[**~~or made~~**]** by the chair **[**~~or ranking member of the committee by the time of the committee hearing to consider allowing remote testimony~~**] at least twenty-four hours in advance of the hearing**. **[**~~In order to allow remote testimony,~~**]** The committee **[**~~shall approve a remote testimony schedule, which shall~~**] may impose reasonable restrictions on remote public testimony, which may** include the length of time allowed for such testimony**[**~~;~~**], the number of**

witnesses allowed to testify remotely, and any division of such time among proponents, opponents, and those who wish to testify for information purposes**[**~~, and a list of those approved to testify~~**]**. Only individuals who **[**~~receive approval to testify remotely from the committee and who~~**]** submit a completed, signed witness form shall be allowed to do so."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walsh Moore moved that **House Amendment No. 10** be adopted.

Which motion was defeated.

Representative Steinhoff offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Resolution No. 11, Page 43, Line 1115, by inserting after the word "committee." the following:

"**All bills shall be referred to committee within fifteen legislative days of the filing of the bill unless the bill was pre-filed. If a bill was pre-filed, the bill shall be referred to committee within fifteen legislative days of the start of the regular session. If a bill is not referred within the fifteen legislative days, the bill shall be referred to the committee of the sponsor's choosing.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Steinhoff moved that **House Amendment No. 11** be adopted.

Which motion was defeated.

Representative Boyd offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Resolution No. 11, Page 11, Line 273, by inserting after the word "Speaker" the phrase "**, with the consent of the Majority Floor Leader,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Boyd moved that **House Amendment No. 12** be adopted.

Which motion was defeated.

Representative Mann offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for House Resolution No. 11, Page 36, Line 940, by inserting after the word "resolution." the following:

"**Prior to March 1, no bill or resolution shall be considered in an executive session by the committee of initial referral on the same day the committee holds a public hearing on such bill.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mann moved that **House Amendment No. 13** be adopted.

Which motion was defeated.

On motion of Representative Patterson, **HCS HR 11, as amended**, was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gragg
Gregory	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 051

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 87	Burnett	Burton	Butz
Clemens	Collins	Crossley	Doll	Ealy
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Plank
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 002

Morse	Toalson Reisch

ABSENT WITH LEAVE: 005

Gallick Griffith Johnson 23 Nickson-Clark Seitz

VACANCIES: 000

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 1**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 2**.

COMMITTEE APPOINTMENTS

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Administration and Accounts, and appoint the following members:

Representative Dale Wright, Chair
Representative Peggy McGaugh, Vice-Chair
Representative Hardy Billington
Representative Scott Cupps
Representative Dave Griffith
Representative Dean Van Schoiack

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Agriculture Policy, and appoint the following members:

Representative Mike Haffner, Chair
Representative Kurtis Gregory, Vice-Chair
Representative Mazzie Boyd
Representative Donnie Brown
Representative Danny Busick
Representative Dane Diehl
Representative Jeff Farnan
Representative Kent Haden
Representative Willard Haley
Representative Doyle Justus
Representative Jeff Knight
Representative Cameron Parker
Representative Brad Pollitt
Representative Dean Van Schoiack

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Budget, and appoint the following members:

Representative Cody Smith, Chair
Representative Dirk Deaton, Vice-Chair
Representative John Black
Representative Mitch Boggs
Representative Mazzie Boyd
Representative Donnie Brown
Representative Brad Christ
Representative Scott Cupps
Representative David Evans
Representative Kurtis Gregory
Representative Wendy Hausman
Representative Jim Kalberloh
Representative Hannah Kelly
Representative Ed Lewis
Representative Michael O'Donnell
Representative Bill Owen

Representative Renee Reuter
Representative Doug Richey
Representative Louis Riggs
Representative Chris Sander
Representative Greg Sharpe
Representative Brenda Shields
Representative Tim Taylor
Representative John Voss
Representative Richard West

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Children and Families, and appoint the following members:

Representative Hannah Kelly, Chair
Representative Wendy Hausman, Vice-Chair
Representative Jamie Gragg
Representative Holly Jones
Representative Ann Kelley
Representative Ed Lewis
Representative Peggy McGaugh

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Conservation and Natural Resources, and appoint the following members:

Representative Bruce Sassmann, Chair
Representative Tim Taylor, Vice-Chair
Representative Gary Bonacker
Representative Dane Diehl
Representative Jeff Farnan
Representative Willard Haley
Representative Doyle Justus
Representative Jeff Knight
Representative Don Mayhew
Representative Mike Stephens

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Corrections and Public Institutions, and appoint the following members:

Representative Rudy Veit, Chair
Representative Chad Perkins, Vice-Chair
Representative Chris Dinkins
Representative Herman Morse
Representative Chris Sander
Representative Dan Stacy
Representative Lisa Thomas

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Crime Prevention and Public Safety, and appoint the following members:

Representative Lane Roberts, Chair
Representative Bennie Cook, Vice-Chair
Representative Bill Allen
Representative Brad Banderman
Representative Chris Brown
Representative Bill Hardwick
Representative Justin Hicks
Representative Barry Hovis
Representative Holly Jones
Representative Ann Kelley
Representative Kyle Marquart
Representative Jeff Myers
Representative Chad Perkins
Representative Alex Riley
Representative Brian Seitz
Representative Justin Sparks
Representative Lisa Thomas
Representative Richard West

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Economic Development, and appoint the following members:

Representative Brad Hudson, Chair
Representative Brad Christ, Vice-Chair
Representative Bill Allen
Representative Phil Amato
Representative Chris Brown
Representative David Casteel
Representative Sherri Gallick
Representative Wendy Hausman
Representative Travis Smith
Representative Terry Thompson
Representative Travis Wilson

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Election Contests, and appoint the following members:

Representative Dan Stacy, Chair
Representative Mike Henderson, Vice-Chair
Representative Kimberly-Ann Collins
Representative Rick Francis
Representative Peggy McGaugh
Representative Alex Riley
Representative Mark Sharp

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Elections and Elected Officials, and appoint the following members:

Representative Peggy McGaugh, Chair
Representative Dan Stacy, Vice-Chair
Representative Brad Banderman
Representative Tricia Byrnes
Representative Jeff Coleman
Representative Bill Falkner
Representative Rodger Reedy
Representative Alex Riley
Representative Adam Schwadron
Representative Justin Sparks
Representative Cheri Toalson Reisch
Representative Ken Waller

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Elementary and Secondary Education, and appoint the following members:

Representative Brad Pollitt, Chair
Representative Ben Baker, Vice-Chair
Representative Gary Bonacker
Representative Tricia Byrnes
Representative Phil Christofanelli
Representative Jamie Gragg
Representative Mike Haffner
Representative Josh Hurlbert
Representative Ann Kelley
Representative Ed Lewis
Representative Dan Stacy
Representative Cheri Toalson Reisch

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Emerging Issues, and appoint the following members:

Representative Bill Hardwick, Chair
Representative Dane Diehl, Vice-Chair
Representative Bishop Davidson
Representative Jeff Farnan
Representative Sherri Gallick
Representative Mike Haffner
Representative Dave Hinman
Representative Josh Hurlbert
Representative Holly Jones
Representative Adam Schnelting

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Ethics, and appoint the following members:

Representative Hannah Kelly, Chair
Representative John Black
Representative Cyndi Buchheit-Courtway
Representative David Evans
Representative Rick Francis

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Financial Institutions, and appoint the following members:

Representative Michael O'Donnell, Chair
Representative Terry Thompson, Vice-Chair
Representative Hardy Billington
Representative Chris Dinkins
Representative Rick Francis
Representative Mike McGirl
Representative Philip Oehlerking
Representative Bill Owen
Representative Chris Sander
Representative Bob Titus

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Fiscal Review, and appoint the following members:

Representative Dan Houx, Chair
Representative Bill Owen, Vice-Chair
Representative Brad Hudson
Representative Hannah Kelly
Representative Brad Pollitt

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on General Laws, and appoint the following members:

Representative Alex Riley, Chair
Representative Justin Hicks, Vice-Chair
Representative Ben Baker
Representative Ron Copeland
Representative Doyle Justus
Representative Tony Lovasco
Representative Mark Matthiesen
Representative Aaron McMullen
Representative Jeff Myers
Representative Renee Reuter

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Government Accountability, and appoint the following members:

Representative Doug Richey, Chair
Representative Tony Lovasco, Vice-Chair
Representative Mazzie Boyd
Representative Scott Cupps
Representative Bishop Davidson
Representative Dirk Deaton
Representative Jeff Knight
Representative Chris Lonsdale
Representative Don Mayhew
Representative Chad Perkins
Representative Chris Sander
Representative Melanie Stinnett
Representative Travis Wilson

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Government Efficiency and Downsizing, and appoint the following members:

Representative Jim Murphy, Chair
Representative Dean Van Schoiack, Vice-Chair
Representative Ben Baker
Representative Mitch Boggs
Representative Darin Chappell
Representative Michael Davis
Representative Tony Lovasco
Representative Louis Riggs
Representative Jim Schulte
Representative Adam Schwadron

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Health and Mental Health Policy, and appoint the following members:

Representative Mike Stephens, Chair
Representative Lisa Thomas, Vice-Chair
Representative Phil Amato
Representative Bennie Cook
Representative Michael Davis
Representative Dave Griffith
Representative Ann Kelley
Representative Tara Peters
Representative Adam Schwadron
Representative Dale Wright

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Healthcare Reform, and appoint the following members:

Representative Kent Haden, Chair
Representative Melanie Stinnett, Vice-Chair
Representative Mitch Boggs
Representative Cyndi Buchheit-Courtway
Representative Jamie Gragg
Representative Ben Keathley
Representative Sean Pouche
Representative Brian Seitz
Representative Lisa Thomas
Representative Cheri Toalson Reisch

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Higher Education, and appoint the following members:

Representative Brenda Shields, Chair
Representative Cheri Toalson Reisch, Vice-Chair
Representative Bill Allen
Representative Barry Hovis
Representative Mike McGirl
Representative Bruce Sassmann
Representative Dale Wright

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Homeland Security, and appoint the following members:

Representative Adam Schnelting, Chair
Representative Bill Allen, Vice-Chair
Representative Bennie Cook
Representative Dan Houx

Representative Jeff Knight
Representative Kyle Marquart
Representative Jim Schulte

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Insurance Policy, and appoint the following members:

Representative Phil Christofanelli, Chair
Representative Darrell Atchison, Vice-Chair
Representative Jeff Coleman
Representative Chris Dinkins
Representative Kurtis Gregory
Representative Jim Murphy
Representative Cameron Parker
Representative Rodger Reedy
Representative Adam Schnelting
Representative Bob Titus
Representative Ken Waller
Representative Richard West

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Judiciary, and appoint the following members:

Representative David Evans, Chair
Representative Rudy Veit, Vice-Chair
Representative John Black
Representative Brad Christ
Representative Ron Copeland
Representative Michael Davis
Representative Justin Hicks
Representative Cameron Parker
Representative Greg Sharpe
Representative Justin Sparks

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Legislative Review, and appoint the following members:

Representative Bishop Davidson, Chair
Representative Dan Houx, Vice-Chair
Representative Jamie Burger
Representative Rick Francis
Representative Mike Henderson
Representative Travis Smith
Representative Rudy Veit

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Local Government, and appoint the following members:

Representative Bill Falkner, Chair
Representative Dave Hinman, Vice-Chair
Representative Phil Amato
Representative Jamie Burger
Representative Tricia Byrnes
Representative Darin Chappell
Representative Dane Diehl
Representative Chris Lonsdale
Representative Chad Perkins
Representative Rodger Reedy

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Pensions, and appoint the following members:

Representative Barry Hovis, Chair
Representative Richard West, Vice-Chair
Representative Bob Bromley
Representative Kyle Marquart
Representative Philip Oehlerking
Representative Bill Owen
Representative Renee Reuter

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Professional Registration and Licensing, and appoint the following members:

Representative Jeff Coleman, Chair
Representative Cameron Parker, Vice-Chair
Representative David Casteel
Representative Bennie Cook
Representative Chris Dinkins
Representative Ben Keathley
Representative Hannah Kelly
Representative Mark Matthiesen
Representative Lane Roberts
Representative Melanie Stinnett

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Rules - Administrative Oversight, and appoint the following members:

Representative Rick Francis, Chair
Representative Dave Griffith, Vice-Chair
Representative Ben Baker
Representative Ron Copeland
Representative Kent Haden
Representative Dan Houx
Representative Jeff Myers

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Rules - Legislative Oversight, and appoint the following members:

Representative Jeff Knight, Chair
Representative Brad Hudson, Vice-Chair
Representative Cyndi Buchheit-Courtway
Representative Jamie Burger
Representative Mike McGirl
Representative Bill Owen
Representative Adam Schnelting

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Rules - Regulatory Oversight, and appoint the following members:

Representative Kurtis Gregory, Chair
Representative Mike Haffner, Vice-Chair
Representative Scott Cupps
Representative David Evans
Representative Michael O'Donnell
Representative Alex Riley
Representative Lane Roberts

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Rural Community Development, and appoint the following members:

Representative Rodger Reedy, Chair
Representative Jim Kalberloh, Vice-Chair
Representative Gary Bonacker
Representative Danny Busick
Representative Sherri Gallick
Representative Willard Haley
Representative Herman Morse

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Small Business, and appoint the following members:

Representative Chris Brown, Chair
Representative Danny Busick, Vice-Chair
Representative Hardy Billington
Representative Holly Jones

Representative Aaron McMullen
Representative Bruce Sassmann
Representative Adam Schwadron

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Tax Reform, and appoint the following members:

Representative Ben Baker, Chair
Representative Dirk Deaton, Vice-Chair
Representative Bishop Davidson
Representative Dave Hinman
Representative Brad Hudson
Representative Josh Hurlbert
Representative Doyle Justus
Representative Aaron McMullen
Representative Tara Peters
Representative Doug Richey

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Tourism, and appoint the following members:

Representative Brian Seitz, Chair
Representative Mark Matthiesen, Vice-Chair
Representative Sherri Gallick
Representative Chris Lonsdale
Representative Herman Morse
Representative Bruce Sassmann
Representative Travis Smith
Representative Bob Titus

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Transportation Accountability, and appoint the following members:

Representative Don Mayhew, Chair
Representative Josh Hurlbert, Vice-Chair
Representative Bob Bromley
Representative Danny Busick
Representative Jim Kalberloh
Representative Sean Pouche
Representative Tim Taylor
Representative Rudy Veit
Representative John Voss
Representative Ken Waller

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Transportation Infrastructure, and appoint the following members:

Representative Cyndi Buchheit-Courtway, Chair
Representative Ron Copeland, Vice-Chair
Representative Phil Amato
Representative Jamie Burger
Representative Dave Hinman
Representative Kyle Marquart
Representative Jim Murphy
Representative Jeff Myers
Representative Greg Sharpe
Representative Dean Van Schoiack

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Urban Issues, and appoint the following members:

Representative Mark Sharp, Chair
Representative Scott Cupps, Vice-Chair
Representative Brad Banderman
Representative David Casteel
Representative Jeff Coleman
Representative Bishop Davidson

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Utilities, and appoint the following members:

Representative Bob Bromley, Chair
Representative Ben Keathley, Vice-Chair
Representative Darrell Atchison
Representative Brad Banderman
Representative John Black
Representative Tricia Byrnes
Representative Bill Falkner
Representative Chris Lonsdale
Representative Aaron McMullen
Representative Jim Schulte

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Veterans, and appoint the following members:

Representative Dave Griffith, Chair
Representative Herman Morse, Vice-Chair
Representative Darrell Atchison
Representative Hardy Billington
Representative Bob Bromley
Representative Bill Hardwick
Representative Tara Peters
Representative Sean Pouche
Representative Jim Schulte
Representative Brian Seitz

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Ways and Means, and appoint the following members:

Representative Mike McGirl, Chair
Representative Travis Smith, Vice-Chair
Representative David Casteel
Representative Darin Chappell
Representative Justin Hicks
Representative Brad Hudson
Representative Tony Lovasco
Representative Terry Thompson
Representative Bob Titus
Representative Dale Wright

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Standing Committee on Workforce and Infrastructure Development, and appoint the following members:

Representative Louis Riggs, Chair
Representative Willard Haley, Vice-Chair
Representative Chris Brown

Representative Bill Hardwick
Representative Jim Murphy
Representative Philip Oehlerking
Representative Brenda Shields
Representative Mike Stephens
Representative Ken Waller
Representative Travis Wilson

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

SUBCOMMITTEE APPOINTMENTS

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations-Agriculture, Conservation, Natural Resources, and Economic Development, and appoint the following members:

Representative Greg Sharpe, Chair
Representative Mitch Boggs, Vice-Chair
Representative Donnie Brown
Representative Jamie Burger
Representative Dane Diehl
Representative Jeff Farnan
Representative Rick Francis
Representative Kurtis Gregory
Representative Brad Pollitt
Representative Terry Thompson

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations-Education, and appoint the following members:

Representative Ed Lewis, Chair
Representative Brenda Shields, Vice-Chair
Representative Darin Chappell
Representative Phil Christofanelli
Representative Jamie Gragg
Representative Josh Hurlbert
Representative Philip Oehlerking
Representative Doug Richey
Representative Tim Taylor
Representative John Voss

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations-General Administration, and appoint the following members:

Representative Scott Cupps, Chair
Representative Louis Riggs, Vice-Chair
Representative Darrell Atchison
Representative Mitch Boggs
Representative Mazzie Boyd
Representative Doyle Justus
Representative Ben Keathley
Representative Mark Matthiesen
Representative Renee Reuter
Representative Chris Sander

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations-Health, Mental Health, and Social Services, and appoint the following members:

Representative John Black, Chair
Representative Michael O'Donnell, Vice-Chair
Representative Kent Haden
Representative Hannah Kelly
Representative Tara Peters
Representative Doug Richey
Representative Louis Riggs
Representative Mike Stephens
Representative Melanie Stinnett
Representative John Voss

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Subcommittee on Appropriations-Public Safety, Corrections, and Revenue, and appoint the following members:

Representative Bill Owen, Chair
Representative David Evans, Vice-Chair
Representative Brad Christ
Representative Bennie Cook
Representative Wendy Hausman
Representative Jim Kalberloh
Representative Don Mayhew
Representative Lane Roberts
Representative Justin Sparks
Representative Richard West

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

COMMITTEE CHANGES

January 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following change to the Consent and House Procedure committee:

I hereby remove Representative Bill Owen from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

REFERRAL OF HOUSE ELECTION CONTEST

The following House Election Contest was referred to the Committee indicated:

HEC 1 - Special Committee on Election Contests

WITHDRAWAL OF HOUSE BILLS

January 11, 2023

The Honorable Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Jefferson City, Missouri 65101

RE: HB 307

Dear Chief Clerk Miller:

I respectfully request that **House Bill No. 307** be withdrawn, effective immediately.

If you have any questions, please do not hesitate to ask.

Thank you.

Very truly yours,

/s/ Louis Riggs
State Representative
District 5

January 11, 2023

The Honorable Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Jefferson City, Missouri 65101

RE: HB 314

Dear Chief Clerk Miller:

I respectfully request that **House Bill No. 314** be withdrawn, effective immediately.

If you have any questions, please do not hesitate to ask.

Thank you.

Very truly yours,

/s/ Louis Riggs
State Representative
District 5

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, January 12, 2023.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Fourth Day, Tuesday, January 10, 2023, Page 251, Lines 34 and 35, by deleting the words “Cupps,” and “Keathley,”.

HOUSE CALENDAR

SIXTH DAY, THURSDAY, JANUARY 12, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 5

HOUSE BILLS FOR SECOND READING

HB 755 through HB 773

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTH DAY, THURSDAY, JANUARY 12, 2023

The House met pursuant to adjournment.

Representative Marquart in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 45, introduced by Representative Keathley, relating to residential property tax valuation assessments.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 774, introduced by Representative Gragg, relating to cave inspection fees.

HB 775, introduced by Representative Coleman, relating to nursing education.

HB 776, introduced by Representative Cook, relating to privileged information.

HB 777, introduced by Representative Van Schoiack, relating to certificates of need.

HB 778, introduced by Representative Evans, relating to motor fuel tax refunds.

HB 779, introduced by Representative Bromley, relating to the extension of fees for programs within the department of natural resources.

HB 780, introduced by Representative McGaugh, relating to qualifications for petition circulators.

HB 781, introduced by Representative McGaugh, relating to elections, with penalty provisions.

HB 782, introduced by Representative McGaugh, relating to newspapers.

HB 783, introduced by Representative McGaugh, relating to elections, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 5, relating to country-of-origin labeling of food.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 755, relating to inducing the death of dogs and cats, with a penalty provision.

HB 756, relating to hand-held electronic wireless communications devices, with penalty provisions.

HB 757, relating to assistant physicians.

HB 758, relating to fees paid by offenders.

HB 759, relating to earned wage access services registration, with a penalty provision.

HB 760, relating to higher education tuition.

HB 761, relating to political party committee members.

HB 762, relating to reverse keyword and reverse location searches.

HB 763, relating to the Missouri commission on human rights.

HB 764, relating to virtual currency, with penalty provisions.

HB 765, relating to the prevention of violent crimes, with penalty provisions.

HB 766, relating to marijuana facilities.

HB 767, relating to the statute of frauds.

HB 768, relating to funding for elementary and secondary schools.

HB 769, relating to public employee retirement systems.

HB 770, relating to restriction on actions by state agencies.

HB 771, relating to public safety sales taxes, with an emergency clause.

HB 772, relating to political subdivisions.

HB 773, relating to nursing home administrators.

MESSAGES FROM THE SENATE

The President Pro Tem has appointed a committee to act with a like committee from the House pursuant to **HCR 1**.

Senators: Crawford, Eslinger, Gannon, Thompson Rehder, Hough, Arthur, May, McCreery, Mosley, and Washington

REPORT OF THE JOINT COMMITTEE ON AGRICULTURE

December 31, 2022

Rob Vescovo, Speaker
House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dave Schatz, President Pro Tempore
Missouri Senate
State Capitol Building
Jefferson City, MO 65101

Dear Mister Speaker and Mister President Pro Tempore:

The Joint Committee on Agriculture has met, taken testimony, deliberated and concluded its review of the four areas expressly laid out in Senate Bill 391, which passed in 2019. The below listed committee members are pleased to submit the attached report:

/s/ Representative Mike Haffner, Co Chairman
/s/ Representative Rick Francis
/s/ Representative Kent Haden
/s/ Representative Ian Mackey
/s/ Representative Emily Weber
/s/ Chris Chinn, Department of Agriculture

/s/ Senator Justin Brown, Co Chairman
/s/ Senator Mike Bernskoetter
/s/ Senator Sandy Crawford
/s/ Senator Doug Beck
/s/ Senator Greg Razer
/s/ Dru Buntin, Department of Natural Resources

Sincerely,

/s/ Representative Mike Haffner, Committee Co-Chair

/s/ Senator Justin Brown, Committee Co-Chair

INTRODUCTION

In the 2019 session, the General Assembly passed Senate Bill 391, sponsored by Senator Mike Bernskoetter, which modified the laws relating to agricultural operations. The bill also established the "Joint Committee on Agriculture." The joint committee met and issued a report in 2020 and 2021 and has continued its efforts in 2022.

The joint committee is tasked with studying the economic impact of the agricultural industry in the state, the industry's ongoing efforts to improve environmental stewardship while also improving the economic sustainability of agriculture, ways to incentivize members of the industry to adopt best practices to address Missouri's carbon footprint, and the public's views on agricultural issues in general. As required by the legislation, the joint committee must issue a report by January 15 of each year. In 2022, the joint committee continued to build on the work it had completed the preceding two years. The joint committee held two public hearings on June 22 and October 4, 2022, in Jefferson City.

SUMMARY OF PUBLIC TESTIMONY

I. June 22, 2022 Hearing

At the June 22, 2022, hearing in Jefferson City, the joint committee heard testimony from representatives of different sectors of the agriculture industry. Most of the testimony spoke to the challenges the agriculture industry faces.

Dr. Scott Brown, from the University of Missouri's Food and Agricultural Policy Research Institute, discussed the effects of the 2019 tariffs, Covid-19, and other world events on the trade of agricultural and other products. He also discussed how the strength of the dollar has made U.S. products more expensive in comparison to other countries with similar products. A copy of his presentation can be found in Appendix B.

Tony Clayton, with Clayton Agri-Marketing in Jefferson City, gave testimony on how regulatory hurdles and the administrative policies of other countries, especially China, have affected the livestock export industry. Clayton discussed the impact of changes in other associated industries on exporters' ability to transport animals throughout the country and the world. He discussed how animal disease and testing of animals can affect the timing and cost of transporting animals; and the benefits of detailed animal tracking when exporting animals to foreign nations. A copy of his presentation can be found in Appendix C.

Casey Wasser with Missouri Soybean Association spoke to the committee about the Net Import Study authored by the University of Missouri. Nationwide, 45 percent of the soybean crop is exported. Due to the drop in soybean prices due to Chinese tariffs, the Soybean Merchandising Council is looking at ways to capture added value of soybeans with the goal of being a net importer of soybeans. In an effort to capture the value, a new soybean crushing operation is locating in southeast Missouri, and will be approximately one-third larger than other facilities currently operating in the state.

Wasser spoke about the importance of Missouri Agricultural and Small Business Development Authority (MASBDA) programs to the industry. He mentioned the potential of aquaculture in Missouri and its use of soybean meal. In addition, he spoke to the effect of the California Air Resources Board "carbon intensity score" on the soybean industry due to land use change penalties for biodiesel.

Mike Deering from the Missouri Cattlemens Association spoke regarding the cattle industries increased cost of inputs and reduced margins. The association also spoke to the need to build on the changes to eminent domain laws passed in the 2022 legislative session. The Cattlemens Association believes that the General Assembly needs to work together to strengthen protections for landowners. Other issues that the association deem as pressing are rural healthcare and mental healthcare availability. Suicide rates in rural areas have increased in recent years and resources need to be available for residents in need of such services.

Deering also spoke about the need for beginning farmer programs. He believes that one of the biggest threats to the industry is the average age of the farmer. No other issue will matter if there are no farmers to populate the industry. In 2015, House Bill 387 and Senate Bill 177 proposed a Beginning Farmer Center modeled after a program in Iowa. It provides a tax deduction to incentivize older farmers to work with beginning farmers. Unfortunately, it did not pass.

Bradley Schad from the Missouri Corn Growers Association testified to concerns his organization is seeing currently and predicts to run into in the future. First, his members are having trouble contracting for diesel fuel for the upcoming year due to the shortage in diesel fuel across the nation. Second, the lack of workforce facing current farmers. Younger Missourians are moving to the urban areas and not returning to rural Missouri and the farm.

Last session, the priority legislation for the Corn Growers Association was the extension of the MASBDA programs. The two-year extension passed in the 2022 legislative session disincentivizes long-term projects. The association will continue to push for a six-year extension.

Ben Travlos with Missouri Farm Bureau distributed a letter from Farm Bureau President Garrett Hawkins. This letter can be found in Appendix D. Travlos spoke about the organization's views on property rights and the need to continue to strengthen property rights and tighten the eminent domain statutes. Farm Bureau recognizes the priority of investing in rural communities and infrastructure resources.

Dale Ludwig with the Midwest Hemp Association clarified the two types of hemp and spoke to the opportunities in the state for hemp fiber. There are many types of industrial hemp plants that can be used for many different purposes. However, due to regulatory requirements, it has been hard to get farmers in the state to plant hemp plants. This is the only product that a farmer has to obtain a license to grow. One option would to allow a small number of acres to be grown without a license.

Rep. Pollitt testified before the committee to update the committee on House Bill 1720, the agricultural omnibus bill, which included the MASBDA program extensions, biodiesel and ethanol fuel tax credits and multiple other legislative priorities. Through negotiations, the tax credit program will expire in two years. The goal is to file bills in the next session to extend the sunsets to at least six years.

Rep. Sharpe testified before the committee to update the committee on House Bill 1596, the Family Farms Act. In the bill, the program was updated to reflect the true cost of raising livestock with current costs. This Act has been one of the most successful agricultural programs in the state's history.

Rep. Haden discussed with the committee his concerns regarding solar energy farms. In Calloway and Audrain counties, there are thousands of acres under contract to be taken out of agricultural production for use as solar farms. In the near future, Rep. Haden is concerned that this could be divisive in rural communities since it will affect all sectors of the agricultural industry.

Rep. Haden also provided an update on litigation arising from the passage of Senate Bill 391 in 2019 and the restrictions on county health boards. Cases are currently moving through the process with a case arising from the additional changes made in House Bill 271 in 2021 pending before the Missouri Supreme Court.

Rep. Hovis spoke to the committee about Right-to-Repair for agricultural and construction equipment. It would allow owners or certain repair shops to perform repairs on the equipment similar to those that are currently allowed on passenger vehicles.

Rep. Riggs presented to the committee regarding broadband infrastructure and the 2021 interim committee findings. Senate Bill 820, which passed in 2022, contained five recommendations from the interim committee findings, including increasing the state's standard for a community to be served by high-speed internet and creating detailed maps to determine who meets this standard.

Representatives Thompson and Owen presented to the committee information regarding the federal environment social governance policies. The current federal administration has proposed rules relating to climate change, including SEC rules that would require public companies to disclose certain information and third party verification of climate related information. The new rules would increase compliance cost and reduce market efficiency.

Finally, Representative Van Schoiack spoke to the committee about the use of drones over private property. Drones have valid uses but personal property rights need to be protected to insure their privacy is not invaded.

II. October 4, 2022 Hearing

At the October 4, 2022, hearing in Jefferson City, the committee heard presentations on legislative priorities from stakeholders and representatives. Below is a list of legislative priorities presented to the committee.

House Bill 3
Rep. Pollitt updated the committee on the passage of House Bill 3 during the first Extraordinary Session of 2022. House Bill 3 was an omnibus agricultural economic opportunities bill that included a six-year extension of the MASBDA programs, as well as many other agricultural priorities. Rep. Pollitt thanked the agricultural stakeholders for standing together to move these priorities forward.

Right To Repair
Representative Barry Hovis spoke about a proposal to allow owners of products purchased or used in Missouri to have the right to access the same diagnostic and repair information that manufacturers supply to independent repair facilities and authorized repair providers. The legislation would protect proprietary information while allowing farmers to repair their own equipment.

Paul Combs, the President of Baker Implement Company, and Tom Nobbe, a partner in Sydenstricter-Nobbe partnership, spoke against the proposal to implement Right-to-Repair. Nobbe and Combs testified that customers already have access to needed resources to perform repairs, including technical manuals and diagnostic software. Dealers keep large parts inventories in order to quickly perform repairs. A major problem facing dealers is a shortage in technicians.

Darrick Steen with the Missouri Corn Growers Association and Ben Travlos from Missouri Farm Bureau testified for informational purposes. Steen spoke of the association's concerns about modifications that pose a safety concern or change emissions equipment. Travlos spoke about striking a balance to allow farmers and independent repair shops access to repair tools to reduce down time when repairs are necessary.

Property Rights
Co-Chairman Mike Haffner spoke regarding the changes in the 2002 legislative session to fair market value in regards to eminent domain proceedings. Haffner spoke about the Tiger Connector, part of the Grain Belt Express project, and his concerns regarding the changes in the project since the original issuance of the certificate of convenience and necessity by the Public Service Commission (PSC).

Wiley Hibbard, Ralls County Presiding Commissioner, testified about his concerns regarding the interaction between the PSC and Invenergy. He also spoke regarding the manner in which Invenergy has interacted with landowners in Ralls County and the changes in the project contrary to what the PSC approved. According to Hibbard, Invenergy has sued Chariton and Caldwell counties because the counties did not give county assent to use the county roads.

Travlos expressed Farm Bureau's appreciation for the changes to the eminent domain statutes. He also shared that the several agricultural organizations filed an application with the PSC to intervene on the Tiger Connector proposals. Farm Bureau feels that the Grain Belt express is trying to skirt around applying with the new requirements passed in 2022. Liz Henderson with the Missouri Soybean Association spoke to echo the sentiments of the Missouri Farm Bureau.

Zach Monroe with Ameren Missouri testified before the committee for informational purpose. Monroe expressed Ameren's desire for legislators, when looking at property rights and the use of eminent domain, to look at utility companies that work to keep a secure grid for the delivery of power differently than independent power suppliers such as the Grain Belt Express.

Environmental Social Governance
Representatives Terry Thompson and Bill Owen express their concerns about the federal government's regulations for disclosures of climate-related disclosures. The proposed rules will increase compliance costs and create confusion with investors. Public pensions in the state are concerned about their investment portfolios based on the effects of the environmental social governance programs. In addition, these programs will affect access to credit for the agricultural sector. Currently, there are 20 states working to limit environmental social governance. However, the legislature needs to be careful not to place the financial industry in a position in which federal and state laws conflict and force bankers to violate either state or federal laws.

Taxation of Solar Panels and Property
Representative Kent Haden spoke about the development of large commercial solar farms in his district. In the 2022 legislative session, he and Senator Cierpoit proposed legislation to tax solar farms using a similar methodology as wind farms. Through the legislative process, the legislation changed to a task force to study the issue of taxation for solar farms. The task force must submit a report by the end of the year.

Solar farms are great financial deal for the farmers leasing their land. However, for the communities where the solar farms are located, it removes farmland from production, reduces on-farm jobs, and affects the associated business in the community.

Foreign Ownership of Agricultural Land
Representative Bill Hardwick spoke to the committee regarding foreign-ownership of food production and agricultural land and the implications that it has with our geopolitical competition, including China. Missouri needs to produce food and other goods in order to reduce the opportunity for supply chain interruptions. Missouri must look at the foothold foreign countries hold in the interest of land in the state. According to Hardwick, our geopolitical competitors are using the nation's system of capitalism to gain control of land in the state.

Hardwick spoke regarding legislation on the federal level to direct the federal Secretary of Agriculture to take regulatory steps to prevent the purchase of agricultural land and production from certain countries. Some legislative options on the state level include transparency in limited liability corporation ownership, modifying the ownership requirements for foreign ownership of corporations, changes to the definition of what is included in the definition of "foreign ownership." According to Hardwick, a legislative proposal must look at long-term national security while balancing personal property rights and free market principles.

Broadband
Representative Louis Riggs updated the committee regarding high-speed broadband efforts in the state. The state Broadband Grant Program has received more than 300 applications for the first round of grant projects funded with American Rescue Plan Act (ARPA) funding. Missouri is leading the country in accountability measures for the grant program, including default reporting and claw back provisions for federal funds allocated for the state. Riggs also testified about the successful deployment of broadband in Shelby and Ralls counties and the impacts this deployment has had in the counties.

Katy Trail and Rock Island State Parks
Representative Bruce Sassmann spoke to the committee regarding property rights on the Katy Trail, the Rock Island Spur of the Katy Trail, and the developing Rock Island State Park. At the implementation of the Rails-to-Trails Program at the federal level, Congress preserved the rail corridors for future use and the U.S. Supreme Court upheld the banking of this land. There is also compensation available for landowners under the Tucker Act and can be accessed through the Federal Claims Court.

Travlos of the Missouri Farm Bureau spoke in opposition to the public funds being spent on the conversion and maintenance of the new Rock Island Trail State Park. Farm Bureau believes that the state needs to be good stewards of its financial resources and take care of the current projects before entering into new projects.

Mike Sutherland with the Department of Natural Resources testified for informational purposes about the department's current and future projects. Sutherland said that Missouri is currently home to the largest Rails-to-Trails project in the nation, the Katy Trail and Rock Island Spur of the Katy Trail, as well as other Rails-to-Trails projects not maintained by the state. The department has worked with property owners along all of its projects to address landowner concerns. Sutherland provided testimony, which can be found in Appendix E.

Co-Chair Senator Justin Brown asked about the department's appropriations request for the Rock Island State Park in the 2022 legislative session in relation to the backlog of projects at current state parks. Sutherland stated that the department is developing a master plan for the development of the Rock Island State Park and

that the department is committed to not use funding for current state parks for the development of the new park, but instead use donations specifically dedicated to the Rock Island State Park. The department wants to ensure the current parks system is well maintained.

The following members' presence was noted: Adams, Allen, Amato, Anderson, Appelbaum, Atchison, Aune, Baker, Banderman, Bangert, Baringer, Billington, Black, Bland Manlove, Bonacker, Bosley, Boyd, Bromley, Brown (16), Brown (149), Brown (87), Brown (27), Buchheit-Courtway, Burger, Busick, Casteel, Chappell, Christ, Christofanelli, Clemens, Coleman, Collins, Cook, Copeland, Crossley, Davidson, Davis, Deaton, Diehl, Dinkins, Ealy, Evans, Falkner, Farnan, Fogle, Fountain Henderson, Francis, Gallick, Gragg, Gray, Gregory, Griffith, Haden, Hardwick, Hausman, Hein, Henderson, Hinman, Houx, Hovis, Hudson, Ingle, Johnson (12), Johnson (23), Justus, Kalberloh, Keathley, Kelley (127), Knight, Lavender, Lewis (6), Lonsdale, Lovasco, Mackey, Mann, Marquart, Matthiesen, Mayhew, McGaugh, McMullen, Merideth, Morse, Mosley, Murphy, Myers, O'Donnell, Oehlerking, Owen, Patterson, Perkins, Peters, Plank, Plocher, Pollitt, Pouche, Proudie, Quade, Reedy, Reuter, Richey, Riley, Roberts, Sander, Sassmann, Schnelting, Schulte, Schwadron, Sharp (37), Sharpe (4), Shields, Smith (46), Smith (155), Sparks, Stacy, Steinhoff, Stinnett, Strickler, Taylor (48), Terry, Thomas, Thompson, Titus, Toalson Reisch, Van Schoiack, Veit, Voss, Walsh Moore, Weber, West, Windham, Woods, Wright, and Young.

ADJOURNMENT

On motion of Representative Marquart, the House adjourned until 4:00 p.m., Tuesday, January 17, 2023.

HOUSE CALENDAR

SEVENTH DAY, TUESDAY, JANUARY 17, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 45

HOUSE BILLS FOR SECOND READING

HB 774 through HB 783

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)

CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SEVENTH DAY, TUESDAY, JANUARY 17, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Be ye steadfast, unmovable, always abounding in the work of the Lord, forasmuch as ye know that your labor is not in vain in the Lord." (I Corinthians 15:58)

Almighty God, Creator of all, who amid the trials and triumphs of daily life has set eternity in our hearts, we turn to You at the beginning of another week knowing that without You all our labor is in vain.

In this hour give to us, the representatives of our people, a true devotion to betterment of our state, an outreaching concern for the well-being of all our citizens, and faith in You which opens for us the unfailing resources of spirit, bridges the differences which separate us, and makes us one in the glory of unity.

Help us to honor our wonderful heritage by walking the ways of liberty and law. Give us worth to our words, courage to our hearts, and strength to our hands as we strive to make Missouri beautiful and bright with the lift of our loyalty and the light of our love.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifth day was approved as printed by the following vote:

AYES: 143

Allen	Amato	Anderson	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25

Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Mosley	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Plank	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 001

Unsicker

PRESENT: 006

Aldridge	Bland Manlove	Johnson 23	Merideth	Phifer
Sharp 37				

ABSENT WITH LEAVE: 013

Adams	Appelbaum	Atchison	Aune	Burger
Burnett	Coleman	Evans	Nickson-Clark	Peters
Proudie	Riggs	Windham		

VACANCIES: 000

The Journal of the sixth day was approved as printed.

HOUSE RESOLUTIONS

Representative Schnelting offered House Resolution No. 51.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 46, introduced by Representative Mackey, relating to employment of members of the general assembly.

HJR 47, introduced by Representative Hausman, relating to a property tax exemption for certain child care facilities.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 14, introduced by Representative Smith (163), to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2023.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 784, introduced by Representative McMullen, relating to four-day school weeks.

HB 785, introduced by Representative Plank, relating to marijuana, with penalty provisions.

HB 786, introduced by Representative Mackey, relating to employment security benefits, with an emergency clause.

HB 787, introduced by Representative Mackey, relating to the law library surcharge.

HB 788, introduced by Representative Mackey, relating to the official food of the Missouri State Fair.

HB 789, introduced by Representative Mackey, relating to customer access to restrooms, with a penalty provision.

HB 790, introduced by Representative Mackey, relating to food delivery platform drivers.

HB 791, introduced by Representative Mackey, relating to donations of unused food.

HB 792, introduced by Representative Mackey, relating to custodial interrogations of children.

HB 793, introduced by Representative Mackey, relating to school attendance.

HB 794, introduced by Representative Mackey, relating to breakfast served in schools.

HB 795, introduced by Representative Mackey, relating to autopsies, with penalty provisions.

HB 796, introduced by Representative Mackey, relating to motor vehicle sales.

HB 797, introduced by Representative Mackey, relating to general assembly license plates.

HB 798, introduced by Representative Mackey, relating to attorney's fees for certain civil actions instituted by the attorney general.

HB 799, introduced by Representative Mackey, relating to compensation of expert witnesses.

HB 800, introduced by Representative Christofanelli, relating to school board terms of office.

HB 801, introduced by Representative Murphy, relating to the practice of veterinary medicine.

HB 802, introduced by Representative Dinkins, to authorize the conveyance of certain state property.

HB 803, introduced by Representative Ingle, relating to sexual assault policies of institutions of higher education.

HB 804, introduced by Representative Ingle, relating to the offense of sexual contact with a child or incapacitated person, with a penalty provision.

HB 805, introduced by Representative Kalberloh, relating to outdoor advertising.

HB 806, introduced by Representative Kalberloh, relating to school bus endorsements, with an emergency clause.

HB 807, introduced by Representative Hudson, to authorize the conveyance of certain state property.

HB 808, introduced by Representative Merideth, relating to the community police tax credit.

HB 809, introduced by Representative O'Donnell, relating to personal finance curriculum in schools.

HB 810, introduced by Representative Merideth, relating to taxation of cigarettes and tobacco products.

HB 811, introduced by Representative Merideth, relating to tax credits for rural health care workers.

HB 812, introduced by Representative Stephens, relating to accessible prescription labels.

HB 813, introduced by Representative Hausman, relating to a property tax exemption for certain child care facilities, with a contingent effective date.

HB 814, introduced by Representative Gregory, relating to sewage disposal.

HB 815, introduced by Representative Gray, relating to false-alarm fees in certain cities.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 45, relating to residential property tax valuation assessments.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 774, relating to cave inspection fees.

HB 775, relating to nursing education.

HB 776, relating to privileged information.

HB 777, relating to certificates of need.

HB 778, relating to motor fuel tax refunds.

HB 779, relating to the extension of fees for programs within the department of natural resources.

HB 780, relating to qualifications for petition circulators.

HB 781, relating to elections, with penalty provisions.

HB 782, relating to newspapers.

HB 783, relating to elections, with penalty provisions.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 40 - Consent and House Procedure

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 2 - Elections and Elected Officials
HJR 6 - Elections and Elected Officials
HJR 18 - Elections and Elected Officials
HJR 19 - Elections and Elected Officials
HJR 22 - Elections and Elected Officials

HJR 24 - Elections and Elected Officials
HJR 25 - Elections and Elected Officials
HJR 28 - Elections and Elected Officials
HJR 29 - Elections and Elected Officials
HJR 30 - Elections and Elected Officials
HJR 32 - Elections and Elected Officials
HJR 40 - Elections and Elected Officials
HJR 43 - Elections and Elected Officials

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 52 - Judiciary
HB 70 - Elementary and Secondary Education
HB 83 - Judiciary
HB 87 - Judiciary
HB 90 - Judiciary
HB 99 - Professional Registration and Licensing
HB 115 - Professional Registration and Licensing
HB 131 - General Laws
HB 154 - Healthcare Reform
HB 156 - Special Committee on Tax Reform
HB 184 - Government Efficiency and Downsizing
HB 253 - Elementary and Secondary Education
HB 268 - Economic Development
HB 301 - Crime Prevention and Public Safety
HB 316 - Workforce and Infrastructure Development
HB 456 - Special Committee on Tax Reform
HB 537 - Judiciary
HB 559 - Elementary and Secondary Education
HB 640 - Special Committee on Urban Issues
HB 660 - Special Committee on Tax Reform
HB 662 - Special Committee on Tax Reform
HB 663 - Judiciary
HB 713 - Ways and Means

COMMITTEE APPOINTMENTS

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Administration and Accounts committee:

I hereby appoint the following members to the committee:

Representative Donna Baringer
Representative Gretchen Bangert
Representative Jamie Johnson

I hereby appoint Representative Donna Baringer to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Agriculture Policy committee:

I hereby appoint the following members to the committee:

Representative Emily Weber
Representative Doug Clemens
Representative Yolonda Fountain Henderson
Representative Adrian Plank
Representative Eric Woods
Representative Yolanda Young

I hereby appoint Representative Emily Weber to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Budget committee:

I hereby appoint the following members to the committee:

Representative Peter Merideth
Representative Ingrid Burnett
Representative Aaron Crossley
Representative Anthony Ealy
Representative Betsy Fogle
Representative Stephanie Hein
Representative Deb Lavender
Representative Maggie Nurrenbern
Representative Raychel Proudie
Representative Kathy Steinhoff
Representative Del Taylor
Representative Kevin Windham

I hereby appoint Representative Peter Merideth to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Children and Families committee:

I hereby appoint the following members to the committee:

Representative Sarah Unsicker
Representative Jamie Johnson
Representative Marlene Terry

I hereby appoint Representative Sarah Unsicker to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Conservation and Natural Resources committee:

I hereby appoint the following members to the committee:

Representative Paula Brown
Representative Michael Burton
Representative Bridget Walsh Moore
Representative Eric Woods

I hereby appoint Representative Paula Brown to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Corrections and Public Institutions committee:

I hereby appoint the following members to the committee:

Representative Rasheen Aldridge
Representative Kimberly-Ann Collins
Representative Marlene Terry

I hereby appoint Representative Rasheen Aldridge to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Crime Prevention and Public Safety committee:

I hereby appoint the following members to the committee:

Representative Marlon Anderson
Representative Ashley Bland Manlove
Representative LaKeySha Bosley
Representative Kimberly-Ann Collins
Representative Jo Doll
Representative Barbara Phifer
Representative Robert Sauls
Representative Mark Sharp

I hereby appoint Representative Marlon Anderson to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Economic Development committee:

I hereby appoint the following members to the committee:

Representative Jerome Barnes
Representative Alan Gray
Representative Michael Johnson
Representative Emily Weber
Representative Yolanda Young

I hereby appoint Representative Jerome Barnes to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Elections and Elected Officials committee:

I hereby appoint the following members to the committee:

Representative Joe Adams
Representative Donna Baringer
Representative David Tyson Smith
Representative Kevin Windham
Representative Eric Woods

I hereby appoint Representative Joe Adams to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Elementary and Secondary Education committee:

I hereby appoint the following members to the committee:

Representative Paula Brown
Representative Ian Mackey
Representative Doug Mann
Representative Maggie Nurrenbern
Representative Marlene Terry

I hereby appoint Representative Paula Brown to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Emerging Issues committee:

I hereby appoint the following members to the committee:

Representative Ashley Aune
Representative Jamie Johnson
Representative Doug Mann
Representative David Tyson Smith

I hereby appoint Representative Ashley Aune to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Ethics committee:

I hereby appoint the following members to the committee:

Representative Richard Brown
Representative Jerome Barnes
Representative Paula Brown
Representative Robert Sauls
Representative Marlene Terry

I hereby appoint Representative Richard Brown to the position of Vice Chair.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Financial Institutions committee:

I hereby appoint the following members to the committee:

Representative Doug Clemens
Representative Joe Adams
Representative Steve Butz
Representative Jay Mosley

I hereby appoint Representative Doug Clemens to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Fiscal Review committee:

I hereby appoint the following members to the committee:

Representative Donna Baringer
Representative Betsy Fogle

I hereby appoint Representative Donna Baringer to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the General Laws committee:

I hereby appoint the following members to the committee:

Representative Keri Ingle
Representative Aaron Crossley
Representative Peter Merideth
Representative Emily Weber

I hereby appoint Representative Keri Ingle to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Government Accountability:

I hereby appoint the following members to the committee:

Representative Maggie Nurrenbern
Representative Marlon Anderson
Representative LaKeySha Bosley
Representative Stephanie Hein
Representative Doug Mann
Representative Barbara Phifer

I hereby appoint Representative Maggie Nurrenbern to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Government Efficiency and Downsizing committee:

I hereby appoint the following members to the committee:

Representative Gretchen Bangert
Representative Alan Gray
Representative Robert Sauls
Representative Kemp Strickler

I hereby appoint Representative Gretchen Bangert to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Health and Mental Health Policy committee:

I hereby appoint the following members to the committee:

Representative LaDonna Appelbaum
Representative Doug Clemens
Representative Jo Doll
Representative Patty Lewis

I hereby appoint Representative LaDonna Appelbaum to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Healthcare Reform committee:

I hereby appoint the following members to the committee:

Representative Patty Lewis
Representative Betsy Fogle
Representative Chantelle Nickson-Clark
Representative Sarah Unsicker

I hereby appoint Representative Patty Lewis to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Higher Education committee:

I hereby appoint the following members to the committee:

Representative Kevin Windham
Representative Raychel Proudie
Representative Kemp Strickler

I hereby appoint Representative Kevin Windham to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Homeland Security:

I hereby appoint the following members to the committee:

Representative Jerome Barnes
Representative Marlon Anderson
Representative Bridget Walsh Moore

I hereby appoint Representative Jerome Barnes to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Insurance Policy committee:

I hereby appoint the following members to the committee:

Representative Steve Butz
Representative LaDonna Appelbaum
Representative Michael Johnson
Representative Jay Mosley
Representative Robert Sauls

I hereby appoint Representative Steve Butz to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Judiciary committee:

I hereby appoint the following members to the committee:

Representative Robert Sauls
Representative Marlon Anderson
Representative Ian Mackey
Representative David Tyson Smith

I hereby appoint Representative Robert Sauls to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Legislative Review committee:

I hereby appoint the following members to the committee:

Representative Ingrid Burnett
Representative Jo Doll
Representative Keri Ingle

I hereby appoint Representative Ingrid Burnett to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Local Government committee:

I hereby appoint the following members to the committee:

Representative Joe Adams
Representative Gretchen Bangert
Representative Donna Baringer
Representative Bridget Walsh Moore

I hereby appoint Representative Joe Adams to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Pensions committee:

I hereby appoint the following members to the committee:

Representative Richard Brown
Representative Doug Clemens
Representative Kathy Steinhoff

I hereby appoint Representative Richard Brown to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Professional Registration and Licensing committee:

I hereby appoint the following members to the committee:

Representative Richard Brown
Representative Jo Doll
Representative Patty Lewis
Representative Chantelle Nickson-Clark

I hereby appoint Representative Richard Brown to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Rules - Administrative Oversight committee:

I hereby appoint the following members to the committee:

Representative Ian Mackey
Representative Ashley Bland Manlove
Representative David Tyson Smith

I hereby appoint Representative Ian Mackey to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Rules - Legislative Oversight committee:

I hereby appoint the following members to the committee:

Representative LaKeySha Bosley
Representative Deb Lavender
Representative Sarah Unsicker

I hereby appoint Representative LaKeySha Bosley to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Rules - Regulatory Oversight committee:

I hereby appoint the following members to the committee:

Representative Keri Ingle
Representative Rasheen Aldridge
Representative Raychel Proudie

I hereby appoint Representative Keri Ingle to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Rural Community Development committee:

I hereby appoint the following members to the committee:

Representative Michael Burton
Representative Patty Lewis
Representative Adrian Plank

I hereby appoint Representative Michael Burton to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Small Business:

I hereby appoint the following members to the committee:

Representative Raychel Proudie
Representative Chantelle Nickson-Clark
Representative Adrian Plank

I hereby appoint Representative Raychel Proudie to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Tax Reform:

I hereby appoint the following members to the committee:

Representative Deb Lavender
Representative Steve Butz
Representative Peter Merideth
Representative Kemp Strickler

I hereby appoint Representative Deb Lavender to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Tourism:

I hereby appoint the following members to the committee:

Representative Ingrid Burnett
Representative Jerome Barnes
Representative Anthony Ealy
Representative Yolonda Fountain Henderson

I hereby appoint Representative Ingrid Burnett to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Transportation Accountability committee:

I hereby appoint the following members to the committee:

Representative Steve Butz
Representative Joe Adams
Representative Michael Burton
Representative Eric Woods

I hereby appoint Representative Steve Butz to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Transportation Infrastructure committee:

I hereby appoint the following members to the committee:

Representative Gretchen Bangert
Representative Michael Johnson
Representative Jay Mosley
Representative Barbara Phifer

I hereby appoint Representative Gretchen Bangert to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Utilities committee:

I hereby appoint the following members to the committee:

Representative Keri Ingle
Representative Paula Brown
Representative Michael Johnson
Representative Emily Weber

I hereby appoint Representative Keri Ingle to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Veterans committee:

I hereby appoint the following members to the committee:

Representative Jerome Barnes
Representative Ashley Bland Manlove
Representative Alan Gray
Representative Michael Johnson

I hereby appoint Representative Jerome Barnes to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Ways and Means committee:

I hereby appoint the following members to the committee:

Representative Ashley Bland Manlove
Representative Yolonda Fountain Henderson
Representative Barbara Phifer
Representative Del Taylor

I hereby appoint Representative Ashley Bland Manlove to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Workforce and Infrastructure Development committee:

I hereby appoint the following members to the committee:

Representative Bridget Walsh Moore
Representative Gretchen Bangert
Representative Adrian Plank
Representative Yolanda Young

I hereby appoint Representative Bridget Walsh Moore to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

SUBCOMMITTEE APPOINTMENTS

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations - Agriculture, Conservation, Natural Resources, and Economic Development:

I hereby appoint the following members to the committee:

Representative Ingrid Burnett
Representative LaKeySha Bosley
Representative Kimberly-Ann Collins
Representative Del Taylor

I hereby appoint Representative Ingrid Burnett to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations - Education:

I hereby appoint the following members to the committee:

Representative Kevin Windham
Representative Ingrid Burnett
Representative Raychel Proudie
Representative Kathy Steinhoff

I hereby appoint Representative Kevin Windham to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations - General Administration:

I hereby appoint the following members to the committee:

Representative Maggie Nurrenbern
Representative Stephanie Hein
Representative Doug Mann
Representative Mark Sharp
Representative Kemp Strickler

I hereby appoint Representative Maggie Nurrenbern to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations - Health, Mental Health, and Social Services:

I hereby appoint the following members to the committee:

Representative Deb Lavender
Representative Aaron Crossley
Representative Betsy Fogle
Representative Sarah Unsicker

I hereby appoint Representative Deb Lavender to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue:

I hereby appoint the following members to the committee:

Representative Rasheen Aldridge
Representative Kimberly-Ann Collins
Representative Anthony Ealy
Representative Deb Lavender

I hereby appoint Representative Rasheen Aldridge to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

COMMITTEE CHANGES

January 13, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Consent and House Procedure committee:

I hereby appoint the following members to the committee:

Representative LaDonna Appelbaum
Representative Chantelle Nickson-Clark
Representative Mark Sharp

I hereby remove the following members:

Representative Peter Merideth
Representative Keri Ingle
Representative Kevin Windham

I hereby appoint Representative LaDonna Appelbaum to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Election Contests:

I hereby appoint Representative Kimberly-Ann Collins to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Urban Issues:

I hereby appoint Representative Marlon Anderson to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

SUBCOMMITTEE CHANGES

January 13, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations - General Administration:

I hereby appoint Representative Sherri Gallick to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

WITHDRAWAL OF HOUSE BILLS

January 17, 2023

The Honorable Dana Rademan Miller, Chief Clerk
Missouri House of Representatives
201 W Capitol Ave
Jefferson City, MO 65101

Dear Chief Clerk Miller,

I request that **House Bill No. 176** be withdrawn.

Sincerely,

/s/ Jim Kalberloh
District 126

The following members' presence was noted: Adams, Burger, Coleman, Peters, Proudie, Riggs, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, January 18, 2023.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE
Thursday, January 19, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HR 40
Executive session will be held: HR 40
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, January 25, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 253

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, January 25, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 184

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Monday, January 23, 2023, 10:00 AM, House Hearing Room 3.
Organizational meeting. Informational overview by the Department of Elementary and Secondary Education, the Department of Higher Education and Workforce Development, Council on Public Higher Education, Missouri Community College Association, and the University of Missouri System.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Thursday, January 19, 2023, 8:00 AM, Joint Hearing Room (117).
Organizational meeting of the subcommittee.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE
Thursday, January 19, 2023, 8:00 AM, House Hearing Room 3.
Correction: No public testimony will be taken at this hearing.
Organizational meeting of the subcommittee. Informational overview by the Department of Transportation, Department of Revenue, Missouri Lottery, State Tax Commission, Department of Public Safety, Missouri National Guard, and Department of Corrections.
CORRECTED

WAYS AND MEANS
Thursday, January 19, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 713

HOUSE CALENDAR

EIGHTH DAY, WEDNESDAY, JANUARY 18, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 46 and HJR 47

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 14

HOUSE BILLS FOR SECOND READING

HB 784 through HB 815

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)

SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

EIGHTH DAY, WEDNESDAY, JANUARY 18, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"In the beginning God created the heaven and the earth." (Genesis 1:1)

Almighty God, creator and sustainer of this wonderful universe in which we live, hour after hour You are speaking to us and day after day You are seeking to lead us. Help us to hear and to heed Your word and to respond to the leading of Your spirit that the paths to peace may become plain and the ways of working together for liberty and justice may be made known to us.

In this knowledge and by this faith may we lead our state to deeper depths of devotion, to higher heights of honesty, and to greater goals of genuine good for our citizens, both urban and rural.

We thank You for courageous representatives who, under the banner of our state, reach out for knowledge. We pray for them, for their safety, and for continued success in their endeavors. May the knowledge gained be used for the good of all Missourians.

Finally, bless and inspire our Governor as he will present to us soon his hopes and dreams in this chamber.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventh day was approved as printed by the following vote:

AYES: 132

Adams	Allen	Amato	Anderson	Baker
Banderman	Bangert	Baringer	Barnes	Billington
Black	Bonacker	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Collins	Cook
Copeland	Crossley	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Falkner
Farnan	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hudson	Hurlbert
Ingle	Johnson 12	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender

Lewis 25	Lewis 6	Lovasco	Mackey	Mann
Marquart	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thompson	Titus	Toalson Reisch	Voss
Waller	Weber	West	Wilson	Woods
Young	Mr. Speaker			

NOES: 000

PRESENT: 005

Aldridge	Johnson 23	Merideth	Sharp 37	Unsicker

ABSENT WITH LEAVE: 026

Appelbaum	Atchison	Aune	Bland Manlove	Boggs
Bosley	Boyd	Burnett	Coleman	Cupps
Evans	Fogle	Hovis	Lonsdale	Matthiesen
Mosley	Nickson-Clark	Phifer	Proudie	Shields
Thomas	Van Schoiack	Veit	Walsh Moore	Windham
Wright				

VACANCIES: 000

ESCORT COMMITTEE

The Speaker appointed the following select committee to act with a like committee from the Senate pursuant to **HCR 1**: Representatives Pollitt, Dinkins, Black, Houx, Owen, Thompson, Shields, Bangert, Mosley and Young.

HOUSE RESOLUTIONS

Representative Boyd offered House Resolution No. 77.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 6, introduced by Representative Morse, relating to Taiwan.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 48, introduced by Representative Mackey, relating to the retail sale of deer meat.

HJR 49, introduced by Representative Anderson, relating to the right of trial by jury.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 816, introduced by Representative Deaton, relating to taxation, with a delayed effective date for certain sections.

HB 817, introduced by Representative Morse, relating to state legislator remembrance month.

HB 818, introduced by Representative Titus, relating to the protection of unborn children, with an emergency clause.

HB 819, introduced by Representative Cook, relating to methods of reimbursement to health care providers.

HB 820, introduced by Representative Cook, relating to peer review committees.

HB 821, introduced by Representative Knight, relating to the education stabilization fund.

HB 822, introduced by Representative Smith (155), relating to the Missouri Parkinson's disease registry act.

HB 823, introduced by Representative Smith (155), relating to the appointment and duties of commissioners to attend an Article V convention.

HB 824, introduced by Representative O'Donnell, relating to investment disclosures.

HB 825, introduced by Representative Reuter, relating to school board candidate filing.

HB 826, introduced by Representative Doll, relating to the collection of forensic evidence in emergency rooms, with penalty provisions.

HB 827, introduced by Representative Christofanelli, relating to the virtual school program.

HB 828, introduced by Representative Mackey, relating to trial procedures for murder in the first degree.

HB 829, introduced by Representative Mackey, relating to the agreement among the states to elect the president by national popular vote act.

HB 830, introduced by Representative Mackey, relating to warrantless searches based on the odor of marijuana.

HB 831, introduced by Representative Mackey, relating to the sale of firearms.

HB 832, introduced by Representative Mackey, relating to foreign ownership of agricultural land.

HB 833, introduced by Representative Shields, relating to early childhood education programs.

HB 834, introduced by Representative Murphy, relating to initiative petitions and referendums.

HB 835, introduced by Representative Sparks, relating to the offense of use of a minor to commit a crime, with penalty provisions.

HB 836, introduced by Representative Griffith, relating to military medal programs for veterans.

HB 837, introduced by Representative Christofanelli, relating to the release of contaminants into public water systems.

HB 838, introduced by Representative Lewis (25), relating to abortion, with penalty provisions.

HB 839, introduced by Representative Lewis (25), relating to repealing the death penalty, with a penalty provision.

HB 840, introduced by Representative Lewis (25), relating to absentee voting.

HB 841, introduced by Representative Lewis (25), relating to guardian ad litem fees.

HB 842, introduced by Representative Burton, relating to the Missouri homestead preservation act, with a delayed effective date.

HB 843, introduced by Representative Francis, relating to the education stabilization fund.

HB 844, introduced by Representative Sharp (37), relating to school resource officers.

HB 845, introduced by Representative Mayhew, relating to dietitians.

HB 846, introduced by Representative Anderson, relating to law enforcement custodial interviews.

HB 847, introduced by Representative Anderson, relating to probation officers.

HB 848, introduced by Representative Anderson, relating to certain investigations by the Missouri state highway patrol.

HB 849, introduced by Representative Anderson, relating to funeral attendance by an offender.

HB 850, introduced by Representative Anderson, relating to fees paid by offenders.

HB 851, introduced by Representative Anderson, relating to fee waivers for certain offenders.

HB 852, introduced by Representative Anderson, relating to criminal nonsupport, with penalty provisions.

HB 853, introduced by Representative Anderson, relating to the timing of proceedings in courts, with penalty provisions.

HB 854, introduced by Representative Anderson, relating to the offense of nonsupport, with penalty provisions.

HB 855, introduced by Representative Anderson, relating to transfer of appeals.

HB 856, introduced by Representative Anderson, relating to the compensation of victims.

HB 857, introduced by Representative Anderson, relating to eligibility for food stamps.

HB 858, introduced by Representative Anderson, relating to absentee voting.

HB 859, introduced by Representative Anderson, relating to voter qualifications.

HB 860, introduced by Representative Anderson, relating to medical records.

HB 861, introduced by Representative Anderson, relating to the offense of resisting or interfering with arrest, detention, or stop, with penalty provisions.

HB 862, introduced by Representative Anderson, relating to child custody, with penalty provisions.

HB 863, introduced by Representative O'Donnell, relating to municipal green bonds.

HB 864, introduced by Representative Mosley, relating to rejected absentee ballots.

HB 865, introduced by Representative Mosley, relating to the supplemental nutrition assistance program.

HB 866, introduced by Representative Mosley, relating to ethics.

HB 867, introduced by Representative Gragg, relating to public school retirement systems.

HB 868, introduced by Representative Lovasco, relating to asset forfeiture.

HB 869, introduced by Representative Lovasco, relating to natural medicine.

HB 870, introduced by Representative Shields, relating to tax credits for child care.

HB 871, introduced by Representative O'Donnell, relating to income tax.

HB 872, introduced by Representative Smith (155), relating to sales taxes.

HB 873, introduced by Representative Peters, relating to dietitians.

HB 874, introduced by Representative Justus, relating to workforce development investments of public utilities.

HB 875, introduced by Representative Hurlbert, relating to Missouri empowerment scholarship accounts.

HB 876, introduced by Representative Hurlbert, relating to a public safety sales tax.

HB 877, introduced by Representative Aldridge, relating to domestic violence awareness month.

HB 878, introduced by Representative Aldridge, relating to school meals.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 46, relating to employment of members of the general assembly.

HJR 47, relating to a property tax exemption for certain child care facilities.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was read the second time:

HB 14, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2023.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 784, relating to four-day school weeks.

HB 785, relating to marijuana, with penalty provisions.

HB 786, relating to employment security benefits, with an emergency clause.

HB 787, relating to the law library surcharge.

HB 788, relating to the official food of the Missouri State Fair.

HB 789, relating to customer access to restrooms, with a penalty provision.

HB 790, relating to food delivery platform drivers.

HB 791, relating to donations of unused food.

HB 792, relating to custodial interrogations of children.

HB 793, relating to school attendance.

HB 794, relating to breakfast served in schools.

HB 795, relating to autopsies, with penalty provisions.

HB 796, relating to motor vehicle sales.

HB 797, relating to general assembly license plates.

HB 798, relating to attorney's fees for certain civil actions instituted by the attorney general.

HB 799, relating to compensation of expert witnesses.

HB 800, relating to school board terms of office.

HB 801, relating to the practice of veterinary medicine.

HB 802, to authorize the conveyance of certain state property.

HB 803, relating to sexual assault policies of institutions of higher education.

HB 804, relating to the offense of sexual contact with a child or incapacitated person, with a penalty provision.

HB 805, relating to outdoor advertising.

HB 806, relating to school bus endorsements, with an emergency clause.

HB 807, to authorize the conveyance of certain state property.

HB 808, relating to the community police tax credit.

HB 809, relating to personal finance curriculum in schools.

HB 810, relating to taxation of cigarettes and tobacco products.

HB 811, relating to tax credits for rural health care workers.

HB 812, relating to accessible prescription labels.

HB 813, relating to a property tax exemption for certain child care facilities, with a contingent effective date.

HB 814, relating to sewage disposal.

HB 815, relating to false-alarm fees in certain cities.

On motion of Representative Patterson, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

RULE SUSPENSION

Representative Patterson moved that Rule 123 be suspended.

Which motion was adopted by the following vote:

AYES: 147

Adams	Aldridge	Allen	Amato	Anderson
Banderman	Bangert	Baringer	Barnes	Billington
Black	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Davidson	Diehl	Dinkins	Doll
Ealy	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riley	Roberts
Sander	Sassmann	Sauls	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry

Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 016

Appelbaum	Atchison	Aune	Baker	Bland Manlove
Burnett	Cupps	Davis	Deaton	Evans
Nickson-Clark	Phifer	Riggs	Schnelting	Smith 163
Windham				

VACANCIES: 000

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and Lieutenant Governor Mike Kehoe, presiding, called the Joint Assembly to order.

The Missouri State Highway Patrol Troop F Color Guard presented the Colors, and the Pledge of Allegiance to the flag was recited.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 33

Arthur	Bean	Beck	Bernskoetter	Black
Brattin	Brown 26	Carter	Cierpiot	Coleman
Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer
Rizzo	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams		

ABSENT: 1

Brown 16

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 146

Adams	Allen	Amato	Anderson	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Christ	Christofanelli	Clemens	Coleman	Collins

Cook	Copeland	Crossley	Davidson	Deaton
Diehl	Dinkins	Doll	Ealy	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 004

Aldridge	Bosley	Mosley	Sauls	

ABSENT WITH LEAVE: 013

Appelbaum	Atchison	Aune	Baker	Bland Manlove
Burnett	Chappell	Cupps	Davis	Evans
Nickson-Clark	Phifer	Windham		

VACANCIES: 000

The Sergeant-at-Arms announced the approach of the Honorable Michael L. Parson, Governor of the State of Missouri. The Governor was duly escorted to the House Chamber and the Speaker's dais, where he delivered the following message to the Assembly in Joint Session.

STATE OF THE STATE
ADDRESS BY
GOVERNOR MICHAEL L. PARSON

Thank you Lieutenant Governor, Mr. Speaker, statewide officials, Judges of the Missouri Supreme Court, and state legislators.

It is an honor to be joined by the First Lady as I stand before you again today as the 57th Governor of the Great State of Missouri.

Today, I stand here with excitement and a renewed sense of optimism for the future of Missouri and its people.

This past year was one of opportunity. We recognized that. Took advantage of that. AND now we are reaping the benefits…both today and tomorrow.

By working together, we've done better than before. We've established a new baseline of service for state government. We've set a new standard for the people of Missouri.

Together, we've moved billions of dollars in investments across this state. Whether you live in Kansas City or St. Louis…Kennett or Rockport…grow corn or cotton…vote left, right, or center…We've left no community behind.

We are building a bench in this state that will continue the tremendous successes we are seeing. AND that means a bench that SEES everyone, that INCLUDES everyone, and is FOR everyone.

Teachers and police officers…state workers and factory workers... every hard-working Missourian is critical to the continued success of our state. Every year, we've supported them, invested in them, and we must never quit on them.

Last year, I stood before you and proclaimed that Missouri is Strong Today and will be Even Stronger Tomorrow. Well this year, I'm here to tell you that tomorrow has arrived…

Missouri IS Stronger today, and we're going to continue what we've started…Because THIS Governor isn't done yet…WE… ARE…NOT… DONE… YET!

This past year, words like "historical" "largest ever" and "most in history" seemed to become permanent parts of our vocabulary…whether it was workforce development, education, infrastructure, mental health, public safety, or agriculture…these words applied to all.

In October, we concluded a historic special session with the passage of the largest income tax cut in our state's history.

We cut the tax rate and simplified the tax code for all Missourians. Missourians work hard, they provide for their families, pay their bills, and pay their taxes. AND they deserve to keep their hard-earned money.

This tax cut means that our administration will have cut Missourians' taxes three times and by 20 percent. Money that can help put gas in the car, food on the table, or saved for a rainy day. It means more money in our economy.

We thank Senator Koenig, Senator Hough, and Representative Smith for their leadership as well as everyone in this chamber who voted for and fought for this tax cut.

In Missouri…when the coffers are full from a booming economy, growing businesses, and job creation…we don't spend for the sake of spending like we see in Washington D.C.…we spend what is necessary for our growth…for the future…and put more money back in Missourians' pockets where it was EARNED…and where IT BELONGS.

During that same special session, we also secured opportunity and support for our state's number one economic driver…agriculture.

I am an Ag Governor and this administration will always stand up for our Missouri farmers and ranchers. AND we challenged legislators who say the same to do the same…

By working together with the leadership of Senator Bean and Representative Pollitt, we put politics and special interests aside and passed long term extensions for our critical agriculture tax credit programs…

Programs that create jobs, promote farm and business innovation, and help add value to our Missouri Grown products.

Despite the roadblocks, political games, and those who stood against agriculture… support for our farmers and ranchers could not be denied. AND we appreciate everyone who took a stand and offered your support for those who feed and fuel our economy.

While tax cuts and support for agriculture are huge wins…you have probably noticed, MISSOURI IS ON THE MOVE.

Our economy is booming. Businesses are investing, growing, and creating jobs in our state.

Thanks to our focus on workforce development and infrastructure, we have achieved countless economic wins.

In 2022, our unemployment rate fell to 2.4 percent…the lowest rate ever recorded in the history of the State of Missouri, and it remains historically low today.

While the federal government tried to solve an inflation problem with more spending, we got to work creating jobs and securing business investment.

This year, we celebrated business announcements all across the State of Missouri…

In total, more than $2.9 billion dollars and nearly 5,000 new jobs were created by businesses that utilized our state programs, like Missouri One Start.

Since its reform in 2019, Missouri One Start has trained nearly 130,000 workers for companies of all sizes.

Its success is why we are continuing our investment of $27 million dollars for additional Missouri One Start training projects to help recruit and train skilled workers for companies choosing our state.

AND we are proud that Missouri ranks 1st in the United States for our low cost of doing business…

Whether it is investments in Missouri One Start, broadband, education, or so on, by prioritizing infrastructure and workforce development, companies are choosing our state to invest.

Some of the first things we are asked about on our Trade Missions is our progress on infrastructure, education, workforce, and our cost of doing business.

In fact, from our Trade Missions alone, we have been able to achieve over 1,000 jobs and more than $1 billion dollars in business investment for Missouri.

AND WE ARE NOT DONE YET

Infrastructure

Last year, we made one of the largest investments in broadband expansion across our state.

Thanks to our efforts, nearly 70,000 under-served homes and businesses across our state NOW have broadband.

BUT we know we can’t stop now. That is why we are investing an additional $250 million dollars to do even more.

If we can put electricity in every home, we can do the same with broadband today.

We are not done until every home, every school, every business, and every farm has access to quality internet.

Not only is broadband important so is our vast transportation network.

But this year, we learned the hard way that we must do more to improve transportation safety.

Over the summer, an Amtrak passenger train derailed near the small town of Mendon, killing four and seriously injuring dozens of others.

Thankfully in this instance, small town America rose to the occasion. Neighbors helping neighbors, strangers helping strangers…the Mendon community represented the best of our people…the best of our state.

AND on behalf of all Missourians…I want to thank them…

While the power of our people and the goodness of their character made a bad situation a little better this time, the state must be proactive and help prevent a similar situation again.

That is why we are including $35 million dollars to begin updating railway crossings to modern day safety standards ALL ACROSS OUR STATE…

When I became Governor, we worked with all of you and set out to repair or replace 250 of our state's poorest bridges, and we are happy to report that 222 have already been completed, and the remaining bridges will be under contract by March.

We have also set out to address crumbling roads in rural areas. Thanks to our rural routes program established in last year's budget, 1,700 lane miles of low volume roads in the poorest conditions will be resurfaced by the end of June of this year.

AND we are extremely proud of our Transportation Cost-Share which has awarded 28 local transportation projects with the funding to improve roads and bridges and bring economic development to their areas.

Through our $75 million dollar investment and partnering with both public and private entities, we have leveraged more than $175 million dollars in new projects all across our state, from the most rural areas to our urban areas.

As you can see, our infrastructure investments are making a real difference for Missourians in our state.

AND one project in particular we want to highlight is the I-270 North project in St. Louis…one of the largest investments ever in our state's history.

This project not only represents stronger infrastructure…it demonstrates the opportunities that these projects can bring to hard-working Missourians.

Involved with the I-270 project is Project Pave. A STEM program that works to mentor, teach, and support students in North St. Louis County high schools. These students get to pursue interests in highway design, engineering, and construction.

AND here with us today is Christian Malloyd.

Christian was an intern with Project Pave and secured full-time employment with Mill-stone Weber as an IT Technician directly out of high school…

AND that is exactly what we are trying to achieve.

Would you please help me in welcoming Christian and his fellow Project PAVE students to the chamber today?

While we might have thought we were just putting asphalt on roads or steel over waterways, what we're really doing is supporting the future.

These investments create REAL jobs that provide REAL careers… to support REAL families and REAL futures.

AND WE ARE NOT DONE YET

For years, congestion, traffic accidents, and delays have become serious issues for commuters on I-70. Not only are we concerned for motorist safety, these inefficiencies are costly to our state's economy. AND we must invest to improve I-70.

To those who say we can't afford it, I say we can't afford not to.

This year, we are requesting $859 million dollars… the largest investment in decades… to widen and rebuild the I-70 corridor and take the first step in adding a third lane across our state.

This is a once in a lifetime opportunity.

And the TIME…IS…NOW.

Education/Workforce Development

Now, as a product of public education, the father of a school teacher, and grandfather of a first-year school teacher and preschooler, I know the American Dream could not be possible for so many without a quality education.

This year, we will again fully fund the foundation formula with an additional $117 million dollars to ensure Missouri schools are receiving the support they need.

But as I've said, we've set a new standard in this state. AND that includes a new standard of accountability for our students, teachers, and administrators across the state.

Last year, we funded our part of school transportation for the first time in more than two decades, and we aren't one and done.

This year, we are again investing $233 million dollars for school transportation to ensure our kids can get to and from school safely.

Additionally, last year, in working with the General Assembly, we funded the Career Ladder Program. Nearly 140 school districts participated and over 11,000 veteran school teachers received an increase in pay.

This year, we are again funding the program with an additional $32 million dollars to continue the state's part and benefit more Missouri teachers.

Another program we are very proud of is our Teacher Baseline Salary Grant program, which raised baseline teacher pay from $25,000 dollars to $38,000 dollars per year.

A total of 356 Missouri school districts participated in the program and provided pay increases to more than 6,000 school teachers.

Clearly this program is making a difference, and we are committed to continuing it for teachers like the one joining us today.

In the upper gallery is one of the teachers we had the pleasure of meeting. She's a first grade teacher from Meadville R-4 School District located in Linn County.

She's a second year teacher and received a nearly $7,000 dollar pay increase thanks to our baseline teacher pay program. She was able to move out of her parents' house, get married, and begin pursuing a master's degree.

Mrs. Fluckey is a great example of the majority of our educators who do it for the right reasons. She represents our educators who certainly don't do it for the money, but do it for our children and the future of our state.

Would you please join me in giving Mrs. Fluckey and all our Missouri educators a round of applause?

We also know that early childhood care is essential to our state's success.

We've already invested nearly $1 billion dollars to improve our child care network and create more options for more Missouri families.

BUT WE ARE NOT DONE YET

We know child care remains a struggle for many parents and businesses. Child care providers often have to limit their hours due to staffing shortages or increase their prices…this poses a real challenge to parents as they weigh the decision to work or stay home.

Prior to COVID-19, more than 50 percent of Missouri residents lived in an area with a shortage of child care. We know that problem has only worsened with one-third of facilities no longer open after the pandemic.

We need to do better…for our parents, children, providers, and businesses.

Joining us today is Sharon Winton, the Director of Discovery Place child care right here in Jefferson City.

Ms. Winton stayed the course and kept her doors open…even as enrollment declined and revenue fell…

Even with her determination and passion for serving Missouri families… overcoming the challenges she faced might not have been possible without the state programs and services our Office of Childhood provides.

Would you please join me in recognizing Ms. Sharon Winton, the children of Discovery Place, and all those who care for our children across the state?

Now…Ms. Winton faces the opposite issue…more and more families are seeking child care options. AND while she would love to help, she simply does not have the resources, space, or staff to accommodate.

To help address this issue, we are proposing three new child care tax credit programs.

These programs will help improve child care facilities, support employers who support their workers with child care assistance, and allow more of our dedicated child care workers to earn a pay increase.

We are also investing more than $78 million dollars to increase Child Care Subsidy rates to child care providers across the state…

Together these actions will help more child care providers to start their business, stay in business, or expand their business.

BUT we are not stopping there…

Missouri's own Susan Blow established the first school kindergarten right here in the State of Missouri, and we want to expand on those efforts started so long ago.

This year, we are here to announce our plan to invest $56 million dollars to begin expanding Pre-Kindergarten options to ALL low-income Missouri children.

Under this program, 50 percent of all our families with pre-k students will be able to enroll their children in expanded programs through their local school district or charter school at no cost.

There is a clear need to do better when it comes to early childhood. Let's meet this moment for Missouri kids, families, and businesses!

Now, for our non-college students or Missourians seeking a new career path…

We are investing $3 million dollars in Apprenticeship Missouri to expand apprenticeship opportunities with a focus on IT, public health, education, and public safety, among others.

These programs are a great way for Missourians to learn a new skill and earn a good-paying job…right out of high school.

Thanks to this program, we are happy to report that we were able to achieve our goal of creating 20,000 new apprenticeships THREE years ahead of schedule.

AND thanks to this program we are NOW 3rd in the United States for apprenticeships opportunities.

This year, we are seeking $2.2 million dollars for our 27 job centers across the state. With more than 195,000 job openings in Missouri…we must make sure Missourians who need a job get a job.

Additionally, to further support career opportunities for our young people, we are requesting $500,000 dollars for our Jobs for America's Graduates to help more high school students further their education or go directly into the workforce.

For college bound Missourians, we are increasing core funding to our Community Colleges and 4-year institutions, by seven percent… the largest increase in more than 25 years.

Additionally, we are investing another $275 million dollars for capital improvement projects on our college campuses…

We are also proposing an additional $800,000 dollars for our Fast Track program to ensure that any qualified person seeking a scholarship is able to receive it.

For our high school seniors wanting to further their education, we are also again fully funding A+ scholarships.

AND to help promote workforce development on college campuses, we are recommending $38 million dollars for our MoExcels program to expand employer-driven education and training programs.

Together, these investments will help our colleges and universities keep up with the educational demands of both today and tomorrow.

We all know manufacturing is a leading industry in our state. In fact, we rank 4th in the United States for new manufacturing facilities.

But a serious hurdle for our manufacturing companies here in Missouri and across the nation is the semiconductor chip supply chain.

To address this issue…for the first time…we are dedicating $25 million dollars for research, program development, and training to increase our competitiveness for semiconductor manufacturing right here in Missouri.

The last thing we want is to rely on China when we CAN and WILL do it right here in Missouri.

Government Reform

These investments in infrastructure, workforce, and education cannot be achieved without a functioning and efficient state government…

AND the dedicated leaders in my Cabinet. Would members of my cabinet please stand to be recognized for all you do on behalf of the people of Missouri?

While businesses build their bench…we need to build the bench in state government.

As many of you know, the recruitment and retention of state employees has been a severe problem for our state. AND while we have made considerable advancements like wage increases, deferred compensation, and professional development opportunities…

MORE is needed.

Supporting our state workers means supporting the people of Missouri…AND we are not done yet.

This year, as part of our supplemental budget, we are requesting an immediate 8.7 percent cost of living increase for our state employees.

For anyone who can't already see the dire need for this action, we want to be clear, this is not state government setting the market…this is merely an attempt by state government to stay competitive with the market.

If we allow state government to fall behind, we allow Missourians to fall behind.

With more than 7,000 positions open across state government, this wage increase is necessary… and it is the MINIMUM we must do…

On behalf of all state employees, I ask for your full support to pass this increase and deliver it to my desk by March 1.

We also want to improve the services we provide through our agencies like the Children's Division. This Division is critical to the health and safety of some of Missouri's most vulnerable children, yet it is critically understaffed and under-resourced.

By investing $22 million dollars we can help alleviate the strain, hire more employees, and support struggling families and children.

We must do more and do better for our children, our families, and the future of our state.

We've come a long way… BUT for Missouri to stay on the move…so does state government.

Health Care/Mental Health Care

In 2022, fresh out of the grips of COVID-19, we understood the need to do better in this state when it comes to health and mental health care.

Last year, we made historic investments in health and mental health, including the new State One Health Lab, which states across the nation are using as a model for their own plans.

Now…frankly, an area in which we are heartbroken to be failing is maternal mortality. Currently, Missouri ranks 44th in the United States for our abnormally high maternal mortality rate.

This is embarrassing and absolutely unacceptable.

We are determined to change this. AND we are requesting $4.3 million dollars to allow the Department of Health and Senior Services to implement a new maternal mortality plan.

DHSS estimates that 75 percent of maternal deaths are preventable with at least one meaningful change to treatment, whether directly to the patient or through the provider, community, or health care system.

We refuse to accept this tragic Missouri statistic. We must do better. If we can't get it right for the mothers and children across our state, we might as well pack our bags and let somebody else occupy our seats.

Let's support our mothers, let's support our children, let's support the future of Missouri.

This year, we are also proposing an additional $3.5 million dollars to increase the number of youth behavioral health liaisons across our state. This initiative will fund 27 liaisons to help our youth in crisis and receive the treatment they need.

It is needed, it is wanted, and more importantly…It is helping keep our kids SAFE, IN school, and OUT of the system.

Here with us today is Leah Crawford. Last year, she was observing a change in her daughter's behavior and mood. Her daughter, Jewel, was carrying so much hate and anger - things that no child should have to suffer through.

Recognizing a need to do something, Leah took her daughter to Phallin Thornton, one of our youth behavioral liaisons. It was because of Phallin that Leah felt her daughter was finally opening up and making a change for the better.

After a visit with Phallin, she was smiling again… laughing again… being a child again.

This is the real difference this program is making for our kids across the state.

We are grateful to have Leah, Jewel, and Phallin with us here today. Would you please stand to be recognized?

This year, to address the severe shortage of Certified Nursing Assistants all across our state, we are proposing nearly $4 million dollars to boost C-N-A training and programs.

With this increase, we expect 4,000 additional students to gain C-N-A training and employment at a long-term care facilities and other medical facilities, including our Missouri Veterans Homes.

We owe it to Missourians to provide them with quality care, and C-N-As are critical to that mission.

AND we also want to thank all of our doctors, nurses, and health care professionals across our state who care for our citizens.

Public Safety

We must also always look to improve when it comes to public safety in our state.

Unfortunately, our home, schools, and communities are not immune to violence. BUT it's our jobs… the individuals in this building to do what we can to promote a safer Missouri.

This past year, we saw violence and shootings plague schools and communities across the nation, and sadly our state was no exception.

The events that unfolded at Central Visual & Performing Arts High School just a few months ago were nothing short of tragedy.

As friends and family mourn, a community grieves, and a school tries to continue on without a valued and beloved teacher and student…we must recommit ourselves to ensuring our schools are safe.

While we will never understand or control the violence of these deranged individuals, we can look to the school safety officers and law enforcement who got it right that day.

They were prepared…they had a plan…they saved lives and prevented a tragic situation from becoming even worse.

We want to ensure that preparedness and response can be repeated across our state if the unthinkable ever occurs again.

That's why this year we are proposing $50 million dollars for school safety grants to further protect our children and our schools.

We know that public safety starts with supporting our men and women on the front lines who answer the call… who wake up every day to protect and serve.

BUT we know that law enforcement recruitment has suffered in recent years…AND it is critical that we take action to build the bench in law enforcement.

Last year, we established the Missouri Blue Scholarship program to recruit officers across the state.

Already this program has received high interest and success, with 147 Missourians already earning a scholarship.

Joining us today are Rachel Kelley and Samuel Altom.

Rachel always dreamed of becoming a police officer, but like so many…life gets in the way. Now, she can afford the opportunity to pursue her dream and serve her community thanks to our scholarship program.

Samuel has witnessed firsthand that there can sometimes be disconnect and distrust by younger generations towards law enforcement…he wants to help fix that and hopes to one day help recruit and train future police officers.

This scholarship program and the support it provides to people like Rachel and Samuel are perfect examples of how we can help build the bench in law enforcement.

Would you please join me in welcoming Rachel and Samuel?

For anyone willing to step up to protect and serve their communities, we must do everything we can to support them.

AND as I've said…In this state, we support and defend our law enforcement officers, we don't defund them…AND OUR ADMINISTRATION NEVER WILL.

Infrastructure, education, workforce development, health care, mental health, public safety…it's not one or the other…it's everything working together that allows a better future for our children and our families.

We have always invested in these priorities… and we always will.

CONCLUSION

For us, it's all about the WHY.

The WHY we aren't done yet…the WHY we CAN'T be don't yet…it's because of our children.

AND joining us on the floor today is the WHY…

Would you please welcome students from Missouri's Blue Ribbon Schools who want to share their American Dream with you…

From Kirkwood...

- Ben Herwick and Julia McDonald want to study business.

From Nixa…

- Meghana Nakkanti wants to study Public Health
- AND Gideon Carter wants to study computer science.

From Eugene Field…

- Carson DeFazio wants to be a soccer coach
- AND Rosalind Martin wants to be a baker.

From Epic…

- Henley Ricklefs wants to be a Veterinarian
- AND Sawyer Burch who wants to join the NFL…AND we're rooting for Sawyer as long he's with the Kansas City Chiefs.

From Dewey…

- Mahlia Wahid wants to study business
- AND Decker Rardon wants to be an engineer.

From Chapel Lakes…

- Cooper Minks wants to be a sports agent
- AND Skylaur James wants to be an Olympic runner.

From Blair Oaks…

- Emmerson Hilty wants to be a teacher and principal
- AND Preston Snitker wants to play professional sports.

AND behind them, we also have children from Discovery Place Daycare who are here to SHOW you their American Dream.

Let's give these kids a round of applause.

Teresa and I are living our American Dream. Our dream is one of faith, family, and patriotic service. A dream that allowed a rowdy farm boy from small-town Wheatland and a bright and beautiful woman from Bolivar to meet and one day become the Governor and First Lady of Missouri.

For the kids in this room…It's their future, their dreams, THEIR AMERICAN DREAM that we MUST support and fight for…It's our privilege and our responsibility.

Kids all across our state have hopes, dreams, and ambitions…AND their American Dream can be bolstered and broadened by the decisions we make right here in this building.

Looking at these kids standing here today…I am confident there is nothing we cannot overcome FOR THEM.

These children are the WHY…If we're not willing to sacrifice for these kids, support their dreams, or stand up for their future, then we must ask ourselves why are we here?

The First Lady and I have always believed in and supported the American Dream…and as we enter the final two years of our time as Governor and First Lady the importance of that mission becomes all the more clear.

Like us, the American Dream should be achievable for ALL…NEVER the exception for SOME.

Our American Dream was possible because leaders before us looked at you and me…and recognized we were worth fighting for.

Today, I ask the same of you…THESE Missouri children are the future. The future of our state, our nation, and our democracy.

If we fail them…then the failures of tomorrow are the failures of today.

Let's not fail them today, tomorrow, or ever.

This Governor…this Dad… and this Gramps… IS NOT DONE YET…

WE…ARE…NOT…DONE…YET…

It is an honor and privilege to serve as the 57th Governor of the state of Missouri.

God bless you, God bless the great State of Missouri, and God bless the United States of America.

The Joint Session was dissolved by Senator O'Laughlin.

Speaker Plocher resumed the Chair.

COMMITTEE CHANGES

January 18, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Consent and House Procedure committee:

I hereby appoint the following member to the committee:

Representative Jamie Johnson

I hereby remove the following member from the committee:

Representative Chantelle Nickson-Clark

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 18, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Crime Prevention and Public Safety committee:

I hereby appoint the following member to the committee:

Representative Ian Mackey

I hereby remove the following member from the committee:

Representative Barbara Phifer

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 18, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Government Efficiency and Downsizing committee:

I hereby appoint the following member to the committee:

Representative Chantelle Nickson-Clark

I hereby remove the following member from the committee:

Representative Alan Gray

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 18, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Special Committee on Homeland Security:

I hereby remove Representative Marlon Anderson from the committee.

I hereby appoint Representative Barbara Phifer to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 18, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Transportation Accountability committee:

I hereby appoint the following member to the committee:

Representative Michael Johnson

I hereby remove the following member from this committee:

Representative Eric Woods

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 18, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Transportation Infrastructure committee:

I hereby appoint the following member to the committee:

Representative Eric Woods

I hereby remove the following member from this committee:

Representative Michael Johnson

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 18, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Veterans committee:

I hereby appoint the following member to the committee:

Representative Yolonda Fountain Henderson

I hereby remove the following member from the committee:

Representative Michael Johnson

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

January 18, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Ways and Means committee:

I hereby appoint the following member to the committee:

Representative Alan Gray

I hereby remove the following member from the committee:

Representative Yolonda Fountain Henderson

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

The following members' presence was noted: Bland Manlove, Cupps, Phifer, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, January 19, 2023.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE
Thursday, January 19, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HR 40
Executive session will be held: HR 40
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT
Wednesday, January 25, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 268

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, January 25, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 253

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, January 25, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 184

HEALTHCARE REFORM
Thursday, January 19, 2023, 9:30 AM or upon adjournment (whichever is later), House Hearing Room 1.
Organizational meeting.

JUDICIARY
Monday, January 23, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 52, HB 90, HB 537, HB 663

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, January 23, 2023, 12:30 PM, House Hearing Room 6.
Organizational meeting.

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, January 24, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 156, HB 456, HB 662

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Monday, January 23, 2023, 10:30 AM, House Hearing Room 3.
Corrected time to 10:30 am. Removed Department of Elementary and Secondary Education, and the Department of Higher Education and Workforce Development from informational overview.
Organizational meeting. Informational overview by the Council on Public Higher Education, Missouri Community College Association, and the University of Missouri System.
CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Thursday, January 19, 2023, 8:00 AM, Joint Hearing Room (117).
Organizational meeting of the subcommittee.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE
Thursday, January 19, 2023, 8:00 AM, House Hearing Room 3.
No public testimony will be taken at this hearing.
Organizational meeting of the subcommittee. Informational overview by the Department of Transportation, Department of Revenue, Missouri Lottery, State Tax Commission, Department of Public Safety, Missouri National Guard, and Department of Corrections.
CORRECTED

WAYS AND MEANS
Thursday, January 19, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 713

WAYS AND MEANS
Monday, January 23, 2023, 12:00 PM, House Hearing Room 5.
Executive session will be held: HB 713
CORRECTED

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, January 25, 2023, 12:00 PM, House Hearing Room 6.
Organizational meeting.

HOUSE CALENDAR

NINTH DAY, THURSDAY, JANUARY 19, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 6

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 48 and HJR 49

HOUSE BILLS FOR SECOND READING

HB 816 through HB 878

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

NINTH DAY, THURSDAY, JANUARY 19, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Speaking the truth in love, we are to grow up in every way into Him who is the head." (Ephesians 4:15)

Our Creator in heaven and on earth, whose Spirit dwells in the hearts of all citizens, make us conscious of Your presence as we bow in prayer before You this winter morning in the people's house.

We have been taught to walk the way of truth and to live the life of love. May truth so triumph in our minds that we may overcome negativity with high principles and may love so live in our hearts that we may relate ourselves affirmatively to our people. With truth and love alive within us, may we devote ourselves to the welfare of our beloved show me state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the eighth day was approved as printed by the following vote:

AYES: 144

Adams	Allen	Amato	Anderson	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lovasco	Mackey	Mann	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie

Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 002

Aldridge Unsicker

ABSENT WITH LEAVE: 017

Appelbaum	Atchison	Aune	Baker	Bland Manlove
Burnett	Burton	Butz	Cupps	Doll
Evans	Lonsdale	Marquart	Nickson-Clark	Phifer
Thomas	Windham			

VACANCIES: 000

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 7, introduced by Representative Plank, relating to country-of-origin labeling.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 50, introduced by Representative Mayhew, relating to taxation.

HJR 51, introduced by Representative Reuter, relating to property tax assessments for certain seniors.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 879, introduced by Representative Kelley (127), relating to an income tax deduction.

HB 880, introduced by Representative Burger, relating to paint recycling, with a penalty provision.

HB 881, introduced by Representative Christofanelli, relating to electronic estate planning documents.

HB 882, introduced by Representative Byrnes, relating to memorial highway designations.

HB 883, introduced by Representative Cupps, relating to health and family academic standards.

HB 884, introduced by Representative Cupps, relating to administrative rules.

HB 885, introduced by Representative Perkins, relating to premenstrual dysphoric disorder awareness.

HB 886, introduced by Representative Perkins, to authorize the conveyance of property owned by the state in Pike County to the state highways and transportation commission.

HB 887, introduced by Representative Riley, relating to STEM career awareness.

HB 888, introduced by Representative Buchheit-Courtway, relating to the offense of endangering the welfare of a child in the second degree, with penalty provisions.

HB 889, introduced by Representative Bland Manlove, relating to the health professional student loan repayment program.

HB 890, introduced by Representative Bland Manlove, relating to driver education courses in public schools.

HB 891, introduced by Representative Falkner, relating to community water system hydrant inspections.

HB 892, introduced by Representative Collins, relating to eligibility for probation or parole.

HB 893, introduced by Representative Collins, relating to eligibility for probation or parole.

HB 894, introduced by Representative Knight, relating to the motor vehicle franchise practices act.

HB 895, introduced by Representative Gray, relating to annual leave for state employees.

HB 896, introduced by Representative Gray, relating to local sales tax.

HB 897, introduced by Representative Gray, relating to sales tax on trade-in purchases.

HB 898, introduced by Representative Gray, relating to retirement benefits for certain teacher retirement systems.

HB 899, introduced by Representative Johnson (12), relating to history instruction in schools.

HB 900, introduced by Representative Johnson (12), relating to health insurance coverage of maternity services.

HB 901, introduced by Representative Pollitt, relating to the education stabilization fund.

HB 902, introduced by Representative Hardwick, relating to business covenants.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 6, relating to Taiwan.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 48, relating to the retail sale of deer meat.

HJR 49, relating to the right of trial by jury.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 816, relating to taxation, with a delayed effective date for certain sections.

HB 817, relating to state legislator remembrance month.

HB 818, relating to the protection of unborn children, with an emergency clause.

HB 819, relating to methods of reimbursement to health care providers.

HB 820, relating to peer review committees.

HB 821, relating to the education stabilization fund.

HB 822, relating to the Missouri Parkinson's disease registry act.

HB 823, relating to the appointment and duties of commissioners to attend an Article V convention.

HB 824, relating to investment disclosures.

HB 825, relating to school board candidate filing.

HB 826, relating to the collection of forensic evidence in emergency rooms, with penalty provisions.

HB 827, relating to the virtual school program.

HB 828, relating to trial procedures for murder in the first degree.

HB 829, relating to the agreement among the states to elect the president by national popular vote act.

HB 830, relating to warrantless searches based on the odor of marijuana.

HB 831, relating to the sale of firearms.

HB 832, relating to foreign ownership of agricultural land.

HB 833, relating to early childhood education programs.

HB 834, relating to initiative petitions and referendums.

HB 835, relating to the offense of use of a minor to commit a crime, with penalty provisions.

HB 836, relating to military medal programs for veterans.

HB 837, relating to the release of contaminants into public water systems.

HB 838, relating to abortion, with penalty provisions.

HB 839, relating to repealing the death penalty, with a penalty provision.

HB 840, relating to absentee voting.

HB 841, relating to guardian ad litem fees.

HB 842, relating to the Missouri homestead preservation act, with a delayed effective date.

HB 843, relating to the education stabilization fund.

HB 844, relating to school resource officers.

HB 845, relating to dietitians.

HB 846, relating to law enforcement custodial interviews.

HB 847, relating to probation officers.

HB 848, relating to certain investigations by the Missouri state highway patrol.

HB 849, relating to funeral attendance by an offender.

HB 850, relating to fees paid by offenders.

HB 851, relating to fee waivers for certain offenders.

HB 852, relating to criminal nonsupport, with penalty provisions.

HB 853, relating to the timing of proceedings in courts, with penalty provisions.

HB 854, relating to the offense of nonsupport, with penalty provisions.

HB 855, relating to transfer of appeals.

HB 856, relating to the compensation of victims.

HB 857, relating to eligibility for food stamps.

HB 858, relating to absentee voting.

HB 859, relating to voter qualifications.

HB 860, relating to medical records.

HB 861, relating to the offense of resisting or interfering with arrest, detention, or stop, with penalty provisions.

HB 862, relating to child custody, with penalty provisions.

HB 863, relating to municipal green bonds.

HB 864, relating to rejected absentee ballots.

HB 865, relating to the supplemental nutrition assistance program.

HB 866, relating to ethics.

HB 867, relating to public school retirement systems.

HB 868, relating to asset forfeiture.

HB 869, relating to natural medicine.

HB 870, relating to tax credits for child care.

HB 871, relating to income tax.

HB 872, relating to sales taxes.

HB 873, relating to dietitians.

HB 874, relating to workforce development investments of public utilities.

HB 875, relating to Missouri empowerment scholarship accounts.

HB 876, relating to a public safety sales tax.

HB 877, relating to domestic violence awareness month.

HB 878, relating to school meals.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 12 - Financial Institutions

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 15 - Ways and Means
HJR 17 - Ways and Means
HJR 27 - Ways and Means
HJR 36 - Ways and Means
HJR 44 - Special Committee on Tax Reform
HJR 45 - Special Committee on Tax Reform

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was referred to the Committee indicated:

HB 14 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 46 - Insurance Policy
HB 78 - Rural Community Development
HB 84 - Judiciary
HB 130 - Veterans
HB 132 - Veterans
HB 152 - Transportation Infrastructure

HB 173 - Agriculture Policy
HB 178 - Special Committee on Homeland Security
HB 179 - Special Committee on Homeland Security
HB 200 - Special Committee on Tourism
HB 202 - Agriculture Policy
HB 279 - General Laws
HB 293 - Emerging Issues
HB 369 - Transportation Infrastructure
HB 401 - Special Committee on Homeland Security
HB 402 - Emerging Issues
HB 404 - Transportation Accountability
HB 417 - Special Committee on Small Business
HB 461 - Utilities
HB 462 - Local Government
HB 575 - Healthcare Reform
HB 580 - Government Efficiency and Downsizing
HB 625 - Local Government
HB 638 - Conservation and Natural Resources
HB 655 - Insurance Policy
HB 677 - Children and Families
HB 703 - Elections and Elected Officials
HB 729 - Special Committee on Urban Issues
HB 769 - Pensions
HB 770 - Financial Institutions
HB 777 - Healthcare Reform
HB 780 - Elections and Elected Officials
HB 781 - Elections and Elected Officials
HB 784 - Elementary and Secondary Education
HB 802 - Corrections and Public Institutions
HB 812 - Health and Mental Health Policy
HB 824 - Financial Institutions
HB 863 - Financial Institutions

COMMITTEE REPORTS

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 40**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (3): Appelbaum, Evans and Thompson

COMMITTEE CHANGES

January 19, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following change to the Rural Community Development committee:

I hereby remove Representative Herman Morse from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

The following members' presence was noted: Bland Manlove, Butz, Lonsdale, Marquart, Thomas, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 2:00 p.m., Monday, January 23, 2023.

COMMITTEE HEARINGS

BUDGET
Monday, January 23, 2023, 12:00 PM, House Hearing Room 3.
Public hearing will be held: HB 14
Office of Administration and Departments presentation regarding the emergency supplemental budget, regular supplemental budget, and the American Rescue Plan Act budget. Public testimony will be taken on the emergency supplemental budget, regular supplemental budget, and the American Rescue Plan Act budget.

ECONOMIC DEVELOPMENT
Wednesday, January 25, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 268

ELECTIONS AND ELECTED OFFICIALS
Tuesday, January 24, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HJR 43, HJR 30, HJR 18, HJR 24, HJR 25

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, January 25, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 253

EMERGING ISSUES
Wednesday, January 25, 2023, 4:00 PM, House Hearing Room 6.
Public hearing will be held: HB 293, HB 402

FINANCIAL INSTITUTIONS
Tuesday, January 24, 2023, 12:00 PM, House Hearing Room 5.
Organizational meeting.

GENERAL LAWS
Tuesday, January 24, 2023, 4:30 PM, House Hearing Room 7.
Public hearing will be held: HB 131
Time change.
CORRECTED

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, January 25, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 184

HEALTH AND MENTAL HEALTH POLICY
Monday, January 23, 2023, 12:00 PM, House Hearing Room 1.
We will have an organizational meeting as well as presentations: (1st presenter) Rep. Dave Griffith: Interim Committee on Veterans Mental Health and Suicide final report and findings. (2nd presenter) Rep. Patty Lewis: Subcommittee on Mental Health Policy Research final committee report and findings.
AMENDED

INSURANCE POLICY
Wednesday, January 25, 2023, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 655

JUDICIARY
Monday, January 23, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 52, HB 90, HB 537, HB 663

LOCAL GOVERNMENT
Tuesday, January 24, 2023, 8:00 AM, House Hearing Room 7.
Organizational meeting.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, January 23, 2023, 12:30 PM, House Hearing Room 6.
Organizational meeting.

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, January 24, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 156, HB 456, HB 662

SPECIAL COMMITTEE ON URBAN ISSUES
Tuesday, January 24, 2023, 9:15 AM, House Hearing Room 6.
Public hearing will be held: HB 640, HB 729
Added HB 729.
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Tuesday, January 24, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of Economic Development and the Department of Natural Resources.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Monday, January 23, 2023, 10:30 AM, House Hearing Room 3.
Corrected time to 10:30 AM.
Removed Department of Elementary and Secondary Education, and the Department of Higher Education and Workforce Development from informational overview.
Informational overview by the Council on Public Higher Education, Missouri Community College Association, and the University of Missouri System.
Organizational meeting.
CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Tuesday, January 24, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Department of Social Services: Support Divisions, Children's Division, Family Support Division, and Division of Youth Services.

VETERANS
Tuesday, January 24, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 130, HB 132
Organizational meeting.

WAYS AND MEANS
Monday, January 23, 2023, 12:00 PM, House Hearing Room 5.
Executive session will be held: HB 713
Corrected time and hearing room.
CANCELLED

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, January 25, 2023, 12:00 PM, House Hearing Room 6.
Organizational meeting.

HOUSE CALENDAR

TENTH DAY, MONDAY, JANUARY 23, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 7

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 50 and HJR 51

HOUSE BILLS FOR SECOND READING

HB 879 through HB 902

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TENTH DAY, MONDAY, JANUARY 23, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Hannah Kelly.

Heavenly Father,

Thank You for Your mercy. Thank You for providing us such a wonderful place to call home here in Missouri. Give us the wisdom we need to lead well. Help us to remember today that we are created for Your purpose and designed by You.

In Jesus' name, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the ninth day was approved as printed by the following vote:

AYES: 143

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Butz	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 46

Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young		

NOES: 000

PRESENT: 002

Bland Manlove	Unsicker

ABSENT WITH LEAVE: 018

Aldridge	Bangert	Bosley	Burnett	Byrnes
Haden	Johnson 12	Morse	Mosley	Nickson-Clark
Phifer	Richey	Sauls	Sharp 37	Smith 163
Toalson Reisch	Windham	Mr. Speaker		

VACANCIES: 000

There was a moment of silence in memory of former Representative Tom Villa.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 52, introduced by Representative Gray, relating to property tax.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 903, introduced by Representative Haffner, relating to foreign ownership of real property.

HB 904, introduced by Representative Dinkins, relating to the use of hand-held wireless communication devices, with penalty provisions.

HB 905, introduced by Representative Dinkins, relating to school employee retirement.

HB 906, introduced by Representative Haden, relating to lead poisoning.

HB 907, introduced by Representative Mackey, relating to terms of imprisonment, with penalty provisions.

HB 908, introduced by Representative Mackey, relating to meals for students.

HB 909, introduced by Representative Haffner, relating to solid waste disposal area permits.

HB 910, introduced by Representative Peters, relating to access to mammograms.

HB 911, introduced by Representative Evans, relating to the appointment of guardians or conservators of certain persons.

HB 912, introduced by Representative Christofanelli, relating to kratom products, with penalty provisions.

HB 913, introduced by Representative Farnan, relating to licensed child care facilities.

HB 914, introduced by Representative McGaugh, relating to public schools.

HB 915, introduced by Representative Dinkins, relating to school district local effort calculations, with an emergency clause.

HB 916, introduced by Representative Buchheit-Courtway, relating to gender transition procedures, with a delayed effective date.

HB 917, introduced by Representative West, relating to bail bond agents, with penalty provisions.

HB 918, introduced by Representative Burnett, relating to public schools.

HB 919, introduced by Representative Schnelting, relating to the anti-surveillance and foreign intervention act.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 7, relating to country-of-origin labeling.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 50, relating to taxation.

HJR 51, relating to property tax assessments for certain seniors.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 879, relating to an income tax deduction.

HB 880, relating to paint recycling, with a penalty provision.

HB 881, relating to electronic estate planning documents.

HB 882, relating to memorial highway designations.

HB 883, relating to health and family academic standards.

HB 884, relating to administrative rules.

HB 885, relating to premenstrual dysphoric disorder awareness.

HB 886, to authorize the conveyance of property owned by the state in Pike County to the state highways and transportation commission.

HB 887, relating to STEM career awareness.

HB 888, relating to the offense of endangering the welfare of a child in the second degree, with penalty provisions.

HB 889, relating to the health professional student loan repayment program.

HB 890, relating to driver education courses in public schools.

HB 891, relating to community water system hydrant inspections.

HB 892, relating to eligibility for probation or parole.

HB 893, relating to eligibility for probation or parole.

HB 894, relating to the motor vehicle franchise practices act.

HB 895, relating to annual leave for state employees.

HB 896, relating to local sales tax.

HB 897, relating to sales tax on trade-in purchases.

HB 898, relating to retirement benefits for certain teacher retirement systems.

HB 899, relating to history instruction in schools.

HB 900, relating to health insurance coverage of maternity services.

HB 901, relating to the education stabilization fund.

HB 902, relating to business covenants.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 53 - Crime Prevention and Public Safety
HB 170 - General Laws
HB 183 - General Laws
HB 213 - Crime Prevention and Public Safety
HB 216 - Crime Prevention and Public Safety
HB 306 - Crime Prevention and Public Safety
HB 337 - General Laws
HB 359 - Crime Prevention and Public Safety
HB 419 - General Laws
HB 463 - General Laws
HB 494 - General Laws
HB 498 - General Laws
HB 540 - General Laws
HB 702 - Crime Prevention and Public Safety

The following members' presence was noted: Aldridge, Burnett, Byrnes, Haden, Johnson (12), Morse, Phifer, Plocher, Richey, Sauls, Sharp (37), Smith (163), Toalson Reisch, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, January 24, 2023.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Eighth Day, Wednesday, January 18, 2023, Page 361, Line 28, by inserting after said line the following:

"I hereby appoint Representative Michael Johnson to the position of Ranking Minority Member."

COMMITTEE HEARINGS

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 301

ECONOMIC DEVELOPMENT
Wednesday, January 25, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 268

ELECTIONS AND ELECTED OFFICIALS
Tuesday, January 24, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HJR 43, HJR 30, HJR 18, HJR 24, HJR 25

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, January 25, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 253

EMERGING ISSUES
Wednesday, January 25, 2023, 4:00 PM, House Hearing Room 6.
Public hearing will be held: HB 293, HB 402

FINANCIAL INSTITUTIONS
Tuesday, January 24, 2023, 1:00 PM, House Hearing Room 5.
Organizational meeting.
Time change.
CORRECTED

GENERAL LAWS
Tuesday, January 24, 2023, 4:30 PM, House Hearing Room 7.
Public hearing will be held: HB 131, HB 170, HB 183, HB 337, HB 419, HB 463, HB 494, HB 498, HB 540
Added HB 170, HB 183, HB 337, HB 419, HB 463, HB 494, HB 498, and HB 540
AMENDED

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, January 25, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 184, HB 580
Added HB 580.
AMENDED

HEALTHCARE REFORM
Tuesday, January 24, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 154, HB 575
Department overview by the Director of Health and Senior Services will follow the public hearing.

INSURANCE POLICY
Wednesday, January 25, 2023, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 655

LOCAL GOVERNMENT
Tuesday, January 24, 2023, 8:00 AM, House Hearing Room 7.
Organizational meeting.

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, January 24, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 99, HB 115

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, January 24, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 156, HB 456, HB 662

SPECIAL COMMITTEE ON URBAN ISSUES
Tuesday, January 24, 2023, 9:15 AM, House Hearing Room 6.
Public hearing will be held: HB 640, HB 729
Added HB 729.
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Tuesday, January 24, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of Economic Development and the Department of Natural Resources.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 25, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Department of Elementary and Secondary Education and the Department of Higher Education and Workforce Development.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Wednesday, January 25, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the offices of the Lieutenant Governor, State Auditor, and Public Defender.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Tuesday, January 24, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Department of Social Services: Support Divisions, Children's Division, Family Support Division, and Division of Youth Services.

TRANSPORTATION INFRASTRUCTURE
Wednesday, January 25, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 152, HB 369

VETERANS
Tuesday, January 24, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 130, HB 132
Organizational meeting.

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, January 25, 2023, 12:00 PM, House Hearing Room 6.
Organizational meeting.

HOUSE CALENDAR

ELEVENTH DAY, TUESDAY, JANUARY 24, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 52

HOUSE BILLS FOR SECOND READING

HB 903 through HB 919

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTEENTH DAY, TUESDAY, JANUARY 31, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Thou wilt show me the path of life: in Thy presence is fullness of joy." (Psalm 16:11)

Our Heavenly Guide, we pray that You will fill this sacred moment of prayer with the reality of Your awesome presence. Restore our souls, refresh our spirits, and reinvigorate our bodies that we may be made ready for the many meetings and responsibilities of this day.

Grant us sincerity that we may persistently seek the things that endure, refusing those which perish, and that, amid things vanishing and deceptive, we may see the truth steadily, follow the light faithfully, and grow ever richer in that love which is the life of all citizens in our beloved Missouri.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fourteenth day was approved as printed by the following vote:

AYES: 142

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Clemens	Coleman	Cook	Copeland
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Parker
Patterson	Perkins	Peters	Plank	Pouche

Proudie	Quade	Reedy	Reuter	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Strickler	Taylor 48
Taylor 84	Terry	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 003

Bland Manlove	Fountain Henderson	Unsicker

ABSENT WITH LEAVE: 018

Aldridge	Bangert	Bosley	Christofanelli	Collins
Cupps	Ingle	Kelly 141	Morse	Nickson-Clark
Owen	Phifer	Pollitt	Richey	Stephens
Stinnett	Thomas	Windham		

VACANCIES: 000

HOUSE RESOLUTIONS

Representative Sauls offered House Resolution No. 163.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 13, introduced by Representative Van Schoiack, relating to the America 250 Missouri Commission.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 54, introduced by Representative Merideth, relating to motor vehicle fuel tax.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 994, introduced by Representative Parker, relating to orders of protection.

HB 995, introduced by Representative Baker, relating to pet shop operations.

HB 996, introduced by Representative Merideth, relating to the MO HealthNet program.

HB 997, introduced by Representative Merideth, relating to the national popular vote act.

HB 998, introduced by Representative Pouche, relating to the salaries of circuit clerks.

HB 999, introduced by Representative Anderson, relating to Albert Pujols day.

HB 1000, introduced by Representative Davis, relating to law enforcement residency requirements.

HB 1001, introduced by Representative Hicks, relating to service of summons in a termination of parental rights case.

HB 1002, introduced by Representative Matthiesen, relating to personal property taxes.

HB 1003, introduced by Representative Bland Manlove, relating to materials printed by the secretary of state.

HB 1004, introduced by Representative Burton, relating to foreign ownership of agricultural land.

HB 1005, introduced by Representative Buchheit-Courtway, relating to the placement of a child.

HB 1006, introduced by Representative Burton, relating to liability of employers.

HB 1007, introduced by Representative Bland Manlove, relating to automatic voter registration.

HB 1008, introduced by Representative Nurrenbern, relating to law enforcement assistance from other jurisdictions.

HB 1009, introduced by Representative Hardwick, relating to settlement demands.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 12, related to establishing a statewide day of prayer.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 987, relating to career and technical education.

HB 988, relating to secured transactions.

HB 989, relating to the operation of motor vehicles, with penalty provisions.

HB 990, relating to correctional facility placement for certain offenders.

HB 991, relating to net metering.

HB 992, relating to electric transmission facilities.

HB 993, relating to reports by members of the general assembly to the Missouri ethics commission.

COMMITTEE REPORTS

Special Committee on Urban Issues, Chairman Sharp (37) reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 640** and **HB 729**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (5): Anderson, Banderman, Casteel, Davidson and Sharp (37)

Noes (0)

Absent (2): Coleman and Cupps

Committee on Ethics, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Ethics, to which was referred **HR 85**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Barnes, Black, Brown (27), Brown (87), Buchheit-Courtway, Evans, Francis, Sauls and Terry

Noes (0)

Absent (1): Kelly (141)

HOUSE RESOLUTION NO. 85

ETHICS COMMITTEE
RULES OF PROCEDURE
102nd GENERAL ASSEMBLY

RULE 1. Scope and Authority

These Rules of Procedure govern the conduct of the investigation of complaints of ethical misconduct by a member of the House and are adopted pursuant to House Rule 37.

RULE 2. Definitions

As used in these rules, unless the context requires otherwise, the following words and terms shall have the following meanings, and the use of masculine gender shall include the feminine.

(1) Letter of reproval – A sanction which expresses disapproval of conduct based on the appropriateness of such conduct by a member, regardless of whether the conduct constitutes a legal or moral wrong.

(2) Reprimand – A sanction which recognizes the member's conduct constituted a legal or moral wrong and which may include punishment in the form of denying privileges of office is issued by the Speaker and the recommendation for reprimand is made a public record.

(3) Censure – A sanction which recognizes the member's conduct constituted a legal or moral wrong, and which shall include punishment in the form of denying privileges of office and requires the presence of the member in the chamber during consideration and vote by the entire House on such resolution.

(4) Expulsion – A sanction which recognizes the member's conduct constituted a legal or moral wrong and which may include punishment in the form of removal from office as provided in Article III, Section 18 of the Missouri Constitution.

(5) Ethical misconduct –

(a) A crime;

(b) Willful neglect of duty;

(c) Corruption in office;

(d) Any conduct constituting a legal or moral wrong which materially impairs the member's ability to perform the duties of his **or her** office or substantially impairs public confidence in the General Assembly;

(e) Any conduct constituting a conflict of interest under Chapter 105, RSMo;

(f) The intentional filing of a false complaint or the filing of a complaint in reckless disregard of the truth; or

(g) Any breach of confidentiality provided for under these rules.

(6) Member – Any Missouri State Representative or Missouri State Representative-Elect.

No allegation of ethical misconduct may be based on actions that occurred more than six years prior to the date the respondent assumed the office of Representative, unless the actions, whether charged or uncharged, would constitute a Class A felony offense under the laws of this state, or would constitute an offense of a sexual nature under the laws of this state.

RULE 3. Quorum

A quorum exists when a majority of the members of the Committee are present. A quorum of appointed members shall be necessary to hold a hearing of any type.

RULE 4. Form of Complaints

A. All complaints filed against a member shall be made under the authority of Rule 37 of the House Rules of Procedure. The complaints shall be confidential and shall be referred to the Committee on Ethics within fourteen (14) calendar days. The Speaker's referral of a complaint shall include a letter delivered to the Chief Clerk noting the date and time of receipt of the complaint, and the date and time of delivery to the Committee on Ethics. Each complaint shall be in writing and under oath from the member, or in the case of alleged sexual harassment or a violation of the amorous relationship policy, the investigative report shall be sufficient to be considered a proper complaint. All complaints shall contain:

(1) The name and address of the member or members or other individual or individuals acting as complainant;

(2) The name of the member alleged to have engaged in conduct constituting ethical misconduct;

(3) The nature of the alleged act constituting ethical misconduct, including when applicable, the specific law, rule, regulation, or ethical standard violated;

(4) The facts alleged to have given rise to the act constituting ethical misconduct; and

(5) Where the facts are alleged upon the information and belief of the complainant, the complaint shall so state and set forth the basis for such information and belief.

B. All records in the possession of the complainant that are relevant to and in support of the allegations shall be appended to the complaint.

C. In the case that the Chief Clerk retains outside counsel to investigate an alleged violation of the sexual harassment or amorous relationship policies, the Chief Clerk shall notify the respondent in writing that a complaint has been filed, but shall not disclose details of the complaint to the respondent without permission from the Chair and Vice Chair of the Committee.

RULE 5. Jurisdictional Hearing of the Complaint by the Committee

A. Within thirty (30) calendar days of the assignment of the complaint, the Committee shall determine if it is in compliance with Rule 4 of these Rules, and whether on the face of the complaint, the allegations contained therein are within the jurisdiction of the Committee. No person named in the complaint shall act as a member of the Committee for purposes of such complaint. The jurisdictional hearing to examine the complaint and report or other evidence provided to the Committee, and the determination under Rule 5. C. shall be conducted in a closed hearing.

B. Complaints determined not to be in compliance with Rule 4 of these Rules shall be returned to the complainant with a statement that it is not in compliance with the Rules of Procedure. The complaint may be resubmitted in the proper form.

C. Once a determination has been made that the complaint complies with Rule 4 of these Rules, a majority of the Committee appointed shall vote by roll call to:

(1) Proceed to a primary hearing;

(2) Defer action pending completion of any other administrative, disciplinary, commission, or judicial proceeding; or

(3) Dismiss the complaint. When a motion to proceed to a primary hearing fails on a recorded vote, the complaint shall be immediately dismissed. The Committee may, in its discretion, issue a report in conjunction with the dismissal of the complaint.

D. In determining whether or not to proceed to a primary hearing, the Committee shall consider the following:

(1) The credible evidence of ethical misconduct contained in the complaint, any report, or other evidence appended thereto;

(2) Other administrative or disciplinary action by other interested bodies;

(3) Criminal investigation, Missouri Ethics Commission proceeding, or judicial proceedings, either civil or criminal; and

(4) Other relevant circumstances that would justify expediting, declining, or deferring action by the Committee.

E. Complaints determined to be in compliance with Rule 4 of these Rules and accepted for a primary hearing shall be transmitted to the respondent with a copy of the Rules of Procedure and notice in writing that the respondent has twenty-one (21) calendar days to respond to the complaint either by way of answer or motion pursuant to Rule 7 of these Rules. The complainant and alleged victim shall also be notified, in writing, of the action of the Committee.

F. Any party may make an objection to the participation of any member of the Committee in an examination of the complaint on the grounds that the member cannot render an impartial and unbiased decision in the case. The majority of the members present shall rule on the objection to the participation of any member of the Committee. A temporary replacement shall be made to serve on the Committee on Ethics for all actions concerning a particular complaint for any member of the Committee who is prevented from acting on a complaint under these rules. Any temporary replacement made shall be of the same party as the replaced member and shall be chosen by the Speaker for the replacement of a member of the majority party or chosen by the Minority Floor Leader for the replacement of a member of the minority party; except that, if the Speaker is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Chair of the Committee or, if the Minority Floor Leader is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Vice Chair of the Committee.

RULE 6. Confidentiality

A. Counsel for the Committee on Ethics, with the consent of the Chair and Vice Chair, may redact any of the names and identifying information of the parties mentioned in any report, or provide a summary of the report.

B. No member or staff of the Committee on Ethics shall disclose, to any person or entity outside the Committee, any information received in the course of service with the Committee, except as authorized by the Committee or in accordance with its rules.

C. No person, other than House staff or employees properly part of the complaint process by rule or policy, who reviews or receives the results of any investigation or report shall disclose any information contained in the report, except to his **or her** counsel or in accordance with these rules.

D. If the complaint proceeds to a primary hearing, an unredacted report shall be provided to the complainant, respondent, and alleged victim. Any document provided by the Committee shall contain a watermark indicating that the document is confidential and shall list the name of the recipient.

E. All confidential Committee records, including reports received by the Committee, shall remain closed records unless otherwise ordered by the Committee or these rules.

[~~E.~~**] F.** No audio or visual recording shall be made of any closed hearing of the Committee on Ethics without the prior, express permission of the Chair. A violation of this paragraph may be treated as contempt or disorderly conduct as authorized under Article III, Section 18 of the Constitution of the state of Missouri.

RULE 7. Answers and Motions

A. If the Committee determines that the complaint merits proceeding to a primary hearing, the respondent shall have twenty-one (21) calendar days in which to respond to the complaint by way of answer or motion, unless this time period is waived by the respondent. Any answer or motion shall be in writing, signed by the respondent and his **or her** counsel, if he **or she** has one, and shall be limited to the following:

(1) An admission or denial under oath, of the allegations set forth in the complaint, including negative and affirmative defenses, and any other relevant information, including supporting evidence which the respondent may desire to submit. Failure to file an answer within the time prescribed shall be considered by the Committee as a denial of each allegation; or

(2) An objection to the jurisdiction of the Committee to investigate the complaint.

B. Any motion submitted pursuant to this rule is not in lieu of an answer and shall be accompanied by a memorandum of points and authorities. Answers or motions not submitted within the twenty-one (21) calendar-day period shall not be considered by the Committee.

C. The Chair of the Committee shall pass upon such motions as soon as practicable and notice of the decision shall be furnished to the respondent and the complainant. A motion to quash a subpoena shall be decided by the Chair of the Committee.

D. Time limitations imposed by this Rule may be extended when, in the discretion of the Chair, such extension would facilitate a fair and complete inquiry and may be shortened when the Chair determines that there are special circumstances compelling expedition, and upon twenty-four (24) hours notice of said action to the respondent and the claimant.

E. In the event that a special counsel is retained by the Committee, the attorney-client privilege is applicable to the Committee and not to the House.

RULE 8. Primary Hearings

A. A primary hearing may be held to hear arguments based on the evidence submitted in the case. The primary hearing may be closed at the discretion of the Committee. The Committee shall provide the complainant and the respondent or counsel for the complainant and respondent an opportunity to present, orally or in writing, a statement, which shall be under oath or affirmation, regarding the allegations and any other relevant questions arising out of the complaint or other evidence provided to the committee. Opening statements made during a primary hearing shall be limited to fifteen minutes for the complainant and fifteen minutes for the respondent; however, such time limitations may be increased at the discretion of the Chair of the Committee.

B. The Committee shall require that testimony be given under oath or affirmation. The form of the oath or affirmation shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath or affirmation shall be administered by the Chair or Committee member designated by **[**~~him~~**] the Chair** to administer oaths. The Committee may take testimony from the complainant, alleged victim, respondent, and any other witness at the discretion of the Chair. The complainant, alleged victim, and respondent may submit a list of proposed witnesses to the Chair for consideration at least twenty-four hours in advance of the hearing. Only the Committee members, or special counsel for the Committee, may question a witness at the primary hearing.

C. At the conclusion of the primary hearing, a majority of the Committee shall vote by roll call to:

(1) Dismiss the complaint, which may be accompanied by a report issued by the Committee;

(2) Proceed by undertaking a formal hearing; or

(3) Offer a recommended sanction to the member which may include one of the following:

(a) Letter of reproval;

(b) Reprimand;

(c) Censure; or

(d) Expulsion.

The member shall be given notice of his or her right to object to the Committee's recommended sanction by the time set forth by the Committee, which shall be no less than seventy-two hours. If the respondent fails to object in writing to the Committee's recommendation, he or she shall be deemed to waive any and all rights to further proceedings before the Committee on Ethics and the Committee report shall be filed by the Committee in the form of a House Resolution with the Clerk of the House. The recommendation shall also be published in the House Journal and automatically placed on the House Resolutions Calendar without further referral. If the respondent

objects in writing to the recommendation within the time set forth by the Committee, the Committee shall proceed to a formal hearing, which shall take place no later than ninety days after the receipt of such objection or as scheduled or extended by a majority vote of the Committee.

RULE 9. Formal Hearings

A. A formal hearing shall be held on the record to receive evidence upon which to base findings, conclusions, and recommendations, if any, to the House; except that, such hearing may be closed at the discretion of the Committee. The Committee may require, by subpoena or otherwise, or by subpoena duces tecum, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memorandums, papers, electronic communications, and documents as it deems necessary. The Committee may issue and enforce subpoenas as allowed by law.

B. Prior to setting a hearing date and issuing subpoenas for witnesses, the Committee shall resolve the scope and purpose of the hearings. A copy of this statement of scope and purpose shall be furnished to all witnesses. During the course of the hearings the Committee may expand or contract the scope in light of evidence received.

C. The order of the formal hearing shall be as follows:

(1) The Chair shall open the hearing by stating the Committee's authority to conduct the investigation, the purpose of the investigation and its scope.

(2) The complainant and the respondent or counsel for the complainant and respondent shall be permitted to make opening statements. Such opening statements shall not exceed fifteen minutes each.

(3) Testimony from witnesses and other evidence pertinent to the matter under investigation shall be received in the following order:

(a) Witnesses and other evidence offered by the complainant;

(b) Witnesses and other evidence offered by the respondent;

(c) Witnesses and other evidence offered by the Committee; and

(d) Rebuttal witnesses.

(4) The Chair, or his **or her** designee, and the Committee members may question any witness.

D. Testimony of all witnesses shall be taken under oath. The form of the oath shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath shall be administered by the Chair or Committee member designated by **[**~~him~~**] the Chair** to administer oaths.

RULE 10. Admissibility of Evidence

A. The object of the hearings shall be to ascertain the truth. Any evidence that is relevant and probative shall be admissible, unless privileged or unless the Constitution otherwise requires its exclusion. Objections going only to the weight that should be given to evidence will not justify its exclusion.

B. The Chair or other member presiding shall rule upon any question of admissibility of testimony or evidence presented to the Committee. The Chair or other member presiding may limit the presentation of repetitious evidence. Rulings shall be final unless reversed or modified by a majority vote of the Committee members present.

C. At a formal hearing, the burden of proof is on the complainant with respect to each count to establish the facts alleged therein clearly and convincingly by the evidence that he **or she** introduces.

RULE 11. Witnesses

A. A subpoena to a witness shall be served sufficiently in advance of his **or her** scheduled appearance to allow **[**~~him~~**] the witness** a reasonable period of time, as determined by the Committee, to prepare for the hearing and to employ counsel should he **or she** so desire.

B. Except as otherwise specifically authorized by the Chair, no member of the Committee or staff shall make public the name of any witness subpoenaed by the Committee before his **or her** scheduled appearance.

C. Witnesses at formal hearings may be accompanied by their counsel for the purpose of advising them concerning their constitutional rights and to raise objections to procedures or to the admissibility of testimony and evidence.

D. Chair may limit such testimony when, in his **or her** discretion, he **or she** finds the testimony is repetitious, cumulative, or irrelevant.

E. Each witness subpoenaed by the Committee shall be reimbursed for those reasonable expenses approved by the Committee.

F. Each witness shall be furnished a printed copy of the Rules of Procedure and the pertinent provisions of the Rules of the House applicable to the rights of witnesses.

G. Within ten calendar days before the scheduled formal hearing, each party shall notify the Committee and all other parties to the complaint, in writing, of the witnesses that are to appear at the formal hearing. Within five calendar days before the scheduled formal hearing, each party shall notify the Committee and all other parties to the complaint, in writing, of any proposed rebuttal witnesses that are to appear on his **or her** behalf. The Chair may exercise discretion in allowing any party's good faith request for additional witnesses that are proposed after the expiration of these time limits, or in denying any witness request made by a party if such request is not made in good faith.

RULE 12. Findings, Conclusions and Recommendations

A. At the completion of the primary hearing or formal hearings, the Committee, by a majority vote of its members, shall, within forty-five (45) days, adopt a report stating its findings and conclusions on the complaint. The report shall be filed with the Chief Clerk of the House, with a copy delivered to the office of the Speaker, office of the Majority Floor Leader, and office of the Minority Floor Leader, and shall be printed in the House Journal. In the event the Committee finds that the complaint is not well-founded, the report shall so state, and shall include a copy of a Letter of Reproval if the Committee authorized such sanction. In the event the Committee finds that the complaint is well-founded, the report shall state the Committee's recommendation in a resolution appended thereto.

B. The resolution shall state the Committee's findings and conclusions on each allegation in the complaint with the recommendation that the House take one of the following actions:

(1) Letter of reproval;

(2) Reprimand;

(3) Censure; or

(4) Expulsion.

C. The chair or counsel for the Committee shall redact from its findings, conclusions, and recommendations, the name or names and any identifying information of any person or persons alleged to be a victim of sexual harassment or sexual misconduct by a member. An alleged victim may consent to the release of his or her name or other identifying information by providing a written request to the chair of the Committee.

D. The Committee's recommendation may also require payment of restitution and costs incurred in the investigation, or impose any other sanction that the Committee deems just and proper under the circumstances, but the amount of restitution and costs shall not exceed the costs incurred by the House related to the complaint. Any assessment of fines or restitution and costs shall be paid in full by the member no later than thirty days after the adoption of a recommendation by the House of Representatives. If the member fails to pay in full by the expiration of the thirty-day time period, then the Chief Clerk may deduct from the member's salary an appropriate monthly sum to repay the full amount due by the conclusion of the member's current term of office.

RULE 13. Matters Not Covered in These Rules of Procedure

The Rules of Procedure of the United States House of Representatives Committee on Ethics of the **[**~~116th~~**]** **118th** Congress shall be taken as guidelines in deciding questions, issues, and other matters not otherwise provided for in these Rules of Procedure, except that the Rules of the Missouri House of Representatives governing the party representation on committees shall apply to this Committee.

RULE 14. Depositions

The Chair of the Committee, upon consultation with the Vice Chair, may order the taking of depositions, under the authority of Section 21.380, RSMo, by a member or counsel of the Committee. Witnesses may be accompanied at a deposition by counsel to advise the witnesses of their rights. Only members of the Committee, Committee staff designated by the Chair or Vice Chair, an official reporter, the witness, and the witness's counsel are permitted to attend. Depositions may be taken at any stage of the proceedings and may be used as evidence submitted by the Committee on Ethics.

RULE 15. Limitations on Scope and Authority

Nothing contained in these rules shall be construed to limit the authority of the House of Representatives as enumerated under Article III, Section 18, of the Constitution of the state of Missouri.

The following members' presence was noted: Aldridge, Bangert, Bosley, Christofanelli, Collins, Ingle, Kelly (141), Owen, Phifer, Pollitt, Richey, Stephens, Stinnett, Thomas, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, February 1, 2023.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Wednesday, February 1, 2023, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Organizational meeting.
Time change.
CORRECTED

AGRICULTURE POLICY
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 202, HB 644, HB 630
Executive session will be held: HB 903, HB 465, HB 430, HB 499
Time correction.
CORRECTED

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, February 1, 2023, 4:30 PM, House Hearing Room 1.
Public hearing will be held: HB 693, HB 802

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: HB 301

ECONOMIC DEVELOPMENT
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 169, HB 239, HB 675
Executive session will be held: HB 268

ELECTIONS AND ELECTED OFFICIALS
Thursday, February 2, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 703, HB 780, HB 781, HJR 19

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 70, HB 190
Executive session will be held: HB 253

EMERGING ISSUES
Wednesday, February 1, 2023, 4:30 PM, House Hearing Room 6.
Executive session will be held: HB 402

FISCAL REVIEW
Thursday, February 2, 2023, 8:30 AM, House Hearing Room 4.
Pending referral of HJR 43.

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 580, HB 186, HB 246
Executive session will be held: HB 184
Added HB 186 and HB 246.
AMENDED

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Monday, February 6, 2023, 1:00 PM, Joint Hearing Room (117).
Director Patrick McKenna, MoDOT Annual Report.
Pending application(s) for memorial highway and bridge designations.
Pending application(s) for specialty license plates.

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, February 2, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HEC 1
Informational hearing including a presentation by St. Charles County Director of Elections, Kurt Bahr.
CANCELLED

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, February 1, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of Labor and Industrial Relations and the Department of Commerce and Insurance.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Offices of the Attorney General, State Auditor, and Public Defender.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 3.
Budget presentations from the Lieutenant Governor and the Judiciary.
Time change.
CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Secretary of State and Real Estate.
Added Real Estate.
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Department of Social Services, MO HealthNet Division. Public testimony will be taken regarding the appropriations for the Department of Social Services. If you would like to be on the list to testify, please contact Rep. Black's office at (573) 751-1167. Public testimony will also be taken regarding the appropriations for the Department of Mental Health and the Department of Health and Senior Services.
CORRECTED

TRANSPORTATION ACCOUNTABILITY
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HJR 37

TRANSPORTATION INFRASTRUCTURE
Wednesday, February 1, 2023, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 443, HB 601
Time correction.
CORRECTED

UTILITIES
Wednesday, February 1, 2023, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 461
CORRECTED

WAYS AND MEANS
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: HB 713

WAYS AND MEANS
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 415

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, February 1, 2023, 1:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 316

HOUSE CALENDAR

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 1, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 13

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 54

HOUSE BILLS FOR SECOND READING

HB 994 through HB 1009

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 43 - Henderson

HOUSE RESOLUTIONS

HR 85 - Kelly (141)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

ELEVENTH DAY, TUESDAY, JANUARY 24, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Fear the Lord and serve him faithfully with all your heart; for consider what great things He has done for you." (I Samuel 12:24)

O Ancient God, grant us to love You with all our minds, with all our hearts, with all our strength, and our neighbors as ourselves, that the grace of love may dwell in us, that all harshness may depart from us and our hearts be filled with compassion. May we rejoice in the happiness and the success of others by sympathizing with them in their sorrow, by ministering to them in their needs, and by helping them in their efforts for a greater life with dignity and self-respect. Keep ever before us the shining goal of a greater state, seeking the way to peace and the road to freedom, and protect us from snow!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the tenth day was approved as printed by the following vote:

AYES: 149

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen

Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Quade	Reedy
Reuter	Richey	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 46
Sparks	Stacy	Steinhoff	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 003

Aldridge	Bland Manlove	Unsicker

ABSENT WITH LEAVE: 011

Bangert	Christofanelli	Lovasco	Mosley	Nickson-Clark
Proudie	Riggs	Sauls	Smith 163	Stephens
Windham				

VACANCIES: 000

There was a moment of silence in memory of former Representative Jim Barnes.

HOUSE RESOLUTIONS

Representative Kelly (141) offered House Resolution No. 85.

HOUSE RESOLUTION NO. 85

ETHICS COMMITTEE
RULES OF PROCEDURE
102nd GENERAL ASSEMBLY

RULE 1. Scope and Authority

These Rules of Procedure govern the conduct of the investigation of complaints of ethical misconduct by a member of the House and are adopted pursuant to House Rule 37.

RULE 2. Definitions

As used in these rules, unless the context requires otherwise, the following words and terms shall have the following meanings, and the use of masculine gender shall include the feminine.

(1) Letter of reproval – A sanction which expresses disapproval of conduct based on the appropriateness of such conduct by a member, regardless of whether the conduct constitutes a legal or moral wrong.

(2) Reprimand – A sanction which recognizes the member's conduct constituted a legal or moral wrong and which may include punishment in the form of denying privileges of office is issued by the Speaker and the recommendation for reprimand is made a public record.

(3) Censure – A sanction which recognizes the member's conduct constituted a legal or moral wrong, and which shall include punishment in the form of denying privileges of office and requires the presence of the member in the chamber during consideration and vote by the entire House on such resolution.

(4) Expulsion – A sanction which recognizes the member's conduct constituted a legal or moral wrong and which may include punishment in the form of removal from office as provided in Article III, Section 18 of the Missouri Constitution.

(5) Ethical misconduct –

(a) A crime;

(b) Willful neglect of duty;

(c) Corruption in office;

(d) Any conduct constituting a legal or moral wrong which materially impairs the member's ability to perform the duties of his **or her** office or substantially impairs public confidence in the General Assembly;

(e) Any conduct constituting a conflict of interest under Chapter 105, RSMo;

(f) The intentional filing of a false complaint or the filing of a complaint in reckless disregard of the truth; or

(g) Any breach of confidentiality provided for under these rules.

(6) Member – Any Missouri State Representative or Missouri State Representative-Elect.

No allegation of ethical misconduct may be based on actions that occurred more than six years prior to the date the respondent assumed the office of Representative, unless the actions, whether charged or uncharged, would constitute a Class A felony offense under the laws of this state, or would constitute an offense of a sexual nature under the laws of this state.

RULE 3. Quorum

A quorum exists when a majority of the members of the Committee are present. A quorum of appointed members shall be necessary to hold a hearing of any type.

RULE 4. Form of Complaints

A. All complaints filed against a member shall be made under the authority of Rule 37 of the House Rules of Procedure. The complaints shall be confidential and shall be referred to the Committee on Ethics within fourteen (14) calendar days. The Speaker's referral of a complaint shall include a letter delivered to the Chief Clerk noting the date and time of receipt of the complaint, and the date and time of delivery to the Committee on Ethics. Each complaint shall be in writing and under oath from the member, or in the case of alleged sexual harassment or a violation of the amorous relationship policy, the investigative report shall be sufficient to be considered a proper complaint. All complaints shall contain:

(1) The name and address of the member or members or other individual or individuals acting as complainant;

(2) The name of the member alleged to have engaged in conduct constituting ethical misconduct;

(3) The nature of the alleged act constituting ethical misconduct, including when applicable, the specific law, rule, regulation, or ethical standard violated;

(4) The facts alleged to have given rise to the act constituting ethical misconduct; and

(5) Where the facts are alleged upon the information and belief of the complainant, the complaint shall so state and set forth the basis for such information and belief.

B. All records in the possession of the complainant that are relevant to and in support of the allegations shall be appended to the complaint.

C. In the case that the Chief Clerk retains outside counsel to investigate an alleged violation of the sexual harassment or amorous relationship policies, the Chief Clerk shall notify the respondent in writing that a complaint has been filed, but shall not disclose details of the complaint to the respondent without permission from the Chair and Vice Chair of the Committee.

RULE 5. Jurisdictional Hearing of the Complaint by the Committee

A. Within thirty (30) calendar days of the assignment of the complaint, the Committee shall determine if it is in compliance with Rule 4 of these Rules, and whether on the face of the complaint, the allegations contained therein are within the jurisdiction of the Committee. No person named in the complaint shall act as a member of the Committee for purposes of such complaint. The jurisdictional hearing to examine the complaint and report or other evidence provided to the Committee, and the determination under Rule 5. C. shall be conducted in a closed hearing.

B. Complaints determined not to be in compliance with Rule 4 of these Rules shall be returned to the complainant with a statement that it is not in compliance with the Rules of Procedure. The complaint may be resubmitted in the proper form.

C. Once a determination has been made that the complaint complies with Rule 4 of these Rules, a majority of the Committee appointed shall vote by roll call to:

(1) Proceed to a primary hearing;

(2) Defer action pending completion of any other administrative, disciplinary, commission, or judicial proceeding; or

(3) Dismiss the complaint. When a motion to proceed to a primary hearing fails on a recorded vote, the complaint shall be immediately dismissed. The Committee may, in its discretion, issue a report in conjunction with the dismissal of the complaint.

D. In determining whether or not to proceed to a primary hearing, the Committee shall consider the following:

(1) The credible evidence of ethical misconduct contained in the complaint, any report, or other evidence appended thereto;

(2) Other administrative or disciplinary action by other interested bodies;

(3) Criminal investigation, Missouri Ethics Commission proceeding, or judicial proceedings, either civil or criminal; and

(4) Other relevant circumstances that would justify expediting, declining, or deferring action by the Committee.

E. Complaints determined to be in compliance with Rule 4 of these Rules and accepted for a primary hearing shall be transmitted to the respondent with a copy of the Rules of Procedure and notice in writing that the respondent has twenty-one (21) calendar days to respond to the complaint either by way of answer or motion pursuant to Rule 7 of these Rules. The complainant and alleged victim shall also be notified, in writing, of the action of the Committee.

F. Any party may make an objection to the participation of any member of the Committee in an examination of the complaint on the grounds that the member cannot render an impartial and unbiased decision in the case. The majority of the members present shall rule on the objection to the participation of any member of the Committee. A temporary replacement shall be made to serve on the Committee on Ethics for all actions concerning a particular complaint for any member of the Committee who is prevented from acting on a complaint under these rules. Any temporary replacement made shall be of the same party as the replaced member and shall be chosen by the Speaker for the replacement of a member of the majority party or chosen by the Minority Floor Leader for the replacement of a member of the minority party; except that, if the Speaker is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Chair of the Committee or, if the Minority Floor Leader is the respondent, the complainant, or the victim, the temporary replacement shall be chosen by the Vice Chair of the Committee.

RULE 6. Confidentiality

A. Counsel for the Committee on Ethics, with the consent of the Chair and Vice Chair, may redact any of the names and identifying information of the parties mentioned in any report, or provide a summary of the report.

B. No member or staff of the Committee on Ethics shall disclose, to any person or entity outside the Committee, any information received in the course of service with the Committee, except as authorized by the Committee or in accordance with its rules.

C. No person, other than House staff or employees properly part of the complaint process by rule or policy, who reviews or receives the results of any investigation or report shall disclose any information contained in the report, except to his **or her** counsel or in accordance with these rules.

D. If the complaint proceeds to a primary hearing, an unredacted report shall be provided to the complainant, respondent, and alleged victim. Any document provided by the Committee shall contain a watermark indicating that the document is confidential and shall list the name of the recipient.

E. All confidential Committee records, including reports received by the Committee, shall remain closed records unless otherwise ordered by the Committee or these rules.

[~~E.~~**] F.** No audio or visual recording shall be made of any closed hearing of the Committee on Ethics without the prior, express permission of the Chair. A violation of this paragraph may be treated as contempt or disorderly conduct as authorized under Article III, Section 18 of the Constitution of the state of Missouri.

RULE 7. Answers and Motions

A. If the Committee determines that the complaint merits proceeding to a primary hearing, the respondent shall have twenty-one (21) calendar days in which to respond to the complaint by way of answer or motion, unless this time period is waived by the respondent. Any answer or motion shall be in writing, signed by the respondent and his **or her** counsel, if he **or she** has one, and shall be limited to the following:

(1) An admission or denial under oath, of the allegations set forth in the complaint, including negative and affirmative defenses, and any other relevant information, including supporting evidence which the respondent may desire to submit. Failure to file an answer within the time prescribed shall be considered by the Committee as a denial of each allegation; or

(2) An objection to the jurisdiction of the Committee to investigate the complaint.

B. Any motion submitted pursuant to this rule is not in lieu of an answer and shall be accompanied by a memorandum of points and authorities. Answers or motions not submitted within the twenty-one (21) calendar-day period shall not be considered by the Committee.

C. The Chair of the Committee shall pass upon such motions as soon as practicable and notice of the decision shall be furnished to the respondent and the complainant. A motion to quash a subpoena shall be decided by the Chair of the Committee.

D. Time limitations imposed by this Rule may be extended when, in the discretion of the Chair, such extension would facilitate a fair and complete inquiry and may be shortened when the Chair determines that there are special circumstances compelling expedition, and upon twenty-four (24) hours notice of said action to the respondent and the claimant.

E. In the event that a special counsel is retained by the Committee, the attorney-client privilege is applicable to the Committee and not to the House.

RULE 8. Primary Hearings

A. A primary hearing may be held to hear arguments based on the evidence submitted in the case. The primary hearing may be closed at the discretion of the Committee. The Committee shall provide the complainant and the respondent or counsel for the complainant and respondent an opportunity to present, orally or in writing, a statement, which shall be under oath or affirmation, regarding the allegations and any other relevant questions arising out of the complaint or other evidence provided to the committee. Opening statements made during a primary hearing shall be limited to fifteen minutes for the complainant and fifteen minutes for the respondent; however, such time limitations may be increased at the discretion of the Chair of the Committee.

B. The Committee shall require that testimony be given under oath or affirmation. The form of the oath or affirmation shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath or affirmation shall be administered by the Chair or Committee member designated by **[**~~him~~**] the Chair** to administer oaths. The Committee may take testimony from the complainant, alleged victim, respondent, and any other witness at the discretion of the Chair. The complainant, alleged victim, and respondent may submit a list of proposed witnesses to the Chair for consideration at least twenty-four hours in advance of the hearing. Only the Committee members, or special counsel for the Committee, may question a witness at the primary hearing.

C. At the conclusion of the primary hearing, a majority of the Committee shall vote by roll call to:

(1) Dismiss the complaint, which may be accompanied by a report issued by the Committee;

(2) Proceed by undertaking a formal hearing; or

(3) Offer a recommended sanction to the member which may include one of the following:

(a) Letter of reproval;

(b) Reprimand;

(c) Censure; or

(d) Expulsion.

The member shall be given notice of his or her right to object to the Committee's recommended sanction by the time set forth by the Committee, which shall be no less than seventy-two hours. If the respondent fails to object in writing to the Committee's recommendation, he or she shall be deemed to waive any and all rights to further proceedings before the Committee on Ethics and the Committee report shall be filed by the Committee in the form of a House Resolution with the Clerk of the House. The recommendation shall also be published in the House Journal and automatically placed on the House Resolutions Calendar without further referral. If the respondent objects in writing to the recommendation within the time set forth by the Committee, the Committee shall proceed to a formal hearing, which shall take place no later than ninety days after the receipt of such objection or as scheduled or extended by a majority vote of the Committee.

RULE 9. Formal Hearings

A. A formal hearing shall be held on the record to receive evidence upon which to base findings, conclusions, and recommendations, if any, to the House; except that, such hearing may be closed at the discretion of the Committee. The Committee may require, by subpoena or otherwise, or by subpoena duces tecum, the attendance and testimony of such witnesses and the production of such books, records, correspondence, memorandums, papers, electronic communications, and documents as it deems necessary. The Committee may issue and enforce subpoenas as allowed by law.

B. Prior to setting a hearing date and issuing subpoenas for witnesses, the Committee shall resolve the scope and purpose of the hearings. A copy of this statement of scope and purpose shall be furnished to all witnesses. During the course of the hearings the Committee may expand or contract the scope in light of evidence received.

C. The order of the formal hearing shall be as follows:

(1) The Chair shall open the hearing by stating the Committee's authority to conduct the investigation, the purpose of the investigation and its scope.

(2) The complainant and the respondent or counsel for the complainant and respondent shall be permitted to make opening statements. Such opening statements shall not exceed fifteen minutes each.

(3) Testimony from witnesses and other evidence pertinent to the matter under investigation shall be received in the following order:

(a) Witnesses and other evidence offered by the complainant;

(b) Witnesses and other evidence offered by the respondent;

(c) Witnesses and other evidence offered by the Committee; and

(d) Rebuttal witnesses.

(4) The Chair, or his **or her** designee, and the Committee members may question any witness.

D. Testimony of all witnesses shall be taken under oath. The form of the oath shall be: "Do you solemnly swear (or affirm) that the testimony you will give before this Committee in the matter now under consideration will be the truth, the whole truth, and nothing but the truth (so help you God)?" The oath shall be administered by the Chair or Committee member designated by **[~~him~~] the Chair** to administer oaths.

RULE 10. Admissibility of Evidence

A. The object of the hearings shall be to ascertain the truth. Any evidence that is relevant and probative shall be admissible, unless privileged or unless the Constitution otherwise requires its exclusion. Objections going only to the weight that should be given to evidence will not justify its exclusion.

B. The Chair or other member presiding shall rule upon any question of admissibility of testimony or evidence presented to the Committee. The Chair or other member presiding may limit the presentation of repetitious evidence. Rulings shall be final unless reversed or modified by a majority vote of the Committee members present.

C. At a formal hearing, the burden of proof is on the complainant with respect to each count to establish the facts alleged therein clearly and convincingly by the evidence that he **or she** introduces.

RULE 11. Witnesses

A. A subpoena to a witness shall be served sufficiently in advance of his **or her** scheduled appearance to allow **[~~him~~] the witness** a reasonable period of time, as determined by the Committee, to prepare for the hearing and to employ counsel should he **or she** so desire.

B. Except as otherwise specifically authorized by the Chair, no member of the Committee or staff shall make public the name of any witness subpoenaed by the Committee before his **or her** scheduled appearance.

C. Witnesses at formal hearings may be accompanied by their counsel for the purpose of advising them concerning their constitutional rights and to raise objections to procedures or to the admissibility of testimony and evidence.

D. Chair may limit such testimony when, in his **or her** discretion, he **or she** finds the testimony is repetitious, cumulative, or irrelevant.

E. Each witness subpoenaed by the Committee shall be reimbursed for those reasonable expenses approved by the Committee.

F. Each witness shall be furnished a printed copy of the Rules of Procedure and the pertinent provisions of the Rules of the House applicable to the rights of witnesses.

G. Within ten calendar days before the scheduled formal hearing, each party shall notify the Committee and all other parties to the complaint, in writing, of the witnesses that are to appear at the formal hearing. Within five calendar days before the scheduled formal hearing, each party shall notify the Committee and all other parties to the complaint, in writing, of any proposed rebuttal witnesses that are to appear on his **or her** behalf. The Chair may exercise discretion in allowing any party's good faith request for additional witnesses that are proposed after the expiration of these time limits, or in denying any witness request made by a party if such request is not made in good faith.

RULE 12. Findings, Conclusions and Recommendations

A. At the completion of the primary hearing or formal hearings, the Committee, by a majority vote of its members, shall, within forty-five (45) days, adopt a report stating its findings and conclusions on the complaint.

The report shall be filed with the Chief Clerk of the House, with a copy delivered to the office of the Speaker, office of the Majority Floor Leader, and office of the Minority Floor Leader, and shall be printed in the House Journal. In the event the Committee finds that the complaint is not well-founded, the report shall so state, and shall include a copy of a Letter of Reproval if the Committee authorized such sanction. In the event the Committee finds that the complaint is well-founded, the report shall state the Committee's recommendation in a resolution appended thereto.

B. The resolution shall state the Committee's findings and conclusions on each allegation in the complaint with the recommendation that the House take one of the following actions:

(1) Letter of reproval;

(2) Reprimand;

(3) Censure; or

(4) Expulsion.

C. The chair or counsel for the Committee shall redact from its findings, conclusions, and recommendations, the name or names and any identifying information of any person or persons alleged to be a victim of sexual harassment or sexual misconduct by a member. An alleged victim may consent to the release of his or her name or other identifying information by providing a written request to the chair of the Committee.

D. The Committee's recommendation may also require payment of restitution and costs incurred in the investigation, or impose any other sanction that the Committee deems just and proper under the circumstances, but the amount of restitution and costs shall not exceed the costs incurred by the House related to the complaint. Any assessment of fines or restitution and costs shall be paid in full by the member no later than thirty days after the adoption of a recommendation by the House of Representatives. If the member fails to pay in full by the expiration of the thirty-day time period, then the Chief Clerk may deduct from the member's salary an appropriate monthly sum to repay the full amount due by the conclusion of the member's current term of office.

RULE 13. Matters Not Covered in These Rules of Procedure

The Rules of Procedure of the United States House of Representatives Committee on Ethics of the **[**~~116th~~**]** **118th** Congress shall be taken as guidelines in deciding questions, issues, and other matters not otherwise provided for in these Rules of Procedure, except that the Rules of the Missouri House of Representatives governing the party representation on committees shall apply to this Committee.

RULE 14. Depositions

The Chair of the Committee, upon consultation with the Vice Chair, may order the taking of depositions, under the authority of Section 21.380, RSMo, by a member or counsel of the Committee. Witnesses may be accompanied at a deposition by counsel to advise the witnesses of their rights. Only members of the Committee, Committee staff designated by the Chair or Vice Chair, an official reporter, the witness, and the witness's counsel are permitted to attend. Depositions may be taken at any stage of the proceedings and may be used as evidence submitted by the Committee on Ethics.

RULE 15. Limitations on Scope and Authority

Nothing contained in these rules shall be construed to limit the authority of the House of Representatives as enumerated under Article III, Section 18, of the Constitution of the state of Missouri.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 8, introduced by Representative Bland Manlove, relating to statehood for Puerto Rico.

HCR 9, introduced by Representative Bland Manlove, relating to statehood for Washington, D.C.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 920, introduced by Representative Anderson, relating to K.C. Wolf day.

HB 921, introduced by Representative Anderson, relating to Shelley v. Kraemer day.

HB 922, introduced by Representative Thompson, relating to tax deductions for financial institutions that provide loans in rural areas.

HB 923, introduced by Representative Hovis, relating to the Missouri department of transportation and highway patrol employees' retirement system.

HB 924, introduced by Representative Hovis, relating to emergency medical dispatchers.

HB 925, introduced by Representative Haffner, relating to a tax credit for the production of biodiesel fuel.

HB 926, introduced by Representative Falkner, relating to contracts with public entities, with penalty provisions.

HB 927, introduced by Representative Smith (155), relating to fentanyl testing.

HB 928, introduced by Representative Falkner, relating to video services.

HB 929, introduced by Representative West, relating to cemeteries.

HB 930, introduced by Representative Bland Manlove, relating to discriminatory practices.

HB 931, introduced by Representative Bland Manlove, relating to a homicide prevention hotline.

HB 932, introduced by Representative Bland Manlove, relating to compensation for victims of crime.

HB 933, introduced by Representative Pollitt, relating to early childhood education programs.

HB 934, introduced by Representative Hovis, relating to funding of the sheriffs' retirement system.

HB 935, introduced by Representative Schnelting, relating to health care provider participation in health insurance plans.

HB 936, introduced by Representative Bland Manlove, relating to indigenous peoples' day.

HB 937, introduced by Representative Bland Manlove, relating to tax credits for qualified motion media projects.

HB 938, introduced by Representative Bland Manlove, relating to joint labor-management health and safety committees, with penalty provisions.

HB 939, introduced by Representative Wilson, relating to Missouri Works Program benefits.

HB 940, introduced by Representative Burnett, relating to the elimination of fines and fees in juvenile court, with a delayed effective date.

HB 941, introduced by Representative Baker, relating to workers' compensation.

HB 942, introduced by Representative Myers, relating to emergency vehicles, with penalty provisions.

HB 943, introduced by Representative Dinkins, relating to a sexual offender's duty to report.

HB 944, introduced by Representative Crossley, relating to attendant call systems in certain facilities.

HB 945, introduced by Representative Hudson, relating to sales tax exemptions.

HB 946, introduced by Representative Henderson, relating to the education stabilization fund.

HB 947, introduced by Representative Schulte, relating to the disclosure of juvenile court records.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 52, relating to property tax.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 903, relating to foreign ownership of real property.

HB 904, relating to the use of hand-held wireless communication devices, with penalty provisions.

HB 905, relating to school employee retirement.

HB 906, relating to lead poisoning.

HB 907, relating to terms of imprisonment, with penalty provisions.

HB 908, relating to meals for students.

HB 909, relating to solid waste disposal area permits.

HB 910, relating to access to mammograms.

HB 911, relating to the appointment of guardians or conservators of certain persons.

HB 912, relating to kratom products, with penalty provisions.

HB 913, relating to licensed child care facilities.

HB 914, relating to public schools.

HB 915, relating to school district local effort calculations, with an emergency clause.

HB 916, relating to gender transition procedures, with a delayed effective date.

HB 917, relating to bail bond agents, with penalty provisions.

HB 918, relating to public schools.

HB 919, relating to the anti-surveillance and foreign intervention act.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 430 - Agriculture Policy
HB 465 - Agriculture Policy
HB 499 - Agriculture Policy
HB 501 - Transportation Accountability
HB 903 - Agriculture Policy

COMMITTEE CHANGES

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

Pursuant to RSMo 8.173, I hereby appoint the following members to the Joint Committee on Capitol Security:

Representative Dean Plocher, Speaker of the House
Representative Lane Roberts
Representative Jerome Barnes

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following change to the Joint Committee on Disaster Preparedness and Awareness:

I hereby appoint Representative Lane Roberts to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on Education:

I hereby appoint the following members to the committee:

Representative Mike Haffner
Representative Brad Pollitt

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on Government Accountability:

I hereby appoint the following members to the committee:

Representative Jim Murphy
Representative Doug Richey

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

Pursuant to RSMo 21.880, I hereby appoint the following members to the Joint Committee on the Justice System:

Representative Robert Sauls, Ranking Member of the Judiciary committee
Representative Lane Roberts, Chair of the Crime Prevention and Public Safety committee
Representative Rudy Veit, Chair of the Corrections and Public Institutions committee

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following change to the Joint Committee on Legislative Research:

I hereby appoint Representative Scott Cupps to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

Pursuant to RSMo 208.952, I hereby appoint the following members to the Joint Committee on Public Assistance:

Representative Hannah Kelly, Chair of the Children and Families committee
Representative Peter Merideth, Ranking Member of the Budget committee

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following change to the Joint Committee on Public Employee Retirement:

I hereby appoint Representative Richard West to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following change to the Joint Committee on Tax Policy:

I hereby appoint Representative Ben Baker to the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on Transportation Oversight:

I hereby appoint Representative Don Mayhew to the committee.

I hereby appoint Representative Don Mayhew to the position of Co-Chair.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

January 24, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Missouri Works Job Training Joint Legislative Oversight Committee:

I hereby appoint the following members to the committee:

Representative Willard Haley
Representative Louis Riggs
Representative Bridget Walsh Moore

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

The following members' presence was noted: Christofanelli, Lovasco, Proudie, Riggs, Sauls, Smith (163), Stephens, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 2:00 p.m., Wednesday, January 25, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 903, HB 430, HB 465, HB 499
Added HB 430, HB 465, and HB 499.
AMENDED

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 301

ECONOMIC DEVELOPMENT
Wednesday, January 25, 2023, 10:00 AM, House Hearing Room 1.
Public hearing will be held: HB 268
Time change.
CORRECTED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, January 25, 2023, 10:00 AM, House Hearing Room 7.
Public hearing will be held: HB 253
Time change.
CORRECTED

EMERGING ISSUES
Wednesday, January 25, 2023, 4:00 PM, House Hearing Room 6.
Public hearing will be held: HB 293, HB 402

FINANCIAL INSTITUTIONS
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 770, HB 824, HB 863

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, January 25, 2023, 10:00 AM, House Hearing Room 6.
Public hearing will be held: HB 184, HB 580
Time change.
Added HB 580.
CORRECTED

INSURANCE POLICY
Wednesday, January 25, 2023, 11:00 AM, House Hearing Room 5.
Public hearing will be held: HB 655
Time change.
CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, January 25, 2023, 11:00 AM, House Hearing Room 3.
Budget presentations from the Department of Elementary and Secondary Education and the Department of Higher Education and Workforce Development.
Time change.
CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Wednesday, January 25, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the offices of the Lieutenant Governor, State Auditor, and Public Defender.
CANCELLED

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Secretary of State, Public Debt, Employee Benefits, and Real Estate.
CANCELLED

TRANSPORTATION ACCOUNTABILITY
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 404, HB 501
Presentation by MODOT.
Added HB 501.
AMENDED

TRANSPORTATION INFRASTRUCTURE
Wednesday, January 25, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 152, HB 369

WAYS AND MEANS
Wednesday, January 25, 2023, 9:00 AM, House Hearing Room 5.
Executive session will be held: HB 713
CANCELLED

WAYS AND MEANS
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: HB 713

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, January 25, 2023, 12:00 PM, House Hearing Room 6.
Organizational meeting.

HOUSE CALENDAR

TWELFTH DAY, WEDNESDAY, JANUARY 25, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 8 and HCR 9

HOUSE BILLS FOR SECOND READING

HB 920 through HB 947

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)

CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWELFTH DAY, WEDNESDAY, JANUARY 25, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"The Spirit of the Lord is upon me." (Luke 4:18)

Eternal God, our Heavenly Ruler, we come to You at this moment of humble prayer, for in You is the answer to our questions, the solution of our problems, and the goal of our many endeavors.

May it be our aim, as we gather daily in this historic chamber, to meet the needs of struggling humanity, to strengthen the ties of respect that bind citizens together, and to find the way to consensus among the various political opinions and beliefs.

May we realize more than ever that Your Spirit must touch and transform our own minds if we are to continue to be free, for in You alone is our life, light and liberty.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the eleventh day was approved as printed by the following vote:

AYES: 145

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Baringer	Barnes
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Byrnes	Casteel	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Mosley

Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stinnett	Strickler	Taylor 48	Terry
Thomas	Thompson	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 002

Bland Manlove Unsicker

ABSENT WITH LEAVE: 016

Aldridge	Aune	Bangert	Bosley	Chappell
Cupps	Hovis	Lovasco	Morse	Nickson-Clark
Pollitt	Sharp 37	Stephens	Taylor 84	Titus
Windham				

VACANCIES: 000

HOUSE RESOLUTIONS

Representative Bosley offered House Resolution No. 121.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 10, introduced by Representative Bosley, relating to chronic kidney disease.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 948, introduced by Representative Dinkins, relating to the distribution of mineral mining revenue on federal land.

HB 949, introduced by Representative Burnett, relating to the offense of unlawful dog tethering or chaining, with a penalty provision.

HB 950, introduced by Representative Burnett, relating to services provided to students.

HB 951, introduced by Representative Bland Manlove, relating to the student-teacher collaboration advisory board.

HB 952, introduced by Representative Chappell, relating to juvenile officers.

HB 953, introduced by Representative Griffith, relating to gaming, with penalty provisions.

HB 954, introduced by Representative West, relating to the subdivision property owners' protection act, with penalty provisions.

HB 955, introduced by Representative Weber, relating to voter registration of new residents.

HB 956, introduced by Representative Bosley, relating to the regulation of firearm ammunition, with penalty provisions.

HB 957, introduced by Representative Bosley, relating to health care services for certain low-income women, with an emergency clause.

HB 958, introduced by Representative Hicks, relating to a judgment of dissolution of marriage.

HB 959, introduced by Representative Gregory, relating to rural workforce development incentives, with penalty provisions.

HB 960, introduced by Representative Baringer, relating to working hours for certain students.

HB 961, introduced by Representative Lovasco, relating to repealing the death penalty, with a penalty provision.

HB 962, introduced by Representative Brown (16), relating to home inspections.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 8, relating to statehood for Puerto Rico.

HCR 9, relating to statehood for Washington, D.C.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 920, relating to K.C. Wolf day.

HB 921, relating to Shelley v. Kraemer day.

HB 922, relating to tax deductions for financial institutions that provide loans in rural areas.

HB 923, relating to the Missouri department of transportation and highway patrol employees' retirement system.

HB 924, relating to emergency medical dispatchers.

HB 925, relating to a tax credit for the production of biodiesel fuel.

HB 926, relating to contracts with public entities, with penalty provisions.

HB 927, relating to fentanyl testing.

HB 928, relating to video services.

HB 929, relating to cemeteries.

HB 930, relating to discriminatory practices.

HB 931, relating to a homicide prevention hotline.

HB 932, relating to compensation for victims of crime.

HB 933, relating to early childhood education programs.

HB 934, relating to funding of the sheriffs' retirement system.

HB 935, relating to health care provider participation in health insurance plans.

HB 936, relating to indigenous peoples' day.

HB 937, relating to tax credits for qualified motion media projects.

HB 938, relating to joint labor-management health and safety committees, with penalty provisions.

HB 939, relating to Missouri Works Program benefits.

HB 940, relating to the elimination of fines and fees in juvenile court, with a delayed effective date.

HB 941, relating to workers' compensation.

HB 942, relating to emergency vehicles, with penalty provisions.

HB 943, relating to a sexual offender's duty to report.

HB 944, relating to attendant call systems in certain facilities.

HB 945, relating to sales tax exemptions.

HB 946, relating to the education stabilization fund.

HB 947, relating to the disclosure of juvenile court records.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 85 - Ethics

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 37 - Transportation Accountability

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 88 - Agriculture Policy
HB 100 - Healthcare Reform
HB 106 - Elementary and Secondary Education
HB 129 - Veterans
HB 169 - Economic Development
HB 186 - Government Efficiency and Downsizing
HB 187 - Crime Prevention and Public Safety
HB 190 - Elementary and Secondary Education
HB 197 - Health and Mental Health Policy
HB 239 - Economic Development
HB 246 - Government Efficiency and Downsizing
HB 255 - Elementary and Secondary Education
HB 269 - Government Efficiency and Downsizing
HB 271 - Healthcare Reform
HB 330 - Healthcare Reform
HB 334 - Agriculture Policy
HB 336 - Emerging Issues
HB 348 - Professional Registration and Licensing
HB 415 - Ways and Means
HB 428 - Children and Families
HB 443 - Transportation Infrastructure
HB 449 - Elections and Elected Officials
HB 473 - Economic Development

HB 479 - Utilities
HB 525 - Economic Development
HB 556 - Emerging Issues
HB 557 - Professional Registration and Licensing
HB 570 - Crime Prevention and Public Safety
HB 581 - Emerging Issues
HB 585 - Financial Institutions
HB 586 - Financial Institutions
HB 587 - Local Government
HB 601 - Transportation Infrastructure
HB 630 - Agriculture Policy
HB 644 - Agriculture Policy
HB 647 - Utilities
HB 651 - Utilities
HB 653 - Agriculture Policy
HB 668 - Special Committee on Homeland Security
HB 675 - Economic Development
HB 693 - Corrections and Public Institutions
HB 696 - Local Government
HB 700 - Emerging Issues
HB 714 - Children and Families
HB 719 - Children and Families
HB 725 - Crime Prevention and Public Safety
HB 730 - Special Committee on Small Business
HB 750 - Judiciary
HB 762 - Special Committee on Government Accountability
HB 766 - Crime Prevention and Public Safety
HB 816 - Special Committee on Tax Reform
HB 827 - Elementary and Secondary Education
HB 871 - Special Committee on Tax Reform
HB 881 - Judiciary
HB 900 - Professional Registration and Licensing
HB 910 - Healthcare Reform
HB 913 - Children and Families
HB 916 - General Laws
HB 937 - Economic Development

The following members' presence was noted: Bosley, Chappell, Lovasco, Pollitt, Sharp (37), Stephens, Taylor (84), Titus, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, January 26, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 903, HB 430, HB 465, HB 499
Added HB 430, HB 465 and HB 499.
AMENDED

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 301

CRIME PREVENTION AND PUBLIC SAFETY
Monday, January 30, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 301
Public hearing continued.

ELECTIONS AND ELECTED OFFICIALS
Thursday, January 26, 2023, 9:30 AM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HJR 43, HJR 30, HJR 18, HJR 24, HJR 25

FINANCIAL INSTITUTIONS
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 770, HB 824, HB 863

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 580
Executive session will be held: HB 184

RURAL COMMUNITY DEVELOPMENT
Monday, January 30, 2023, 1:00 PM, House Hearing Room 1.
Organizational meeting.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Monday, January 30, 2023, 12:00 PM, Joint Hearing Room (117).
Budget presentations from the Department of Agriculture and the Department of Conservation.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, February 1, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of Labor and Industrial Relations and the Department of Commerce and Insurance.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 3.
Continuation of budget presentations from the Department of Elementary and Secondary Education and the Department of Higher Education and Workforce Development.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Secretary of State, Public Debt, Employee Benefits, and Real Estate.
CANCELLED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Monday, January 30, 2023, 12:00 PM, House Hearing Room 3.
Budget presentations from the Department of Mental Health and the Department of Health and Senior Services. Public testimony will be taken regarding the appropriations for the Department of Mental Health and the Department of Health and Senior Services. If you would like to be on the list to testify, please contact Rep. Black's office at (573) 751-1167.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 3.
Budget presentation from the Department of Social Services, MO HealthNet Division. Public testimony will be taken regarding the appropriations for the Department of Social Services. If you would like to be on the list to testify, please contact Rep. Black's office at (573) 751-1167.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE
Thursday, January 26, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of the National Guard and the Department of Revenue.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE
Tuesday, January 31, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of Public Safety, Department of Transportation, and the Department of Corrections.

TRANSPORTATION ACCOUNTABILITY
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 404, HB 501
Presentation by MoDOT.
Added HB 501.
AMENDED

WAYS AND MEANS
Thursday, January 26, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: HB 713

HOUSE CALENDAR

THIRTEENTH DAY, THURSDAY, JANUARY 26, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 10

HOUSE BILLS FOR SECOND READING

HB 948 through HB 962

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTEENTH DAY, THURSDAY, JANUARY 26, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"You shall keep all the commandments which I command you this day, that you may be strong."
(Deuteronomy 11:8)

Almighty and everlasting God, who is always more ready to hear us than we are to pray and will give more than we desire or deserve, pour out upon us an abundance of Your mercy, cleansing us, forgiving us, and empowering us to do what is right and good for our citizens.

Grant that what we say with our lips we may believe in our hearts and what we believe in our hearts we may practice with our lives, that in deed and in truth we may be doers of the word and not hearers only. In Your light may we see life clearly and in Your straight path may we never stumble or fall, but fly like eagles!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twelfth day was approved as printed by the following vote:

AYES: 137

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Byrnes	Casteel	Chappell	Christ	Coleman
Collins	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gragg	Gray	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins

Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 46	Sparks	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Thomas	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 004

Bland Manlove	Fountain Henderson	Sharp 37	Unsicker

ABSENT WITH LEAVE: 022

Aldridge	Bangert	Boggs	Burnett	Butz
Christofanelli	Clemens	Cupps	Gregory	Hovis
Lavender	Morse	Nickson-Clark	Sander	Sauls
Smith 163	Stacy	Stephens	Terry	Thompson
Wilson	Windham			

VACANCIES: 000

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 11, introduced by Representative Schnelting, relating to Israel.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 53, introduced by Representative Burton, relating to valid marriages.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 963, introduced by Representative Anderson, relating to Lloyd Gaines day.

HB 964, introduced by Representative Anderson, relating to panic alert systems in schools.

HB 965, introduced by Representative Stinnett, relating to health care services for certain low-income women, with an emergency clause.

HB 966, introduced by Representative Smith (155), relating to pharmacy services in hospitals.

HB 967, introduced by Representative Davis, relating to law enforcement residency requirements.

HB 968, introduced by Representative Thompson, relating to trust and estate administration.

HB 969, introduced by Representative Lewis (25), relating to medical malpractice insurance.

HB 970, introduced by Representative Stinnett, relating to the ticket to work health assurance program.

HB 971, introduced by Representative Stinnett, relating to employment programs for persons disclosing a disability.

HB 972, introduced by Representative Windham, relating to higher education transcripts.

HB 973, introduced by Representative Burton, relating to fentanyl testing strips.

HB 974, introduced by Representative Burton, relating to campaign contributions, with penalty provisions.

HB 975, introduced by Representative Burton, relating to voter identification.

HB 976, introduced by Representative Burton, relating to Missouri black bear awareness day.

HB 977, introduced by Representative Mosley, relating to school meals.

HB 978, introduced by Representative Falkner, relating to home-based work.

HB 979, introduced by Representative Bland Manlove, relating to the transfer of firearms, with penalty provisions.

HB 980, introduced by Representative Bland Manlove, relating to possession of certain weapons, with penalty provisions.

HB 981, introduced by Representative Evans, relating to orders of protection.

HB 982, introduced by Representative Francis, relating to environmental control.

HB 983, introduced by Representative Chappell, relating to the definition of sexual contact, with penalty provisions.

HB 984, introduced by Representative Hicks, relating to the disclosure of personal information.

HB 985, introduced by Representative Plank, relating to marijuana facilities.

HB 986, introduced by Representative Murphy, relating to libraries.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 10, relating to chronic kidney disease.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 948, relating to the distribution of mineral mining revenue on federal land.

HB 949, relating to the offense of unlawful dog tethering or chaining, with a penalty provision.

HB 950, relating to services provided to students.

HB 951, relating to the student-teacher collaboration advisory board.

HB 952, relating to juvenile officers.

HB 953, relating to gaming, with penalty provisions.

HB 954, relating to the subdivision property owners' protection act, with penalty provisions.

HB 955, relating to voter registration of new residents.

HB 956, relating to the regulation of firearm ammunition, with penalty provisions.

HB 957, relating to health care services for certain low-income women, with an emergency clause.

HB 958, relating to a judgment of dissolution of marriage.

HB 959, relating to rural workforce development incentives, with penalty provisions.

HB 960, relating to working hours for certain students.

HB 961, relating to repealing the death penalty, with a penalty provision.

HB 962, relating to home inspections.

COMMITTEE REPORTS

Committee on Elections and Elected Officials, Chairman McGaugh reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 30**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Banderman, Coleman, Falkner, McGaugh, Reedy, Riley, Schwadron, Sparks, Stacy, Toalson Reisch and Waller

Noes (5): Adams, Baringer, Smith (46), Windham and Woods

Absent (1): Byrnes

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Banderman, Coleman, Falkner, McGaugh, Reedy, Riley, Schwadron, Sparks, Stacy, Toalson Reisch and Waller

Noes (5): Adams, Baringer, Smith (46), Windham and Woods

Absent (1): Byrnes

Committee on Ways and Means, Chairman McGirl reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 713**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Bland Manlove, Casteel, Chappell, Gray, Hicks, Hudson, Lovasco, McGirl, Phifer, Smith (155), Taylor (84), Thompson, Titus and Wright

Noes (0)

Absent (0)

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 277 - Insurance Policy
HB 283 - Children and Families
HB 349 - Utilities
HB 571 - Crime Prevention and Public Safety

REFERRAL OF HOUSE JOINT RESOLUTIONS - RULES

The following House Joint Resolutions were referred to the Committee indicated:

HCS HJR 30 - Rules - Administrative Oversight
HCS HJR 43 - Rules - Administrative Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bill was referred to the Committee indicated:

HCS HB 713 - Rules - Administrative Oversight

COMMITTEE CHANGES

January 26, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby remove former Representative Chuck Basye from the Missouri Veterans Commission and appoint Representative Dave Griffith.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

WITHDRAWAL OF HOUSE BILLS

January 25, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller,

I would like to withdraw **House Bill No. 848**.

Thank you for your time and attention to this request.

Sincerely,

/s/ Marlon Anderson
State Representative
District 76

The following members' presence was noted: Burnett, Christofanelli, Gregory, Lavender, Sander, Sauls, Smith (163), Stacy, Terry, Thompson, Wilson, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 4:00 p.m., Monday, January 30, 2023.

COMMITTEE HEARINGS

BUDGET
Monday, January 30, 2023, 11:30 AM, House Hearing Room 3.
Review House Committee Substitute for HB 14.

CHILDREN AND FAMILIES
Tuesday, January 31, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 677, HB 428, HB 913

CRIME PREVENTION AND PUBLIC SAFETY
Monday, January 30, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 301
Public hearing continued.

ECONOMIC DEVELOPMENT
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 169, HB 239, HB 675
Executive session will be held: HB 268

ELECTIONS AND ELECTED OFFICIALS
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 703, HB 780, HB 781, HJR 19

ETHICS
Monday, January 30, 2023, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HR 85
Executive session will be held: HR 85

FINANCIAL INSTITUTIONS
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 770, HB 824, HB 863

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 580, HB 186, HB 246
Executive session will be held: HB 184
Added HB 186 and HB 246.
AMENDED

HEALTHCARE REFORM
Tuesday, January 31, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 777, HB 100, HB 910

JUDICIARY
Monday, January 30, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 87

LOCAL GOVERNMENT
Tuesday, January 31, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 625, HB 462

PENSIONS
Tuesday, January 31, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 769

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 348, HB 557
Executive session will be held: HB 115, HB 99

RULES - ADMINISTRATIVE OVERSIGHT
Monday, January 30, 2023, 12:30 PM, House Hearing Room 1.
Executive session will be held: HCS HJR 30, HCS HJR 43, HCS HB 713

RURAL COMMUNITY DEVELOPMENT
Monday, January 30, 2023, 1:00 PM, House Hearing Room 1.
Organizational meeting.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Monday, January 30, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 178, HB 179, HB 401

SPECIAL COMMITTEE ON SMALL BUSINESS
Monday, January 30, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 417, HB 730
SPECIAL COMMITTEE ON TAX REFORM
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 660, HB 816

SPECIAL COMMITTEE ON TOURISM
Tuesday, January 31, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 200

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, January 30, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 640, HB 729

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Monday, January 30, 2023, 12:00 PM, Joint Hearing Room (117).
Budget presentations from the Department of Agriculture and the Department of Conservation.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, February 1, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of Labor and Industrial Relations and the Department of Commerce and Insurance.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, January 31, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the State Treasurer, Governor, Public Debt, Office of Administration, Employee Benefits, and General Assembly.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Offices of the Attorney General, State Auditor, and Public Defender.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Monday, February 6, 2023, 3:00 PM, House Hearing Room 3.
Budget presentations from the Lieutenant Governor and the Judiciary.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Secretary of State and Real Estate.
Added Real Estate.
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Monday, January 30, 2023, 12:00 PM, House Hearing Room 3.
Budget presentations from the Department of Mental Health and the Department of Health and Senior Services. Public testimony will be taken regarding the appropriations for the Department of Mental Health and the Department of Health and Senior Services. If you would like to be on the list to testify, please contact Rep. Black's office at (573) 751-1167.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 3.
Budget presentation from the Department of Social Services MO HealthNet Division. Public testimony will be taken regarding the appropriations for the Department of Social Services. If you would like to be on the list to testify, please contact Rep. Black's office at (573) 751-1167.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE
Tuesday, January 31, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of Public Safety, Department of Transportation, and the Department of Corrections.

TRANSPORTATION INFRASTRUCTURE
Wednesday, February 1, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 443, HB 601

UTILITIES
Wednesday, February 1, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 461

VETERANS
Tuesday, January 31, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 129
Presentation by Missouri Veterans Commission on veterans homes, employee pay, staffing issues, mandatory overtime, and other veteran related issues.

WAYS AND MEANS
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 415

HOUSE CALENDAR

FOURTEENTH DAY, MONDAY, JANUARY 30, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 11

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 53

HOUSE BILLS FOR SECOND READING

HB 963 through HB 986

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FOURTEENTH DAY, MONDAY, JANUARY 30, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Mike Haffner.

Lord, as we gather here, in this historic chamber, we praise You as the Lord of all creation.

In Your Word, in the book of Colossians, You say, *"For by him all things were created, in heaven and on earth, visible and invisible, whether thrones or dominions or rulers or authorities—all things were created through him and for him. And he is before all things, and in him all things hold together*." (Colossians 1:16–17)

We praise You, Lord, as the God of creation and the sovereign God who controls all things and holds all things together by the power of Your mighty hand. So as we struggle, whether it be today or tomorrow, we know it is for our good and, ultimately, that Your glory would be revealed. Praise be unto You.

My prayer on this day, Lord, is that each of us would find comfort in Your glory, and we pray these things in Jesus' name.

And the House says, "Amen."

The Pledge of Allegiance to the flag was recited.

The Journal of the thirteenth day was approved as printed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Knight	Lavender	Lewis 25

Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 002

Bland Manlove Unsicker

ABSENT WITH LEAVE: 011

Aldridge	Billington	Butz	Cupps	Kelly 141
Merideth	Morse	Nickson-Clark	Parker	Stephens
Windham				

VACANCIES: 000

HOUSE RESOLUTIONS

Representative Evans offered House Resolution No. 143.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 12, introduced by Representative Schnelting, related to establishing a statewide day of prayer.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 987, introduced by Representative Johnson (23), relating to career and technical education.

HB 988, introduced by Representative Sassmann, relating to secured transactions.

HB 989, introduced by Representative Bland Manlove, relating to the operation of motor vehicles, with penalty provisions.

HB 990, introduced by Representative Bland Manlove, relating to correctional facility placement for certain offenders.

HB 991, introduced by Representative Schulte, relating to net metering.

HB 992, introduced by Representative Lewis (6), relating to electric transmission facilities.

HB 993, introduced by Representative Brown (87), relating to reports by members of the general assembly to the Missouri ethics commission.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 11, relating to Israel.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 53, relating to valid marriages.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 963, relating to Lloyd Gaines day.

HB 964, relating to panic alert systems in schools.

HB 965, relating to health care services for certain low-income women, with an emergency clause.

HB 966, relating to pharmacy services in hospitals.

HB 967, relating to law enforcement residency requirements.

HB 968, relating to trust and estate administration.

HB 969, relating to medical malpractice insurance.

HB 970, relating to the ticket to work health assurance program.

HB 971, relating to employment programs for persons disclosing a disability.

HB 972, relating to higher education transcripts.

HB 973, relating to fentanyl testing strips.

HB 974, relating to campaign contributions, with penalty provisions.

HB 975, relating to voter identification.

HB 976, relating to Missouri black bear awareness day.

HB 977, relating to school meals.

HB 978, relating to home-based work.

HB 979, relating to the transfer of firearms, with penalty provisions.

HB 980, relating to possession of certain weapons, with penalty provisions.

HB 981, relating to orders of protection.

HB 982, relating to environmental control.

HB 983, relating to the definition of sexual contact, with penalty provisions.

HB 984, relating to the disclosure of personal information.

HB 985, relating to marijuana facilities.

HB 986, relating to libraries.

COMMITTEE REPORTS

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HJR 30**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baker, Francis, Griffith, Haden and Houx

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (2): Copeland and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 713**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 713** by the following vote:

Ayes (10): Baker, Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (0)

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Michael L. Parson.

GOVERNOR'S PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly "whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in "equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly "when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based."

NOW THEREFORE, I, Michael L. Parson, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the One Hundred Second General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that through the second quarter of fiscal year 2023, the rate of expenditure for each of the appropriation lines in the fiscal year 2023 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2023 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 26th day of January, 2023.

/s/ Michael L. Parson
Governor

ATTEST:

/s/ Jay Ashcroft
Secretary of State

Exhibit A

	Agency	Budget Appropriation Line
1	ELEM & SEC EDUCATION-OPER	02.015
2	OFFICE ADMINISTRATION-OPER	05.165
3	OFFICE ADMINISTRATION-OPER	05.510
4	OFFICE ADMINISTRATION-OPER	05.510
5	OFFICE ADMINISTRATION-OPER	05.510
6	OFFICE ADMINISTRATION-OPER	05.510
7	OFFICE ADMINISTRATION-OPER	05.510
8	OFFICE ADMINISTRATION-OPER	05.510
9	CORRECTIONS-OPERATING	09.282
10	MENTAL HEALTH-OPERATING	10.110
11	HEALTH & SENIOR SERVICES-OPER	10.825

The following members' presence was noted: Aldridge, Billington, Butz, Merideth, Parker, and Stephens.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, January 31, 2023.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Wednesday, February 1, 2023, 11:00 AM or upon morning recess (whichever is later), House Hearing Room 4.
Organizational meeting.

AGRICULTURE POLICY
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 202, HB 644, HB 630
Executive session will be held: HB 903, HB 465, HB 430, HB 499
Time correction.
CORRECTED

CHILDREN AND FAMILIES
Tuesday, January 31, 2023, 2:30 PM, House Hearing Room 5.
Public hearing will be held: HB 677, HB 428, HB 913
Time and room change.
CORRECTED

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, February 1, 2023, 4:30 PM, House Hearing Room 1.
Public hearing will be held: HB 693, HB 802

ECONOMIC DEVELOPMENT
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 169, HB 239, HB 675
Executive session will be held: HB 268

ELECTIONS AND ELECTED OFFICIALS
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 703, HB 780, HB 781, HJR 19
CANCELLED

ELECTIONS AND ELECTED OFFICIALS
Thursday, February 2, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 703, HB 780, HB 781, HJR 19

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 70, HB 190
Executive session will be held: HB 253

EMERGING ISSUES
Wednesday, February 1, 2023, 4:30 PM, House Hearing Room 6.
Executive session will be held: HB 402

ETHICS
Tuesday, January 31, 2023, 10:30 AM or upon morning recess (whichever is later), House Hearing Room 5.
Public hearing will be held: HR 85
Executive session will be held: HR 85

FINANCIAL INSTITUTIONS
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 770, HB 824, HB 863

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 580, HB 186, HB 246
Executive session will be held: HB 184
Added HB 186 and HB 246.
AMENDED

HEALTHCARE REFORM
Tuesday, January 31, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 777, HB 100, HB 910

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Monday, February 6, 2023, 1:00 PM, Joint Hearing Room (117).
Director Patrick McKenna, MoDOT Annual Report.
Pending application(s) for memorial highway and bridge designations.
Pending application(s) for specialty license plates.

LOCAL GOVERNMENT
Tuesday, January 31, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 625, HB 462

PENSIONS
Tuesday, January 31, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 769

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 348, HB 557
Executive session will be held: HB 115, HB 99

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, February 2, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HEC 1
Informational hearing including a presentation by St. Charles County Director of Elections, Kurt Bahr.
CANCELLED

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, January 31, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 660, HB 816

SPECIAL COMMITTEE ON TOURISM
Tuesday, January 31, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 200

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, February 1, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of Labor and Industrial Relations and the Department of Commerce and Insurance.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, January 31, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the State Treasurer, Governor, Public Debt, Office of Administration, Employee Benefits, and General Assembly.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Offices of the Attorney General, State Auditor, and Public Defender.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.
Budget presentations from the Lieutenant Governor and the Judiciary.
Time change.
CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Secretary of State and Real Estate.
Added Real Estate.
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 3.
Budget presentation from the Department of Social Services MO HealthNet Division. Public testimony will be taken regarding the appropriations for the Department of Social Services. If you would like to be on the list to testify, please contact Rep. Black's office at (573) 751-1167.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE
Tuesday, January 31, 2023, 8:00 AM, Joint Hearing Room (117).
Budget presentations from the Department of Public Safety, Department of Transportation, and the Department of Corrections.

TRANSPORTATION INFRASTRUCTURE
Wednesday, February 1, 2023, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 443, HB 601
Time correction.
CORRECTED

UTILITIES
Wednesday, February 1, 2023, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 461
CORRECTED

VETERANS
Tuesday, January 31, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 129
Presentation by Missouri Veterans Commission on veterans homes, employee pay, staffing issues, mandatory overtime, and other veteran-related issues.

WAYS AND MEANS
Wednesday, February 1, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: HB 713

WAYS AND MEANS
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 415

HOUSE CALENDAR

FIFTEENTH DAY, TUESDAY, JANUARY 31, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 12

HOUSE BILLS FOR SECOND READING

HB 987 through HB 993

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 43 - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)

CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 1, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"I have strength for anything through Him who gives me power." (Philippians 4:13)

In Your presence, O God, we pause for a moment lifting our hearts unto You in prayer. As we pray, our strength is renewed, our courage restored, and our path is made plain. What we felt we could not do, now we can do; what we thought hopeless is now full of hope; what seemed impossible now becomes possible. We are ready for anything through the strength of Your spirit living in our hearts.

Bless our citizens with Your favor and make them a channel for peace and justice in our show me state during this Black History Month.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifteenth day was approved as printed by the following vote:

AYES: 138

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Baringer	Barnes
Billington	Black	Boggs	Bosley	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hudson	Hurlbert	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Mosley	Murphy	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Reedy	Reuter

Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 004

Bland Manlove	Fountain Henderson	Sharp 37	Unsicker

ABSENT WITH LEAVE: 021

Aldridge	Aune	Bangert	Bonacker	Copeland
Cupps	Evans	Hovis	Ingle	Knight
Merideth	Morse	Myers	Nickson-Clark	Phifer
Proudie	Quade	Richey	Sauls	Smith 163
Windham				

VACANCIES: 000

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 14, introduced by Representative Chappell, relating to motorcycle profiling.

HCR 15, introduced by Representative Merideth, relating to rivers of Missouri day.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1010, introduced by Representative Christofanelli, relating to the disclosure of information regarding certain children.

HB 1011, introduced by Representative Kelley (127), relating to taxation.

HB 1012, introduced by Representative Matthiesen, relating to nurse staffing requirements, with penalty provisions and a delayed effective date.

HB 1013, introduced by Representative Reedy, relating to guardianships.

HB 1014, introduced by Representative Quade, relating to the Missouri child tax credit.

HB 1015, introduced by Representative Myers, relating to law enforcement assistance from other jurisdictions.

HB 1016, introduced by Representative Lonsdale, relating to removal of prosecuting attorneys.

HB 1017, introduced by Representative Thompson, relating to the second injury fund.

HB 1018, introduced by Representative Deaton, relating to the section of industrial inspection of the department of labor and industrial relations.

HB 1019, introduced by Representative Christofanelli, relating to aircraft insurance.

HB 1020, introduced by Representative Hovis, relating to mining tonnage fees.

HB 1021, introduced by Representative Baker, relating to the designation of a memorial bridge.

HB 1022, introduced by Representative Gregory, relating to pesticide certification and training.

HB 1023, introduced by Representative Diehl, relating to sales of farmland to beginning farmers.

HB 1024, introduced by Representative Bland Manlove, relating to the sale of certain lighters.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 13, relating to the America 250 Missouri Commission.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 54, relating to motor vehicle fuel tax.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 994, relating to orders of protection.

HB 995, relating to pet shop operations.

HB 996, relating to the MO HealthNet program.

HB 997, relating to the national popular vote act.

HB 998, relating to the salaries of circuit clerks.

HB 999, relating to Albert Pujols day.

HB 1000, relating to law enforcement residency requirements.

HB 1001, relating to service of summons in a termination of parental rights case.

HB 1002, relating to personal property taxes.

HB 1003, relating to materials printed by the secretary of state.

HB 1004, relating to foreign ownership of agricultural land.

HB 1005, relating to the placement of a child.

HB 1006, relating to liability of employers.

HB 1007, relating to automatic voter registration.

HB 1008, relating to law enforcement assistance from other jurisdictions.

HB 1009, relating to settlement demands.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJR 43, relating to constitutional amendments, was taken up by Representative Henderson.

On motion of Representative Henderson, the title of **HCS HJR 43** was agreed to.

Representative Adams offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Joint Resolution No. 43, Page 2, Section B, Line 9, by inserting after all of said line the following:

"Section C. The repeal and reenactment of sections 50, 51, and 52(b) of section A of this act shall take effect at the end of thirty days after the election at which at least sixty percent of the votes cast thereon are in favor of such repeal and reenactment."; and

Further amend said resolution by amending the title, enacting clause, and intersectional references accordingly.

Representative Adams moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Adams:

AYES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Walsh Moore	Weber	Windham
Woods	Young			

NOES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wright
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 010

Bangert	Bland Manlove	Cupps	Johnson 23	Lovasco
Morse	Nickson-Clark	Pouche	Unsicker	Wilson

VACANCIES: 000

Representative Aune offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Joint Resolution No. 43, Page 1, Section 50, Lines 7-8, by deleting all of said lines and inserting in lieu thereof the following:

"**amendments to the constitution submitted to voters by initiative petition or by the general assembly not less than fifteen days before the measure**"; and

Further amend said resolution by amending the title, enacting clause, and intersectional references accordingly.

Representative Aune moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Aune:

AYES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 87	Burnett	Burton	Butz
Collins	Crossley	Doll	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Walsh Moore
Weber	Windham	Woods	Young	

NOES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 008

Clemens	Cupps	Lovasco	Morse	Nickson-Clark
Schnelting	Toalson Reisch	Unsicker		

VACANCIES: 000

Representative Hudson assumed the Chair.

Representative Woods offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Joint Resolution No. 43, Page 2, Section B, Lines 6-9, by deleting all of said lines and inserting in lieu thereof the following:

"Require amendments to the constitution be approved by a sixty percent vote;
Require initiative petitions proposing to amend the constitution to be reviewed by the voters in each congressional district; and
Allow only citizens of the United States to qualify as legal voters?"."; and

Further amend said resolution by amending the title, enacting clause, and intersectional references accordingly.

Representative Woods moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Speaker Plocher resumed the Chair.

Representative Weber offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Joint Resolution No. 43, Page 2, Section 50, Lines 16-18, by deleting all of said lines and inserting in lieu thereof the following:

"enacted by the people of the state of Missouri:"."; and

Further amend said resolution by amending the title, enacting clause, and intersectional references accordingly.

Representative Weber moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

On motion of Representative Henderson, **HCS HJR 43** was adopted.

On motion of Representative Henderson, **HCS HJR 43** was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 106

Allen	Amato	Atchison	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx

Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 87	Burnett	Burton	Butz
Clemens	Collins	Crossley	Doll	Ealy
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 007

Baker	Cupps	Morse	Nickson-Clark	Perkins
Smith 163	Unsicker			

VACANCIES: 000

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 43 - Fiscal Review

COMMITTEE REPORTS

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 115** and **HB 99**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Brown (27), Casteel, Coleman, Dinkins, Doll, Kelly (141), Lewis (25), Matthiesen, Parker and Stinnett

Noes (0)

Absent (4): Cook, Keathley, Nickson-Clark and Roberts

WITHDRAWAL OF HOUSE BILLS

February 1, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol Building Room 308
Jefferson City, MO 65101

Dear Ms. Miller:

I respectfully request to withdraw **House Bill No. 509**, of which I am the Sponsor.

Thank you for your time and attention.

Respectfully,

/s/ Aaron McMullen
Missouri House of Representatives
District 20

The following member's presence was noted: Cupps.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, February 2, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 202, HB 644, HB 630
Executive session will be held: HB 903, HB 465, HB 430, HB 499
Time correction.
CORRECTED

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: HB 301

ELECTIONS AND ELECTED OFFICIALS
Thursday, February 2, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 703, HB 780, HB 781, HJR 19
Executive session will be held: HJR 18
Added HJR 18.
AMENDED

FISCAL REVIEW
Thursday, February 2, 2023, 8:30 AM, House Hearing Room 4.
Pending referral of HJR 43.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Monday, February 6, 2023, 1:00 PM, Joint Hearing Room (117).
Director Patrick McKenna, MoDOT Annual Report.
Pending application(s) for memorial highway and bridge designations.
Pending application(s) for specialty license plates.

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, February 2, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HEC 1
Informational hearing, including a presentation by St. Charles County Director of Elections, Kurt Bahr.
CANCELLED

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Thursday, February 2, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 7.
Updates from Missouri departments on IT projects.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Offices of the Attorney General, State Auditor, and Public Defender.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 3.
Budget presentations from the Lieutenant Governor and the Judiciary.
Time change.
CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Secretary of State and Real Estate.
Added Real Estate.
AMENDED

TRANSPORTATION ACCOUNTABILITY
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HJR 37

WAYS AND MEANS
Thursday, February 2, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 415

HOUSE CALENDAR

SEVENTEENTH DAY, THURSDAY, FEBRUARY 2, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 14 and HCR 15

HOUSE BILLS FOR SECOND READING

HB 1010 through HB 1024

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 43, (Fiscal Review 2/1/23) - Henderson

HOUSE RESOLUTIONS

HR 85 - Kelly (141)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SEVENTEENTH DAY, THURSDAY, FEBRUARY 2, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Our sufficiency is from God." (II Corinthians 3:5)

O Eternal Creator of our spirits, whose powerful grace makes us sufficient for every major and minor task and whose strength holds us steady as we live through troubled moments, speak Your word to us this day and make known Your will that we may now and always walk along the paths of righteousness, justice and compassion in the people's house.

Unite us as a state that we may continue to seek the release of the captives, give light to those who sit in darkness, bridge the guilt which separates our people, and support every endeavor which creates and maintains understanding and good will in our lives.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixteenth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 16, introduced by Representative Aune, relating to the joint committee on gun violence and legislation.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 55, introduced by Representative Quade, relating to payment of personal property taxes.

HJR 56, introduced by Representative Mayhew, relating to property taxes.

HJR 57, introduced by Representative Aune, relating to property tax exemptions.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 2, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 3, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 6, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024.

HB 7, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1025, introduced by Representative Mackey, relating to whistleblower protections.

HB 1026, introduced by Representative Smith (155), relating to the supplemental nutrition assistance program.

HB 1027, introduced by Representative Smith (155), relating to income taxes.

HB 1028, introduced by Representative Smith (155), relating to a tax credit for certain benevolent organizations.

HB 1029, introduced by Representative Oehlerking, relating to automatically renewed transactions, with a delayed effective date.

HB 1030, introduced by Representative Aune, relating to tax credits.

HB 1031, introduced by Representative Aune, relating to patient examinations.

HB 1032, introduced by Representative Aune, relating to the fentanyl testing strip pilot program.

HB 1033, introduced by Representative Aune, relating to foreign ownership of agricultural land.

HB 1034, introduced by Representative McMullen, relating to the placement of a child.

HB 1035, introduced by Representative Billington, relating to the designation of memorial highways.

HB 1036, introduced by Representative Plank, relating to transparency in teacher contracts.

HB 1037, introduced by Representative Mosley, relating to the department of transportation's fiber network.

HB 1038, introduced by Representative Christ, relating to tax credits.

HB 1039, introduced by Representative Christ, relating to tobacco products.

HB 1040, introduced by Representative Justus, relating to public water fluoridation.

HB 1041, introduced by Representative Bland Manlove, relating to debt collection, with penalty provisions.

HB 1042, introduced by Representative Bland Manlove, relating to peace officer use of force.

HB 1043, introduced by Representative Bland Manlove, relating to civics education.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 14, relating to motorcycle profiling.

HCR 15, relating to rivers of Missouri day.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1010, relating to the disclosure of information regarding certain children.

HB 1011, relating to taxation.

HB 1012, relating to nurse staffing requirements, with penalty provisions and a delayed effective date.

HB 1013, relating to guardianships.

HB 1014, relating to the Missouri child tax credit.

HB 1015, relating to law enforcement assistance from other jurisdictions.

HB 1016, relating to removal of prosecuting attorneys.

HB 1017, relating to the second injury fund.

HB 1018, relating to the section of industrial inspection of the department of labor and industrial relations.

HB 1019, relating to aircraft insurance.

HB 1020, relating to mining tonnage fees.

HB 1021, relating to the designation of a memorial bridge.

HB 1022, relating to pesticide certification and training.

HB 1023, relating to sales of farmland to beginning farmers.

HB 1024, relating to the sale of certain lighters.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 43, relating to constitutional amendments, was taken up by Representative Henderson.

On motion of Representative Henderson, **HCS HJR 43** was read the third time and passed by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 87	Burnett	Butz	Clemens
Collins	Crossley	Doll	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 005

Burton	Hovis	McGaugh	Morse	Nickson-Clark

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 33 - Special Committee on Tax Reform
HJR 51 - Special Committee on Tax Reform

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 36 - Crime Prevention and Public Safety
HB 47 - Conservation and Natural Resources
HB 49 - Elementary and Secondary Education
HB 71 - Judiciary
HB 91 - Emerging Issues
HB 119 - Corrections and Public Institutions
HB 133 - Economic Development
HB 171 - Transportation Accountability
HB 185 - Judiciary
HB 188 - Special Committee on Homeland Security
HB 196 - Corrections and Public Institutions
HB 205 - Emerging Issues
HB 225 - Utilities
HB 249 - Emerging Issues
HB 254 - Emerging Issues
HB 262 - Emerging Issues
HB 281 - Judiciary
HB 285 - Professional Registration and Licensing
HB 286 - Emerging Issues
HB 329 - Healthcare Reform
HB 354 - Emerging Issues
HB 367 - Judiciary
HB 372 - Corrections and Public Institutions
HB 382 - Corrections and Public Institutions
HB 389 - Judiciary
HB 420 - Corrections and Public Institutions
HB 442 - Health and Mental Health Policy
HB 444 - Judiciary
HB 445 - Emerging Issues
HB 453 - Judiciary
HB 454 - Children and Families
HB 476 - Transportation Infrastructure
HB 490 - Workforce and Infrastructure Development
HB 491 - Transportation Infrastructure
HB 493 - Judiciary
HB 518 - Transportation Accountability
HB 519 - Transportation Accountability
HB 520 - Transportation Accountability
HB 521 - Financial Institutions
HB 529 - Elementary and Secondary Education
HB 550 - Corrections and Public Institutions
HB 558 - Elementary and Secondary Education

HB 583 - Economic Development
HB 657 - Workforce and Infrastructure Development
HB 715 - Children and Families
HB 716 - Children and Families
HB 721 - Judiciary
HB 743 - Children and Families
HB 764 - Local Government
HB 778 - Transportation Accountability
HB 783 - Elections and Elected Officials
HB 800 - Elections and Elected Officials
HB 807 - Corrections and Public Institutions
HB 809 - Elementary and Secondary Education
HB 882 - Transportation Accountability
HB 886 - Corrections and Public Institutions
HB 894 - Transportation Infrastructure
HB 909 - General Laws
HB 911 - Judiciary
HB 919 - Special Committee on Homeland Security
HB 923 - Pensions
HB 942 - General Laws
HB 957 - Emerging Issues
HB 965 - Emerging Issues
HB 982 - Rural Community Development
HB 984 - Judiciary
HB 986 - Government Efficiency and Downsizing
HB 994 - Judiciary

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Haffner reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 903**, **HB 465**, **HB 430** and **HB 499**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (20): Boyd, Brown (149), Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Plank, Pollitt, Van Schoiack, Weber, Woods and Young

Noes (0)

Absent (0)

Committee on Crime Prevention and Public Safety, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 301**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (19): Allen, Banderman, Brown (16), Cook, Hardwick, Hicks, Hovis, Jones, Kelley (127), Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (3): Bosley, Collins and Mackey

Present (1): Anderson

Absent (3): Bland Manlove, Doll and Sharp (37)

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 253**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Baker, Bonacker, Brown (87), Byrnes, Christofanelli, Gragg, Haffner, Hurlbert, Lewis (6), Mackey, Pollitt, Stacy and Toalson Reisch

Noes (4): Kelley (127), Mann, Nurrenbern and Terry

Absent (0)

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 402**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (14): Aune, Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (0)

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 184**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Boggs, Chappell, Davis, Lovasco, Murphy, Schulte, Schwadron and Van Schoiack

Noes (2): Bangert and Sauls

Absent (4): Baker, Nickson-Clark, Riggs and Strickler

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HBs 115 & 99 - Rules - Administrative Oversight
HCS HB 301 - Rules - Legislative Oversight
HCS HBs 640 & 729 - Rules - Regulatory Oversight
HCS HBs 903, 465, 430 & 499 - Rules - Regulatory Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 51** entitled:

An act to repeal sections 334.100, 334.506, and 334.613, RSMo, and to enact in lieu thereof three new sections relating to the scope of practice for physical therapists.

In which the concurrence of the House is respectfully requested.

Read the first time.

WITHDRAWAL OF HOUSE BILLS

February 1, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller,

I would like to withdraw **House Bill No. 435**.

Thank you for your time and attention to this request.

Sincerely,

/s/ Chantelle Nickson-Clark
State Representative
District 67

The following members' presence was noted: Hovis and McGaugh.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 4:00 p.m., Monday, February 6, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 454, HB 719, HB 283, HB 714
Removed HB 715, HB 716 and HB 743.
AMENDED

CONSERVATION AND NATURAL RESOURCES
Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 47, HB 638

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, February 8, 2023, 6:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 382, HB 372, HB 807, HB 886, HB 196

ELECTIONS AND ELECTED OFFICIALS
Tuesday, February 7, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 703, HJR 19

FINANCIAL INSTITUTIONS
Tuesday, February 7, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 585, HB 586
Executive session will be held: HB 770

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 986

HEALTH AND MENTAL HEALTH POLICY
Monday, February 6, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 197

HEALTHCARE REFORM
Tuesday, February 7, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 271, HB 329, HB 330

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Monday, February 6, 2023, 1:00 PM, Joint Hearing Room (117).
Director Patrick McKenna, MoDOT Annual Report.
Pending application(s) for memorial highway and bridge designations.
Pending application(s) for specialty license plates.

JUDICIARY
Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 389, HB 84, HB 984, HB 994, HB 911

LOCAL GOVERNMENT
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 587

PENSIONS
Tuesday, February 7, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 923
Executive session will be held: HB 769

RULES - ADMINISTRATIVE OVERSIGHT
Monday, February 6, 2023, 2:00 PM, House Hearing Room 1.
Executive session will be held: HCS HBs 115 & 99
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, February 6, 2023, 2:15 PM, House Hearing Room 1.
Executive session will be held: HCS HB 301
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Monday, February 6, 2023, 2:30 PM, House Hearing Room 1.
Executive session will be held: HCS HBs 640 & 729, HCS HBs 903, 465, 430 & 499
Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT
Monday, February 6, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 982
CANCELLED

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, February 6, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 762
CANCELLED

SPECIAL COMMITTEE ON HOMELAND SECURITY
Monday, February 6, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 188, HB 668

SPECIAL COMMITTEE ON SMALL BUSINESS
Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 417, HB 730

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Monday, February 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 3.
Budget presentations from the Lieutenant Governor and the Judiciary.
Time change.
CORRECTED

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Secretary of State and Real Estate.
Added Real Estate.
AMENDED

TRANSPORTATION ACCOUNTABILITY
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HJR 37

UTILITIES
Wednesday, February 8, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 349, HB 479, HB 647, HB 651

VETERANS
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 129, HB 130
Presentation from the Department of Health and Senior Services, Division of Cannabis Regulation.

HOUSE CALENDAR

EIGHTEENTH DAY, MONDAY, FEBRUARY 6, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 16

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 55 through HJR 57

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 2 and HB 3
HB 6 and HB 7

HOUSE BILLS FOR SECOND READING

HB 1025 through HB 1043

SENATE BILLS FOR SECOND READING

SS SB 51

HOUSE RESOLUTIONS

HR 85 - Kelly (141)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

EIGHTEENTH DAY, MONDAY, FEBRUARY 6, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Doug Richey.

Our gracious Creator and Sustainer,

As we begin yet another week of legislative activity, we pause to acknowledge You. You are the God of Abraham, Isaac, and Jacob. You are the God that delivered, and continues to deliver, Your people. Yours is the victory whether Your people have the opportunity to speak or not, or even when Your people are outnumbered and overpowered. We look to You and recognize that we are utterly dependent upon the gracious provision that only You can make available. We recognize that, in Your faithfulness, You care for us even in the midst of our unfaithfulness.

May we learn the lessons of the past. Help us to press for greater faithfulness in the light of Your truth and wisdom. May we not falter for fear, greed, or arrogant ambition. When we do, please grant us Your gracious forgiveness. Your mercy and patience toward us is required daily. We desire to stand with all of those from the past that stood upon that which is true, and right, and good, and commendable, in spite of temporal cost. May we respond to Your call, the same call issued to Joshua, to be strong and courageous in our daily service to You and our great State.

Please be with us throughout this day.

In the name of Jesus, I pray, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the seventeenth day was approved as printed.

HOUSE RESOLUTIONS

Representative Hardwick offered House Resolution No. 256.

HOUSE RESOLUTION NO. 256

NOW THEREFORE BE IT RESOLVED by the Missouri House of Representatives, One Hundred Second General Assembly, First Regular Session, that the Rules of the House of Representatives be amended by adding thereto one new rule, as follows:

HOUSE HEARING ROOMS

RULE 130. Members may reserve House hearing rooms for the purpose of conducting religious study, prayer, and worship between the hours of 7:00 a.m. to 9:00 p.m., Monday through Friday, subject to the following provisions:

(1) Activities shall not interfere with the official business of the House and shall be conducted only at times when hearings and committee meetings are not scheduled;

(2) Activities shall not violate any state law;

(3) Music and singing are permissible but such activities shall be conducted at a volume and in a manner that does not disrupt business conducted outside of the hearing room;

(4) The member reserving the hearing room, or his or her designee, shall be present and assume responsibility for the group's actions for the duration of the activities;

(5) The member reserving the hearing room, or his or her designee, shall ensure that the hearing room is undamaged and cleaned upon the conclusion of the activities; and

(6) State information systems technology or audiovisual systems shall not be used to support the activities.

Members reserving hearing rooms are required to coordinate with the chair of the Committee on Administration and Accounts to schedule the hearing room and the time for such activities. Approval or denial of a request that complies with the provisions of this rule shall not be based on the content or ideology of the religious activity or service.

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 17, introduced by Representative Christofanelli, relating to the Tax Cuts and Jobs Act of 2017.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 4, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 8, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 9, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023, and ending June 30, 2024.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1044, introduced by Representative Haffner, relating to the members of the public service commission.

HB 1045, introduced by Representative Stinnett, relating to prior authorization of health care services.

HB 1046, introduced by Representative Mann, relating to motorcycle operation, with a penalty provision.

HB 1047, introduced by Representative Clemens, relating to the biometric information privacy act.

HB 1048, introduced by Representative Falkner, relating to political subdivisions.

HB 1049, introduced by Representative Falkner, relating to political subdivisions.

HB 1050, introduced by Representative Hein, relating to a tax credit for employing apprentices.

HB 1051, introduced by Representative Weber, relating to Asian and Pacific Islander heritage month.

HB 1052, introduced by Representative Haffner, relating to eminent domain for utility purposes.

HB 1053, introduced by Representative Phifer, relating to sales tax.

HB 1054, introduced by Representative Mayhew, relating to permits granted to political subdivisions for solid waste disposal.

HB 1055, introduced by Representative Mayhew, relating to the designation of a memorial highway.

HB 1056, introduced by Representative McMullen, relating to illegal gambling, with penalty provisions.

HB 1057, introduced by Representative Merideth, relating to the Missouri working family tax credit.

HB 1058, introduced by Representative Hausman, relating to the prevention of child abductions.

HB 1059, introduced by Representative Diehl, relating to the sunshine law.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 16, relating to the joint committee on gun violence and legislation.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 55, relating to payment of personal property taxes.

HJR 56, relating to property taxes.

HJR 57, relating to property tax exemptions.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024.

HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1025, relating to whistleblower protections.

HB 1026, relating to the supplemental nutrition assistance program.

HB 1027, relating to income taxes.

HB 1028, relating to a tax credit for certain benevolent organizations.

HB 1029, relating to automatically renewed transactions, with a delayed effective date.

HB 1030, relating to tax credits.

HB 1031, relating to patient examinations.

HB 1032, relating to the fentanyl testing strip pilot program.

HB 1033, relating to foreign ownership of agricultural land.

HB 1034, relating to the placement of a child.

HB 1035, relating to the designation of memorial highways.

HB 1036, relating to transparency in teacher contracts.

HB 1037, relating to the department of transportation's fiber network.

HB 1038, relating to tax credits.

HB 1039, relating to tobacco products.

HB 1040, relating to public water fluoridation.

HB 1041, relating to debt collection, with penalty provisions.

HB 1042, relating to peace officer use of force.

HB 1043, relating to civics education.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS SB 51, relating to the scope of practice for physical therapists.

HOUSE RESOLUTIONS

HR 85, relating to the committee on ethics rules of procedure, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HR 85** was adopted by the following vote:

AYES: 158

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 003

Bland Manlove	Bosley	Merideth

ABSENT WITH LEAVE: 002

Morse	Windham

VACANCIES: 000

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 7 - Consent and House Procedure
HR 8 - Consent and House Procedure
HR 10 - Consent and House Procedure
HR 77 - Consent and House Procedure
HR 143 - Consent and House Procedure
HR 163 - Consent and House Procedure
HR 256 - Consent and House Procedure

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 2 - Subcommittee on Appropriations - Education
HB 3 - Subcommittee on Appropriations - Education
HB 6 - Subcommittee on Appropriations - Agriculture, Conservation, Natural Resources, and Economic Development
HB 7 - Subcommittee on Appropriations - Agriculture, Conservation, Natural Resources, and Economic Development

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 909 - Local Government

COMMITTEE REPORTS

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 115 & 99**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 301**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (1): Owen

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 640 & 729**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aldridge, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (1): Cupps

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 903, 465, 430 & 499**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aldridge, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (1): Cupps

REFERRAL OF HOUSE BILLS - RULES

The following House Bill was referred to the Committee indicated:

HCS HB 253 - Rules - Regulatory Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed a committee to act with a like committee from the House pursuant to **HCR 2**.

Senators: Luetkemeyer, Schroer, Coleman, Thompson Rehder, Trent, Beck, Razer, Roberts, Williams, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 3 & 69** entitled:

An act to repeal sections 536.300, 536.303, 536.305, 536.310, 536.315, 536.323, 536.325, and 536.328, RSMo, and to enact in lieu thereof ten new sections relating to the promotion of business development.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 25** entitled:

An act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to a tax exemption for certain federal grants.

In which the concurrence of the House is respectfully requested.

Read the first time.

The following member's presence was noted: Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, February 7, 2023.

COMMITTEE HEARINGS

BUDGET
Tuesday, February 7, 2023, 3:00 PM, House Hearing Room 3.
Executive session will be held: HB 14
Time change.
CORRECTED

CHILDREN AND FAMILIES
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 454, HB 719, HB 283, HB 714
Removed HB 715, HB 716 and HB 743.
AMENDED

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, February 8, 2023, 6:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 382, HB 372, HB 807, HB 886, HB 196

ECONOMIC DEVELOPMENT
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 268

ELECTIONS AND ELECTED OFFICIALS
Tuesday, February 7, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 703, HJR 19

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 809, HB 827
Executive session will be held: HB 70

EMERGING ISSUES
Wednesday, February 8, 2023, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 556, HB 581

FINANCIAL INSTITUTIONS
Tuesday, February 7, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 585, HB 586
Executive session will be held: HB 770, HB 824
Added HB 824.
AMENDED

GENERAL LAWS
Tuesday, February 7, 2023, 3:00 PM, House Hearing Room 7.
Public hearing will be held: HB 942

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 986

HEALTHCARE REFORM
Tuesday, February 7, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 271, HB 329, HB 330

INSURANCE POLICY
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 277

LOCAL GOVERNMENT
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 587

PENSIONS
Tuesday, February 7, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 923
Executive session will be held: HB 769

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, February 9, 2023, 10:30 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HEC 1
Informational hearing including a presentation by St. Charles County Director of Elections,
Kurt Bahr.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Thursday, February 9, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 7.
Informational meeting regarding DNR and ARPA grants for water infrastructure and grants directly appropriated to municipalities.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 6, HB 7
Executive session will be held: HB 6, HB 7

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, February 8, 2023, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.
Public hearing will be held: HB 2, HB 3
Executive session will be held: HB 2, HB 3

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 3.
Budget presentations from the Secretary of State and Real Estate.
Added Real Estate.
AMENDED

TRANSPORTATION ACCOUNTABILITY
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HJR 37, HB 882, HB 518
Executive session will be held: HJR 37, HB 404, HB 501
Added HJR 37, HB 404, HB 501, HB 882 and HB 518.
AMENDED

UTILITIES
Wednesday, February 8, 2023, 11:00 AM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 349, HB 479, HB 647, HB 651
Time change.
CORRECTED

VETERANS
Tuesday, February 7, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 129, HB 130
Presentation from the Department of Health and Senior Services, Division of Cannabis Regulation.

WAYS AND MEANS
Wednesday, February 8, 2023, 11:00 AM or upon morning recess (whichever is later), House Hearing Room 5.
Executive session will be held: HB 713, HB 415

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, February 8, 2023, 11:00 AM or upon morning recess (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 490, HB 657
Executive session will be held: HB 316
Time change.
CORRECTED

HOUSE CALENDAR

NINETEENTH DAY, TUESDAY, FEBRUARY 7, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 17

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 4
HB 8 and HB 9

HOUSE BILLS FOR SECOND READING

HB 1044 through HB 1059

HOUSE BILLS FOR PERFECTION

HCS HBs 115 & 99 - Shields
HCS HB 301 - Roberts

SENATE BILLS FOR SECOND READING

SS SCS SBs 3 & 69
SS SB 25

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)

CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

NINETEENTH DAY, TUESDAY, FEBRUARY 7, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"This I command you, that you love one another." (John 15:17)

Dear God of the ages, our spirit's unseen friend, we pray for every effort which is being made for peace, justice, and unity in our state, and throughout our legislature.

Breathe Your spirit into every human heart that we may learn to live together with understanding and for the benefit of all in this historic chamber.

Bless our Governor, our Lt. Governor, our Speaker, our Senate, the Members of this House of Representatives, the media, and all who labor under the dome of this glorious capitol. Preserve their health, give them wisdom, broaden their vision, and guide their aspirations that together we may seek to serve all with truth and charity as we serve our citizens.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the eighteenth day was approved as printed.

ESCORT COMMITTEE

The Speaker appointed the following select committee to act with a like committee from the Senate pursuant to **HCR 2**: Representatives Reuter, Parker, Sauls, Smith (46), Riley, Veit, Collins, Bangert, Owen and Roberts.

MOTION

Representative Patterson moved that Rule 98 be suspended.

Which motion was adopted by the following vote:

AYES: 147

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Cook	Copeland	Crossley	Cupps
Davidson	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Mayhew	McGaugh	McGirl	McMullen
Mosley	Murphy	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Sauls	Schnelting
Schulte	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 007

Baker	Collins	Davis	Deaton	Sander
Schwadron	Terry			

PRESENT: 003

Keathley	Matthiesen	Merideth

ABSENT WITH LEAVE: 006

Bosley	Morse	Myers	Proudie	Smith 163
Windham				

VACANCIES: 000

SPECIAL RECOGNITION

Members of the Future Farmers of America (FFA) were introduced by Representative Justus.

Colton Roy, State FFA President, addressed the House.

HOUSE RESOLUTIONS

Representative Lavender offered House Resolution No. 263.
Representative Bosley offered House Resolution No. 267.
Representative Boggs offered House Resolution No. 268.
Representative Murphy offered House Resolution No. 269.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 58, introduced by Representative Mayhew, relating to taxes for conservation purposes.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 1, introduced by Representative Smith (163), to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 5, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 10, introduced by Representative Smith (163), to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 11, introduced by Representative Smith (163), to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 12, introduced by Representative Smith (163), to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023, and ending June 30, 2024.

HB 13, introduced by Representative Smith (163), to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

INTRODUCTION OF HOUSE BILLS

HB 1060, introduced by Representative Lavender, relating to MO HealthNet benefits.

HB 1061, introduced by Representative Lavender, relating to organized militia age requirements.

HB 1062, introduced by Representative Matthiesen, relating to income tax donations.

HB 1063, introduced by Representative Schwadron, relating to the Missouri task force on nonprofit safety and security.

HB 1064, introduced by Representative Baker, relating to the personal privacy protection act, with an emergency clause.

HB 1065, introduced by Representative Haden, relating to regulation of solar energy.

HB 1066, introduced by Representative Coleman, relating to tattooing, with penalty provisions.

HB 1067, introduced by Representative Sharpe (4), relating to Disabled American Veterans special license plates.

HB 1068, introduced by Representative Amato, relating to school safety construction projects.

HB 1069, introduced by Representative Merideth, relating to incarceration costs.

HB 1070, introduced by Representative Johnson (23), relating to mental health leave.

HB 1071, introduced by Representative O'Donnell, relating to contracting authority for the public service commission.

HB 1072, introduced by Representative Bland Manlove, relating to tax revenues dedicated to school districts.

HB 1073, introduced by Representative Deaton, relating to accreditation goals.

HB 1074, introduced by Representative Cook, relating to civil detention procedures.

HB 1075, introduced by Representative Young, relating to voters who are visually impaired.

HB 1076, introduced by Representative Smith (163), relating to a tax exemption for certain grants.

HB 1077, introduced by Representative Buchheit-Courtway, relating to liability of employers.

HB 1078, introduced by Representative Chappell, relating to real property valuation assessments.

HB 1079, introduced by Representative Plank, relating to renewable energy.

HB 1080, introduced by Representative Plank, relating to an apprenticeship program listing.

HB 1081, introduced by Representative Schnelting, relating to privacy protections, with a penalty provision.

HB 1082, introduced by Representative Thompson, relating to behavioral health services for certain accused persons.

HB 1083, introduced by Representative Christofanelli, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 1084, introduced by Representative Bosley, relating to suffrage of persons confined in jails.

HB 1085, introduced by Representative Bosley, relating to the habitability of the premises of a tenant.

HB 1086, introduced by Representative Bosley, relating to a conviction review unit.

HB 1087, introduced by Representative Byrnes, relating to school antibullying policies.

HB 1088, introduced by Representative Windham, relating to the collection of delinquent taxes, with penalty provisions.

HB 1089, introduced by Representative Christ, relating to homeowners' associations.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 17, relating to the Tax Cuts and Jobs Act of 2017.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023, and ending June 30, 2024.

SECOND READING OF HOUSE BILLS

HB 1044, relating to the members of the public service commission.

HB 1045, relating to prior authorization of health care services.

HB 1046, relating to motorcycle operation, with a penalty provision.

HB 1047, relating to the biometric information privacy act.

HB 1048, relating to political subdivisions.

HB 1049, relating to political subdivisions.

HB 1050, relating to a tax credit for employing apprentices.

HB 1051, relating to Asian and Pacific Islander heritage month.

HB 1052, relating to eminent domain for utility purposes.

HB 1053, relating to sales tax.

HB 1054, relating to permits granted to political subdivisions for solid waste disposal.

HB 1055, relating to the designation of a memorial highway.

HB 1056, relating to illegal gambling, with penalty provisions.

HB 1057, relating to the Missouri working family tax credit.

HB 1058, relating to the prevention of child abductions.

HB 1059, relating to the sunshine law.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SBs 3 & 69, relating to the promotion of business development.

SS SB 25, relating to a tax exemption for certain federal grants.

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 4 - Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue
HB 8 - Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue
HB 9 - Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 14**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (36): Black, Boyd, Brown (149), Burnett, Christ, Crossley, Cupps, Deaton, Ealy, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Reuter, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss, West and Windham

Noes (0)

Absent (1): Boggs

Special Committee on Small Business, Chairman Brown (16) reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 417**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Billington, Brown (16), Busick, Jones, McMullen, Nickson-Clark, Proudie and Schwadron

Noes (0)

Absent (2): Plank and Sassmann

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 730**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Billington, Brown (16), Busick, Jones, McMullen, Nickson-Clark and Schwadron

Noes (0)

Present (1): Proudie

Absent (2): Plank and Sassmann

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 129**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Atchison, Barnes, Billington, Bromley, Fountain Henderson, Gray, Griffith, Hardwick, Peters, Pouche, Schulte and Seitz

Noes (0)

Absent (2): Bland Manlove and Morse

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 130**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Atchison, Barnes, Billington, Bromley, Fountain Henderson, Gray, Griffith, Hardwick, Peters, Pouche, Schulte and Seitz

Noes (0)

Absent (2): Bland Manlove and Morse

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 184 - Rules - Legislative Oversight
HCS HB 417 - Rules - Administrative Oversight
HB 730 - Rules - Administrative Oversight

The following members' presence was noted: Bosley, Myers, Proudie, Smith (163), and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, February 8, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: HB 202, HB 644, HB 630

CONSENT AND HOUSE PROCEDURE
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HR 7, HR 8, HR 10, HR 77, HR 143, HR 163
Executive session will be held: HR 7, HR 8, HR 10, HR 77, HR 143, HR 163, HB 402
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, February 8, 2023, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 382, HB 372, HB 807, HB 886, HB 196
Time change.
CORRECTED

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 53, HB 213, HB 216, HB 306, HB 359, HB 702

ECONOMIC DEVELOPMENT
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 268

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 809, HB 827
Executive session will be held: HB 70

EMERGING ISSUES
Wednesday, February 8, 2023, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 556, HB 581

FISCAL REVIEW
Thursday, February 9, 2023, 8:30 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending referral of HCS HB 301.

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 986
Executive session will be held: HB 186
Added HB 186.
AMENDED

INSURANCE POLICY
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 277

LOCAL GOVERNMENT
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 909

RULES - REGULATORY OVERSIGHT
Wednesday, February 8, 2023, 11:00 AM or upon morning recess (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HB 253
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, February 9, 2023, 10:30 AM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HEC 1
Informational hearing including a presentation by St. Charles County Director of Elections, Kurt Bahr.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Thursday, February 9, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 7.
Informational meeting regarding DNR and ARPA grants for water infrastructure and grants directly appropriated to municipalities.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Wednesday, February 8, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 6, HB 7
Executive session will be held: HB 6, HB 7

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION
Wednesday, February 8, 2023, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 3.
Public hearing will be held: HB 2, HB 3
Executive session will be held: HB 2, HB 3

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 4, HB 8, HB 9
Executive session will be held: HB 4, HB 8, HB 9

TRANSPORTATION ACCOUNTABILITY
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HJR 37, HB 882, HB 518
Executive session will be held: HJR 37, HB 404, HB 501
Added HJR 37, HB 404, HB 501, HB 882 and HB 518.
AMENDED

TRANSPORTATION INFRASTRUCTURE
Wednesday, February 8, 2023, 11:00 AM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 476, HB 491

UTILITIES
Wednesday, February 8, 2023, 11:00 AM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 349, HB 479, HB 647, HB 651
Time change.
CORRECTED

WAYS AND MEANS
Wednesday, February 8, 2023, 11:00 AM or upon morning recess (whichever is later), House Hearing Room 5.
Executive session will be held: HB 713, HB 415

WAYS AND MEANS
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HJR 15, HJR 17

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, February 8, 2023, 11:00 AM or upon morning recess (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 490, HB 657
Executive session will be held: HB 316
Time change.
CORRECTED

HOUSE CALENDAR

TWENTIETH DAY, WEDNESDAY, FEBRUARY 8, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 58

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 1
HB 5
HB 10 through HB 13

HOUSE BILLS FOR SECOND READING

HB 1060 through HB 1089

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 14 - Smith (163)

HOUSE BILLS FOR PERFECTION

HCS HBs 115 & 99 - Shields
HCS HB 301 - Roberts

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTIETH DAY, WEDNESDAY, FEBRUARY 8, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"My brethren, be strong in the Lord and in the power of his might." (Ephesians 6:10)

God of our beloved Ancestors, amid the tension of troubled times, may we keep within our hearts a calm and a quiet place where You live, where Your power strengthens us, Your wisdom makes us wise and Your goodness keeps us good.

At times we may need to withdraw from our heavy workload and the noisy hallways, and silently lift up our hearts to You in prayer. Then alive with Your spirit may we face our daily tasks with new courage, faith and hope.

Bless our Missouri Supreme Court. Make it faithful in devotion to truth, great in desire for justice, strong in willingness to serve, and wise in its dealings. By doing Your will, may we bring satisfaction to our minds and joy to our hearts.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the nineteenth day was approved as corrected.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 59, introduced by Representative Chappell, relating to voter qualifications.

HJR 60, introduced by Representative Matthiesen, relating to personal property tax.

HJR 61, introduced by Representative Copeland, relating to state department revenue from management of state natural resources.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1090, introduced by Representative Falkner, relating to payments for certain contracts.

HB 1091, introduced by Representative Shields, relating to opioid antagonists.

HB 1092, introduced by Representative Plank, relating to agricultural education.

HB 1093, introduced by Representative Plank, relating to renewable energy resources.

HB 1094, introduced by Representative Thompson, relating to mental health care.

HB 1095, introduced by Representative Chappell, relating to prosecuting attorneys.

HB 1096, introduced by Representative Kelly (141), relating to promoting Missouri hardwood.

HB 1097, introduced by Representative Riggs, relating to an income tax deduction for personal property taxes paid.

HB 1098, introduced by Representative Stephens, relating to telehealth services.

HB 1099, introduced by Representative Baker, relating to advisory bodies for the department of health and senior services.

HB 1100, introduced by Representative Weber, relating to a meat production justice grant program.

HB 1101, introduced by Representative Weber, relating to controlled livestock grazing.

HB 1102, introduced by Representative Stephens, relating to the labeling of prescriptions.

HB 1103, introduced by Representative Matthiesen, relating to personal property taxes.

HB 1104, introduced by Representative Copeland, relating to state department revenue from management of state natural resources.

HB 1105, introduced by Representative Oehlerking, relating to police pensions.

HB 1106, introduced by Representative Kalberloh, relating to wholesalers licensed to sell intoxicating liquor.

HB 1107, introduced by Representative Stephens, relating to concentrated animal feeding operations, with penalty provisions.

HB 1108, introduced by Representative Hicks, relating to the sexual offender registry.

HB 1109, introduced by Representative Thompson, relating to the state treasurer's ability to invest.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 58, relating to taxes for conservation purposes.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 11, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions

and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023, and ending June 30, 2024.

HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1060, relating to MO HealthNet benefits.

HB 1061, relating to organized militia age requirements.

HB 1062, relating to income tax donations.

HB 1063, relating to the Missouri task force on nonprofit safety and security.

HB 1064, relating to the personal privacy protection act, with an emergency clause.

HB 1065, relating to regulation of solar energy.

HB 1066, relating to tattooing, with penalty provisions.

HB 1067, relating to Disabled American Veterans special license plates.

HB 1068, relating to school safety construction projects.

HB 1069, relating to incarceration costs.

HB 1070, relating to mental health leave.

HB 1071, relating to contracting authority for the public service commission.

HB 1072, relating to tax revenues dedicated to school districts.

HB 1073, relating to accreditation goals.

HB 1074, relating to civil detention procedures.

HB 1075, relating to voters who are visually impaired.

HB 1076, relating to a tax exemption for certain grants.

HB 1077, relating to liability of employers.

HB 1078, relating to real property valuation assessments.

HB 1079, relating to renewable energy.

HB 1080, relating to an apprenticeship program listing.

HB 1081, relating to privacy protections, with a penalty provision.

HB 1082, relating to behavioral health services for certain accused persons.

HB 1083, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 1084, relating to suffrage of persons confined in jails.

HB 1085, relating to the habitability of the premises of a tenant.

HB 1086, relating to a conviction review unit.

HB 1087, relating to school antibullying policies.

HB 1088, relating to the collection of delinquent taxes, with penalty provisions.

HB 1089, relating to homeowners' associations.

PERFECTION OF HOUSE BILLS

HCS HBs 115 & 99, relating to the scope of practice for physical therapists, was placed on the Informal Calendar.

HCS HB 301, relating to public safety, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HCS HB 301** was agreed to.

HCS HB 301 was laid over.

MOTION

Representative Patterson moved that Rule 123 be suspended.

Which motion was adopted by the following vote:

AYES: 141

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riggs
Riley	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 022

Aldridge	Bland Manlove	Bosley	Brown 87	Crossley
Doll	Ealy	Evans	Hein	Keathley
Mackey	Mann	Morse	Nickson-Clark	Phifer
Proudie	Roberts	Sharp 37	Smith 163	Strickler
Windham	Young			

VACANCIES: 000

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and Lieutenant Governor Mike Kehoe, presiding, called the Joint Assembly to order.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 031

Arthur	Bean	Beck	Bernskoetter	Black
Brown 26	Carter	Cierpiot	Coleman	Crawford
Eigel	Fitzwater	Gannon	Hoskins	Hough
Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington
Williams				

NOES: 000

ABSENT: 002

Brattin Brown 16

ABSENT WITH LEAVE: 001

Eslinger

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 136

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Christ
Christofanelli	Clemens	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Mosley	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4

Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stinnett	Taylor 48	Taylor 84
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Mr. Speaker				

NOES: 000

PRESENT: 005

Bland Manlove	Coleman	Hurlbert	Pouche	Stephens

ABSENT WITH LEAVE: 022

Aldridge	Aune	Brown 87	Chappell	Crossley
Doll	Ealy	Evans	Hein	Keathley
Lavender	Mackey	Mann	Morse	Nickson-Clark
Phifer	Proudie	Sharp 37	Strickler	Terry
Windham	Young			

VACANCIES: 000

The Sergeant-at-Arms announced the approach of the Honorable Paul C. Wilson, Chief Justice of the Supreme Court of Missouri. Chief Justice Wilson was duly escorted to the House Chamber and to the Speaker's dais, where he delivered the following message to the Assembly in Joint Session.

STATE OF THE JUDICIARY
ADDRESS BY
CHIEF JUSTICE PAUL C. WILSON

Introduction

Speaker Plocher, Lieutenant Governor Kehoe, President Pro Tem Rowden, members of the 102nd General Assembly, statewide office holders, cabinet members and other executive branch officials: thank you for the opportunity to speak with you this morning.

Earlier this year, I had the privilege of speaking to a number of new legislators. It occurred to me, not for the first time, how incredibly difficult your role is. You come to this magnificent building with a lifetime of expertise and achievement in so many separate fields: education, law enforcement, agriculture, business and so many more. You gather from all these diverse backgrounds to take on a new challenge, to help manage one of the largest and most complex businesses there is … state government.

Of course, there is simply no way you can learn all there is to know about everything the government does … not in one year, or one term, or one lifetime. So, my job this morning is to try to describe for you the part of government I know best; to tell you who the judicial branch is and what we do.

You all know Government Relations Counsel Patricia Churchill, and Betsy AuBuchon, clerk of the Supreme Court, and you've been introduced to my six colleagues on that Court … but *we* are *not* the judiciary. Not even close.

The heart and hands of the judicial branch

No, the heart and the hands of the judicial branch are the 400 circuit and associate circuit judges around this state, and the 3,000 clerks, bailiffs, juvenile officers, juvenile detention staff, court reporters, commissioners and all the

rest who work, together, to resolve nearly 750,000 cases a year. When you add in all the full and part-time municipal judges and staff, the number of cases nearly doubles.

Together, day in and day out, *these* are the people who do the work of the judicial branch. And none of them work across the street in the Supreme Court building. Instead, they work in local courthouses across the state. They're your friends, your neighbors, and your constituents. The work they do is difficult, often taxing, and it requires them to handle a high volume of work without ever losing the compassion needed to serve their communities one case at a time. *They* are the judicial branch, and they do the work of one of the most important institutions we have.

That's why, to begin with, I want to thank all of you – on behalf of all 3,000 of our court employees – for the efforts you've made to increase their compensation, especially last year. They understand the importance of the work they do, but having pride in what you do just won't fill the gas tank or pay for child care, and it sure doesn't buy any groceries. That's why I join Governor Parson in asking that you pass the recommended cost-of-living adjustment in the FY23 supplemental budget.

This COLA will help make sure the ground these employees gained in recent years isn't lost to inflation. In addition, we are asking you to fund the overtime court clerks are already working to meet the unprecedented obligations imposed by the passage of Amendment 3 last fall.

It's simple: Courts resolve disputes

That's a little about who the judicial branch is, but what really matters is what do we do. We resolve disputes – period. Nearly a million and half times every year, courts apply the law to the facts to resolve the dispute in front of them. The law comes from the people in the form of the state and federal constitutions, and it comes from you in the form of the laws you write, and the local ordinances and administrative regulations you authorize. Judges apply this law to the facts to resolve the disputes brought to them. That's it. Lawyers like to make simple things sound complicated, but that's all we do – figure out the facts of each dispute – who did what to whom – and apply the law to resolve it. Being a judge isn't easy, but it's real simple.

What's so important about the justice system is not merely what we do, it's how much of it we do. And how essential it is to have one place in society where the law controls, where facts are proved with evidence, where truth matters, and where justice prevails.

The framers knew that, in a free society, there would be disputes – not only between citizens, but between citizens and their government, and between different parts of government. That's why our constitution provides for an independent judiciary – to resolve those disputes. The constitution empowers judges *not* because we're blessed with infallible wisdom (we aren't or, at least, I'm not), but because the framers understood the rule of law matters, *someone* must decide, and those decisions need to have the force and effect of law. The framers knew the only alternative was anarchy, and they were right.

Courts are able to fulfill this essential function because the people believe they do. The rule of law matters because the people believe it matters, and because they know the courts are there to defend it.

Now, what do I mean by the "rule of law"? Well, scholars have spent thousands of pages debating that question, but I don't think it's that complicated. Think about it this way: every one of us has pulled up to a blinking red stop light in the middle of the night … with perfect visibility and not another car in sight. We still stop …. Why? Because we believe so firmly in the rule of law we don't even consciously think about it.

If that belief falters, if we only follow the laws we agree with, or only when we want to, society won't be fit for any of us to live in. Everything we do depends on that public trust, and all of us have a stake in protecting and fostering it.

Here's another, more poignant example. Every Friday night, thousands and thousands of parents in this state shuttle their children across town to the custody of the other parent. Why? Because a judge told them they have to. They don't do it because they agree with it – they do it because they respect your laws and the courts that enforce them. Due process ensures these people have a right to be heard, but they know, when the judgment is final, that's it.

And it's not just family law. Missouri courts resolve thousands of disputes involving businesses and consumers every year. And both sides – those who prevail and those who don't – comply with those judgments. Not because they agree. One side – and sometimes both sides – can disagree with the court's judgment. But they comply because they believe in the rule of law and they know no one can do business – at all – without the system of laws you write and the judicial branch to enforce them.

Preserving public trust and confidence

If the public loses its trust in the judicial branch and the rule of law, if we return to the time when might makes right, when the mob rules whether you're *in* it or being chased *by* it, it will be because we – all of us in this room – failed in our duty to safeguard one of the essential institutions created by our constitution.

The Rules of Professional Conduct for lawyers spell this out clearly. Its preamble states: "A lawyer should further the public's understanding of and confidence in the rule of law and the justice system …. [L]egal institutions in a constitutional democracy depend on popular participation and support to maintain their authority."

But I'm telling you, lawyers and judges can't do it alone. We need your support. No one in this government has a more direct line of communication to the public than the 200 legislators in this room – our entire form of government is built on that simple fact. You are closer to the citizens of this state than anyone else. More than that, I believe no one has a greater interest than you do in upholding the public's trust in the judicial branch. We are the ones who apply and enforce the laws you write. So, when you speak to your constituents, remember how important it is for them – and you – to understand and trust your judicial system.

I doubt you agree with every decision the seven of us make, let alone the hundreds of thousands of decisions made every year by trial judges all around this state. I know I don't. So, if you want to tell your constituents you think we got it wrong, that's your right. But when you do, take a minute to explain that – even when you think we got it wrong – you know judges are just public servants like you … doing their best to decide cases based on the facts and their best understanding of the law … because I promise you that's true.

I know the judges in this state – I've spent most of my professional life working in front of and alongside them. As a lawyer, I won and lost. As a trial judge, I was affirmed and reversed. And, now, sometimes I'm in the majority and sometimes I'm in the dissent. But I have never met a single judge who didn't do their best to apply the law to the facts to decide each case. They are as committed to the rule of law as you would want them to be, and Missourians deserve to know that. So, I'm asking for your help in preserving and promoting the people's trust in the rule of law and their judicial system.

Technology is essential to making courts open and accessible

Of course, it takes more than education to foster and protect that trust. We work hard to ensure that those who bring or have cases brought against them are treated fairly and with respect, that their rights are protected, and that they understand what the court is doing and why.

One of the keys to making Missouri courts more open and accessible is the work we have done on court technology and automation. These innovations have not only revolutionized how we work, they've fundamentally changed how Missourians interact with their court system.

Today, most traffic cases can be resolved online. Our eJuror system makes more efficient use of citizens' time when they are called to provide this essential form of public service. Public terminals in every county courthouse, and even in your legislative library, give Missourians access to any public document in their case … or any case across the state. And, starting this July, we will begin making this same functionality available over the internet so Missourians can access public court documents when and where it's most convenient for them.

For years, remote video appearances were used mostly in early stages of criminal cases, to avoid the expense and security concerns of transporting defendants to and from jail unnecessarily. But, when the pandemic hit, suddenly these virtual appearances became a necessity for nearly every kind of case. Now, they are a permanent, indispensable part of the judicial landscape. They not only help make judges more efficient, they can make many court appearances more convenient for those we serve.

It is astounding how quickly a cutting-edge innovation becomes an essential part of what we do and how we do it. Things we couldn't imagine yesterday, people simply can't do without today. In recent years, you've supported this work by helping to stabilize the various funding streams for court automation, and this year brings another important step on that path.

The statute imposing a $7 filing fee for court automation, first enacted way back in 1994, is again up for renewal. Some of the funding for court automation comes from general revenue because the courts serve every Missourian every day, whether they have a case pending or not. Nevertheless, it is fair for those using the judicial system to pay a part of the costs of that system, and this $7 filing fee – which has *never* gone up in the 30 years we've had it – provides an essential part of the funding for an essential part of our work. I urge you – actually I'm begging you – to renew it this session.

The success of treatment courts

We can also strengthen the public's trust in the judicial system by working with you to find better, more just ways of resolving some of the disputes we see every day in courtrooms around the state. One of the best examples of this collaboration has been the way treatment courts respond to defendants with mental health and co-occurring substance use disorders.

Each treatment court success story means a prison term or a life-altering felony conviction avoided. It means strengthening our communities by helping one person at a time break the cycle of addiction before it lands them in prison. But even more important, every one of these success stories means a family restored, not shattered; a constructive life returned to society, not lost to incarceration; and – so many times – it means a parent who is there to play a meaningful role in their children's lives, not someone those kids see through a piece of plexiglass only once a month, if at all.

The return on investment you've made in treatment courts has exceeded every expectation, and the future is even brighter. Not only do treatment courts save money, they're a better and more just way of handling these offenses.

Impacts of the mental health crisis

But treatment courts can't solve every problem. Increasingly, Missouri courts are finding themselves on the front lines of a growing mental health crisis in this country. Too often, we are confronted with individuals manifesting mental health conditions so profound they are not even competent to stand trial. Police have to arrest them and prosecutors charge them – both to protect those defendants and the rest of us – but we can't proceed with their case. Medication, case management and treatment can often restore competency, but delays in getting defendants into traditional in-patient facilities leaves them – and our courts – stuck in limbo, unable to move forward or back.

This is why the Missouri Justice Reinvestment Initiative recommends you strengthen efforts to bring competency restoration services to the defendants where they are. By using mobile medication and case management teams – and by empowering local behavioral health clinicians – we can get more help, sooner, to those who need it; restore their competence; resolve the charges against them; and return them to their communities – and to community-based care – as soon as possible. Missouri courts are proud to be a part of this initiative, led by Corrections Director Precythe and Mental Health Director Huhn, and we strongly support this recommendation.

The mental health crisis is also creating problems for judges outside the courtroom. Violence and threats of violence toward judges and their families are increasing every day. When I spoke to you last year, I recited a frightening list of deadly attacks, both inside and outside Missouri. I won't repeat them.

But what I said last year is just as true today: We owe it to the those who serve in Missouri's judiciary not to wait until we learn – in the worst possible way – that we waited too long, and did too little. This session, you will be considering several bills aimed at protecting judges' private information, and I urge you to give them your most careful consideration.

Using judges as a resource

All of the things I've mentioned are things you can do to help courts perform better for all Missourians. But I urge you to use us as a resource as well. Just as we did in 2014, when you rewrote the criminal code, I believe we can help inform the decisions you make throughout the substantive law.

When you consider changes – whether to family law, landlord-tenant, debt collection, crimes and punishments, or any one of a hundred other areas of law you write – don't forget this: some of the men and women who know the *most* about those issues – and the important, often competing, rights involved – are the judges in your communities who hear those cases every day.

Judges know the constitution empowers *you* to write the substantive law, not us. But I'm hoping you will use them and their expertise to inform the decisions you make.

Conclusion

Soon, my turn as chief justice will come to an end – 142 days, but who's counting! So, if you'll allow me a point of personal privilege, I'd like to thank my wife Laura for all of her support, not only while I've been chief, but throughout my career. You'll never know what it cost her, and I ask you to help me thank her now.

I also want to take this opportunity to express how profoundly grateful I am for the opportunity to serve the people of this state as a member of their Supreme Court. Each of you, I'm sure, gets a thrill every time you walk into this magnificent chamber – the People's Chamber – and you feel a sense of obligation to fulfill the promises this great building represents.

The same is true for me. Every time I walk into the red brick building across the street, I am so very proud of our judicial system and the work it does. Every day, I'm reminded how incredibly fortunate I am to play a role in that work, and how thankful I am that I get to do it with colleagues I love and respect.

Last year, I had the great pleasure of introducing to you Judge Robin Ransom, our newest member. But, for every sunrise, there must be a sunset. This fall, we will lose two of our number to retirement. Combined, those two judges have served the people of this state for more than 70 years, first as trial judges, then on the court of appeals, and now on the Supreme Court. Both of them have dedicated their lives – not just to the work of the courts – but to the principles of access, fairness, and equal justice for all; principles that lie at the heart of our justice system. The courts have benefited immeasurably from their work, and we will miss them dearly.

Judge Patricia Breckenridge was unable to join us today, but the Honorable George W. Draper III is here. Please join me now in recognizing the lifetime of service both Judge Draper and Judge Breckenridge have given to this state and its people.

Judges – like legislators – come and we go. We're called, we serve, and we step aside. But the institutions in which we serve will go on. No player, no team is bigger than the game. The judicial branch goes on – the legislative and executive branches go on – this government "of the people, by the people and for the people" goes on. That's the strength, the miracle of our constitutional democracy.

So, look around this chamber and think of the millions of Missourians we are privileged to serve. Remember how incredibly precious that opportunity to serve is … and how fleeting it is. And remember, too, when each of us reaches the end of our service, none of us will be judged in isolation – on what we alone said or even did. No, we will all be judged, as we should be, collectively. On how well the government – the People's Government – worked. On how well it served them.

May God bless each of you. May God continue to bless the great State of Missouri. And, of course, may God bless Patrick Mahomes' right ankle! Thank you.

The Joint Session was dissolved by Senator O'Laughlin.

Speaker Plocher resumed the Chair.

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

Representative Patterson suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 076

Allen	Amato	Anderson	Appelbaum	Atchison
Banderman	Baringer	Barnes	Billington	Black
Bonacker	Bromley	Brown 149	Brown 16	Brown 27
Busick	Christ	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Diehl
Farnan	Francis	Gallick	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Hovis	Johnson 23	Jones	Justus
Kelley 127	Kelly 141	Lewis 6	Lonsdale	Lovasco
Marquart	McGirl	McMullen	Mosley	Owen
Parker	Patterson	Peters	Pollitt	Quade
Reuter	Roberts	Sander	Sassmann	Schulte
Seitz	Sharp 37	Shields	Smith 155	Smith 46
Sparks	Steinhoff	Stinnett	Thompson	Titus
Van Schoiack	Veit	West	Wilson	Woods
Wright				

NOES: 000

PRESENT: 062

Adams	Aldridge	Aune	Baker	Bangert
Bosley	Boyd	Burger	Burnett	Butz
Casteel	Chappell	Coleman	Deaton	Dinkins
Falkner	Fogle	Fountain Henderson	Gragg	Gray
Gregory	Griffith	Houx	Hudson	Hurlbert
Ingle	Johnson 12	Kalberloh	Keathley	Knight
Lavender	Lewis 25	Matthiesen	Mayhew	McGaugh
Merideth	Murphy	Nurrenbern	O'Donnell	Oehlerking
Perkins	Plank	Pouche	Reedy	Riley
Sauls	Schwadron	Sharpe 4	Stacy	Stephens
Taylor 48	Taylor 84	Terry	Thomas	Toalson Reisch
Unsicker	Voss	Waller	Walsh Moore	Weber
Windham	Mr. Speaker			

ABSENT WITH LEAVE: 025

Bland Manlove	Boggs	Brown 87	Buchheit-Courtway	Burton
Byrnes	Christofanelli	Clemens	Doll	Ealy
Evans	Hein	Mackey	Mann	Morse
Myers	Nickson-Clark	Phifer	Proudie	Richey
Riggs	Schnelting	Smith 163	Strickler	Young

VACANCIES: 000

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 115 & 99, relating to the scope of practice for physical therapists, was taken up by Representative Shields.

On motion of Representative Shields, the title of **HCS HBs 115 & 99** was agreed to.

Representative Shields offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 115 & 99, Page 8, Section 334.506, Line 27, by inserting after the word "**therapy.**" the following:

"**The physical therapist shall not provide physical therapy services or treatment after this referral has been made.**"; and

Further amend said bill, page, and section, Lines 31-32, by deleting all of said lines and inserting in lieu thereof the following:

"**demonstrate measurable or functional improvement after ten visits or thirty days, whichever occurs first. The physical therapist shall not provide further therapy services or treatment after this referral has been made.**"; and

Further amend said bill, page, and section, Line 44, by deleting the words "**ten visits or twenty-one business**" and inserting in lieu thereof the words "**every ten visits or thirty**"; and

Further amend said bill and section, Page 9, Line 66, by inserting after the first occurrence of the word "**with**" the words "**and approval by**"; and

Further amend said bill, page, and section, Line 69, by deleting the word "**every**" and inserting in lieu thereof the words "**and the patient's progress at least every ten visits or**"; and

Further amend said bill, page, and section, Lines 72-73, by deleting the phrase "**under twenty-two years of age**" and inserting in lieu thereof the phrase "**within ages not in excess of twenty-one years**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 1** was adopted.

On motion of Representative Shields, **HCS HBs 115 & 99, as amended**, was adopted.

On motion of Representative Shields, **HCS HBs 115 & 99, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 141

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Burton	Butz	Casteel	Chappell	Christ

Christofanelli	Coleman	Collins	Cook	Copeland
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Mosley	Murphy
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Mr. Speaker				

NOES: 001

Busick

PRESENT: 000

ABSENT WITH LEAVE: 021

Bland Manlove	Boggs	Brown 87	Byrnes	Clemens
Cupps	Doll	Ealy	Evans	Gray
Hein	Johnson 23	Mackey	Mann	Morse
Myers	Nickson-Clark	Phifer	Proudie	Strickler
Young				

VACANCIES: 000

PERFECTION OF HOUSE BILLS

HCS HB 301, relating to public safety, was again taken up by Representative Roberts.

Representative Roberts offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 301, Pages 1-2, Section 56.110, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Page 2, Section 56.601, Lines 1-15, by deleting said lines and inserting in lieu thereof the following:

"**56.601. 1. If the governor determines that a threat to public safety and health exists in a circuit or prosecuting attorney's jurisdiction after:**

(1) Reviewing federal, state, or local crime statistics; or

(2) Finding that the number of occurrences of homicide cases in the twelve months immediately preceding exceeds a rate of thirty-five cases per every one hundred thousand people within the circuit or prosecuting attorney's jurisdiction,

the governor may appoint a special prosecutor who shall serve for a period of up to five years. The special prosecutor shall be employed at the will of the governor, shall not be required to reside in the jurisdiction to which he or she was appointed to serve, and shall be an attorney but shall not be the attorney general or an assistant attorney general."; and

Further amend said bill, page, and section, Lines 17-18, by deleting said lines and inserting in lieu thereof the following:

"**prosecute the following felony offenses:**"; and

Further amend said bill and section, Page 3, Lines 50-51, by deleting the phrase "**the backlog of criminal cases in the circuit or prosecuting attorney's office**" and inserting in lieu thereof the phrase "**finding that the number of occurrences of homicide cases in the twelve months immediately preceding exceeds a rate of thirty-five cases per every one hundred thousand people within the circuit or prosecuting attorney's jurisdiction**"; and

Further amend said bill, page, and section, Line 52, by deleting the phrase "**or a backlog in criminal cases in the jurisdiction**"; and

Further amend said bill, Pages 3-10, Section 208.151, Lines 1-261, by deleting said section and lines from the bill; and

Further amend said bill, Page 10, Section 217.830, Line 2, by inserting after the word "**offenders**" the phrase "**how to apply for Medicaid and**"; and

Further amend said bill, page, and section, Line 6, by inserting after the word "**release.**" the following:

"**Any educational or special training certificate shall be provided to the offender at the time he or she is released from custody.**"; and

Further amend said bill, Pages 12-15, Section 558.019, Lines 1-144, by deleting said lines and inserting in lieu thereof the following:

"558.019. 1. This section shall not be construed to affect the powers of the governor under Article IV, Section 7, of the Missouri Constitution. This statute shall not affect those provisions of section 565.020, section 566.125, or section 571.015, which set minimum terms of sentences, or the provisions of section 559.115, relating to probation.

2. The provisions of subsections 2 to 5 of this section shall **[**~~only~~**]** be applicable to **[**~~the offenses contained in sections 565.021, 565.023, 565.024, 565.027, 565.050, 565.052, 565.054, 565.072, 565.073, 565.074, 565.090, 565.110, 565.115, 565.120, 565.153, 565.156, 565.225, 565.300, 566.030, 566.031, 566.032, 566.034, 566.060, 566.061, 566.062, 566.064, 566.067, 566.068, 566.069, 566.071, 566.083, 566.086, 566.100, 566.101, 566.103, 566.111, 566.115, 566.145, 566.151, 566.153, 566.203, 566.206, 566.209, 566.210, 566.211, 566.215, 568.030, 568.045, 568.060, 568.065, 568.175, 569.040, 569.160, 570.023, 570.025, 570.030 when punished as a class A, B, or C felony, 570.145 when punished as a class A or B felony, 570.223 when punished as a class B or C felony, 571.020, 571.030, 571.070, 573.023, 573.025, 573.035, 573.037, 573.200, 573.205, 574.070, 574.080, 574.115, 575.030, 575.150, 575.153, 575.155, 575.157, 575.200 when punished as a class A felony, 575.210, 575.230 when punished as a class B felony, 575.240 when punished as a class B felony, 576.070, 576.080, 577.010, 577.013, 577.078, 577.703, 577.706, 579.065, and 579.068 when punished as a class A or B felony~~**]** **all classes of felonies except those set forth in chapter 579, or in chapter 195 prior to January 1, 2017, and those otherwise excluded in subsection 1 of this section**. For the purposes of this section, "prison commitment" means and is the receipt by the department of corrections of an offender after sentencing. For purposes of this section, prior prison

commitments to the department of corrections shall not include an offender's first incarceration prior to release on probation under section 217.362 or 559.115. Other provisions of the law to the contrary notwithstanding, any offender who has been found guilty of a felony other than a dangerous felony as defined in section 556.061 and is committed to the department of corrections shall be required to serve the following minimum prison terms:

(1) If the offender has one previous prison commitment to the department of corrections for a felony offense, the minimum prison term which the offender must serve shall be forty percent of his or her sentence or until the offender attains seventy years of age, and has served at least thirty percent of the sentence imposed, whichever occurs first;

(2) If the offender has two previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the offender must serve shall be fifty percent of his or her sentence or until the offender attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first;

(3) If the offender has three or more previous prison commitments to the department of corrections for felonies unrelated to the present offense, the minimum prison term which the offender must serve shall be eighty percent of his or her sentence or until the offender attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.

3. Other provisions of the law to the contrary notwithstanding, any offender who has been found guilty of a dangerous felony as defined in section 556.061 and is committed to the department of corrections shall be required to serve a minimum prison term of eighty-five percent of the sentence imposed by the court or until the offender attains seventy years of age, and has served at least forty percent of the sentence imposed, whichever occurs first.

4. For the purpose of determining the minimum prison term to be served, the following calculations shall apply:

(1) A sentence of life shall be calculated to be thirty years;

(2) Any sentence either alone or in the aggregate with other consecutive sentences for offenses committed at or near the same time which is over seventy-five years shall be calculated to be seventy-five years.

5. For purposes of this section, the term "minimum prison term" shall mean time required to be served by the offender before he or she is eligible for parole, conditional release or other early release by the department of corrections.

6. **[**~~An offender who was convicted of, or pled guilty to, a felony offense other than those offenses listed in subsection 2 of this section prior to August 28, 2019, shall no longer be subject to the minimum prison term provisions under subsection 2 of this section, and shall be eligible for parole, conditional release, or other early release by the department of corrections according to the rules and regulations of the department.~~

~~7.~~**]** (1) A sentencing advisory commission is hereby created to consist of eleven members. One member shall be appointed by the speaker of the house. One member shall be appointed by the president pro tem of the senate. One member shall be the director of the department of corrections. Six members shall be appointed by and serve at the pleasure of the governor from among the following: the public defender commission; private citizens; a private member of the Missouri Bar; the board of probation and parole; and a prosecutor. Two members shall be appointed by the supreme court, one from a metropolitan area and one from a rural area. All members shall be appointed to a four-year term. All members of the sentencing commission appointed prior to August 28, 1994, shall continue to serve on the sentencing advisory commission at the pleasure of the governor.

(2) The commission shall study sentencing practices in the circuit courts throughout the state for the purpose of determining whether and to what extent disparities exist among the various circuit courts with respect to the length of sentences imposed and the use of probation for offenders convicted of the same or similar offenses and with similar criminal histories. The commission shall also study and examine whether and to what extent sentencing disparity among economic and social classes exists in relation to the sentence of death and if so, the reasons therefor, if sentences are comparable to other states, if the length of the sentence is appropriate, and the rate of rehabilitation based on sentence. It shall compile statistics, examine cases, draw conclusions, and perform other duties relevant to the research and investigation of disparities in death penalty sentencing among economic and social classes.

(3) The commission shall study alternative sentences, prison work programs, work release, home-based incarceration, probation and parole options, and any other programs and report the feasibility of these options in Missouri.

(4) The governor shall select a chairperson who shall call meetings of the commission as required or permitted pursuant to the purpose of the sentencing commission.

(5) The members of the commission shall not receive compensation for their duties on the commission, but shall be reimbursed for actual and necessary expenses incurred in the performance of these duties and for which they are not reimbursed by reason of their other paid positions.

(6) The circuit and associate circuit courts of this state, the office of the state courts administrator, the department of public safety, and the department of corrections shall cooperate with the commission by providing information or access to information needed by the commission. The office of the state courts administrator will provide needed staffing resources.

[~~8.~~**] 7.** Courts shall retain discretion to lower or exceed the sentence recommended by the commission as otherwise allowable by law, and to order restorative justice methods, when applicable.

[~~9.~~**] 8.** If the imposition or execution of a sentence is suspended, the court may order any or all of the following restorative justice methods, or any other method that the court finds just or appropriate:

(1) Restitution to any victim or a statutorily created fund for costs incurred as a result of the offender's actions;

(2) Offender treatment programs;

(3) Mandatory community service;

(4) Work release programs in local facilities; and

(5) Community-based residential and nonresidential programs.

[~~10.~~**] 9.** Pursuant to subdivision (1) of subsection **[**~~9~~**] 8** of this section, the court may order the assessment and payment of a designated amount of restitution to a county law enforcement restitution fund established by the county commission pursuant to section 50.565. Such contribution shall not exceed three hundred dollars for any charged offense. Any restitution moneys deposited into the county law enforcement restitution fund pursuant to this section shall only be expended pursuant to the provisions of section 50.565.

[~~11.~~**] 10.** A judge may order payment to a restitution fund only if such fund had been created by ordinance or resolution of a county of the state of Missouri prior to sentencing. A judge shall not have any direct supervisory authority or administrative control over any fund to which the judge is ordering a person to make payment.

[~~12.~~**] 11.** A person who fails to make a payment to a county law enforcement restitution fund may not have his or her probation revoked solely for failing to make such payment unless the judge, after evidentiary hearing, makes a finding supported by a preponderance of the evidence that the person either willfully refused to make the payment or that the person willfully, intentionally, and purposefully failed to make sufficient bona fide efforts to acquire the resources to pay.

[~~13.~~**] 12.** Nothing in this section shall be construed to allow the sentencing advisory commission to issue recommended sentences in specific cases pending in the courts of this state.

558.043. Notwithstanding any other provision of law, in sentencing a person convicted of an offense for which there is a statutory minimum sentence or a minimum prison term required by section 558.019 but that did not:

(1) Include the use, attempted use, or threatened use of serious physical force by the defendant against another person or result in the serious physical injury of another person by the defendant;

(2) Involve any sexual offense by the defendant against a minor other than an offense involving sexual contact if the victim was fourteen years of age or older and the defendant was not more than four years older than the victim and the sexual contact was consensual; or

(3) Include the brandishing or discharge of a firearm by the defendant,

the court may depart from the applicable statutory minimum sentence or minimum prison term required by section 558.019 if the court finds substantial and compelling reasons on the record that, giving due regard to the nature of the offense, the history and character of the defendant, and his or her chances of successful rehabilitation, imposition of the statutory minimum sentence or minimum prison term required by section 558.019 would result in substantial injustice to the defendant or is not necessary for the protection of the public."; and

Further amend said bill, Pages 21-22, Section 590.060, Lines 14-18, by deleting said lines and inserting in lieu thereof the following:

"**4. Instructors at Missouri police academies shall be approved by the POST commission.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Copeland offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 301, Page 2, Line 7, by inserting after said line the following:

"Further amend said bill, Page 11, Section 544.453, Line 8, by deleting the phrase "**violent misdemeanor offense**" and inserting in lieu thereof the phrase "**misdemeanor offense involving a crime of violence**"; and

Further amend said bill, page, and section, Line 11, by deleting the phrase "**violent misdemeanor**" and inserting in lieu thereof the phrase "**misdemeanor involving a crime of violence**"; and"; and

Further amend said amendment, Page 4, Line 48, by inserting after said line the following:

"Further amend said bill, Page 21, Section 571.070, Lines 3-14, by deleting said lines and inserting in lieu thereof the following:

"(1) Such person has been convicted of a **dangerous** felony under the laws of this state**[**~~,~~**]** or of a crime under the laws of any state or of the United States **[**~~which~~**] that**, if committed within this state, would be a **dangerous** felony**, as defined in section 556.061**; or

(2) **Such person is on probation or parole for a felony other than a dangerous felony, as defined in section 556.061, under the laws of this state or for a crime under the laws of any state or the United States that, if committed within this state, would be a felony other than a dangerous felony, as defined in section 556.061; or**

(3) Such person is a fugitive from justice, is habitually in an intoxicated or drugged condition, or is currently adjudged mentally incompetent."; and"; and

Further amend said amendment, Page 5, Line 5, by inserting after said line the following:

"Further amend said bill, Page 24, Section B, Lines 1-7, by deleting said lines and inserting in lieu thereof the following:

"Section B. Because immediate action is necessary to reduce crime, the enactment of section 56.601 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 56.601 of section A of this act shall be in full force and effect upon its passage and approval."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Veit offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 301, Page 4, Line 48, by inserting after all of said line the following:

"Further amend said bill, Page 21, Section 571.070, Line 19, by inserting after all of said section and line the following:

"575.095. 1. A person commits the offense of tampering with a judicial officer if, with the purpose to harass, intimidate or influence a judicial officer in the performance of such officer's official duties, such person:

(1) Threatens or causes harm to such judicial officer or members of such judicial officer's family;

(2) Uses force, threats, or deception against or toward such judicial officer or members of such judicial officer's family;

(3) Offers, conveys or agrees to convey any benefit direct or indirect upon such judicial officer or such judicial officer's family;

(4) Engages in conduct reasonably calculated to harass or alarm such judicial officer or such judicial officer's family, including stalking pursuant to section 565.225 or 565.227**;**

(5) Disseminates through any means, including by posting on the internet, the judicial officer's or the judicial officer's family's personal information. For purposes of this section, "personal information" includes a home address, home or mobile telephone number, personal email address, Social Security number, federal tax identification number, checking or savings account number, marital status, and identity of a child under eighteen years of age.

2. A judicial officer for purposes of this section shall be a judge **or commissioner of a state or federal court**, arbitrator, special master, juvenile officer, deputy juvenile officer, state prosecuting or circuit attorney, state assistant prosecuting or circuit attorney, juvenile court commissioner, state probation or parole officer, or referee.

3. A judicial officer's family for purposes of this section shall be:

(1) Such officer's spouse; or

(2) Such officer or such officer's spouse's ancestor or descendant by blood or adoption; or

(3) Such officer's stepchild, while the marriage creating that relationship exists.

4. The offense of tampering with a judicial officer is a class D felony.

5. If a violation of this section results in death or bodily injury to a judicial officer or a member of the judicial officer's family, the offense is a class B felony.

578.710. 1. For purposes of this section, the following terms mean:

(1) "Elected official", any elected member of state government or any political subdivision thereof;

(2) "Personal information", the same meaning as defined in section 407.1500.

2. A person commits the offense of unlawful disclosure of personally identifiable information if he or she knowingly releases, publicizes, or otherwise publicly discloses the name, home address, Social Security number, telephone number, or other personal information of an elected official or a family member of the elected official with the purpose to harass, intimidate, or cause death or bodily injury to the elected official or a family member of the elected official.

3. The offense of unlawful disclosure of personally identifiable information is a class A misdemeanor. However, if a violation of this section is done with the purpose to influence an elected official in the performance of such official's official duties, the offense is a class D felony."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 2 to House Amendment No. 1** was adopted.

Representative Riley offered **House Amendment No. 3 to House Amendment No. 1**.

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 301, Page 4, Lines 38-40, by deleting said lines and inserting in lieu thereof the following:

"**(2) Involve any sexual offense by the defendant against a minor; or**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riley, **House Amendment No. 3 to House Amendment No. 1** was adopted.

Representative Sauls offered **House Amendment No. 4 to House Amendment No. 1**.

House Amendment No. 4
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 301, Page 2, Line 7, by inserting after said line the following:

"Further amend said bill, Page 11, Section 301.3175, Line 32, by inserting after said section and line the following:

"**478.002. 1. Notwithstanding any provision of law, all circuit and associate circuit courts shall offer and utilize a drug treatment court program to address a substance use disorder prior to a defendant entering a plea in court. The judge shall have discretion to determine on a case-by-case basis whether a defendant qualifies for the treatment court program.**

2. After completion of the treatment court program under subsection 1 of this section, any pending charges against the defendant for the criminal case requiring treatment by the treatment court program shall be dismissed; however, the defendant shall be required to pay any associated costs prior to the dismissal of the charges.

3. This section shall apply if there is a nexus to a drug offense and only to misdemeanants or first-time felony offenders; except that, this section shall not apply to sexual offenses or to dangerous felonies as defined in section 556.061.

478.004. 1. The treatment court team shall, when practicable, conduct a meeting prior to each treatment court session to discuss and provide updated information regarding the treatment court participant. After determining his or her progress or lack thereof, the treatment court team shall consider the appropriate incentive or sanction to be applied, and the court shall make the final decision based on information presented in the meeting.

2. In any criminal case in the circuit, if it is determined that the defendant meets the criteria for eligibility in the treatment court, the judge presiding over the criminal case may order the defendant to the treatment court division for treatment:

(1) Prior to the entry of the sentence, excluding suspended imposition of sentence (SIS), if the prosecuting attorney consents;

(2) As a condition of probation; or

(3) Upon consideration of a motion to revoke probation.

If the provisions of section 478.002 are not utilized, the provisions of this subsection may be utilized.

3. A circuit that has established a treatment court division under this chapter may accept participants from any other jurisdiction in this state based upon either the residence of the participant in the receiving jurisdiction or the unavailability of a treatment court in the transferring jurisdiction. The transfer may occur at any time during the proceedings including, but not limited to, prior to adjudication and during periods when the participant is on probation. The receiving court shall have jurisdiction to impose a sentence including, but not limited to, sanctions, incentives, incarceration, and phase changes. A transfer under this subsection is not valid unless it is agreed to by the following:

(1) The parties to the action;

(2) The judge or commissioner of the transferring court; and

(3) The judge or commissioner of the receiving treatment court.

If the defendant assigned to treatment court is terminated from the treatment court, the case shall be returned to the transferring court for disposition.

4. If a treatment court participant requires treatment for opioid or other substance misuse or dependence, a treatment court shall not prohibit such participant from participating in and receiving medication-assisted treatment under the care of a physician licensed in this state to practice medicine. A treatment court participant shall not be required to refrain from using medication-assisted treatment as a term or condition of successful completion of the treatment court program.

5. A treatment court participant assigned to a treatment program for opioid or other substance misuse or dependence shall not be in violation of the terms or conditions of the treatment court on the basis of his or her participation in medication-assisted treatment under the care of a physician licensed in this state to practice medicine."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Henderson assumed the Chair.

Speaker Plocher resumed the Chair.

Representative Sauls moved that **House Amendment No. 4 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Sauls:

AYES: 047

Adams	Aldridge	Allen	Anderson	Appelbaum
Aune	Bangert	Baringer	Barnes	Bosley
Brown 27	Burnett	Burton	Butz	Christofanelli
Collins	Copeland	Crossley	Davis	Fogle
Fountain Henderson	Gray	Ingle	Johnson 12	Johnson 23
Lewis 25	Lovasco	Merideth	Mosley	Nurrenbern
Plank	Pollitt	Quade	Sander	Sauls
Schwadron	Sharp 37	Shields	Smith 46	Steinhoff
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods			

NOES: 093

Amato	Atchison	Baker	Banderman	Billington
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Coleman	Cook	Davidson
Deaton	Diehl	Dinkins	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Lewis 6	Lonsdale	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Seitz	Sharpe 4	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

PRESENT: 001

Black

ABSENT WITH LEAVE: 022

Bland Manlove	Boggs	Brown 87	Clemens	Cupps
Doll	Ealy	Evans	Hein	Houx
Knight	Lavender	Mackey	Mann	Morse
Murphy	Myers	Nickson-Clark	Phifer	Proudie
Strickler	Young			

VACANCIES: 000

Representative Baker offered **House Amendment No. 5 to House Amendment No. 1**.

House Amendment No. 5
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 301, Page 4, Line 48, by deleting said line and inserting in lieu thereof the following:

"**not necessary for the protection of the public.**

571.010. As used in this chapter, the following terms shall mean:

(1) "Antique, curio or relic firearm", any firearm so defined by the National Gun Control Act, 18 U.S.C. Title 26, Section 5845, and the United States Treasury/Bureau of Alcohol Tobacco and Firearms, 27 CFR Section 178.11:

(a) "Antique firearm" is any firearm not designed or redesigned for using rim fire or conventional center fire ignition with fixed ammunition and manufactured in or before 1898, said ammunition not being manufactured any longer; this includes any matchlock, wheel lock, flintlock, percussion cap or similar type ignition system, or replica thereof;

(b) "Curio or relic firearm" is any firearm deriving value as a collectible weapon due to its unique design, ignition system, operation or at least fifty years old, associated with a historical event, renown personage or major war;

(2) "Blackjack", any instrument that is designed or adapted for the purpose of stunning or inflicting physical injury by striking a person, and which is readily capable of lethal use;

(3) "Blasting agent", any material or mixture, consisting of fuel and oxidizer that is intended for blasting, but not otherwise defined as an explosive under this section, provided that the finished product, as mixed for use of shipment, cannot be detonated by means of a numbered 8 test blasting cap when unconfined;

(4) "Concealable firearm", any firearm with a barrel less than sixteen inches in length, measured from the face of the bolt or standing breech;

(5) "Deface", to alter or destroy the manufacturer's or importer's serial number or any other distinguishing number or identification mark;

(6) "Detonator", any device containing a detonating charge that is used for initiating detonation in an explosive, including but not limited to, electric blasting caps of instantaneous and delay types, nonelectric blasting caps for use with safety fuse or shock tube and detonating cord delay connectors;

(7) "Explosive weapon", any explosive, incendiary, or poison gas bomb or similar device designed or adapted for the purpose of inflicting death, serious physical injury, or substantial property damage; or any device designed or adapted for delivering or shooting such a weapon. For the purposes of this subdivision, the term "explosive" shall mean any chemical compound mixture or device, the primary or common purpose of which is to function by explosion, including but not limited to, dynamite and other high explosives, pellet powder, initiating explosives, detonators, safety fuses, squibs, detonating cords, igniter cords, and igniters or blasting agents;

(8) "Firearm", any weapon that is designed or adapted to expel a projectile by the action of an explosive;

(9) "Firearm silencer", any instrument, attachment, or appliance that is designed or adapted to muffle the noise made by the firing of any firearm;

(10) "Gas gun", any gas ejection device, weapon, cartridge, container or contrivance other than a gas bomb that is designed or adapted for the purpose of ejecting any poison gas that will cause death or serious physical injury, but not any device that ejects a repellant or temporary incapacitating substance;

(11) "Intoxicated", substantially impaired mental or physical capacity resulting from introduction of any substance into the body;

(12) "Knife", any dagger, dirk, stiletto, or bladed hand instrument that is readily capable of inflicting serious physical injury or death by cutting or stabbing a person. For purposes of this chapter, "knife" does not include any ordinary pocketknife with no blade more than four inches in length;

(13) "Knuckles", any instrument that consists of finger rings or guards made of a hard substance that is designed or adapted for the purpose of inflicting serious physical injury or death by striking a person with a fist enclosed in the knuckles;

(14) "Machine gun", any firearm that is capable of firing more than one shot automatically, without manual reloading, by a single function of the trigger;

(15) "Projectile weapon", any bow, crossbow, pellet gun, slingshot or other weapon that is not a firearm, which is capable of expelling a projectile that could inflict serious physical injury or death by striking or piercing a person;

(16) "Rifle", any firearm designed **[**~~or adapted~~**]** to be fired from the shoulder and to use the energy of the explosive in a fixed metallic cartridge to fire a projectile through a rifled bore by a single function of the trigger;

(17) "Short barrel", a barrel length of less than sixteen inches for a rifle and eighteen inches for a shotgun, both measured from the face of the bolt or standing breech, or an overall rifle or shotgun length of less than twenty-six inches;

(18) "Shotgun", any firearm designed or adapted to be fired from the shoulder and to use the energy of the explosive in a fixed shotgun shell to fire a number of shot or a single projectile through a smooth bore barrel by a single function of the trigger;

(19) "Spring gun", any fused, timed or nonmanually controlled trap or device designed or adapted to set off an explosion for the purpose of inflicting serious physical injury or death;

(20) "Switchblade knife", any knife which has a blade that folds or closes into the handle or sheath, and:

(a) That opens automatically by pressure applied to a button or other device located on the handle; or

(b) That opens or releases from the handle or sheath by the force of gravity or by the application of centrifugal force.

571.020. 1. A person commits an offense if such person knowingly possesses, manufactures, transports, repairs, or sells:

(1) An explosive weapon;

(2) An explosive, incendiary or poison substance or material with the purpose to possess, manufacture or sell an explosive weapon;

(3) A gas gun;

(4) A bullet or projectile which explodes or detonates upon impact because of an independent explosive charge after having been shot from a firearm; **[**~~or~~**]**

(5) Knuckles; **[**~~or~~**]**

(6) **[**~~Any of the following in violation of federal law:~~

~~(a)~~**]** A machine gun;

[~~(b)~~**] (7)** A short-barreled rifle or shotgun;

[~~(c)~~**] (8)** A firearm silencer; or

[~~(d)~~**] (9)** A switchblade knife.

2. A person does not commit an offense pursuant to this section if his or her conduct involved any of the items in subdivisions (1) to **[**~~(5)~~**] (9)** of subsection 1, the item was possessed in conformity with any applicable federal law, and the conduct:

(1) Was incident to the performance of official duty by the Armed Forces, National Guard, a governmental law enforcement agency, or a penal institution; or

(2) Was incident to engaging in a lawful commercial or business transaction with an organization enumerated in subdivision (1) of this section; or

(3) Was incident to using an explosive weapon in a manner reasonably related to a lawful industrial or commercial enterprise; or

(4) Was incident to displaying the weapon in a public museum or exhibition; or

(5) Was incident to using the weapon in a manner reasonably related to a lawful dramatic performance**; or**

(6) Was lawful according to any state law.

3. An offense pursuant to subdivision (1), (2), (3)**[**~~**or**~~**],** (6)**, (7), (8), or (9)** of subsection 1 of this section is a class D felony; a crime pursuant to subdivision (4) or (5) of subsection 1 of this section is a class A misdemeanor."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 5 to House Amendment No. 1** was adopted.

Representative Baringer offered **House Amendment No. 6 to House Amendment No. 1**.

House Amendment No. 6
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 301, Page 4, Line 48, by inserting after all of said line the following:

"Further amend said bill, Page 21, Section 571.070, Line 8, by deleting the word "**or**"; and

Further amend said bill, page, and section, Line 9, by inserting after the number "**(3)**" the following:

"**Such person is under eighteen years of age, is on public property, is not accompanied by an adult twenty-one years of age or older, and is not possessing the firearm as otherwise allowed by law; or**

(4)"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Cook raised a point of order that members were in violation of Rule 84.

The Chair advised members to confine comments to the question under debate.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew

McGaugh	McGirl	McMullen	Murphy	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 038

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Burnett	Burton	Butz	Collins	Crossley
Fogle	Fountain Henderson	Gray	Ingle	Johnson 12
Johnson 23	Lewis 25	Merideth	Mosley	Nurrenbern
Plank	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods		

PRESENT: 000

ABSENT WITH LEAVE: 020

Bland Manlove	Boggs	Brown 87	Clemens	Cupps
Doll	Ealy	Evans	Hein	Lavender
Mackey	Mann	Morse	Myers	Nickson-Clark
Phifer	Proudie	Stephens	Strickler	Young

VACANCIES: 000

Representative Baringer moved that **House Amendment No. 6 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Baringer:

AYES: 039

Adams	Aldridge	Allen	Anderson	Appelbaum
Aune	Bangert	Baringer	Barnes	Bosley
Brown 27	Burnett	Burton	Butz	Collins
Crossley	Fogle	Fountain Henderson	Gray	Ingle
Johnson 12	Johnson 23	Lewis 25	Merideth	Mosley
Nurrenbern	Plank	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	

NOES: 104

Amato	Atchison	Baker	Banderman	Billington
Black	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Davidson	Davis	Deaton	Diehl

Dinkins	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

PRESENT: 001

Copeland

ABSENT WITH LEAVE: 019

Bland Manlove	Boggs	Brown 87	Clemens	Cupps
Doll	Ealy	Evans	Hein	Lavender
Mackey	Mann	Morse	Myers	Nickson-Clark
Phifer	Proudie	Strickler	Young	

VACANCIES: 000

Representative Sharp (37) offered **House Amendment No. 7 to House Amendment No. 1**.

House Amendment No. 7
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 301, Page 4, Line 48, by inserting after said line the following:

"Further amend said bill, Page 21, Section 571.030, Line 184, by inserting after said section and line the following:

"**571.031. 1. This section shall be known and may be cited as "Blair's Law".**

2. A person commits the offense of unlawful discharge of a firearm if, with criminal negligence, he or she discharges a firearm within or into the limits of any municipality.

3. This section shall not apply if the firearm is discharged:

(1) As allowed by a defense of justification under chapter 563;

(2) On a properly supervised shooting range;

(3) To lawfully take wildlife during an open season established by the department of conservation. Nothing in this subdivision shall prevent a municipality from adopting an ordinance restricting the discharge of a firearm within one-quarter mile of an occupied structure;

(4) For the control of nuisance wildlife as permitted by the department of conservation or the United States Fish and Wildlife Service;

(5) By special permit of the chief of police of the municipality;

(6) As required by an animal control officer in the performance of his or her duties;

(7) Using blanks;

(8) More than one mile from any occupied structure;

(9) In self-defense or defense of another person against an animal attack if a reasonable person would believe that deadly physical force against the animal is immediately necessary and reasonable under the circumstances to protect oneself or the other person; or

(10) By law enforcement personnel, as defined in section 590.1040, or a member of the United States Armed Forces if acting in an official capacity.

4. A person who commits the offense of discharge of a firearm shall be guilty of:

(1) For a first offense, a class A misdemeanor;

(2) For a second offense, a class E felony; and

(3) For a third or subsequent offense, a class D felony."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 7 to House Amendment No. 1 was withdrawn.

Representative Aldridge offered **House Amendment No. 8 to House Amendment No. 1**.

House Amendment No. 8
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 301, Page 1, Line 14, by deleting the word "**five**" and inserting in lieu thereof the word "**three**"; and

Further amend said amendment and page, Line 24, by deleting all of said line and inserting in lieu thereof the following:

"Further amend said bill and section, Page 3, Lines 49 and 53, by deleting both instances of the phrase "**five-year**" and inserting in lieu thereof the phrase "**three-year**"; and

Further amend said bill, page, and section, Lines 50-51, by deleting the phrase "**the backlog of** "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	O'Donnell

Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 039

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Burnett	Burton	Butz	Collins	Crossley
Fogle	Fountain Henderson	Gray	Ingle	Johnson 12
Johnson 23	Lewis 25	Merideth	Mosley	Nurrenbern
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	

PRESENT: 000

ABSENT WITH LEAVE: 019

Bland Manlove	Boggs	Brown 87	Clemens	Cupps
Doll	Ealy	Evans	Hein	Lavender
Mackey	Mann	Morse	Myers	Nickson-Clark
Phifer	Stephens	Strickler	Young	

VACANCIES: 000

Representative Aldridge moved that **House Amendment No. 8 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Perkins:

AYES: 037

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Brown 27	Burnett
Burton	Butz	Collins	Crossley	Fogle
Fountain Henderson	Gray	Ingle	Johnson 12	Johnson 23
Lewis 25	Mosley	Nurrenbern	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods			

NOES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson

Davis	Deaton	Diehl	Dinkins	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

PRESENT: 002

Bosley	Merideth

ABSENT WITH LEAVE: 017

Bland Manlove	Boggs	Brown 87	Clemens	Doll
Ealy	Evans	Hein	Lavender	Mackey
Mann	Morse	Myers	Nickson-Clark	Phifer
Strickler	Young			

VACANCIES: 000

Representative Johnson (23) offered **House Amendment No. 9 to House Amendment No. 1**.

House Amendment No. 9
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 301, Page 4, Line 48, by inserting after said line the following:

"Further amend said bill, Page 21, Section 571.030, Line 184, by inserting after said section and line the following:

"571.031. 1. This section shall be known and may be cited as "Blair's Law".

2. A person commits the offense of unlawful discharge of a firearm if, with criminal negligence, he or she discharges a firearm within or into the limits of any municipality.

3. This section shall not apply if the firearm is discharged:

(1) As allowed by a defense of justification under chapter 563;

(2) On a properly supervised shooting range;

(3) To lawfully take wildlife during an open season established by the department of conservation. Nothing in this subdivision shall prevent a municipality from adopting an ordinance restricting the discharge of a firearm within one-quarter mile of an occupied structure;

(4) For the control of nuisance wildlife as permitted by the department of conservation or the United States Fish and Wildlife Service;

(5) By special permit of the chief of police of the municipality;

(6) As required by an animal control officer in the performance of his or her duties;

(7) Using blanks;

(8) More than one mile from any occupied structure;

(9) In self-defense or defense of another person against an animal attack if a reasonable person would believe that deadly physical force against the animal is immediately necessary and reasonable under the circumstances to protect oneself or the other person; or

(10) By law enforcement personnel, as defined in section 590.1040, or a member of the United States Armed Forces if acting in an official capacity.

4. A person who commits the offense of unlawful discharge of a firearm shall be guilty of:

(1) For a first offense, a class A misdemeanor;

(2) For a second offense, a class E felony; and

(3) For a third or subsequent offense, a class D felony."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (23), **House Amendment No. 9 to House Amendment No. 1** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Falkner
Farnan	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 039

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Burnett	Burton	Butz	Collins	Crossley
Fogle	Fountain Henderson	Gray	Ingle	Johnson 12
Johnson 23	Lewis 25	Merideth	Mosley	Nurrenbern

Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	

PRESENT: 000

ABSENT WITH LEAVE: 018

Bland Manlove	Boggs	Brown 87	Clemens	Doll
Ealy	Evans	Francis	Hein	Lavender
Mackey	Mann	Morse	Myers	Nickson-Clark
Phifer	Strickler	Young		

VACANCIES: 000

On motion of Representative Roberts, **House Amendment No. 1, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 100

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Christ	Coleman	Cook	Copeland
Deaton	Diehl	Dinkins	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 031

Adams	Anderson	Appelbaum	Aune	Barnes
Bosley	Brown 27	Burnett	Burton	Butz
Collins	Davis	Fogle	Fountain Henderson	Gray
Ingle	Johnson 12	Lewis 25	Merideth	Nurrenbern
Proudie	Quade	Sander	Steinhoff	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods				

PRESENT: 013

Aldridge	Bangert	Baringer	Boyd	Chappell
Crossley	Davidson	Lovasco	Mosley	Plank
Sauls	Schwadron	Smith 46		

ABSENT WITH LEAVE: 019

Bland Manlove	Boggs	Brown 87	Christofanelli	Clemens
Cupps	Doll	Ealy	Evans	Hein
Lavender	Mackey	Mann	Morse	Myers
Nickson-Clark	Phifer	Strickler	Young	

VACANCIES: 000

On motion of Representative Roberts, **HCS HB 301, as amended**, was adopted.

On motion of Representative Roberts, **HCS HB 301, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 263 - Special Committee on Tourism

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 15 - Special Committee on Tourism

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 14 - Financial Institutions
HJR 35 - Special Committee on Tax Reform

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 1 - Subcommittee on Appropriations - General Administration
HB 5 - Subcommittee on Appropriations - General Administration
HB 10 - Subcommittee on Appropriations - Health, Mental Health, and Social Services
HB 11 - Subcommittee on Appropriations - Health, Mental Health, and Social Services
HB 12 - Subcommittee on Appropriations - General Administration
HB 13 - Subcommittee on Appropriations - General Administration

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 301 - Fiscal Review
HB 43 - Special Committee on Tourism
HB 44 - Transportation Infrastructure
HB 67 - Transportation Infrastructure
HB 94 - Transportation Infrastructure
HB 207 - Transportation Infrastructure
HB 212 - Special Committee on Tourism
HB 345 - Special Committee on Government Accountability
HB 356 - Ways and Means
HB 434 - Special Committee on Tourism
HB 436 - Special Committee on Tourism
HB 470 - General Laws
HB 487 - Transportation Infrastructure
HB 510 - General Laws
HB 512 - Ways and Means
HB 528 - Transportation Infrastructure
HB 536 - Special Committee on Tax Reform
HB 543 - General Laws
HB 547 - Transportation Infrastructure
HB 669 - Judiciary
HB 736 - Special Committee on Tourism
HB 746 - Transportation Infrastructure
HB 788 - Special Committee on Tourism
HB 817 - Special Committee on Tourism
HB 877 - Special Committee on Tourism
HB 920 - Special Committee on Tourism
HB 921 - Special Committee on Tourism
HB 936 - Special Committee on Tourism
HB 963 - Special Committee on Tourism
HB 970 - Healthcare Reform
HB 971 - Healthcare Reform
HB 976 - Special Committee on Tourism
HB 978 - Local Government
HB 992 - Utilities
HB 999 - Special Committee on Tourism
HB 1021 - Transportation Infrastructure
HB 1024 - Crime Prevention and Public Safety
HB 1029 - General Laws
HB 1035 - Transportation Infrastructure
HB 1038 - Economic Development
HB 1051 - Special Committee on Tourism
HB 1055 - Transportation Infrastructure
HB 1058 - Children and Families

COMMITTEE REPORTS

Committee on Economic Development, Chairman Hudson reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 268**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (16): Allen, Amato, Barnes, Brown (16), Casteel, Christ, Gallick, Gray, Hausman, Hudson, Johnson (23), Smith (155), Thompson, Weber, Wilson and Young

Noes (0)

Absent (0)

Committee on Ways and Means, Chairman McGirl reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 415**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bland Manlove, Casteel, Chappell, Gray, Hudson, McGirl, Smith (155), Titus and Wright

Noes (0)

Absent (5): Hicks, Lovasco, Phifer, Taylor (84) and Thompson

Mr. Speaker: Your Committee on Ways and Means, to which was returned **HB 713**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2** by the following vote:

Ayes (12): Bland Manlove, Casteel, Chappell, Gray, Hicks, Hudson, Lovasco, McGirl, Smith (155), Thompson, Titus and Wright

Noes (0)

Absent (2): Phifer and Taylor (84)

RE-REFERRAL OF HOUSE BILLS - RULES

The following House Bills were re-referred to the Committee indicated:

HCS HB 417 - Rules - Legislative Oversight
HB 730 - Rules - Legislative Oversight

The following members' presence was noted: Ealy, Mackey, Strickler, and Young.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, February 9, 2023.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Nineteenth Day, Tuesday, February 7, 2023, Page 496, Line 22, by inserting after said line the following:

"The following House Bills were read the first time and copies ordered printed:"; and

Further correct said Journal, Page 498, Line 20, by inserting after said line the following:

"The following House Bills were read the second time:".

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: HB 202, HB 644, HB 630

CHILDREN AND FAMILIES
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 715, HB 716, HB 743
Executive session will be held: HB 677, HB 454, HB 283

CONSENT AND HOUSE PROCEDURE
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HR 7, HR 8, HR 10, HR 77, HR 143, HR 163
Executive session will be held: HR 7, HR 8, HR 10, HR 77, HR 143, HR 163, HB 402
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 53, HB 213, HB 216, HB 306, HB 359, HB 702

ECONOMIC DEVELOPMENT
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 133, HB 583

FISCAL REVIEW
Thursday, February 9, 2023, 8:30 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending referral of HCS HB 301.

HEALTH AND MENTAL HEALTH POLICY
Monday, February 13, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 442
Executive session will be held: HB 197

LOCAL GOVERNMENT
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 909

RULES - LEGISLATIVE OVERSIGHT
Thursday, February 9, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HCS HB 184, HCS HB 417, HB 730
Executive session may be held on any matter referred to the committee.
Time change and added HCS HB 417 and HB 730.
CORRECTED

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, February 9, 2023, 10:30 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HEC 1
Informational hearing including a presentation by St. Charles County Director of Elections, Kurt Bahr.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Thursday, February 9, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 7.
Informational meeting regarding DNR and ARPA grants for water infrastructure and grants directly appropriated to municipalities.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Monday, February 13, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.
Executive session will be held: HB 6, HB 7

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 1, HB 5, HB 12, HB 13
Executive session will be held: HB 1, HB 5, HB 12, HB 13

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Monday, February 13, 2023, 11:00 AM, House Hearing Room 3.
Public hearing will be held: HB 10, HB 11
Executive session will be held: HB 10, HB 11

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION AND REVENUE
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 4, HB 8, HB 9
Executive session will be held: HB 4, HB 8, HB 9

TRANSPORTATION ACCOUNTABILITY
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HJR 37, HB 882, HB 518
Executive session will be held: HJR 37, HB 404, HB 501
Added HJR 37, HB 404, HB 501, HB 882 and HB 518.
AMENDED

WAYS AND MEANS
Thursday, February 9, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HJR 15, HJR 17

HOUSE CALENDAR

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 9, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 59 through HJR 61

HOUSE BILLS FOR SECOND READING

HB 1090 through HB 1109

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 14 - Smith (163)

HOUSE BILLS FOR THIRD READING

HCS HBs 115 & 99 - Shields
HCS HB 301, (Fiscal Review 2/8/23), E.C. - Roberts

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)

CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 9, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"He who is of God hears the words of God." (John 8:47)

O Ancient God, whose strength supports us in our labor and whose spirit sustains us in our work, give us a new and a fresh realization of Your presence as we wait upon You in prayer in the People's House.

Grant us patience when we demand too much too soon and decisions do not go our way, courage in the face of apparent defeat that we may still believe in the ultimate victory and the betterment of all, and love when we falter in fear and fail in faithfulness that we may have the steady assurance that, like a great Chief, You are with us and strengthening us for every Super endeavor by pouring upon us a Bowl of blessings!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twentieth day was approved as printed.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 62, introduced by Representative Cook, relating to sheriffs.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1110, introduced by Representative Weber, relating to reproductive health care services.

HB 1111, introduced by Representative Weber, relating to the respect people's abortion decisions act.

HB 1112, introduced by Representative Weber, relating to abortion, with penalty provisions.

HB 1113, introduced by Representative Gragg, relating to declarations of candidacy.

HB 1114, introduced by Representative Van Schoiack, relating to prosecuting attorneys, with a delayed effective date for a certain section.

HB 1115, introduced by Representative Gregory, relating to employment security.

HB 1116, introduced by Representative Falkner, relating to law enforcement animals, with penalty provisions.

HB 1117, introduced by Representative Seitz, relating to requirements for designating a state holiday.

HB 1118, introduced by Representative Casteel, relating to the publication of public notices.

HB 1119, introduced by Representative Hardwick, relating to civil actions for public nuisances.

HB 1120, introduced by Representative Hardwick, relating to liens on stored property.

HB 1121, introduced by Representative Burton, relating to civil actions.

HB 1122, introduced by Representative Burton, relating to tax credits for qualified motion media projects.

HB 1123, introduced by Representative Stephens, relating to mental health treatment, with penalty provisions.

HB 1124, introduced by Representative Weber, relating to Missouri healthy soils.

HB 1125, introduced by Representative Weber, relating to the production of agricultural products.

HB 1126, introduced by Representative Walsh Moore, relating to leave from employment, with a referendum clause.

HB 1127, introduced by Representative Keathley, relating to adult offender supervision.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 59, relating to voter qualifications.

HJR 60, relating to personal property tax.

HJR 61, relating to state department revenue from management of state natural resources.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1090, relating to payments for certain contracts.

HB 1091, relating to opioid antagonists.

HB 1092, relating to agricultural education.

HB 1093, relating to renewable energy resources.

HB 1094, relating to mental health care.

HB 1095, relating to prosecuting attorneys.

HB 1096, relating to promoting Missouri hardwood.

HB 1097, relating to an income tax deduction for personal property taxes paid.

HB 1098, relating to telehealth services.

HB 1099, relating to advisory bodies for the department of health and senior services.

HB 1100, relating to a meat production justice grant program.

HB 1101, relating to controlled livestock grazing.

HB 1102, relating to the labeling of prescriptions.

HB 1103, relating to personal property taxes.

HB 1104, relating to state department revenue from management of state natural resources.

HB 1105, relating to police pensions.

HB 1106, relating to wholesalers licensed to sell intoxicating liquor.

HB 1107, relating to concentrated animal feeding operations, with penalty provisions.

HB 1108, relating to the sexual offender registry.

HB 1109, relating to the state treasurer's ability to invest.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 301**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 14, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 14** was agreed to.

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 14, Page 18, Section 14.181, Line 6, by deleting said line through and including Line 7; and

Further amend said bill, said page, Section 14.182, Line 7, by deleting "325,000" and inserting "250,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Lavender offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 14, Page 13, Section 14.126, Line 7, by inserting immediately thereafter the following:

"Section 14.127. To the Department of Mental Health
For the Division of Developmental Disabilities
For community programs
From Department of Mental Health Federal Fund (0148).……$29,366,851"; and

Further amend said bill, said page, Section 14.131, Line 7, by inserting immediately thereafter the following:

"Section 14.132. To the Department of Health and Senior Services
For the Division of Senior and Disability Services
For providing consumer directed personal care assistance services
From Department of Mental Health Federal Fund (0148)……$5,000,000
From Department of Health and Senior Services Federal Fund (0143)……..9,683,425
Total……$14,683,425

Section 14.133. To the Department of Health and Senior Services
For the Division of Senior and Disability Services
For home and community based services
From Department of Mental Health Federal Fund (0148)…….$10,000,000
From Department of Health and Senior Services Federal Fund (0143)……19,366,851
Total……...$29,366,851"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Smith (163), **HCS HB 14, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 14, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 148

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Baringer	Barnes	Billington	Black	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Mosley	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff

Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Mr. Speaker		

NOES: 002

Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 013

Bangert	Bland Manlove	Boggs	Brown 87	Christofanelli
Doll	Ealy	Evans	Mann	Morse
Nickson-Clark	Phifer	Young		

VACANCIES: 000

THIRD READING OF HOUSE BILLS

HCS HBs 115 & 99, relating to the scope of practice for physical therapists, was taken up by Representative Shields.

On motion of Representative Shields, **HCS HBs 115 & 99** was read the third time and passed by the following vote:

AYES: 147

Adams	Aldridge	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Buchheit-Courtway	Burger	Burnett	Burton	Butz
Byrnes	Casteel	Chappell	Christ	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Davidson	Davis	Deaton	Diehl	Dinkins
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry

Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Mr. Speaker			

NOES: 001

Busick

PRESENT: 000

ABSENT WITH LEAVE: 015

Allen	Bangert	Bland Manlove	Boggs	Brown 87
Christofanelli	Cupps	Doll	Ealy	Evans
Mann	Morse	Nickson-Clark	Phifer	Young

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 301, relating to public safety, was taken up by Representative Roberts.

Representative Cook raised a point of order that a member was in violation of Rule 84.

The Chair advised members to confine their comments to the question under debate.

Representative Atchison raised a point of order that a member was in violation of Rule 84.

The Chair ruled the point of order well taken.

Representative Windham raised a point of order that there was no discussion on the previous point of order.

The Chair ruled the point of order not well taken.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Amato	Atchison	Baker	Banderman	Billington
Black	Bonacker	Boyd	Bromley	Brown 149
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127

Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Mayhew	McGaugh	McGirl	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bosley	Brown 27	Burnett
Burton	Butz	Clemens	Collins	Crossley
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Merideth
Mosley	Nurrenbern	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods			

PRESENT: 000

ABSENT WITH LEAVE: 018

Allen	Bangert	Bland Manlove	Boggs	Brown 16
Brown 87	Cupps	Doll	Ealy	Evans
Mackey	Mann	Matthiesen	Morse	Nickson-Clark
Phifer	Smith 163	Young		

VACANCIES: 000

On motion of Representative Roberts, **HCS HB 301** was read the third time and passed by the following vote:

AYES: 109

Amato	Atchison	Baker	Banderman	Billington
Black	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields

Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 035

Adams	Aldridge	Anderson	Aune	Baringer
Barnes	Bosley	Brown 27	Burnett	Burton
Butz	Collins	Crossley	Fogle	Fountain Henderson
Gray	Hein	Johnson 12	Lavender	Lewis 25
Mackey	Merideth	Mosley	Nurrenbern	Plank
Proudie	Quade	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Weber	Windham	Woods

PRESENT: 001

Smith 46

ABSENT WITH LEAVE: 018

Allen	Appelbaum	Bangert	Bland Manlove	Boggs
Brown 87	Clemens	Doll	Ealy	Evans
Ingle	Mann	Morse	Nickson-Clark	Phifer
Sauls	Walsh Moore	Young		

VACANCIES: 000

Speaker Plocher declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 038

Adams	Aldridge	Anderson	Appelbaum	Aune
Baringer	Barnes	Bosley	Brown 27	Burnett
Burton	Butz	Collins	Crossley	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Lavender	Lewis 25	Mackey	Merideth	Mosley
Nurrenbern	Plank	Proudie	Quade	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods		

PRESENT: 003

Johnson 23	Sharp 37	Smith 46

ABSENT WITH LEAVE: 014

Bangert	Bland Manlove	Boggs	Brown 87	Clemens
Doll	Ealy	Evans	Mann	Morse
Nickson-Clark	Phifer	Sauls	Young	

VACANCIES: 000

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 13 - Special Committee on Tourism

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 76 - Higher Education
HB 117 - Health and Mental Health Policy
HB 136 - Higher Education
HB 155 - Pensions
HB 180 - Local Government
HB 181 - Local Government
HB 247 - Local Government
HB 342 - Healthcare Reform
HB 343 - Health and Mental Health Policy
HB 353 - General Laws
HB 467 - Agriculture Policy
HB 475 - Conservation and Natural Resources
HB 496 - Pensions
HB 497 - Elementary and Secondary Education
HB 515 - Higher Education
HB 551 - Local Government
HB 576 - Agriculture Policy
HB 604 - Local Government

HB 644 - Consent and House Procedure
HB 676 - Local Government
HB 709 - Utilities
HB 771 - Local Government
HB 876 - Local Government
HB 953 - Emerging Issues
HB 991 - Utilities
HB 1008 - General Laws
HB 1015 - General Laws
HB 1019 - Insurance Policy
HB 1022 - Agriculture Policy
HB 1023 - Agriculture Policy
HB 1078 - Ways and Means
HB 1081 - Special Committee on Homeland Security

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Haffner reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 644**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (19): Boyd, Brown (149), Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Plank, Pollitt, Van Schoiack, Weber and Woods

Noes (0)

Absent (1): Young

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 184**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (1): Burger

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 417**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (1): Burger

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 730**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (1): Burger

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 253**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Cupps, Gregory, Haffner, O'Donnell and Riley

Noes (1): Ingle

Absent (4): Aldridge, Evans, Proudie and Roberts

SUBCOMMITTEE REPORTS

Subcommittee on Appropriations - Education, Chairman Lewis (6) reporting:

Mr. Speaker: Your Subcommittee on Appropriations - Education, to which was referred **HB 2**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, **House Committee Amendment No. 2**, **House Committee Amendment No. 3**, **House Committee Amendment No. 4** and **House Committee Amendment No. 5**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (12): Burnett, Chappell, Gragg, Hurlbert, Lewis (6), Oehlerking, Proudie, Richey, Shields, Steinhoff, Taylor (48) and Voss

Noes (1): Windham

Absent (1): Christofanelli

House Committee Amendment No. 1

AMEND House Bill No. 2, Page 7, Section 2.110, Line 4, by deleting "200,000" and inserting "60,000"; and

Further amend House Bill No. 3, Page 5, Section 3.070, Line 12 through and including Line 19, by deleting said lines in their entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

House Committee Amendment No. 2

AMEND House Bill No. 2, Page 4, Section 2.035, Line 4, by inserting immediately thereafter the following:

"Section 2.039. To the Department of Elementary and Secondary Education
For the procurement of a chemistry and physical science online learning platform for middle school and high school students, provided the platform aligns to Missouri science standards through an engaging narrative-driven curriculum and allows students to make strategic choices as they apply Missouri standards to real world technologies inside a safe simulated environment; and highlights science, technology, engineering, and mathematics and career and technical education pathways in Missouri to increase students' interest in pursuing a chemistry-related career
From General Revenue Fund……$2,000,000"; and

Further amend said bill, Page 6, Section 2.080, Line 4, by inserting immediately thereafter the following:

"Section 2.082. To the Department of Elementary and Secondary Education
Funds are to be transferred out of the State Treasury to the Urban Flight and Rural Needs Scholarship Program Fund
From Lottery Proceeds Fund……$800,000

Section 2.083. To the Department of Elementary and Secondary Education
For the Urban Flight and Rural Needs Scholarship Program
From Urban Flight and Rural Needs Scholarship Program Fund……$800,000"; and

Further amend said bill, said page, Section 2.090, Line 4, by inserting after the word "Fund" the following:

"(including $100,000 one-time)"; and

Further amend said bill, said page, said section, said line, by deleting "500,000" and inserting "850,000"; and

Further amend said bill, Page 15, Section 2.260, Line 5, by inserting after the word "Fund" the following:

"(including $500,000 one-time)"; and

Further amend said bill, said page, said section, said line, by deleting "1,860,000" and inserting "2,560,000"; and

Further amend said bill, Page 26, Section 2.425, Line 5, by deleting "32,000" and inserting "122,000"; and

Further amend House Bill No. 3, Page 6, Section 3.100, Line 6, by inserting immediately thereafter the following:

"Section 3.103. To the Department of Higher Education and Workforce Development
For the Missouri Returning Heroes Program, provided that reimbursement paid to each institution of higher education shall not exceed fifty percent (50%) of the waived tuition reported by said institution of higher education for the previous academic year, and further provided that funding shall be

allocated to each institution of higher education proportionally to the amount of waived tuition reported for the previous academic year
From General Revenue Fund ……. $400,000
From Lottery Proceeds Fund……..……200,000"; and

Further amend said bill, Page 8, Section 3.130, Line 13, by inserting immediately thereafter the following:

"For the purpose of funding a social work pilot program located in a city with more than seventy-one thousand but fewer than seventy-nine thousand inhabitants, provided that program eligibility is limited to Missouri residents with a minimum of sixty hours toward an approved bachelors program leading to a degree in social work or a minimum of six hours towards an approved masters of social work; and further provided grants shall be awarded up to the cost of coursework tuition and general fees; and further provided no more than five percent of this subsection can be used to market the grant program and no more than ten percent of this subsection can be used to offset institutional costs for clinical placement and site visits
From General Revenue Fund …… $300,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Committee Amendment No. 3

AMEND House Bill No. 2, Page 7, Section 2.095, Line 3, by inserting immediately after the word "programs" the following:

", including training, physical security upgrades and associated technology (e.g., door locks, monitoring systems), bleeding control kits, epinephrine auto-injectors, and automatic external defibrillators"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Committee Amendment No. 4

AMEND House Bill No. 2, Page 5, Section 2.045, Line 5, by inserting immediately thereafter the following:

"Section 2.048. To the Department of Elementary and Secondary Education
For Grow Your Own grants, provided that funds shall be distributed based upon a competitive process, and further provided that the department shall establish a scoring rubric with priority given to programs that serve low resource communities and diversify state and local teacher workforces, subject to the following allocations:

For community colleges, provided that a total of five (5) grants are awarded in the amount of $45,000 each
From Lottery Proceeds Fund……..….$225,000

For educator preparation programs, provided that a total of fifteen (15) grants are awarded in the amount of $70,000 each
From Lottery Proceeds Fund…….....1,050,000

For local educational agencies (LEAs), provided that a total of one hundred twenty-five (125) grants are awarded in the amount of $10,000 each
From Lottery Proceeds Fund…….1,250,000
Total…… $2,525,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Committee Amendment No. 5

AMEND House Bill No. 2, Page 4, Section 2.035, Line 4, by inserting immediately thereafter the following:

"Section 2.038. To the Department of Elementary and Secondary Education
For a statewide transparency portal that allows parental and public access to all school district curriculum and library materials
From Lottery Proceeds Fund……..$1,300,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Mr. Speaker: Your Subcommittee on Appropriations - Education, to which was referred **HB 3**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, **House Committee Amendment No. 2**, **House Committee Amendment No. 3** and **House Committee Amendment No. 4**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (12): Burnett, Chappell, Gragg, Hurlbert, Lewis (6), Oehlerking, Proudie, Richey, Shields, Steinhoff, Taylor (48) and Voss

Noes (1): Windham

Absent (1): Christofanelli

House Committee Amendment No. 1

AMEND House Bill No. 2, Page 7, Section 2.110, Line 4, by deleting "200,000" and inserting "60,000"; and

Further amend House Bill No. 3, Page 5, Section 3.070, Line 12 through and including Line 19, by deleting said lines in their entirety; and

Further amend said bill by adjusting sections and bill totals accordingly.

House Committee Amendment No. 2

AMEND House Bill No. 2, Page 4, Section 2.035, Line 4, by inserting immediately thereafter the following:

"Section 2.039. To the Department of Elementary and Secondary Education
For the procurement of a chemistry and physical science online learning platform for middle school and high school students, provided the platform aligns to Missouri science standards through an engaging narrative-driven curriculum and allows students to make strategic choices as they apply Missouri standards to real world technologies inside a safe simulated environment; and highlights science, technology, engineering, and mathematics and career and technical education pathways in Missouri to increase students' interest in pursuing a chemistry-related career
From General Revenue Fund……$2,000,000"; and

Further amend said bill, Page 6, Section 2.080, Line 4, by inserting immediately thereafter the following:

"Section 2.082. To the Department of Elementary and Secondary Education
Funds are to be transferred out of the State Treasury to the Urban Flight and Rural Needs Scholarship Program Fund
From Lottery Proceeds Fund……$800,000

Section 2.083. To the Department of Elementary and Secondary Education
For the Urban Flight and Rural Needs Scholarship Program
From Urban Flight and Rural Needs Scholarship Program Fund……$800,000"; and

Further amend said bill, said page, Section 2.090, Line 4, by inserting after the word "Fund" the following:

"(including $100,000 one-time)"; and

Further amend said bill, said page, said section, said line, by deleting "500,000" and inserting "850,000"; and

Further amend said bill, Page 15, Section 2.260, Line 5, by inserting after the word "Fund" the following:

"(including $500,000 one-time)"; and

Further amend said bill, said page, said section, said line, by deleting "1,860,000" and inserting "2,560,000"; and

Further amend said bill, Page 26, Section 2.425, Line 5, by deleting "32,000" and inserting "122,000"; and

Further amend House Bill No. 3, Page 6, Section 3.100, Line 6, by inserting immediately thereafter the following:

"Section 3.103. To the Department of Higher Education and Workforce Development
For the Missouri Returning Heroes Program, provided that reimbursement paid to each institution of higher education shall not exceed fifty percent (50%) of the waived tuition reported by said institution of higher education for the previous academic year, and further provided that funding shall be allocated to each institution of higher education proportionally to the amount of waived tuition reported for the previous academic year
From General Revenue Fund ……. $400,000
From Lottery Proceeds Fund……..……200,000"; and

Further amend said bill, Page 8, Section 3.130, Line 13, by inserting immediately thereafter the following:

"For the purpose of funding a social work pilot program located in a city with more than seventy-one thousand but fewer than seventy-nine thousand inhabitants, provided that program eligibility is limited to Missouri residents with a minimum of sixty hours toward an approved bachelors program leading to a degree in social work or a minimum of six hours towards an approved masters of social work; and further provided grants shall be awarded up to the cost of coursework tuition and general fees; and further provided no more than five percent of this subsection can be used to market the grant program and no more than ten percent of this subsection can be used to offset institutional costs for clinical placement and site visits
From General Revenue Fund …… $300,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Committee Amendment No. 3

AMEND House Bill No. 3, Page 15, Section 3.195, Line 4, by deleting "247,961,025" and inserting "247,761,025"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Committee Amendment No. 4

AMEND House Bill No. 3, Page 15, Section 3.195, Line 16, by inserting immediately thereafter the following:

"For the University of Missouri Fire & Rescue Training Institute, provided
that these funds are in addition to the highest of the last five preceding years'
general revenue allocation received from the University of Missouri
From General Revenue Fund……200,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 268 - Rules - Regulatory Oversight
HB 415 - Rules - Administrative Oversight
HCS#2 HB 713 - Rules - Administrative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SJR 3** entitled:

Joint resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 100** entitled:

An act to repeal sections 143.121 and 408.010, RSMo, and to enact in lieu thereof four new sections relating to legal tender.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 109** entitled:

An act to repeal sections 256.700 and 256.710, RSMo, and to enact in lieu thereof two new sections relating to mining.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 111** entitled:

An act to repeal sections 33.100, 36.020, 36.030, 36.050, 36.060, 36.070, 36.080, 36.090, 36.100, 36.120, 36.140, 36.250, 36.440, 36.510, 37.010, 105.950, 105.1114, and 288.220, RSMo, and to enact in lieu thereof seventeen new sections relating to the administration of state employees.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 116** entitled:

An act to repeal sections 193.175, 194.010, 194.020, 194.060, 194.070, 194.080, 194.090, 194.100, 194.105, 194.110, and 194.119, RSMo, and to enact in lieu thereof four new sections relating to the disposition of the dead.

In which the concurrence of the House is respectfully requested.

Read the first time.

WITHDRAWAL OF HOUSE BILLS

February 9, 2023

Dana Rademan Miller
Chief Clerk and
House Administrator
201 West Capitol Ave, Room 310
Jefferson City, MO 65101

RE: WITHDRAWAL OF HB 673

Dear Chief Clerk Miller:

I respectfully request that **House Bill No. 673** which creates the Missouri Earned Family and Medical Leave Act be withdrawn.

Thank you in advance for your consideration.

Sincerely,

/s/ Bridget Walsh Moore
State Representative
District 93

The following members' presence was noted: Bangert, Bland Manlove, Boggs, and Ealy.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 4:00 p.m., Monday, February 13, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 715, HB 716, HB 743
Executive session will be held: HB 677, HB 454, HB 283

CONSENT AND HOUSE PROCEDURE
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HR 7, HR 8, HR 10, HR 77, HR 143, HR 163
Executive session will be held: HR 7, HR 8, HR 10, HR 77, HR 143, HR 163, HB 402
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Monday, February 13, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 475
Executive session will be held: HB 47, HB 638
Added HB 475.
AMENDED

ECONOMIC DEVELOPMENT
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 133, HB 583

ELECTIONS AND ELECTED OFFICIALS
Tuesday, February 14, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HJR 28, HJR 29, HJR 6, HB 800

FINANCIAL INSTITUTIONS
Tuesday, February 14, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 521, HJR 14
Executive session will be held: HB 585, HB 586, HB 863

GENERAL LAWS
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 510, HB 543, HB 1029

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 269

HEALTH AND MENTAL HEALTH POLICY
Monday, February 13, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 442
Executive session will be held: HB 197

HEALTHCARE REFORM
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 970, HB 971, HB 342
Executive session will be held: HB 154, HB 575, HB 910
Added HB 342.
AMENDED

JUDICIARY
Monday, February 13, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 444, HB 367, HB 185, HB 281, HB 881
Executive session will be held: HB 994, HB 52, HB 984, HB 90

LOCAL GOVERNMENT
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 909

PENSIONS
Tuesday, February 14, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 155, HB 496

RULES - ADMINISTRATIVE OVERSIGHT
Monday, February 13, 2023, 11:30 AM, House Hearing Room 4.
Executive session will be held: HB 415, HCS#2 HB 713
Executive session may be held on any matter referred to the committee.
Time change.
CORRECTED

RULES - REGULATORY OVERSIGHT
Monday, February 13, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HB 268
Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT
Monday, February 13, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 982

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, February 13, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 762

SPECIAL COMMITTEE ON HOMELAND SECURITY
Monday, February 13, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 919, HB 1081

SPECIAL COMMITTEE ON TOURISM
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 212, HB 817, HB 436

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Monday, February 13, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.
Executive session will be held: HB 6, HB 7

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 1, HB 5, HB 12, HB 13
Executive session will be held: HB 1, HB 5, HB 12, HB 13

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Monday, February 13, 2023, 11:00 AM, House Hearing Room 3.
Public hearing will be held: HB 10, HB 11
Executive session will be held: HB 10, HB 11

UTILITIES
Wednesday, February 15, 2023, 12:00 PM , House Hearing Room 1.
Public hearing will be held: HB 992

HOUSE CALENDAR

TWENTY-SECOND DAY, MONDAY, FEBRUARY 13, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 62

HOUSE BILLS FOR SECOND READING

HB 1110 through HB 1127

HOUSE BILLS FOR PERFECTION

HCS HBs 640 & 729 - Brown (16)
HCS HB 184 - Murphy
HCS HB 417 - Henderson
HB 730 - Brown (16)
HCS HBs 903, 465, 430 & 499 - Haffner

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 14 - Smith (163)

SENATE JOINT RESOLUTIONS FOR SECOND READING

SS SJR 3

SENATE BILLS FOR SECOND READING

SS SCS SB 100
SB 109
SS SB 111
SS SB 116

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTY-SECOND DAY, MONDAY, FEBRUARY 13, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Adam Schwadron.

Blessed are You, Lord our God, ruler of the universe, Who has given us life, sustained us, and enabled us to reach this moment. We are grateful to be able to gather together in this chamber to serve Your people and advance Your purposes.

We ask for Your wisdom and understanding, so that we may make fair and just laws that reflect Your values and bring blessings to all Your children. Help us to be humble and selfless in our service, putting aside personal interests for the good of the community.

May Your spirit of justice, righteousness, and compassion guide us as we deliberate, so that our decisions may reflect Your will and bring peace and prosperity to our land.

To everyone here and throughout our great state. May the Lord bless you and keep you, may the Lord's countenance shine upon you and be gracious to you. May the Lord lift his face unto you and give you peace.

And together the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-first day was approved as printed.

MOTION

Representative Patterson moved that Rule 98 be suspended.

Which motion was adopted by the following vote:

AYES: 139

Allen	Amato	Anderson	Appelbaum	Aune
Banderman	Baringer	Barnes	Billington	Black
Bland Manlove	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Davidson	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley

Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Quade	Reedy	Reuter
Riggs	Riley	Roberts	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 006

Baker	Collins	Davis	Deaton	Fountain Henderson
Sander				

PRESENT: 005

Bosley	Keathley	Proudie	Terry	Unsicker

ABSENT WITH LEAVE: 013

Adams	Aldridge	Atchison	Bangert	Boggs
Burton	Byrnes	Cupps	Lovasco	Morse
Phifer	Richey	Windham		

VACANCIES: 000

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1128, introduced by Representative Haden, relating to emergency medical services.

HB 1129, introduced by Representative Burger, relating to water exportation across state boundaries.

HB 1130, introduced by Representative Jones, relating to public health, with penalty provisions.

HB 1131, introduced by Representative O'Donnell, relating to corporate income tax.

HB 1132, introduced by Representative Van Schoiack, relating to elections.

HB 1133, introduced by Representative Perkins, relating to credit for jail time.

HB 1134, introduced by Representative Matthiesen, relating to property tax credits.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 62, relating to sheriffs.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1110, relating to reproductive health care services.

HB 1111, relating to the respect people's abortion decisions act.

HB 1112, relating to abortion, with penalty provisions.

HB 1113, relating to declarations of candidacy.

HB 1114, relating to prosecuting attorneys, with a delayed effective date for a certain section.

HB 1115, relating to employment security.

HB 1116, relating to law enforcement animals, with penalty provisions.

HB 1117, relating to requirements for designating a state holiday.

HB 1118, relating to the publication of public notices.

HB 1119, relating to civil actions for public nuisances.

HB 1120, relating to liens on stored property.

HB 1121, relating to civil actions.

HB 1122, relating to tax credits for qualified motion media projects.

HB 1123, relating to mental health treatment, with penalty provisions.

HB 1124, relating to Missouri healthy soils.

HB 1125, relating to the production of agricultural products.

HB 1126, relating to leave from employment, with a referendum clause.

HB 1127, relating to adult offender supervision.

SECOND READING OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was read the second time:

SS SJR 3, relating to taxation.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 100, relating to legal tender.

SB 109, relating to mining.

SS SB 111, relating to the administration of state employees.

SS SB 116, relating to the disposition of the dead.

Speaker Pro Tem Henderson assumed the Chair.

HOUSE RESOLUTIONS

Representative Gallick offered **HR 445**, which was read.

HOUSE RESOLUTION NO. 445

WHEREAS, the Kansas City Chiefs are the official professional football team of the state of Missouri; and

WHEREAS, on February 12, 2023, the Kansas City Chiefs defeated the Philadelphia Eagles in Super Bowl LVII in Glendale, Arizona; and

WHEREAS, the Chiefs overcame a ten-point deficit at halftime and scored a field goal in the final seconds to win the game; and

WHEREAS, the Chiefs Super Bowl captains included University of Missouri alumnus Nick Bolton and the season's league and Super Bowl MVP, Patrick Mahomes; and

WHEREAS, University of Missouri alumnus Nick Bolton led the Chiefs defense with a game-high nine tackles and scored a touchdown in the second quarter on a thirty-six-yard fumble return:

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, One Hundred Second General Assembly, First Regular Session, hereby congratulate the entire Chiefs organization on their second Super Bowl win in four years; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Kansas City Chiefs.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 14, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 14** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Baringer	Barnes
Black	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 002

Davis	Lovasco

PRESENT: 001

Bland Manlove	

ABSENT WITH LEAVE: 009

Aldridge	Atchison	Bangert	Billington	Morse
Phifer	Schnelting	Stephens	Windham	

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

COMMITTEE REPORTS

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 415**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Mackey and Myers

Noes (0)

Absent (4): Baker, Bland Manlove, Houx and Smith (46)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 HB 713**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Mackey and Myers

Noes (0)

Absent (4): Baker, Bland Manlove, Houx and Smith (46)

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 268**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Evans, Gregory, Haffner, Ingle, O'Donnell, Riley and Roberts

Noes (0)

Present (1): Proudie

Absent (2): Aldridge and Cupps

SUBCOMMITTEE REPORTS

Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue, Chairman Owen reporting:

Mr. Speaker: Your Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue, to which was referred **HB 4**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, **House Committee Amendment No. 2**, **House Committee Amendment No. 3** and **House Committee Amendment No. 4**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (10): Aldridge, Collins, Cook, Hausman, Kalberloh, Lavender, Mayhew, Owen, Sparks and West

Noes (0)

Absent (4): Christ, Ealy, Evans and Roberts

House Committee Amendment No. 1

AMEND House Bill No. 4, Page 14, Section 4.425, Line 24, by deleting "859,000,000" and inserting "831,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Committee Amendment No. 2

AMEND House Bill No. 4, Page 14, Section 4.425, Line 24, by inserting immediately thereafter the following:

"For capacity improvements and bridge improvements for the portion of Interstate 44 between State Highway 13 and United States Highway 65
From General Revenue Fund . . . . . 28,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Committee Amendment No. 3

AMEND House Bill No. 4, Page 14, Section 4.425, Line 24, by deleting "859,000,000" and inserting "839,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Committee Amendment No. 4

AMEND House Bill No. 4, Page 14, Section 4.425, Line 24, by inserting immediately thereafter the following:

"For funding an environmental study to increase the viability of future capacity improvement projects for Interstate 44
From General Revenue Fund . . . . . 20,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Mr. Speaker: Your Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue, to which was referred **HB 8**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (10): Aldridge, Collins, Cook, Hausman, Kalberloh, Lavender, Mayhew, Owen, Sparks and West

Noes (0)

Absent (4): Christ, Ealy, Evans and Roberts

Mr. Speaker: Your Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue, to which was referred **HB 9**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (10): Aldridge, Collins, Cook, Hausman, Kalberloh, Lavender, Mayhew, Owen, Sparks and West

Noes (0)

Absent (4): Christ, Ealy, Evans and Roberts

SENATE MESSAGES

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCS SCR 4**.

In which the concurrence of the House is respectfully requested.

Read the first time.

The following member's presence was noted: Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, February 14, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 467, HB 1022

CHILDREN AND FAMILIES
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 715, HB 716, HB 743
Executive session will be held: HB 677, HB 454, HB 283

CONSENT AND HOUSE PROCEDURE
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HR 7, HR 8, HR 10, HR 77, HR 143, HR 163
Executive session will be held: HR 7, HR 8, HR 10, HR 77, HR 143, HR 163, HB 402
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, February 15, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 119, HB 420, HB 550
Time change.
CORRECTED

ECONOMIC DEVELOPMENT
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 133, HB 583

ELECTIONS AND ELECTED OFFICIALS
Tuesday, February 14, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 800
Removed HJR 28 and HJR 29.
AMENDED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 7.
Presentation by Kari Monsees, Deputy Commissioner of Financial and Administrative Services at the Department of Elementary and Secondary Education, on the foundation formula.

EMERGING ISSUES
Wednesday, February 15, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 953, HB 254, HB 354, HB 965, HB 957, HB 286, HB 249

FINANCIAL INSTITUTIONS
Tuesday, February 14, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 521, HJR 14
Executive session will be held: HB 585, HB 586, HB 863

GENERAL LAWS
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 510, HB 543, HB 1029

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 269

HEALTHCARE REFORM
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 970, HB 971
Executive session will be held: HB 154, HB 575, HB 910
Removed HB 342.
AMENDED

INSURANCE POLICY
Wednesday, February 15, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 1019
Executive session will be held: HB 655
Added HB 1019.
AMENDED

LOCAL GOVERNMENT
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 909

PENSIONS
Tuesday, February 14, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 155, HB 496
Executive session will be held: HB 923
Added HB 923 for executive session.
AMENDED

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, February 14, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HJR 33, HJR 45, HJR 51

SPECIAL COMMITTEE ON TOURISM
Tuesday, February 14, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 212, HB 817, HB 436

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION
Tuesday, February 14, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 1, HB 5, HB 12, HB 13
Executive session will be held: HB 1, HB 5, HB 12, HB 13

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 10, HB 11
Executive session will be held: HB 10, HB 11
If you would like to be on the list to testify, please contact Rep. Black's office at (573) 751-1167.

TRANSPORTATION ACCOUNTABILITY
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 171, HB 519, HB 520, HB 778
Executive session will be held: HB 518, HB 882

UTILITIES
Wednesday, February 15, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 992

WAYS AND MEANS
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 356

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, February 15, 2023, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 316, HB 490, HB 657

HOUSE CALENDAR

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 14, 2023

HOUSE BILLS FOR SECOND READING

HB 1128 through HB 1134

HOUSE BILLS FOR PERFECTION

HCS HBs 640 & 729 - Brown (16)
HCS HB 184 - Murphy
HCS HB 417 - Henderson
HB 730 - Brown (16)
HCS HBs 903, 465, 430 & 499 - Haffner
HCS#2 HB 713 - Reedy
HB 415 - O'Donnell
HCS HB 268 - Riley

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCS SCR 4

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 14, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"To this end we toil and strive, because we have our hope set on the living God." (I Timothy 4:10)

Great God, our King on this St. Valentine's Day, who has called us to walk in Your way and to live with love in our hearts, grant unto us the blessed assurance that although we may forget You, You do not forget us, and that notwithstanding the fact we let You down, You never let us down. May Your spirit abide in us through all our changing moods and sustain us in every effort.

Bless our Missouri young people. Strengthen them that they may have full beliefs for the rights of all their peers. Help them to use their freedom to discover in themselves their very best, to find creative channels for their restless energy, and to live and love for solid relationships at home, school and work.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-second day was approved as printed by the following vote:

AYES: 144

Allen	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Baringer	Barnes
Billington	Black	Boggs	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hudson
Hurlbert	Johnson 12	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking

Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 001

Adams

PRESENT: 003

Bland Manlove	Johnson 23	Unsicker

ABSENT WITH LEAVE: 015

Aldridge	Bangert	Christofanelli	Evans	Haden
Hovis	Ingle	Morse	Phifer	Proudie
Sharp 37	Smith 46	Steinhoff	Veit	Windham

VACANCIES: 000

HOUSE RESOLUTIONS

Representative Sparks offered House Resolution No. 490.
Representative Schnelting offered House Resolution No. 492.
Representative Boyd offered House Resolution No. 493.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 63, introduced by Representative Smith (163), relating to MO HealthNet.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 15, introduced by Representative Smith (163), to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2023.

HB 20, introduced by Representative Smith (163), to appropriate money for the several departments and offices of state government; for the purchase of equipment; for planning expenses, for capital improvement projects, including but not limited to major additions and

renovation of facility components, equipment or systems; for grants; and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2023, and ending June 30, 2024.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1135, introduced by Representative Taylor (84), relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 1136, introduced by Representative Merideth, relating to exemptions from sales and use tax.

HB 1137, introduced by Representative Merideth, relating to incentives for timely remittance of taxes.

HB 1138, introduced by Representative Ingle, relating to contraceptives.

HB 1139, introduced by Representative Ingle, relating to time limitations for certain sexual offenses.

HB 1140, introduced by Representative Clemens, relating to excavations in hazardous waste sites.

HB 1141, introduced by Representative Van Schoiack, relating to a sales tax exemption.

HB 1142, introduced by Representative Burnett, relating to the elimination of fines and fees in juvenile court, with a delayed effective date.

HB 1143, introduced by Representative Keathley, relating to gas corporations.

HB 1144, introduced by Representative Keathley, relating to local ballot proposals.

HB 1145, introduced by Representative Keathley, relating to home inspections.

HB 1146, introduced by Representative Keathley, relating to higher education.

HB 1147, introduced by Representative Ealy, relating to firefighters, with a penalty provision.

HB 1148, introduced by Representative Matthiesen, relating to health insurance coverage of maternity services.

HB 1149, introduced by Representative Diehl, relating to gaming.

HB 1150, introduced by Representative Ealy, relating to insurer services.

HB 1151, introduced by Representative Unsicker, relating to child custody.

HB 1152, introduced by Representative Bromley, relating to public utility water connections.

HB 1153, introduced by Representative Houx, relating to shipments of alcohol to residents.

HB 1154, introduced by Representative Houx, relating to alternative therapies.

HB 1155, introduced by Representative Ealy, relating to arrest notifications.

HB 1156, introduced by Representative Ealy, relating to the use of body-worn cameras by law enforcement.

HB 1157, introduced by Representative Hudson, relating to the right to refuse to participate in certain medical treatments.

HB 1158, introduced by Representative Sparks, relating to the offense of resisting or interfering with arrest, detention, or stop, with penalty provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1128, relating to emergency medical services.

HB 1129, relating to water exportation across state boundaries.

HB 1130, relating to public health, with penalty provisions.

HB 1131, relating to corporate income tax.

HB 1132, relating to elections.

HB 1133, relating to credit for jail time.

HB 1134, relating to property tax credits.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was read the second time:

SCS SCR 4, relating to Israel.

PERFECTION OF HOUSE BILLS

HCS HBs 640 & 729, relating to the Kansas City police department, was placed on the Informal Calendar.

HCS HB 184, relating to electric vehicle charging station requirements, was taken up by Representative Murphy.

On motion of Representative Murphy, the title of **HCS HB 184** was agreed to.

Representative Plank offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 184, Page 2, Section 67.288, Line 25, by inserting after all of said line the following:

"67.289. 1. There is hereby created the "Electric Vehicle Charging Infrastructure Task Force". The mission of the task force shall be to promote the development of a comprehensive electric vehicle charging infrastructure plan in Missouri communities by promoting comprehensive infrastructure planning for twenty-first century and interagency cooperation.

2. The task force shall consist of the following members:

(1) The directors, or their designees, of the departments of economic development and labor and industrial relations, and the divisions of state parks and tourism;

(2) The mayors, or their designees, of the cities of St. Louis, Kansas City, Springfield, and Columbia;

(3) Six members from the private sector with knowledge related to utilities, infrastructure development, labor or other relevant expertise, two of whom shall be appointed by the speaker of the house of representatives, one of whom shall be appointed by the minority leader of the house of representatives, two of whom shall be appointed by the president pro tempore of the senate, and one of whom shall be appointed by the minority leader of the senate;

(4) Two members of the house of representatives appointed by the speaker of the house of representatives and one member of the house of representatives appointed by the minority leader of the house of representatives; and

(5) Two members of the senate appointed by the president pro tempore of the senate and one member of the senate appointed by the minority leader of the senate.

3. The task force shall elect a chair and vice chair from its members.

4. The task force shall:

(1) Investigate and research various approaches and ideas for the development of electric vehicle charging infrastructure;

(2) Review physical options and challenges for infrastructure development on public streets, especially in communities with high density residential areas where residents frequently lack private garages, driveways, or other means for private and reserved parking;

(3) Review options for connecting charging stations along public streets to local utility companies and possible ways to integrate billing of individual users with residential utility charges;

(4) Review options and challenges of integrating rural communities into a statewide electric vehicle charging infrastructure plan and possible funding mechanisms to ensure equitable access;

(5) Review funding mechanisms with public or private funding, or a combination thereof, including but not limited to incentives, mandates, public investments, public private partnerships, and private investment;

(6) Review benefits and risks of each funding approach, as well as any evidence of success or failure to the extent such models have been attempted or studied; and

(7) Identify opportunities to reduce costs for individual consumers by scaling infrastructure investments so that consumers can charge vehicles in convenient ways while sharing the costs of such development with other users and public support.

5. The task force shall hold public hearings and invite testimony from:

(1) Communities of all sizes with challenges establishing electric vehicle infrastructure;

(2) Utility stakeholders;

(3) Business and labor groups involved in the provision and installation of electric vehicle infrastructure; and

(4) Other business groups interested in the provision of electric vehicle infrastructure for their customers and employees.

6. The task force shall meet within two months of August 28, 2023.

7. The task force shall issue a report of findings and recommendations by August 28, 2024 to the house of representatives and the senate.

8. The task force may continue for an additional three months if the task force determines a need to continue its investigation and research and update its report with subsequent findings and information."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Windham offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 184, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

"**5. The provisions of this section shall expire December thirty-first six years after the effective date of this section.**

67.289. 1. There is hereby created the "Electric Vehicle Charging Infrastructure Task"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Windham moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Plank moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Burton offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 184, Page 1, Section 67.288, Lines 9-11, by deleting all of said lines and inserting in lieu thereof the following:

"**2. Notwithstanding any other provision of law, when any political subdivision adopts an ordinance, resolution, regulation, code, or policy that requires installation of electric vehicle charging stations, the state shall pay all costs associated with the installation,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burton moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Murphy, **HCS HB 184** was adopted.

On motion of Representative Murphy, **HCS HB 184** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 640 & 729, relating to the Kansas City police department, was taken up by Representative Brown (16).

On motion of Representative Brown (16), the title of **HCS HBs 640 & 729** was agreed to.

Representative Brown (16) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 640 & 729, Page 3, Section 84.510, Line 57, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to maintain a competitive pay scale to aid in recruitment and retention of Kansas City police officers, the repeal and reenactment of sections 84.480 and 84.510 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 84.480 and 84.510 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brown (16), **House Amendment No. 1** was adopted.

On motion of Representative Brown (16), **HCS HBs 640 & 729, as amended**, was adopted.

On motion of Representative Brown (16), **HCS HBs 640 & 729, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 283**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 186**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Baker, Boggs, Chappell, Davis, Lovasco, Murphy, Riggs, Schwadron and Van Schoiack

Noes (4): Bangert, Nickson-Clark, Sauls and Strickler

Absent (1): Schulte

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 197**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Appelbaum, Clemens, Cook, Doll, Griffith, Kelley (127), Lewis (25), Peters, Stephens, Thomas and Wright

Noes (3): Amato, Davis and Schwadron

Absent (0)

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 90**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Smith (46), Sparks and Veit

Noes (0)

Absent (1): Sharpe (4)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 994**, **HB 52** and **HB 984**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Smith (46), Sparks and Veit

Noes (0)

Absent (1): Sharpe (4)

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 186 - Rules - Regulatory Oversight
HCS HBs 994, 52 & 984 - Rules - Regulatory Oversight

WITHDRAWAL OF HOUSE BILLS

February 14, 2023

Office of the Chief Clerk
201 West Capitol Ave, Room 310
Jefferson City, MO 65101

Chief Clerk,

I would formally like to request that **House Bill No. 940**, which I sponsored, be withdrawn from consideration at this time.

Sincerely,

/s/ Ingrid Burnett
State Representative
District 19

The following members' presence was noted: Bangert, Christofanelli, Evans, Haden, Hovis, Ingle, Proudie, Sharp (37), Smith (46), Steinhoff, Veit, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, February 15, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 467, HB 1022

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, February 15, 2023, 2:00 PM, House Hearing Room 1.
Public hearing will be held: HB 119, HB 420, HB 550
Time change.
CORRECTED

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 570, HB 725, HB 766

ECONOMIC DEVELOPMENT
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 133, HB 583

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 7.
Presentation by Kari Monsees, Deputy Commissioner of Financial and Administrative Services at the Department Elementary and Secondary Education, on the foundation formula.

EMERGING ISSUES
Wednesday, February 15, 2023, 2:00 PM, House Hearing Room 6.
Public hearing will be held: HB 953, HB 254, HB 354, HB 965, HB 957
Removed HB 249.
AMENDED

FINANCIAL INSTITUTIONS
Thursday, February 16, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 863

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 269
CANCELLED

HIGHER EDUCATION
Wednesday, February 15, 2023, 2:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 515, HB 76
Time change.
CORRECTED

INSURANCE POLICY
Wednesday, February 15, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 1019
Executive session will be held: HB 655
Added HB 1019.
AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES
Wednesday, February 15, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 10, HB 11
Executive session will be held: HB 10, HB 11
If you would like to be on the list to testify, please contact Rep. Black's office at (573) 751-1167.

TRANSPORTATION ACCOUNTABILITY
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 171, HB 519, HB 520, HB 778
Executive session will be held: HB 518, HB 882

TRANSPORTATION INFRASTRUCTURE
Wednesday, February 15, 2023, 11:00 AM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 894, HB 44, HB 67, HB 94, HB 207, HB 487, HB 528, HB 547, HB 746, HB 1021, HB 1035, HB 1055
Time change.
CORRECTED

UTILITIES
Wednesday, February 15, 2023, 11:00 AM or upon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 461, HB 349
Time change.
Removed HB 992, and added HB 461 and HB 349.
CORRECTED

WAYS AND MEANS
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 356, HB 512
Added HB 512.
AMENDED

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, February 15, 2023, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 316, HB 490, HB 657
CANCELLED

HOUSE CALENDAR

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 15, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 63

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 15
HB 20

HOUSE BILLS FOR SECOND READING

HB 1135 through HB 1158

HOUSE BILLS FOR PERFECTION

HCS HB 417 - Henderson
HB 730 - Brown (16)
HCS HBs 903, 465, 430 & 499 - Haffner
HCS#2 HB 713 - Reedy
HB 415 - O'Donnell
HCS HB 268 - Riley

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 15, 2023

The House met pursuant to adjournment.

Speaker Pro Tem Henderson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Let us hear the conclusion of the whole matter: Fear God, and keep his commandments: for this is the whole duty of man." (Ecclesiastes 12:13)

O Creator who has made us and gives us this morning as a gift, we bow in Your presence at the beginning of another day to offer You the devotion of our hearts. Grant each one of us resources of spiritual power that we may not be overcome by stress but rising above it to make each day a triumph. Make us such radiant personalities and so filled with good will that we may commend to the world the faith we profess.

We pray for our citizens that they may grow in a sense of co-responsibility that may challenge us to be good stewards of our state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Saej Bader, Madelyn Barbagallo, Emma Breier, Elizabeth Dalton, Grace Lowery, Halayna Loyd, Kirstyn Loyd, Maclayne McPeters, Grace Neels, Isabella Price, Avery Richardson, Ava Roth, Paige Siebert, Megan Wood, Margaret Wrigley, and Jase Berry.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

Representative Butz introduced **HCR 18**, which was read the first time and copies ordered printed.

HOUSE CONCURRENT RESOLUTION NO. 18

Relating to the national day of the cowboy.

WHEREAS, Missouri's pioneering men and women, known as cowboys, helped establish America's frontier; and

WHEREAS, the first large-scale effort to drive cattle from Texas to the nearest railhead for shipment to Chicago occurred in 1866, when many Texas ranchers banded together to drive their cattle to the closest point that railroad tracks reached, which at that time was Sedalia, Missouri, now known as the Trail's End in Sedalia, Missouri; and

WHEREAS, the Kansas City Stockyards were established in 1871 in the West Bottoms, west of downtown Kansas City, and flourished until closing in 1991. The stockyards were built around the facilities of the Central Overland California and Pike's Peak Express Company, which had outfitted travelers on the Santa Fe Trail and Oregon Trail following the Kansas River. The company went out of business in 1862 following the failure of its Pony Express business from St. Joseph, Missouri, to Sacramento, California; and

WHEREAS, the stockyards and Hereford breeders began the American Royal Livestock and Horse Show in October of 1899 as the National Hereford Show, the first nationwide show for the exposition and sale of purebred cattle. In 1907, the first American Royal Horse Show was added and now includes five different shows, known as the Quarter Horse Show, the Hunter-Jumper Horse Show, the Arabian Horse Show, the Youth Horse Show, and the Cutting Horse Show. The American Royal is an annual eight-week season of barbecue competitions, rodeos, livestock shows, equestrian events, and agricultural activities benefitting youth and education; and

WHEREAS, in 1926, the American Royal began inviting vocational agriculture students to judge the livestock shows. During the 1928 American Royal, 33 of the students meeting at the Baltimore Hotel in downtown Kansas City formed the Future Farmers of America. Now, the National FFA Organization has 850,823 members; and

WHEREAS, the cowboy archetype transcends gender, generations, ethnicity, geographic boundaries, and political affiliations; and

WHEREAS, the cowboy embodies honesty, integrity, courage, compassion, and determination; and

WHEREAS, the cowboy vaquero spirit exemplifies patriotism and strength of character and is an excellent steward of the land and its creatures; and

WHEREAS, the core values expressed within the Cowboy Code of Conduct continue to inspire the pursuit of the highest caliber of personal integrity; and

WHEREAS, cowboy and ranching traditions have been part of the American landscape and culture since 1523, and today's cowboys continue to strive to preserve and perpetuate this unique element of America's heritage; and

WHEREAS, membership and participation in the National Day of the Cowboy Organization and other organizations that encompass the livelihood of the cowboy continue to expand both nationally and internationally; and

WHEREAS, the cowboy and his horse are a central figure in literature, art, film, poetry, photography, and music; and

WHEREAS, the cowboy is a true American icon occupying a central place in the public's imagination:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the One Hundred Second General Assembly, First Regular Session, the Senate concurring therein, hereby designate the fourth Saturday in July each year as "National Day of the Cowboy" in Missouri; and

NOW THEREFORE BE IT RESOLVED that the General Assembly recommends to the citizens to observe the day with appropriate ceremonies and activities; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1159, introduced by Representative Boyd, relating to disbursements of funds by the state librarian.

HB 1160, introduced by Representative Schwadron, relating to alcoholic beverages, with penalty provisions.

HB 1161, introduced by Representative McMullen, relating to hospital price transparency laws, with penalty provisions.

HB 1162, introduced by Representative Haden, relating to a graduate medical education grant program.

HB 1163, introduced by Representative Peters, relating to written parental consent.

HB 1164, introduced by Representative Bland Manlove, relating to nuisance businesses.

HB 1165, introduced by Representative Hicks, relating to the uniform commercial code.

HB 1166, introduced by Representative Thomas, relating to the designation of a memorial highway.

HB 1167, introduced by Representative Billington, relating to employment security, with a delayed effective date.

HB 1168, introduced by Representative Chappell, relating to proceedings based on court-imposed sentences.

HB 1169, introduced by Representative Jones, relating to required disclosures for certain products.

HB 1170, introduced by Representative Hudson, relating to the appointing of certain persons in court proceedings.

HB 1171, introduced by Representative Deaton, relating to the state lottery, with penalty provisions.

HB 1172, introduced by Representative Nurrenbern, relating to school buses, with a penalty provision.

HB 1173, introduced by Representative Nurrenbern, relating to international baccalaureate examinations.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 63, relating to MO HealthNet.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 15, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2023.

HB 20, to appropriate money for the several departments and offices of state government; for the purchase of equipment; for planning expenses, for capital improvement projects, including but not limited to major additions and renovation of facility components, equipment or systems; for grants; and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2023, and ending June 30, 2024.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1135, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 1136, relating to exemptions from sales and use tax.

HB 1137, relating to incentives for timely remittance of taxes.

HB 1138, relating to contraceptives.

HB 1139, relating to time limitations for certain sexual offenses.

HB 1140, relating to excavations in hazardous waste sites.

HB 1141, relating to a sales tax exemption.

HB 1142, relating to the elimination of fines and fees in juvenile court, with a delayed effective date.

HB 1143, relating to gas corporations.

HB 1144, relating to local ballot proposals.

HB 1145, relating to home inspections.

HB 1146, relating to higher education.

HB 1147, relating to firefighters, with a penalty provision.

HB 1148, relating to health insurance coverage of maternity services.

HB 1149, relating to gaming.

HB 1150, relating to insurer services.

HB 1151, relating to child custody.

HB 1152, relating to public utility water connections.

HB 1153, relating to shipments of alcohol to residents.

HB 1154, relating to alternative therapies.

HB 1155, relating to arrest notifications.

HB 1156, relating to the use of body-worn cameras by law enforcement.

HB 1157, relating to the right to refuse to participate in certain medical treatments.

HB 1158, relating to the offense of resisting or interfering with arrest, detention, or stop, with penalty provisions.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 11 - Special Committee on Homeland Security

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 20 - Rural Community Development
HJR 23 - Emerging Issues

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 37 - Emerging Issues
HB 75 - Elementary and Secondary Education
HB 81 - Children and Families
HB 137 - Elementary and Secondary Education
HB 142 - Conservation and Natural Resources
HB 165 - Elementary and Secondary Education
HB 182 - Children and Families
HB 250 - Crime Prevention and Public Safety
HB 276 - General Laws
HB 326 - Special Committee on Urban Issues
HB 350 - Elementary and Secondary Education
HB 355 - Children and Families
HB 361 - Special Committee on Urban Issues
HB 393 - Professional Registration and Licensing
HB 403 - Rural Community Development
HB 405 - Judiciary
HB 407 - Professional Registration and Licensing
HB 424 - Transportation Infrastructure
HB 464 - Healthcare Reform
HB 471 - Government Efficiency and Downsizing
HB 482 - Elementary and Secondary Education
HB 511 - Special Committee on Tax Reform
HB 532 - Emerging Issues
HB 555 - Emerging Issues
HB 584 - Financial Institutions
HB 607 - Elementary and Secondary Education
HB 627 - Elementary and Secondary Education
HB 634 - Elementary and Secondary Education
HB 667 - Special Committee on Government Accountability
HB 711 - Transportation Infrastructure
HB 751 - Emerging Issues
HB 779 - Conservation and Natural Resources
HB 782 - Government Efficiency and Downsizing
HB 805 - Rural Community Development
HB 870 - Children and Families
HB 930 - Special Committee on Urban Issues
HB 935 - Insurance Policy
HB 968 - Financial Institutions
HB 995 - Government Efficiency and Downsizing
HB 1010 - Children and Families
HB 1040 - Health and Mental Health Policy
HB 1064 - Special Committee on Government Accountability

HB 1086 - Judiciary
HB 1091 - Health and Mental Health Policy
HB 1108 - Judiciary
HB 1117 - Special Committee on Tourism
HB 1118 - Government Efficiency and Downsizing
HB 1128 - Healthcare Reform
HB 1145 - Government Efficiency and Downsizing
HB 1151 - Children and Families

COMMITTEE REPORTS

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 7**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (1): Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 8**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (1): Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 77**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (1): Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 143**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (1): Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 163**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (1): Thompson

Committee on Insurance Policy, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 655**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Appelbaum, Atchison, Butz, Christofanelli, Dinkins, Gregory, Murphy, Parker, Reedy, Schnelting, Titus, Waller and West

Noes (0)

Absent (4): Coleman, Johnson (23), Mosley and Sauls

Committee on Pensions, Chairman Hovis reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 923**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Bromley, Brown (27), Clemens, Hovis, Marquart, Oehlerking, Owen, Reuter, Steinhoff and West

Noes (0)

Absent (0)

SUBCOMMITTEE REPORTS

Subcommittee on Appropriations - Agriculture, Conservation, Natural Resources, and Economic Development, Chairman Sharpe (4) reporting:

Mr. Speaker: Your Subcommittee on Appropriations - Agriculture, Conservation, Natural Resources, and Economic Development, to which was referred **HB 6**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (13): Boggs, Bosley, Brown (149), Burger, Burnett, Collins, Diehl, Farnan, Francis, Gregory, Pollitt, Sharpe (4) and Taylor (84)

Noes (0)

Absent (1): Thompson

House Committee Amendment No. 1

AMEND House Bill No. 6, Page 24, Section 6.325, Line 5, by inserting immediately thereafter the following:

"Section 6.326. To the Department of Natural Resources
For a grant program through county soil and water districts to create a match program of $7,500 per county, designated to buy or replace no-till drills
From Soil and Water Sales Tax Fund (0614)……..$75,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Mr. Speaker: Your Subcommittee on Appropriations - Agriculture, Conservation, Natural Resources, and Economic Development, to which was referred **HB 7**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (13): Boggs, Bosley, Brown (149), Burger, Burnett, Collins, Diehl, Farnan, Francis, Gregory, Pollitt, Sharpe (4) and Taylor (84)

Noes (0)

Absent (1): Thompson

House Committee Amendment No. 1

AMEND House Bill No. 7, Page 4, Section 7.050, Line 4, by deleting "700,000" and inserting "1,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SBs 4, 42 & 89** entitled:

An act to repeal sections 160.516, 160.522, 163.011, and 163.161, RSMo, and to enact in lieu thereof nine new sections relating to elementary and secondary education, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

The following members' presence was noted: Adams, Amato, Anderson, Appelbaum, Atchison, Baker, Banderman, Bangert, Baringer, Billington, Black, Bonacker, Bosley, Boyd, Bromley, Brown (149), Brown (87), Buchheit-Courtway, Burger, Burton, Busick, Butz, Byrnes, Chappell, Christ, Christofanelli, Clemens, Collins, Cook, Copeland, Davidson, Davis, Deaton, Diehl, Dinkins, Doll, Falkner, Farnan, Fogle, Fountain Henderson, Francis, Gragg, Gray, Gregory, Griffith, Haden, Haffner, Haley, Hardwick, Hausman, Hein, Henderson, Hicks, Hinman, Houx, Hovis, Hudson, Jones, Justus, Kalberloh, Keathley, Kelley (127), Kelly (141), Knight, Lavender, Lewis (6), Lovasco, Mackey, Mann, Marquart, Matthiesen, Mayhew,

McGaugh, McGirl, Murphy, Myers, Nickson-Clark, O'Donnell, Oehlerking, Owen, Parker, Patterson, Perkins, Peters, Phifer, Plank, Plocher, Pollitt, Pouche, Reedy, Reuter, Richey, Riggs, Roberts, Sassmann, Schnelting, Schulte, Schwadron, Seitz, Sharpe (4), Shields, Smith (163), Smith (46), Smith (155), Sparks, Steinhoff, Stephens, Stinnett, Taylor (84), Taylor (48), Terry, Thomas, Thompson, Titus, Toalson Reisch, Unsicker, Van Schoiack, Veit, Voss, Waller, Walsh Moore, West, Wilson, Windham, and Wright.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, February 16, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 467, HB 1022

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 570, HB 725, HB 766

FINANCIAL INSTITUTIONS
Thursday, February 16, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: HB 863

GENERAL LAWS
Thursday, February 16, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 419, HB 183

HEALTH AND MENTAL HEALTH POLICY
Tuesday, February 21, 2023, 10:00 AM, House Hearing Room 1.
Public hearing will be held: HB 117, HB 343

RULES - REGULATORY OVERSIGHT
Thursday, February 16, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HB 186, HCS HBs 994, 52 & 984
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Tuesday, February 21, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 736, HB 43, HCR 13
Executive session will be held: HB 200, HB 212, HB 436

TRANSPORTATION ACCOUNTABILITY
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 171, HB 519, HB 520, HB 778
Executive session will be held: HB 518, HB 882

WAYS AND MEANS
Thursday, February 16, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 356, HB 512
Added HB 512.
AMENDED

HOUSE CALENDAR

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 16, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 18

HOUSE BILLS FOR SECOND READING

HB 1159 through HB 1173

HOUSE BILLS FOR PERFECTION

HCS HB 417 - Henderson
HB 730 - Brown (16)
HCS HBs 903, 465, 430 & 499 - Haffner
HCS#2 HB 713 - Reedy
HB 415 - O'Donnell
HCS HB 268 - Riley

HOUSE BILLS FOR THIRD READING

HCS HB 184 - Murphy
HCS HBs 640 & 729, E.C. - Brown (16)

SENATE BILLS FOR SECOND READING

SS#2 SCS SBs 4, 42 & 89

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)

CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 16, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Give ear, O Lord, unto my prayer; and attend to the voice of my supplications." (Psalm 86:6)

Bless us this day our mighty God with a fresh realization of Your presence, and strengthen us to face our tasks with freedom's holy light. As we meet this morning in the People's House, guide our lives that they may be granted with your graces in the struggle to always choose what is good and right. Grant us wisdom; grant us courage that we do not fail You or our citizens.

Help us to keep our minds clear, our hearts clean, and our spirits confident. May we live so honestly and so hopefully that no political disputes may discourage us, no failure cause us to fear, and no falsehood make us liars to ourselves, to others, or to You in this land of the noble free.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Mason Kempker.

The Journal of the twenty-third day was approved as printed by the following vote:

AYES: 119

Allen	Amato	Anderson	Atchison	Aune
Baker	Banderman	Baringer	Billington	Black
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 87	Burger	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Clemens	Collins
Cook	Crossley	Davidson	Diehl	Dinkins
Doll	Falkner	Fogle	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hudson
Hurlbert	Ingle	Johnson 12	Jones	Justus
Kalberloh	Keathley	Kelley 127	Knight	Lavender
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	O'Donnell

Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Quade
Reedy	Reuter	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Shields	Smith 155	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Terry	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 000

PRESENT: 003

Adams	Fountain Henderson	Unsicker

ABSENT WITH LEAVE: 041

Aldridge	Appelbaum	Bangert	Barnes	Bland Manlove
Boggs	Bosley	Brown 27	Buchheit-Courtway	Burnett
Burton	Christofanelli	Coleman	Copeland	Cupps
Davis	Deaton	Ealy	Evans	Farnan
Hovis	Johnson 23	Kelly 141	Lewis 25	Mayhew
Morse	Nickson-Clark	Nurrenbern	Pouche	Proudie
Richey	Sauls	Sharpe 4	Smith 163	Smith 46
Taylor 84	Walsh Moore	Weber	Windham	Woods
Young				

VACANCIES: 000

The Journal of the twenty-fourth day was approved as printed.

HOUSE RESOLUTIONS

Representative Parker offered House Resolution No. 561.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1174, introduced by Representative Amato, relating to the line of duty compensation act.

HB 1175, introduced by Representative Christofanelli, relating to powers of the state auditor.

HB 1176, introduced by Representative Perkins, relating to the offenses of trafficking drugs, with penalty provisions.

HB 1177, introduced by Representative Fogle, relating to sexual offenses, with penalty provisions.

HB 1178, introduced by Representative Davis, relating to the acquisition of land by the United States government.

HB 1179, introduced by Representative Lewis (25), relating to a graduate medical education grant program.

HB 1180, introduced by Representative Allen, relating to trout parks in Missouri.

HB 1181, introduced by Representative Allen, relating to offenses involving the delivery of a controlled substance, with penalty provisions.

HB 1182, introduced by Representative Smith (163), relating to the legislative budget division.

HB 1183, introduced by Representative Hovis, relating to adult high schools.

HB 1184, introduced by Representative Hovis, relating to absentee ballots.

HB 1185, introduced by Representative Hovis, relating to retirement systems.

HB 1186, introduced by Representative Phifer, relating to health care services for certain low-income women, with an emergency clause.

HB 1187, introduced by Representative Seitz, relating to immunizations, with penalty provisions.

HB 1188, introduced by Representative Ealy, relating to fines for municipal violations, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 18, relating to the national day of the cowboy.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1159, relating to disbursements of funds by the state librarian.

HB 1160, relating to alcoholic beverages, with penalty provisions.

HB 1161, relating to hospital price transparency laws, with penalty provisions.

HB 1162, relating to a graduate medical education grant program.

HB 1163, relating to written parental consent.

HB 1164, relating to nuisance businesses.

HB 1165, relating to the uniform commercial code.

HB 1166, relating to the designation of a memorial highway.

HB 1167, relating to employment security, with a delayed effective date.

HB 1168, relating to proceedings based on court-imposed sentences.

HB 1169, relating to required disclosures for certain products.

HB 1170, relating to the appointing of certain persons in court proceedings.

HB 1171, relating to the state lottery, with penalty provisions.

HB 1172, relating to school buses, with a penalty provision.

HB 1173, relating to international baccalaureate examinations.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS#2 SCS SBs 4, 42 & 89, relating to elementary and secondary education, with penalty provisions.

THIRD READING OF HOUSE BILLS

HCS HB 184, relating to electric vehicle charging station requirements, was taken up by Representative Murphy.

On motion of Representative Murphy, **HCS HB 184** was read the third time and passed by the following vote:

AYES: 105

Allen	Amato	Anderson	Atchison	Baker
Banderman	Billington	Black	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Cook
Copeland	Crossley	Davidson	Davis	Deaton
Diehl	Dinkins	Falkner	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz

Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 036

Adams	Appelbaum	Aune	Bangert	Baringer
Bosley	Brown 87	Burton	Butz	Clemens
Collins	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Lavender	Mackey
Mann	Merideth	Mosley	Phifer	Plank
Quade	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham				

PRESENT: 000

ABSENT WITH LEAVE: 022

Aldridge	Barnes	Bland Manlove	Boggs	Brown 27
Buchheit-Courtway	Burnett	Byrnes	Coleman	Cupps
Ealy	Evans	Farnan	Johnson 23	Lewis 25
Morse	Nickson-Clark	Nurrenbern	Pouche	Sharpe 4
Woods	Young			

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 295 - Crime Prevention and Public Safety
HB 447 - General Laws
HB 1065 - Utilities
HB 1162 - Healthcare Reform
HB 1165 - General Laws

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 863**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Billington, Dinkins, Francis, O'Donnell, Oehlerking, Owen, Sander and Titus

Noes (4): Adams, Butz, Clemens and Mosley

Absent (2): McGirl and Thompson

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 183**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Baker, Copeland, Hicks, Justus, Matthiesen, McMullen, Myers, Reuter and Riley

Noes (5): Crossley, Ingle, Lovasco, Merideth and Weber

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 419**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Baker, Copeland, Hicks, Justus, Matthiesen, McMullen, Myers and Riley

Noes (5): Crossley, Ingle, Merideth, Reuter and Weber

Present (1): Lovasco

Absent (0)

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 154**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Boggs, Buchheit-Courtway, Fogle, Gragg, Haden, Keathley, Lewis (25), Nickson-Clark, Pouche, Seitz, Stinnett, Thomas and Toalson Reisch

Noes (0)

Absent (1): Unsicker

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 575** and **HB 910**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Boggs, Buchheit-Courtway, Fogle, Gragg, Haden, Keathley, Lewis (25), Nickson-Clark, Pouche, Seitz, Stinnett, Thomas, Toalson Reisch and Unsicker

Noes (0)

Absent (0)

Committee on Transportation Accountability, Chairman Mayhew reporting:

Mr. Speaker: Your Committee on Transportation Accountability, to which was referred **HJR 37**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Bromley, Busick, Hurlbert, Johnson (23), Kalberloh, Mayhew, Pouche, Taylor (48), Voss and Waller

Noes (2): Adams and Veit

Present (1): Burton

Absent (1): Butz

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 186**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Gregory, Haffner, O'Donnell, Riley and Roberts

Noes (2): Ingle and Proudie

Absent (3): Aldridge, Cupps and Evans

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 994, 52 & 984**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (3): Aldridge, Cupps and Evans

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 197 - Rules - Legislative Oversight
HCS HB 655 - Rules - Legislative Oversight

The following member's presence was noted: Ealy.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 4:00 p.m., Tuesday, February 21, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, February 21, 2023, 10:00 AM, House Hearing Room 6.
Public hearing will be held: HB 870, HB 1010, HB 81, HB 1058
Executive session will be held: HB 715

ECONOMIC DEVELOPMENT
Wednesday, February 22, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 1038
Executive session will be held: HB 133, HB 583

ELECTIONS AND ELECTED OFFICIALS
Tuesday, February 21, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 783
Executive session will be held: HB 703

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, February 22, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 558, HB 497, HB 49
Executive session will be held: HB 827, HB 809

FINANCIAL INSTITUTIONS
Tuesday, February 21, 2023, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 584
Executive session will be held: HB 521

GENERAL LAWS
Tuesday, February 21, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 447, HB 470, HB 1029

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 22, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 269
Executive session will be held: HB 580

HEALTH AND MENTAL HEALTH POLICY
Tuesday, February 21, 2023, 10:00 AM, House Hearing Room 1.
Public hearing will be held: HB 117, HB 343, HB 1040, HB 1091
Added HB 1040 and HB 1091.
AMENDED

HEALTHCARE REFORM
Tuesday, February 21, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 342, HB 1162
Executive session will be held: HB 970, HB 971

HIGHER EDUCATION
Wednesday, February 22, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 136

JUDICIARY
Wednesday, February 22, 2023, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 669, HB 83, HB 453, HB 750

LOCAL GOVERNMENT
Tuesday, February 21, 2023, 10:00 AM, House Hearing Room 7.
Public hearing will be held: HB 978, HB 180, HB 181, HB 551, HB 604, HB 676
Executive session will be held: HB 909, HB 587

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, February 21, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 285, HB 407

RULES - LEGISLATIVE OVERSIGHT
Tuesday, February 21, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HB 655
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON ELECTION CONTESTS
Wednesday, February 22, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Presentation by the Missouri Secretary of State's office.

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, February 21, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 536, HJR 35, HJR 44

SPECIAL COMMITTEE ON TOURISM
Tuesday, February 21, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 736, HB 43, HCR 13
Executive session will be held: HB 200, HB 212, HB 436

SPECIAL COMMITTEE ON URBAN ISSUES
Tuesday, February 21, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 930, HB 326, HB 361

TRANSPORTATION INFRASTRUCTURE
Wednesday, February 22, 2023, 12:00 PM or upon morning recess (whichever is later),
Joint Hearing Room (117).
Public hearing will be held: HB 746
Executive session will be held: HB 44, HB 67, HB 94, HB 487, HB 528, HB 547, HB 1021, HB 1055

UTILITIES
Wednesday, February 22, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 225

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, February 22, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Executive session will be held: HB 316, HB 490, HB 657

HOUSE CALENDAR

TWENTY-SIXTH DAY, TUESDAY, FEBRUARY 21, 2023

HOUSE BILLS FOR SECOND READING

HB 1174 through HB 1188

HOUSE BILLS FOR PERFECTION

HCS HB 417 - Henderson
HB 730 - Brown (16)
HCS HBs 903, 465, 430 & 499 - Haffner
HCS#2 HB 713 - Reedy
HB 415 - O'Donnell
HCS HB 268 - Riley
HCS HB 186 - Murphy
HCS HBs 994, 52 & 984 - Parker

HOUSE BILLS FOR THIRD READING

HCS HBs 640 & 729, E.C. - Brown (16)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)

CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTY-SIXTH DAY, TUESDAY, FEBRUARY 21, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"They that wait upon the Lord shall renew their strength; they shall walk and not faint." (Isaiah 40:31)

Eternal God of us all, as we live through the hours of this day may we be humble in spirit, helpful in attitude, faithful in service, and fruitful in all good legislation.

Deliver us from worries that wear us out, from resentments that tear us down, and from frustrations that weaken our morale. Help us to realize that though life may have for us many difficulties and some disagreements, we must not allow difficulties to become too discouraging, nor permit disagreements to make us too disagreeable, and certainly never allow them to weaken our faith or lower our ideals.

Grant wisdom and courage to our Representatives and those who work diligently with them as they set themselves to solve the problems that confront our show me state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-fifth day was approved as printed.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 17, introduced by Representative Smith (163), to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2023, and ending June 30, 2024.

HB 18, introduced by Representative Smith (163), to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

HB 19, introduced by Representative Smith (163), to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1189, introduced by Representative Griffith, relating to the authority to confer degrees at public institutions of higher education.

HB 1190, introduced by Representative Bosley, relating to doula services.

HB 1191, introduced by Representative Bosley, relating to health insurance coverage for childbirth education.

HB 1192, introduced by Representative Bosley, relating to maternal care.

HB 1193, introduced by Representative Hudson, relating to alternative county highway commissions.

HB 1194, introduced by Representative Matthiesen, relating to delinquent personal property taxes.

HB 1195, introduced by Representative Bosley, relating to employment security benefits.

HB 1196, introduced by Representative Richey, relating to prohibiting ideological discrimination in postsecondary education.

HB 1197, introduced by Representative Pouche, relating to tax credits.

HB 1198, introduced by Representative Black, relating to assessments against public utilities.

HB 1199, introduced by Representative Lonsdale, relating to property tax assessments.

HB 1200, introduced by Representative Lonsdale, relating to transportation funding.

HB 1201, introduced by Representative Bosley, relating to voters who are visually impaired.

HB 1202, introduced by Representative Lonsdale, relating to elections for tax increases.

HB 1203, introduced by Representative Lonsdale, relating to local elections, with a delayed effective date.

HB 1204, introduced by Representative Evans, relating to guardianships and conservatorships.

HB 1205, introduced by Representative Toalson Reisch, relating to charter schools.

HB 1206, introduced by Representative Lonsdale, relating to an income tax deduction for certain retirement benefits.

HB 1207, introduced by Representative Cook, relating to the construction of earthen basins.

HB 1208, introduced by Representative Casteel, relating to emergency services.

HB 1209, introduced by Representative Shields, relating to controlled substance prescriptions by physician assistants.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1174, relating to the line of duty compensation act.

HB 1175, relating to powers of the state auditor.

HB 1176, relating to the offenses of trafficking drugs, with penalty provisions.

HB 1177, relating to sexual offenses, with penalty provisions.

HB 1178, relating to the acquisition of land by the United States government.

HB 1179, relating to a graduate medical education grant program.

HB 1180, relating to trout parks in Missouri.

HB 1181, relating to offenses involving the delivery of a controlled substance, with penalty provisions.

HB 1182, relating to the legislative budget division.

HB 1183, relating to adult high schools.

HB 1184, relating to absentee ballots.

HB 1185, relating to retirement systems.

HB 1186, relating to health care services for certain low-income women, with an emergency clause.

HB 1187, relating to immunizations, with penalty provisions.

HB 1188, relating to fines for municipal violations, with penalty provisions.

THIRD READING OF HOUSE BILLS

HCS HBs 640 & 729, relating to the Kansas City police department, was taken up by Representative Brown (16).

On motion of Representative Brown (16), **HCS HBs 640 & 729** was read the third time and passed by the following vote:

AYES: 151

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 003

Bland Manlove	Bosley	Proudie

PRESENT: 003

Collins	Terry	Windham

ABSENT WITH LEAVE: 006

Atchison	Ealy	Morse	Sauls	Voss
Waller				

VACANCIES: 000

Speaker Plocher declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 137

Allen	Amato	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Doll	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 015

Adams	Aldridge	Anderson	Bland Manlove	Bosley
Chappell	Collins	Davis	Gray	Lovasco
Merideth	Mosley	Proudie	Terry	Windham

PRESENT: 005

Appelbaum	Brown 87	Johnson 23	Nickson-Clark	Quade

ABSENT WITH LEAVE: 006

Atchison	Ealy	Morse	Sauls	Voss
Waller				

VACANCIES: 000

PERFECTION OF HOUSE BILLS

HCS HB 417, relating to grants to employers to encourage employees to obtain upskill credentials, was taken up by Representative Henderson.

On motion of Representative Henderson, the title of **HCS HB 417** was agreed to.

On motion of Representative Henderson, **HCS HB 417** was adopted.

On motion of Representative Henderson, **HCS HB 417** was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 715**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Hausman, Johnson (12), Jones, Kelly (141), Lewis (6), McGaugh and Unsicker

Noes (0)

Absent (3): Gragg, Kelley (127) and Terry

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 10**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (1): Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 402**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (1): Thompson

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 655**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl and Owen

Noes (0)

Absent (3): Bosley, Schnelting and Unsicker

SUBCOMMITTEE REPORTS

Subcommittee on Appropriations - Health, Mental Health, and Social Services, Chairman Black reporting:

Mr. Speaker: Your Subcommittee on Appropriations - Health, Mental Health, and Social Services, to which was referred **HB 10**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, **House Committee Amendment No. 2**, and **House Committee Amendment No. 3**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (13): Black, Fogle, Haden, Kelly (141), Lavender, O'Donnell, Peters, Richey, Riggs, Stephens, Stinnett, Unsicker and Voss

Noes (0)

Absent (1): Crossley

House Committee Amendment No. 1

AMEND House Bill No. 10, Page 7, Section 10.110, Line 19, by deleting "14,365,428" and inserting "12,260,195"; and

Further amend said bill, Page 10, Section 10.115, Line 8, by deleting "29,375,925" and inserting "28,703,668"; and

Further amend said bill, said page, said section, Line 17, by deleting "176,483,388" and inserting "174,060,878"; and

Further amend said bill, Page 29, Section 10.600, Line 25, by deleting "1,278,973" and inserting "1,063,973"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 2

AMEND House Bill No. 10, Page 8, Section 10.110, Line 48, by deleting "4,402,527" and inserting "5,902,527"; and

Further amend said bill, Page 9, said section, Line 79, by deleting "39,760,492" and inserting "43,460,492"; and

Further amend said bill, Page 29, Section 10.600, Line 26, by inserting immediately thereafter the following:

"Section 10.601. To the Department of Health and Senior Services
For the Office of the Director
For Recovery Support Services with the Access to Recovery Program in coordination with the Department of Mental Health
From Health Reinvestment Fund.…….$215,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 3

AMEND House Bill No. 10, Page 29, Section 10.555, Line 3, by deleting said line through and including Line 6 and inserting the following:

"To be distributed to programs promoting basic scientific research, clinic patient research, and patient care for tuberous sclerosis complex"; and

Further amend said bill, said page, said section, Line 7, by deleting "250,000" and inserting "350,000"; and

Further amend said bill, Page 30, Section 10.605, Line 6, by deleting "59,460" and inserting "100,711"; and

Further amend said bill, Page 33, Section 10.700, Line 14, by deleting "7,207,418" and inserting "7,505,436"; and

Further amend said bill, said page, said section, Line 15, by deleting "70,900" and inserting "129,836"; and

Further amend said bill, Page 35, Section 10.710, Line 17, by deleting "in the eastern half of the state"; and

Further amend said bill, said page, said section, Line 18, by deleting "50,000" and inserting "250,000"; and

Further amend said bill, Page 38, Section 10.735, Line 9, by inserting immediately thereafter the following:

"Section 10.737. To the Department of Health and Senior Services
For the Division of Community and Public Health
For a foundation located in a city with more than one hundred sixty thousand but fewer than two hundred thousand inhabitants to provide doula services, further provided that the Department of Health and Senior Services shall study the feasibility of and provide recommendations to the General Assembly on the establishment of a statewide program for the provision of doula services
From General Revenue Fund.……$225,000

Section 10.738. To the Department of Health and Senior Services
For the Division of Community and Public Health
For the Cora Faith Walker Doula Training Grant Program
From General Revenue Fund.……$500,000

Section 10.739. To the Department of Health and Senior Services
For the Division of Community and Public Health
For free health clinics located in a city with more than four hundred thousand inhabitants and located in more than one county that provide prenatal care, for the purpose of providing such care
From General Revenue Fund.…….$250,000"; and

Further amend said bill, Page 50, Section 10.900, Line 24, by deleting "318,785" and inserting "410,827"; and

Further amend said bill, said page, said section, Line 25, by deleting "285,019" and inserting "356,713"; and

Further amend said bill, said page, said section, Line 43, by inserting immediately thereafter the following:

"Section 10.901. To the Department of Health and Senior Services
For the Division of Regulation and Licensure
For the Quality Improvement Program for Missouri (QIPMO) to provide technical assistance to nursing homes
From General Revenue Fund……..$325,000
From Nursing Facility Reimbursement Allowance Fund.……1,134,926"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Mr. Speaker: Your Subcommittee on Appropriations - Health, Mental Health, and Social Services, to which was referred **HB 11**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, **House Committee Amendment No. 2**, **House Committee Amendment No. 3**, **House Committee Amendment No. 9**, **House Committee Amendment No. 10**, **House Committee Amendment No. 11**, **House Committee Amendment No. 12**, **House Committee Amendment No. 15**, **House Committee Amendment No. 18**, **House Committee Amendment No. 21**, **House Committee Amendment No. 22**, **House Committee Amendment No. 23**, and **House Committee Amendment No. 24**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (13): Black, Fogle, Haden, Kelly (141), Lavender, O'Donnell, Peters, Richey, Riggs, Stephens, Stinnett, Unsicker and Voss

Noes (0)

Absent (1): Crossley

House Committee Amendment No. 1

AMEND House Bill No. 11, Page 15, Section 11.160, Line 7, by deleting "20,000,000" and inserting "17,000,000"; and

Further amend said bill, Page 45, Section 11.745, Line 19, by deleting "118,014,483" and inserting "115,314,483"; and

Further amend said bill, Page 47, Section 11.760, Line 24, by deleting "569,110,658" and inserting "565,750,808"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 2

AMEND House Bill No. 11, Page 6, Section 11.070, Line 4, by deleting "2,041,827" and inserting "2,144,583"; and

Further amend said bill, said page, said section, Line 5, by deleting "99,200" and inserting "133,643"; and

Further amend said bill, Page 20, Section 11.220, Line 6, by inserting immediately thereafter the following:

"From General Revenue Fund……5,000,000"; and

Further amend said bill, Page 20, Section 11.225, Line 7, by inserting immediately thereafter the following:

"From Temporary Assistance for Needy Family Federal Fund…….3,000,000"; and

Further amend said bill, Page 23, Section 11.305, Line 5, by deleting "49,080,366" and inserting "49,202,562"; and

Further amend said bill, said page, said section, Line 6, by deleting "4,439,939" and inserting "4,490,394"; and

Further amend said bill, Page 24, said section, Line 8, by deleting "41,043,293" and inserting "41,115,059"; and

Further amend said bill, said page, said section, Line 9, by deleting "3,721,440" and inserting "3,751,068"; and

Further amend said bill, Page 51, Section 11.785, Line 10, by deleting said line and inserting the following:

"For women and minority health care outreach programs, provided that any grant awards disbursed from this appropriation shall be matched by the recipient on a 50/50 basis, and further provided three"; and

Further amend said bill, said page, said section, Line 14, by deleting "529,796" and inserting "1,279,796"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 3

AMEND House Bill No. 11, Page 47, Section 11.760, Line 24, by deleting "569,110,658" and inserting "566,948,717"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 9

AMEND House Bill No. 11, Page 14, Section 11.155, Line 40, by deleting said line through and including Line 45; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 10

AMEND House Bill No. 11, Page 15, Section 11.155, Line 61, by inserting immediately thereafter the following:

"For an organization located in a city with more than thirty-six thousand five hundred but fewer than forty thousand inhabitants that provides cost-free education, training and apprenticeships for computer programming
From Temporary Assistance for Needy Families Federal Fund ……..450,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 11

AMEND House Bill No. 11, Page 15, Section 11.160, Line 7, by deleting "20,000,000" and inserting "19,200,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 12

AMEND House Bill No. 11, Page 32, Section 11.380, Line 101, by inserting immediately thereafter the following:

"For a Family Resource Center located in a county with more than
seventeen thousand six hundred but fewer than nineteen thousand
inhabitants and with a county seat with more than three hundred but
fewer than one thousand inhabitants
From Temporary Assistance for Needy Families Federal Fund…….300,000

For a Family Resource Center located in any city with more than thirty-six
thousand five hundred but fewer than forty thousand inhabitants
From Temporary Assistance for Needy Families Federal Fund…….500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 15

AMEND House Bill No. 11, Page 20, Section 11.215, Line 11, by deleting said line through and including Line 13; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 18

AMEND House Bill No. 11, Page 23, Section 11.300, Line 5, by deleting "1,757,225" and inserting "1,720,850"; and

Further amend said bill, said page, said section, Line 8, by deleting "1,038,395" and inserting "1,017,032"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 21

AMEND House Bill No. 11, Page 33, Section 11.390, Line 5, by deleting said line through and including Line 7; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 22

AMEND House Bill No. 11, Page 33, Section 11.390, Line 7, by inserting immediately thereafter the following:

"For the Boone County Child Assessment Center
From General Revenue Fund…… $163,238
From Federal Funds.…….58,054
From Health Initiatives Fund…… 36,360

For the Buchanan County Child Assessment Center
From General Revenue Fund……... 250,121
From Federal Funds.…….88,953
From Health Initiatives Fund…… 55,712

For the Camden County Child Assessment Center
From General Revenue Fund……...…….....… 103,459
From Federal Funds.……...……..... 36,794
From Health Initiatives Fund…… 23,045

For the Clay-Platte County Child Assessment Center
From General Revenue Fund……...…….....… 118,807
From Federal Funds.……...……..….42,252
From Health Initiatives Fund…… 26,463

For the Greene County Child Assessment Center
From General Revenue Fund……...…….....… 116,070
From Federal Funds.……...……..... 41,279
From Health Initiatives Fund…… 25,853

For the Jackson County Child Assessment Center
From General Revenue Fund……...…….....… 176,908
From Federal Funds.……...……..... 62,915
From Health Initiatives Fund…… 39,405

For the Jefferson County Child Assessment Center
From General Revenue Fund……...…….....… 188,105
From Federal Funds.……...……..….66,898
From Health Initiatives Fund…… 41,899

For the Joplin Child Assessment Center
From General Revenue Fund……...…….....… 187,420
From Federal Funds.……...……..….66,654
From Health Initiatives Fund…… 41,746

For the Lake Area Child Assessment Center
From General Revenue Fund……...…….....… 27,689
From Federal Funds.……...……..…9,847
From Health Initiatives Fund……...… 6,167

For the North Central Missouri Child Assessment Center
From General Revenue Fund……...…….....… 109,596
From Federal Funds.……...……..….38,977
From Health Initiatives Fund…… 24,411

For the Ozark Foothills Child Assessment Center
From General Revenue Fund……...…….....……75,922
From Federal Funds.……...…….27,001
From Health Initiatives Fund……...…16,911

For the Pettis County Child Assessment Center
From General Revenue Fund……...…….....… 126,492
From Federal Funds.……...……..….44,985
From Health Initiatives Fund…… 28,175

For the Southeast Missouri Child Assessment Center
From General Revenue Fund……...…….....… 127,386
From Federal Funds.……...……..….45,304
From Health Initiatives Fund…… 28,374

For the St. Charles County Child Assessment Center
From General Revenue Fund……...……...… 234,622
From Federal Funds.…….……..……. 83,439
From Health Initiatives Fund……..…52,259

For the St. Louis City Child Assessment Center
From General Revenue Fund……...……...… 121,918
From Federal Funds.…….……..…43,359
From Health Initiatives Fund…… 27,156

For the St. Louis County Child Assessment Center
From General Revenue Fund……...……...… 121,722
From Federal Funds.…….……..…43,289
From Health Initiatives Fund…… 27,112"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 23

AMEND House Bill No. 11, Page 45, Section 11.745, Line 19, by deleting "118,014,483" and inserting "115,714,483"; and

Further amend said bill, said page, said section, Line 20, by deleting "182,681,375" and inserting "178,215,674"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Committee Amendment No. 24

AMEND House Bill No. 11, Page 38, Section 11.610, Line 8, by inserting immediately thereafter the following:

"Section 11.612. To the Department of Social Services
For the MO HealthNet Division
For medical residency program grants for specialty areas of psychiatry, pediatrics, internal medicine, family practice, and obstetrics and gynecology and for associated costs to support the residency training programs, including but not limited to, costs of teaching physician salaries; provided that such grants shall not exceed $100,000 annually per new residency slot; and further provided that grants be made available to any provider and setting accredited by the Accreditation Council for Graduate Medical Education (ACGME)
From General Revenue Fund ……$2,300,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

REFERRAL OF HOUSE JOINT RESOLUTIONS - RULES

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 37 - Rules - Regulatory Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 154 - Rules - Administrative Oversight
HCS HB 183 - Rules - Legislative Oversight
HCS HB 419 - Rules - Legislative Oversight
HCS HBs 575 & 910 - Rules - Administrative Oversight
HCS HB 715 - Rules - Regulatory Oversight
HCS HB 863 - Rules - Legislative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 3**.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 6** entitled:

Relating to SCN2A awareness day.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 7** entitled:

Relating to the America 250 Missouri Commission.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 8**.

In which the concurrence of the House is respectfully requested.

Read the first time.

WITHDRAWAL OF HOUSE BILLS

February 21, 2023

Dana Rademan Miller, Chief Clerk
MO House of Representatives
201 West Capitol Avenue
Room 310
Jefferson City, MO 65101

Dear Chief Clerk Rademan Miller:

I am requesting that **House Bill No. 704** be withdrawn.

House Bill No. 704 modifies provisions for collecting signatures on initiative petitions.

Thank you in advance for your consideration regarding this matter. If you would like to discuss this with me, please call 751-2381. You can also drop by my office, 201-CA, at your convenience.

Sincerely,

/s/ Bishop Davidson
State Representative
District 130

The following member's presence was noted: Voss.

ADJOURNMENT

On motion of Representative Burger, the House adjourned until 10:00 a.m., Wednesday, February 22, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, February 23, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 88, HB 576, HB 1023
Executive session will be held: HB 467, HB 1022

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, February 22, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 802, HB 807, HB 886

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, February 23, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: HB 53, HB 213, HB 216, HB 306, HB 359, HB 702

ECONOMIC DEVELOPMENT
Wednesday, February 22, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 1038
Executive session will be held: HB 133, HB 583

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, February 22, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 558, HB 497, HB 49
Executive session will be held: HB 827, HB 809

EMERGING ISSUES
Wednesday, February 22, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 286, HB 336, HB 205, HB 262, HB 445, HB 700
Executive session will be held: HB 556

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, February 22, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 269
Executive session will be held: HB 580

HIGHER EDUCATION
Wednesday, February 22, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 136

JUDICIARY
Wednesday, February 22, 2023, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 669, HB 83, HB 453, HB 750, HB 493
Added HB 493.
AMENDED

SPECIAL COMMITTEE ON ELECTION CONTESTS
Wednesday, February 22, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Presentation by the Missouri Secretary of State's Office.

TRANSPORTATION ACCOUNTABILITY
Wednesday, February 22, 2023, 12:30 PM or upon adjournment of the Transportation Infrastructure Committee, Joint Hearing Room (117).
The Department of Highway and Transportation will be giving an informational presentation on their revenue and projects to the Transportation Infrastructure and the Transportation Accountability Committees.

TRANSPORTATION INFRASTRUCTURE
Wednesday, February 22, 2023, 12:00 PM or upon morning recess (whichever is later), Joint Hearing Room (117).
Public hearing will be held: HB 746
Executive session will be held: HB 44, HB 67, HB 94, HB 487, HB 528, HB 547, HB 1021, HB 1055

TRANSPORTATION INFRASTRUCTURE
Wednesday, February 22, 2023, 12:30 PM or upon adjournment of the Transportation Infrastructure Committee, Joint Hearing Room (117).
The Department of Highway and Transportation will be giving an informational presentation on their revenue and projects to the Transportation Infrastructure and the Transportation Accountability Committees.

UTILITIES
Wednesday, February 22, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 225

WAYS AND MEANS
Thursday, February 23, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1078
Executive session will be held: HB 356, HB 512

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, February 22, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Executive session will be held: HB 490
Informational meeting regarding the Missouri One Start program.
Removed HB 316 and HB 657.
AMENDED

HOUSE CALENDAR

TWENTY-SEVENTH DAY, WEDNESDAY, FEBRUARY 22, 2023

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 17 through HB 19

HOUSE BILLS FOR SECOND READING

HB 1189 through HB 1209

HOUSE BILLS FOR PERFECTION

HB 730 - Brown (16)
HCS HBs 903, 465, 430 & 499 - Haffner
HCS#2 HB 713 - Reedy
HB 415 - O'Donnell
HCS HB 268 - Riley
HCS HB 186 - Murphy
HCS HBs 994, 52 & 984 - Parker
HCS HB 253 - Pollitt

HOUSE BILLS FOR PERFECTION - CONSENT

(02/22/2023)

HB 402 - Henderson

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 3
SCR 6
SCR 7
SCR 8

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, WEDNESDAY, FEBRUARY 22, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Be not deceived; God is not mocked: for whatsoever a man soweth, that shall he also reap." (Galatians 6:7)

Our Heavenly Creator, grant to us once again the assurance of Your sustaining presence as we bow in this House chamber in prayer on this Ash Wednesday. Inspire us with a firmer trust in You and with a sympathetic outreach toward all the citizens of Missouri, especially the poor and elderly.

Give to each one of us the realization that Your power is at work in this building moving in the direction of justice, peace, and love among all here and in the hearts of all people. You are always with us – help us to always be with You.

Bless our state with Your favor and as a representative of our citizens, make us mindful of Your presence and ever eager to do Your will until our last breath.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-sixth day was approved as printed by the following vote:

AYES: 137

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Boggs	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Mosley	Murphy	Myers	Nickson-Clark

Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pouche
Quade	Reedy	Reuter	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Walsh Moore	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 003

Aldridge	Merideth	Unsicker

ABSENT WITH LEAVE: 023

Bangert	Bland Manlove	Bonacker	Bosley	Burton
Cupps	Doll	Kelly 141	Lavender	Marquart
Morse	Phifer	Pollitt	Proudie	Richey
Schnelting	Sharp 37	Veit	Voss	Waller
Weber	West	Windham		

VACANCIES: 000

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 64, introduced by Representative Hovis, relating to the administration of justice.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1210, introduced by Representative O'Donnell, relating to tax credits.

HB 1211, introduced by Representative Ealy, relating to calculations for state aid to public schools.

HB 1212, introduced by Representative Ealy, relating to election offenses, with penalty provisions.

HB 1213, introduced by Representative Ealy, relating to allergies in child care facilities.

HB 1214, introduced by Representative Hinman, relating to the deadline for filing declarations of candidacy.

HB 1215, introduced by Representative Mayhew, relating to real property placed in a trust.

HB 1216, introduced by Representative Mayhew, relating to loans obtained with a quit claim deed.

HB 1217, introduced by Representative Fogle, relating to compulsory school attendance.

HB 1218, introduced by Representative Weber, relating to birthing centers.

HB 1219, introduced by Representative Schnelting, relating to the offense of abuse of an elderly person, a person with a disability, or a vulnerable person, with penalty provisions.

HB 1220, introduced by Representative Shields, relating to a higher education basic needs coordinator pilot program.

HB 1221, introduced by Representative Plank, relating to public advertisements.

HB 1222, introduced by Representative Wilson, relating to credit unions.

HB 1223, introduced by Representative Lovasco, relating to knuckles, with penalty provisions.

HB 1224, introduced by Representative Lovasco, relating to strategic lawsuits against public participation.

HB 1225, introduced by Representative Lovasco, relating to the biometric information privacy act.

HB 1226, introduced by Representative Proudie, relating to the task force on juvenile justice and education.

HB 1227, introduced by Representative Cook, relating to proceedings based on court-imposed sentences.

HB 1228, introduced by Representative Evans, relating to canine search and rescue teams, with penalty provisions.

HB 1229, introduced by Representative Owen, relating to private trust companies.

HB 1230, introduced by Representative Lonsdale, relating to the purchasing of single-family residences.

HB 1231, introduced by Representative Appelbaum, relating to property disclosures, with a penalty provision.

HB 1232, introduced by Representative Unsicker, relating to the attorney general.

HB 1233, introduced by Representative Fountain Henderson, relating to rental protections for veterans.

HB 1234, introduced by Representative Johnson (12), relating to health advocates.

HB 1235, introduced by Representative Fountain Henderson, relating to failing to supervise a child, with a penalty provision.

HB 1236, introduced by Representative Young, relating to offenders in the custody of the department of corrections, with a penalty provision.

HB 1237, introduced by Representative Fountain Henderson, relating to speed humps.

HB 1238, introduced by Representative Hudson, relating to disbursements of funds by the state librarian.

HB 1239, introduced by Representative Peters, relating to the establishment of hospitals.

HB 1240, introduced by Representative Peters, relating to the investment of moneys by county hospitals.

HB 1241, introduced by Representative Lewis (25), relating to income tax refunds.

HB 1242, introduced by Representative McGaugh, relating to flood resiliency.

HB 1243, introduced by Representative Coleman, relating to insurance, with a delayed effective date.

HB 1244, introduced by Representative Toalson Reisch, relating to the prevailing wage on public works, with penalty provisions.

HB 1245, introduced by Representative Stinnett, relating to distributors of hypodermic needles.

HB 1246, introduced by Representative Richey, relating to the assessment of solar property.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 17, to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2023, and ending June 30, 2024.

HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

HB 19, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1189, relating to the authority to confer degrees at public institutions of higher education.

HB 1190, relating to doula services.

HB 1191, relating to health insurance coverage for childbirth education.

HB 1192, relating to maternal care.

HB 1193, relating to alternative county highway commissions.

HB 1194, relating to delinquent personal property taxes.

HB 1195, relating to employment security benefits.

HB 1196, relating to prohibiting ideological discrimination in postsecondary education.

HB 1197, relating to tax credits.

HB 1198, relating to assessments against public utilities.

HB 1199, relating to property tax assessments.

HB 1200, relating to transportation funding.

HB 1201, relating to voters who are visually impaired.

HB 1202, relating to elections for tax increases.

HB 1203, relating to local elections, with a delayed effective date.

HB 1204, relating to guardianships and conservatorships.

HB 1205, relating to charter schools.

HB 1206, relating to an income tax deduction for certain retirement benefits.

HB 1207, relating to the construction of earthen basins.

HB 1208, relating to emergency services.

HB 1209, relating to controlled substance prescriptions by physician assistants.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 3, relating to motorcycle profiling.

SCR 6, relating to SCN2A awareness day.

SCR 7, relating to the America 250 Missouri Commission.

SCR 8, relating to the designation of Campbell, Missouri, as the Peach Capital of Missouri.

PERFECTION OF HOUSE BILLS

HB 730, **HCS HBs 903, 465, 430 & 499**, **HCS#2 HB 713**, **HB 415** and **HCS HB 268** were placed on the Informal Calendar.

Representative Murphy moved that **HCS HB 186** be committed to the Committee on Legislative Review.

Which motion was adopted.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 415, relating to the processing of motor vehicle sales tax by licensed motor vehicle dealers, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, the title of **HB 415** was agreed to.

Representative O'Donnell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 415, Page 6, Section 144.070, Line 88, by deleting the word "may" and inserting in lieu thereof the words "**[~~may~~] shall**"; and

Further amend said bill, section, and page, Line 104, by deleting the phrase "**Beginning January 1, 2024,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1** was adopted.

On motion of Representative O'Donnell, **HB 415, as amended**, was ordered perfected and printed.

HCS HB 268, relating to the regulatory sandbox act, was taken up by Representative Riley.

On motion of Representative Riley, the title of **HCS HB 268** was agreed to.

Representative Hudson assumed the Chair.

Representative Barnes offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 268, Page 2, Section 620.3900, Line 25, by inserting after the second occurrence of the word "**technology**" the phrase "**clearly distinguishable from existing technologies or practices**"; and

Further amend said bill, Page 3, Section 620.3905, Line 23, by inserting after the word "**consumers**" the phrase "**, as well as environmental risks,**"; and

Further amend said bill and section, Page 4, Line 62, by deleting said line and inserting in lieu thereof the following:

"**consumers and the environment.**"; and

Further amend said bill and section, Page 5, Line 74, by inserting after the word "**program**" the phrase "**, as well as any environmental impact**"; and

Further amend said bill, section, and page, Line 80, by inserting after the word "**program,**" the phrase "**for the health of the environment,**"; and

Further amend said bill, Page 7, Section 620.3915, Lines 35-36, by deleting said lines and inserting in lieu thereof the following:

"**applicant's business;**

(k) How the innovative offering shall be distinguished from the ordinary operation of the applicant's business during the demonstration period; and

(l) Any other required information as determined by the regulatory relief office."; and

Further amend said bill and section, Page 8, Line 65, by inserting after the word "**consumers**" the phrase "**, as well as any environmental impact,**"; and

Further amend said bill, section, and page, Line 80, by inserting after the word "**public**" the phrase "**, or the environment,**"; and

Further amend said bill, section, and page, Line 81, by inserting after the word "**the**" the words "**health of the environmental, or the**"; and

Further amend said bill and section, Page 9, Line 108, by inserting after the word "**public**" the phrase "or the environment"; and

Further amend said bill and section, Page 10, Line 135, by inserting after the word "**consumers**" the phrase "**or the environment**"; and

Further amend said bill, section, and page, Line 137, by inserting after the word "**consumers**" the phrase "**or the environment**"; and

Further amend said bill, Page 11, Section 620.3920, Lines 13-15, by deleting said lines; and

Further amend said bill and section, Page 12, by renumbering subsequent subsections accordingly; and

Further amend said bill, Page 14, Section 620.3930, Line 49, by inserting after the word "**consumer**" the phrase "**or the environment**"; and

Further amend said bill and section, Page 15, Line 73, by inserting after the word "**consumers**" the phrase "**or the environment**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Riley, **HCS HB 268** was adopted.

On motion of Representative Riley, **HCS HB 268** was ordered perfected and printed.

On motion of Representative Burger, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

Representative Patterson suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 060

Anderson	Aune	Banderman	Baringer	Billington
Bonacker	Brown 149	Brown 16	Burger	Burton
Casteel	Chappell	Christ	Copeland	Crossley
Cupps	Davis	Diehl	Doll	Ealy
Evans	Farnan	Gallick	Gragg	Haley
Hein	Hicks	Hovis	Jones	Keathley
Lewis 25	Lewis 6	Lonsdale	Mann	McGirl
Murphy	Myers	Nickson-Clark	Oehlerking	Owen
Parker	Plank	Reuter	Richey	Riggs
Roberts	Sander	Sassmann	Schulte	Seitz
Shields	Smith 155	Sparks	Stinnett	Taylor 84
Terry	Titus	Waller	West	Woods

NOES: 000

PRESENT: 033

Allen	Appelbaum	Bland Manlove	Christofanelli	Coleman
Dinkins	Fogle	Fountain Henderson	Griffith	Hausman
Hudson	Hurlbert	Justus	Kalberloh	Knight
Mayhew	McGaugh	Merideth	Mosley	O'Donnell
Perkins	Pouche	Proudie	Reedy	Schwadron
Smith 46	Stacy	Steinhoff	Taylor 48	Thomas
Unsicker	Young	Mr. Speaker		

ABSENT WITH LEAVE: 070

Adams	Aldridge	Amato	Atchison	Baker
Bangert	Barnes	Black	Boggs	Bosley
Boyd	Bromley	Brown 27	Brown 87	Buchheit-Courtway
Burnett	Busick	Butz	Byrnes	Clemens
Collins	Cook	Davidson	Deaton	Falkner
Francis	Gray	Gregory	Haden	Haffner
Hardwick	Henderson	Hinman	Houx	Ingle
Johnson 12	Johnson 23	Kelley 127	Kelly 141	Lavender
Lovasco	Mackey	Marquart	Matthiesen	McMullen
Morse	Nurrenbern	Patterson	Peters	Phifer
Pollitt	Quade	Riley	Sauls	Schnelting
Sharp 37	Sharpe 4	Smith 163	Stephens	Strickler
Thompson	Toalson Reisch	Van Schoiack	Veit	Voss
Walsh Moore	Weber	Wilson	Windham	Wright

VACANCIES: 000

PERFECTION OF HOUSE BILLS

HCS HBs 994, 52 & 984, relating to judicial proceedings, was taken up by Representative Parker.

On motion of Representative Parker, the title of **HCS HBs 994, 52 & 984** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 994, 52 & 984, Page 8, Section 485.060, Line 30, by inserting after said section and line the following:

"487.110. The uniform child custody jurisdiction **and enforcement** act, as enacted in sections **[~~452.440 to 452.550~~] 452.700 to 452.930**, shall apply to all **child** custody proceedings**, as defined in section 452.705,** in the family court."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Unsicker, **House Amendment No. 1** was adopted.

Representative Reuter offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 994, 52 & 984, Page 8, Section 485.060, Line 30, by inserting after said section and line the following:

"488.426. 1. The judges of the circuit court, en banc, in any circuit in this state may require any party filing a civil case in the circuit court, at the time of filing the suit, to deposit with the clerk of the court a surcharge in addition to all other deposits required by law or court rule. Sections 488.426 to 488.432 shall not apply to proceedings when costs are waived or are to be paid by the county or state or any city.

2. The surcharge in effect on August 28, 2001, shall remain in effect until changed by the circuit court. The circuit court in any circuit, except the circuit court in Jackson County**, the circuit court in the city of St. Louis,** or the circuit court in any circuit that reimburses the state for the salaries of family court commissioners under and pursuant to section 487.020, may change the fee to any amount not to exceed fifteen dollars. The circuit court in Jackson County**, the circuit court in the city of St. Louis,** or the circuit court in any circuit that reimburses the state for the salaries of family court commissioners under and pursuant to section 487.020 may change the fee to any amount not to exceed twenty dollars. A change in the fee shall become effective and remain in effect until further changed.

3. Sections 488.426 to 488.432 shall not apply to proceedings when costs are waived or are paid by the county or state or any city.

4. In addition to any fee authorized by subsection 1 of this section, any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants may impose an additional fee of ten dollars excluding cases concerning adoption and those in small claims court. The provisions of this subsection shall expire on December 31, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reuter, **House Amendment No. 2** was adopted.

On motion of Representative Parker, **HCS HBs 994, 52 & 984, as amended**, was adopted.

On motion of Representative Parker, **HCS HBs 994, 52 & 984, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HCS HB 417 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Haffner reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 202**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (19): Boyd, Brown (149), Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Plank, Pollitt, Van Schoiack, Weber and Woods

Noes (0)

Absent (1): Young

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 630**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (15): Boyd, Brown (149), Busick, Diehl, Farnan, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Plank, Pollitt and Van Schoiack

Noes (4): Clemens, Fountain Henderson, Weber and Woods

Absent (1): Young

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 454**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 677**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Gragg, Hausman, Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh and Terry

Noes (0)

Present (2): Johnson (12) and Unsicker

Absent (0)

Committee on Conservation and Natural Resources, Chairman Sassmann reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 47** and **HB 638**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Bonacker, Brown (87), Burton, Farnan, Haley, Justus, Knight, Sassmann, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (3): Diehl, Mayhew and Stephens

Committee on Economic Development, Chairman Hudson reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 133** and **HB 583**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (15): Allen, Amato, Barnes, Brown (16), Casteel, Christ, Gallick, Gray, Hausman, Hudson, Johnson (23), Smith (155), Weber, Wilson and Young

Noes (0)

Absent (1): Thompson

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 70**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Baker, Bonacker, Brown (87), Byrnes, Christofanelli, Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Mackey, Pollitt and Stacy

Noes (2): Nurrenbern and Terry

Absent (2): Mann and Toalson Reisch

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 827**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (15): Baker, Brown (87), Byrnes, Christofanelli, Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Mackey, Mann, Nurrenbern, Pollitt, Terry and Toalson Reisch

Noes (0)

Absent (2): Bonacker and Stacy

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 580**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Baker, Chappell, Davis, Lovasco, Murphy, Riggs, Schulte, Schwadron and Van Schoiack

Noes (3): Bangert, Sauls and Strickler

Present (1): Nickson-Clark

Absent (1): Boggs

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 909**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Adams, Amato, Bangert, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Lonsdale, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (0)

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HBs 47 & 638 - Rules - Regulatory Oversight
HB 70 - Rules - Legislative Oversight
HCS HBs 133 & 583 - Rules - Legislative Oversight
HB 202 - Rules - Administrative Oversight
HCS HB 454 - Rules - Regulatory Oversight
HB 630 - Rules - Regulatory Oversight
HB 677 - Rules - Regulatory Oversight
HB 827 - Rules - Regulatory Oversight
HCS HB 909 - Rules - Administrative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 14**.

The following members' presence was noted: Bangert, Bosley, Kelly (141), Lavender, Marquart, Phifer, Pollitt, Schnelting, Sharp (37), Veit, Weber, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, February 23, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, February 23, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 88, HB 576, HB 1023
Executive session will be held: HB 467, HB 1022

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, February 23, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: HB 53, HB 213, HB 216, HB 306, HB 359, HB 702

EMERGING ISSUES
Thursday, February 23, 2023, 10:30 AM or upon adjournment (whichever is later),
House Hearing Room 3.
Executive session will be held: HB 556, HB 581

FISCAL REVIEW
Thursday, February 23, 2023, 9:05 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending referral of HB 417.

LEGISLATIVE REVIEW
Thursday, February 23, 2023, 10:45 AM or upon adjournment (whichever is later), House Hearing Room 7.
Executive session will be held: HCS HB 186
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Tuesday, February 28, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 771, HB 696, HB 764
Executive session will be held: HB 978

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, February 23, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HBs 575 & 910, HCS HB 154
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, February 27, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HB 70, HCS HBs 133 & 583
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Thursday, February 23, 2023, 10:15 AM or upon adjournment of Rules - Administrative Oversight (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HB 715, HCS HJR 37
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, February 23, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HCR 11
Executive session will be held: HB 668, HB 919, HB 1081
Added HB 919 and HB 1081.
AMENDED

WAYS AND MEANS
Thursday, February 23, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1078
Executive session will be held: HB 356, HB 512

HOUSE CALENDAR

TWENTY-EIGHTH DAY, THURSDAY, FEBRUARY 23, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 64

HOUSE BILLS FOR SECOND READING

HB 1210 through HB 1246

HOUSE BILLS FOR PERFECTION

HCS HB 186, (Legislative Review 2/22/23) - Murphy
HCS HB 253 - Pollitt
HCS HB 655 - Knight

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 730 - Brown (16)
HCS HBs 903, 465, 430 & 499 - Haffner
HCS#2 HB 713 - Reedy

HOUSE BILLS FOR PERFECTION - CONSENT

(02/22/2023)

HB 402 - Henderson

HOUSE BILLS FOR THIRD READING

HCS HB 417, (Fiscal Review 2/22/23) - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)

CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTY-EIGHTH DAY, THURSDAY, FEBRUARY 23, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"My defense is of God, who saveth the upright in heart." (Psalm 7:10)

O God, who is a strong tower of defense to those who put their trust in You, have mercy upon us as we bow in prayer before You and prepare us for the experiences of this day. Grant that in moments of bad moods or good moods we may keep our faith in You, in whom alone true life is to be found.

Forgive the ways of intolerance we have sometimes shown when others differed from us, the envy we have revealed when some have received what we thought we deserved, and the jealousy generated at the success of others. May we pray not only to be forgiven but to learn to be forgiving in the People's House.

Amid the perplexities of these modern times may we always remember to be kind and generous, understanding and upright in heart, knowing that those who live in Your spirit and who keep Your commandments are walking in the way of truth and love – the very best defenses our state of Missouri can ever have.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-seventh day was approved as printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1247, introduced by Representative Anderson, relating to fees paid by offenders.

HB 1248, introduced by Representative Matthiesen, relating to the creative classroom act.

HB 1249, introduced by Representative Brown (87), relating to a pilot program for media literacy and critical thinking.

HB 1250, introduced by Representative Mackey, relating to reports about pupil suicides.

HB 1251, introduced by Representative McMullen, relating to air ambulance services, with a delayed effective date.

HB 1252, introduced by Representative Davidson, relating to taxation.

HB 1253, introduced by Representative Aune, relating to a judgment of dissolution of marriage or legal separation.

HB 1254, introduced by Representative McGaugh, relating to the discharge of certain committed persons.

HB 1255, introduced by Representative Bland Manlove, relating to leave from employment.

HB 1256, introduced by Representative Anderson, relating to investigations of officer-involved shootings.

HB 1257, introduced by Representative Deaton, relating to fertilizer control.

HB 1258, introduced by Representative Billington, relating to school employees and independent contractors.

HB 1259, introduced by Representative Christ, relating to fire protection services.

HB 1260, introduced by Representative Christ, relating to first responders.

HB 1261, introduced by Representative Dinkins, relating to the UFO capital of Missouri.

HB 1262, introduced by Representative Riggs, relating to annexation.

HB 1263, introduced by Representative Brown (16), relating to protecting Missouri's economy during a state of emergency declared by the governor.

HB 1264, introduced by Representative Bland Manlove, relating to the offense of making a false report, with penalty provisions.

HB 1265, introduced by Representative Peters, relating to timing of elections.

HB 1266, introduced by Representative Unsicker, relating to child abuse or neglect investigations.

HB 1267, introduced by Representative Steinhoff, relating to election offenses, with penalty provisions.

HB 1268, introduced by Representative Steinhoff, relating to school district employee incentives.

HB 1269, introduced by Representative Weber, relating to sales price disclosure in real estate sales, with penalty provisions.

HB 1270, introduced by Representative Weber, relating to allergies in child care facilities.

HB 1271, introduced by Representative Unsicker, relating to proceedings involving children.

HB 1272, introduced by Representative Bangert, relating to postsecondary plans of elementary and secondary school students.

HB 1273, introduced by Representative Woods, relating to protecting the privacy of online customer information.

HB 1274, introduced by Representative Ealy, relating to occupational diseases diagnosed in first responders.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 64, relating to the administration of justice.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1210, relating to tax credits.

HB 1211, relating to calculations for state aid to public schools.

HB 1212, relating to election offenses, with penalty provisions.

HB 1213, relating to allergies in child care facilities.

HB 1214, relating to the deadline for filing declarations of candidacy.

HB 1215, relating to real property placed in a trust.

HB 1216, relating to loans obtained with a quit claim deed.

HB 1217, relating to compulsory school attendance.

HB 1218, relating to birthing centers.

HB 1219, relating to the offense of abuse of an elderly person, a person with a disability, or a vulnerable person, with penalty provisions.

HB 1220, relating to a higher education basic needs coordinator pilot program.

HB 1221, relating to public advertisements.

HB 1222, relating to credit unions.

HB 1223, relating to knuckles, with penalty provisions.

HB 1224, relating to strategic lawsuits against public participation.

HB 1225, relating to the biometric information privacy act.

HB 1226, relating to the task force on juvenile justice and education.

HB 1227, relating to proceedings based on court-imposed sentences.

HB 1228, relating to canine search and rescue teams, with penalty provisions.

HB 1229, relating to private trust companies.

HB 1230, relating to the purchasing of single-family residences.

HB 1231, relating to property disclosures, with a penalty provision.

HB 1232, relating to the attorney general.

HB 1233, relating to rental protections for veterans.

HB 1234, relating to health advocates.

HB 1235, relating to failing to supervise a child, with a penalty provision.

HB 1236, relating to offenders in the custody of the department of corrections, with a penalty provision.

HB 1237, relating to speed humps.

HB 1238, relating to disbursements of funds by the state librarian.

HB 1239, relating to the establishment of hospitals.

HB 1240, relating to the investment of moneys by county hospitals.

HB 1241, relating to income tax refunds.

HB 1242, relating to flood resiliency.

HB 1243, relating to insurance, with a delayed effective date.

HB 1244, relating to the prevailing wage on public works, with penalty provisions.

HB 1245, relating to distributors of hypodermic needles.

HB 1246, relating to the assessment of solar property.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 417**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 14** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 14** was delivered to the Governor by the Chief Clerk of the House.

THIRD READING OF HOUSE BILLS

HCS HB 417, relating to grants to employers to encourage employees to obtain upskill credentials, was taken up by Representative Henderson.

On motion of Representative Henderson, **HCS HB 417** was read the third time and passed by the following vote:

AYES: 124

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Banderman	Bangert
Baringer	Barnes	Black	Bland Manlove	Bonacker
Bosley	Brown 149	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Casteel	Christ	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hein	Henderson	Hicks
Hinman	Houx	Hurlbert	Ingle	Johnson 23
Jones	Justus	Kalberloh	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Mackey	Mann
Marquart	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Riggs

Riley	Roberts	Sassmann	Sauls	Schulte
Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Unsicker	Van Schoiack	Veit
Waller	Walsh Moore	Weber	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 029

Baker	Billington	Boggs	Boyd	Bromley
Byrnes	Chappell	Christofanelli	Davidson	Davis
Hausman	Hudson	Keathley	Kelley 127	Lonsdale
Lovasco	Matthiesen	Murphy	Richey	Sander
Schnelting	Schwadron	Seitz	Smith 163	Sparks
Stacy	Titus	Toalson Reisch	West	

PRESENT: 001

Cupps

ABSENT WITH LEAVE: 009

Brown 87	Falkner	Hovis	Johnson 12	Morse
Phifer	Sharp 37	Thompson	Voss	

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 561 - Special Committee on Tourism

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 7 - Special Committee on Tax Reform
HJR 11 - Special Committee on Tax Reform

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 15 - Budget
HB 17 - Budget
HB 18 - Budget
HB 19 - Budget
HB 20 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 268 - Fiscal Review
HB 415 - Fiscal Review
HCS HBs 994, 52 & 984 - Fiscal Review
HB 97 - Special Committee on Government Accountability
HB 102 - Special Committee on Urban Issues
HB 222 - Pensions
HB 232 - Elementary and Secondary Education
HB 234 - Financial Institutions
HB 320 - Health and Mental Health Policy
HB 352 - Judiciary
HB 360 - Judiciary
HB 437 - Local Government
HB 488 - Health and Mental Health Policy
HB 489 - Special Committee on Government Accountability
HB 542 - Government Efficiency and Downsizing
HB 590 - Special Committee on Tax Reform
HB 622 - Rural Community Development
HB 624 - Transportation Infrastructure
HB 631 - Conservation and Natural Resources
HB 681 - Economic Development
HB 733 - Workforce and Infrastructure Development
HB 753 - Judiciary
HB 759 - Financial Institutions
HB 774 - Conservation and Natural Resources
HB 833 - Children and Families
HB 869 - Veterans
HB 883 - Elementary and Secondary Education
HB 902 - Judiciary
HB 906 - Children and Families
HB 933 - Children and Families
HB 934 - General Laws
HB 939 - Economic Development
HB 960 - Workforce and Infrastructure Development
HB 962 - Special Committee on Small Business
HB 1005 - Judiciary
HB 1028 - Corrections and Public Institutions
HB 1066 - Professional Registration and Licensing
HB 1082 - Health and Mental Health Policy
HB 1094 - Health and Mental Health Policy
HB 1109 - Financial Institutions
HB 1120 - Emerging Issues

HB 1123 - Health and Mental Health Policy
HB 1129 - Conservation and Natural Resources
HB 1130 - Emerging Issues
HB 1133 - Corrections and Public Institutions
HB 1141 - Special Committee on Tax Reform
HB 1152 - Utilities
HB 1154 - Veterans
HB 1163 - Elementary and Secondary Education
HB 1166 - Transportation Infrastructure
HB 1170 - Judiciary
HB 1176 - Judiciary
HB 1181 - Judiciary
HB 1182 - Budget
HB 1196 - Special Committee on Government Accountability
HB 1204 - Judiciary
HB 1207 - Rural Community Development

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 7 - Special Committee on Tourism

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 25 - Special Committee on Tax Reform
SS SB 111 - Administration and Accounts

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Veit reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 802**, **HB 807** and **HB 886**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Aldridge, Collins, Dinkins, Perkins, Sander, Stacy, Terry, Thomas and Veit

Noes (0)

Absent (1): Morse

Committee on Crime Prevention and Public Safety, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 702**, **HB 53**, **HB 213**, **HB 216**, **HB 306** and **HB 359**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (20): Allen, Banderman, Brown (16), Cook, Hardwick, Hicks, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (4): Anderson, Bosley, Collins and Doll

Absent (2): Bland Manlove and Sharp (37)

Committee on Elections and Elected Officials, Chairman McGaugh reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 703**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Banderman, Byrnes, Falkner, McGaugh, Reedy, Riley, Sparks, Stacy and Toalson Reisch

Noes (4): Adams, Baringer, Smith (46) and Woods

Absent (4): Coleman, Schwadron, Waller and Windham

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 585**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Billington, Butz, Clemens, Dinkins, Francis, McGirl, Mosley, O'Donnell, Sander, Thompson and Titus

Noes (0)

Absent (3): Adams, Oehlerking and Owen

Special Committee on Homeland Security, Chairman Schnelting reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 668**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Allen, Barnes, Cook, Houx, Marquart, Phifer, Schnelting, Schulte and Walsh Moore

Noes (0)

Absent (1): Knight

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 919** and **HB 1081**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Allen, Barnes, Cook, Marquart, Phifer, Schnelting, Schulte and Walsh Moore

Noes (0)

Absent (2): Houx and Knight

Committee on Transportation Infrastructure, Chairman Buchheit-Courtway reporting:

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 44**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (2): Amato and Burger

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 67**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (2): Amato and Burger

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 94**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (2): Amato and Burger

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 487**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (2): Amato and Burger

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 528**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (2): Amato and Burger

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 547**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (13): Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (1): Amato

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1021**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (13): Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (1): Amato

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1055**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (14): Amato, Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (0)

Committee on Utilities, Chairman Bromley reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 349**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Atchison, Banderman, Black, Bromley, Byrnes, Keathley and Schulte

Noes (1): Falkner

Absent (6): Brown (87), Ingle, Johnson (23), Lonsdale, McMullen and Weber

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 461**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Atchison, Banderman, Black, Bromley, Byrnes, Falkner, Keathley and Schulte

Noes (0)

Absent (6): Brown (87), Ingle, Johnson (23), Lonsdale, McMullen and Weber

Committee on Workforce and Infrastructure Development, Chairman Riggs reporting:

Mr. Speaker: Your Committee on Workforce and Infrastructure Development, to which was referred **HB 490**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Bangert, Brown (16), Haley, Hardwick, Murphy, Oehlerking, Plank, Riggs, Shields, Stephens, Waller, Walsh Moore, Wilson and Young

Noes (0)

Absent (0)

Committee on Legislative Review, Chairman Davidson reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS HB 186**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (10): Burger, Burnett, Davidson, Doll, Francis, Henderson, Houx, Ingle, Smith (155) and Veit

Noes (0)

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 154**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bland Manlove, Copeland, Francis, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Griffith

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 575 & 910**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bland Manlove, Copeland, Francis, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Griffith

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HJR 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Cupps, Evans, Gregory, O'Donnell, Riley and Roberts

Noes (2): Aldridge and Ingle

Present (1): Proudie

Absent (1): Haffner

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 715**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aldridge, Cupps, Evans, Gregory, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (1): Haffner

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 461 - Rules - Administrative Oversight
HCS HB 580 - Rules - Legislative Oversight
HB 585 - Rules - Regulatory Oversight
HCS HBs 702, 53, 213, 216, 306 & 359 - Rules - Legislative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 13** entitled:

An act to repeal sections 361.020, 361.098, 361.160, 361.260, 361.262, 361.715, 364.030, 364.105, 365.030, 367.140, 407.640, 408.145, and 408.500, RSMo, and to enact in lieu thereof fourteen new sections relating to the regulation of certain financial institutions, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 20** entitled:

An act to repeal section 104.160, RSMo, and to enact in lieu thereof one new section relating to the board of trustees of the Missouri department of transportation and highway patrol employees' retirement system.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 23** entitled:

An act to repeal sections 144.020 and 144.070, RSMo, and to enact in lieu thereof two new sections relating to the processing of motor vehicle sales tax by licensed motor vehicle dealers.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 24** entitled:

An act to repeal section 320.400, RSMo, and to enact in lieu thereof two new sections relating to the provision of resources to first responders for mental health.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 28** entitled:

An act to amend chapter 43, RSMo, by adding thereto one new section relating to access to public records of the Missouri state highway patrol.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 41** entitled:

An act to repeal section 338.010, RSMo, and to enact in lieu thereof two new sections relating to the administration of medications by pharmacists.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 47** entitled:

An act to repeal sections 136.055, 302.178, and 302.181, RSMo, and to enact in lieu thereof three new sections relating to licenses issued by the department of revenue.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 70** entitled:

An act to repeal section 337.510, RSMo, and to enact in lieu thereof two new sections relating to professional counselors.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 75** entitled:

An act to repeal sections 169.070, 169.141, 169.560, 169.596, and 169.715, RSMo, and to enact in lieu thereof five new sections relating to public school retirement systems.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 82** entitled:

An act to repeal sections 208.053, 208.247, 570.400, and 570.404, RSMo, and to enact in lieu thereof six new sections relating to public assistance, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 101** entitled:

An act to amend chapter 379, RSMo, by adding thereto eleven new sections relating to lender-placed insurance.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 103** entitled:

An act to repeal section 476.055, RSMo, and to enact in lieu thereof one new section relating to court operations, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 119 & 120** entitled:

An act to repeal sections 67.145, 70.631, 84.344, 84.480, 84.510, 170.310, 190.091, 287.067, 590.192, 650.320, 650.330, and 650.340, RSMo, and to enact in lieu thereof twelve new sections relating to first responders.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 187** entitled:

An act to amend chapter 427, RSMo, by adding thereto one new section relating to the disclosure of information pertaining to certain commercial financing products, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

The following members' presence was noted: Hovis, Phifer, Sharp (37), and Thompson.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 4:00 p.m., Monday, February 27, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, February 28, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 355, HB 906, HB 182, HB 1151
Executive session will be held: HB 428, HB 913, HB 1010, HB 714, HB 81

CONSENT AND HOUSE PROCEDURE
Tuesday, February 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 44, HB 67, HB 94, HB 129, HCS HB 130, HB 283, HB 487, HB 528, HB 547, HB 644, HB 923, HB 1021, HB 1055
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Monday, February 27, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 779, HB 142, HB 774, HB 631
Executive session will be held: HB 475
Added HB 475.
AMENDED

CONSERVATION AND NATURAL RESOURCES
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: HB 779
Removed HB 142, HB 774 and HB 631.
AMENDED

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1133, HB 1028
Executive session will be held: HB 693, HB 550, HB 420, HB 372, HB 196, HB 119, HB 382
Added HB 382.
AMENDED

ELECTIONS AND ELECTED OFFICIALS
Tuesday, February 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 449
Executive session will be held: HB 800

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 1, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 106, HB 634, HB 482, HB 627
Executive session will be held: HB 809

EMERGING ISSUES
Tuesday, February 28, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.
Executive session will be held: HB 700, HB 254, HB 354, HB 957, HB 965, HB 286

FINANCIAL INSTITUTIONS
Tuesday, February 28, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 234, HB 1109
Executive session will be held: HB 584

FISCAL REVIEW
Monday, February 27, 2023, 1:45 PM, House Hearing Room 4.
Executive session will be held: HCS HB 268, HB 415, HCS HBs 994, 52 & 984
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, February 28, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 934, HB 1008, HB 1015
Executive session will be held: HB 131, HB 510, HB 447

HEALTH AND MENTAL HEALTH POLICY
Monday, February 27, 2023, 1:00 PM, House Hearing Room 6.
Executive session will be held: HB 117, HB 343, HB 1091, HB 442

HEALTHCARE REFORM
Tuesday, February 28, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1128
Executive session will be held: HB 1162

INSURANCE POLICY
Wednesday, March 1, 2023, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 46
Executive session will be held: HB 1019

JUDICIARY
Monday, February 27, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1086, HB 1108, HB 753

LOCAL GOVERNMENT
Tuesday, February 28, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 771, HB 696, HB 764
Executive session will be held: HB 978

PENSIONS
Tuesday, February 28, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 222

RULES - ADMINISTRATIVE OVERSIGHT
Monday, February 27, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HB 202, HCS HB 461, HCS HB 909
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, February 27, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HB 70, HCS HBs 133 & 583, HCS HB 580, HCS HBs 702, 53, 213, 216, 306 & 359
Executive session may be held on any matter referred to the committee.
Adding HB 580 and HB 702.
AMENDED

RULES - REGULATORY OVERSIGHT
Monday, February 27, 2023, 4:45 PM or upon adjournment of Rules - Administrative Oversight (whichever is later), House Hearing Room 4.
Executive session will be held: HB 585, HB 827, HCS HB 454, HB 630
Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT
Monday, February 27, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 403, HB 805, HJR 20
Executive session will be held: HB 982

SPECIAL COMMITTEE ON ELECTION CONTESTS
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 5.
Public hearing will be held: HEC 1
Parties or their counsel are invited to provide testimony.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, February 27, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 345, HB 1064, HB 667

SPECIAL COMMITTEE ON HOMELAND SECURITY
Monday, February 27, 2023, 12:00 PM, House Hearing Room 5.
Executive session will be held: HB 178, HB 179, HB 401, HCR 11

SPECIAL COMMITTEE ON TOURISM
Tuesday, February 28, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 736, HB 1117

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, February 27, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 102
Executive session will be held: HB 930, HB 326, HB 361

TRANSPORTATION INFRASTRUCTURE
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 7.
Public hearing will be held: HB 424, HB 711
Executive session will be held: HB 746

UTILITIES
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 1.
Public hearing will be held: HB 992
Executive session will be held: HB 479, HB 647, HB 651

VETERANS
Tuesday, February 28, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 869, HB 1154
Executive session will be held: HB 132

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 6.
Public hearing will be held: HB 733, HB 960
Executive session will be held: HB 316, HB 657
Informational meeting regarding the Department of Corrections.

HOUSE CALENDAR

TWENTY-NINTH DAY, MONDAY, FEBRUARY 27, 2023

HOUSE BILLS FOR SECOND READING

HB 1247 through HB 1274

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 37 - Mayhew

HOUSE BILLS FOR PERFECTION

HS HCS HB 186 - Murphy
HCS HB 253 - Pollitt
HCS HB 655 - Knight
HCS HB 154 - Thomas
HCS HBs 575 & 910 - Shields
HCS HB 715 - Kelly (141)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 730 - Brown (16)
HCS HBs 903, 465, 430 & 499 - Haffner
HCS#2 HB 713 - Reedy

HOUSE BILLS FOR PERFECTION - CONSENT

(02/22/2023)

HB 402 - Henderson

HOUSE BILLS FOR THIRD READING

HB 415, (Fiscal Review 2/23/23) - O'Donnell
HCS HB 268, (Fiscal Review 2/23/23) - Riley
HCS HBs 994, 52 & 984, (Fiscal Review 2/23/23) - Parker

SENATE BILLS FOR SECOND READING

SCS SB 13
SB 20
SS SB 23
SS SB 24
SB 28
SS SCS SB 41
SB 47
SS SCS SB 70
SS SB 75
SS SB 82
SB 101
SCS SB 103
SS SCS SBs 119 & 120
SCS SB 187

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

TWENTY-NINTH DAY, MONDAY, FEBRUARY 27, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative John Black.

We were told, in 1776, that governments are instituted among men to secure rights ENDOWED by the CREATOR: those rights life, liberty and the pursuit of happiness;

Here, in this magnificent chamber, we daily pledge, under God, the Creator, our allegiance to this nation, with liberty, and justice for all;

3000 years earlier, the leader to the people of Israel, as recorded in the Holy Book, directed the people to Choose, whether to serve the Lord, or serve the gods in the lands in which they were living.

And so, we pray for the wisdom to Choose, under the God who endows, and not the gods of the land in which we dwell, to the task of securing those rights of life, liberty and the pursuit of happiness, to the people of the state of Missouri.

(Joshua 24:14-15)

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-eighth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 19, introduced by Representative Young, relating to raising awareness of kidney disease.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1275, introduced by Representative Haley, relating to automated external defibrillators.

HB 1276, introduced by Representative Billington, relating to the designation of a bridge.

HB 1277, introduced by Representative Schulte, relating to firearms, with penalty provisions.

HB 1278, introduced by Representative Veit, relating to residential care facilities.

HB 1279, introduced by Representative Dinkins, relating to licensure of physicians.

HB 1280, introduced by Representative Sparks, relating to the St. Louis regional crime and policing commission.

HB 1281, introduced by Representative Brown (87), relating to the rights of public school students.

HB 1282, introduced by Representative Brown (87), relating to groundwater monitoring.

HB 1283, introduced by Representative Lovasco, relating to the public domain preservation act.

HB 1284, introduced by Representative Ingle, relating to social workers.

HB 1285, introduced by Representative Oehlerking, relating to restitution for individuals who are actually innocent.

HB 1286, introduced by Representative Stephens, relating to voluntary nonopioid directive forms, with penalty provisions.

HB 1287, introduced by Representative McMullen, relating to tuition for military personnel.

HB 1288, introduced by Representative McGaugh, relating to applications for MO HealthNet benefits.

HB 1289, introduced by Representative Deaton, relating to the retention of student education records.

HB 1290, introduced by Representative Taylor (48), relating to workers' compensation benefits.

HB 1291, introduced by Representative Burton, relating to the summer camp safety task force.

HB 1292, introduced by Representative Burton, relating to summer camps, with penalty provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1247, relating to fees paid by offenders.

HB 1248, relating to the creative classroom act.

HB 1249, relating to a pilot program for media literacy and critical thinking.

HB 1250, relating to reports about pupil suicides.

HB 1251, relating to air ambulance services, with a delayed effective date.

HB 1252, relating to taxation.

HB 1253, relating to a judgment of dissolution of marriage or legal separation.

HB 1254, relating to the discharge of certain committed persons.

HB 1255, relating to leave from employment.

HB 1256, relating to investigations of officer-involved shootings.

HB 1257, relating to fertilizer control.

HB 1258, relating to school employees and independent contractors.

HB 1259, relating to fire protection services.

HB 1260, relating to first responders.

HB 1261, relating to the UFO capital of Missouri.

HB 1262, relating to annexation.

HB 1263, relating to protecting Missouri's economy during a state of emergency declared by the governor.

HB 1264, relating to the offense of making a false report, with penalty provisions.

HB 1265, relating to timing of elections.

HB 1266, relating to child abuse or neglect investigations.

HB 1267, relating to election offenses, with penalty provisions.

HB 1268, relating to school district employee incentives.

HB 1269, relating to sales price disclosure in real estate sales, with penalty provisions.

HB 1270, relating to allergies in child care facilities.

HB 1271, relating to proceedings involving children.

HB 1272, relating to postsecondary plans of elementary and secondary school students.

HB 1273, relating to protecting the privacy of online customer information.

HB 1274, relating to occupational diseases diagnosed in first responders.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SCS SB 13, relating to the regulation of certain financial institutions, with existing penalty provisions.

SB 20, relating to the board of trustees of the Missouri department of transportation and highway patrol empolyees' retirement system.

SS SB 23, relating to the processing of motor vehicle sales tax by licensed motor vehicle dealers.

SS SB 24, relating to the provision of resources to first responders for mental health.

SB 28, relating to access to public records of the Missouri state highway patrol.

SS SCS SB 41, relating to the administration of medications by pharmacists.

SB 47, relating to licenses issued by the department of revenue.

SS SCS SB 70, relating to professional counselors.

SS SB 75, relating to public school retirement systems.

SS SB 82, relating to public assistance, with existing penalty provisions.

SB 101, relating to lender-placed insurance.

SCS SB 103, relating to court operations, with existing penalty provisons.

SS SCS SBs 119 & 120, relating to first responders.

SCS SB 187, relating to the disclosure of information pertaining to certain commercial financing products, with penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 268**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 415**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 994, 52 & 984**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

PERFECTION OF HOUSE BILLS - INFORMAL

HB 730, relating to a moratorium on eviction proceedings, was taken up by Representative Brown (16).

Representative Brown (16) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 730, Page 1, In the Title, Lines 2-3, by deleting the words "a moratorium on eviction proceedings" and inserting in lieu thereof the words "property rights"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brown (16), **House Amendment No. 1** was adopted.

Representative Keathley offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 730, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**436.337. Notwithstanding any other provision of law, no political subdivision shall require a property owner to have a home inspection conducted of a residential property prior to the sale of the property. This provision shall not apply to any inspection requirement of new construction or occupancy permits.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Keathley, **House Amendment No. 2** was adopted.

On motion of Representative Brown (16), **HB 730, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HB 415, relating to the processing of motor vehicle sales tax by licensed motor vehicle dealers, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, **HB 415** was read the third time and passed by the following vote:

AYES: 155

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Young	Mr. Speaker

NOES: 001

Cupps

PRESENT: 000

ABSENT WITH LEAVE: 007

Aldridge	Morse	Nickson-Clark	Sauls	Smith 155
Terry	Wright			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 268, relating to the regulatory sandbox act, was taken up by Representative Riley.

On motion of Representative Riley, **HCS HB 268** was read the third time and passed by the following vote:

AYES: 116

Allen	Amato	Atchison	Aune	Baker
Banderman	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Fogle	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Mackey	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 034

Adams	Anderson	Appelbaum	Bland Manlove	Bosley
Brown 27	Burnett	Burton	Clemens	Collins
Doll	Fountain Henderson	Gray	Hein	Ingle
Lavender	Lewis 25	Mann	Merideth	Mosley
Phifer	Plank	Quade	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 007

Bangert	Baringer	Brown 87	Ealy	Johnson 23
Nurrenbern	Proudie			

ABSENT WITH LEAVE: 006

Aldridge	Johnson 12	Morse	Nickson-Clark	Sauls
Terry				

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 994, 52 & 984, relating to judicial proceedings, was taken up by Representative Parker.

On motion of Representative Parker, **HCS HBs 994, 52 & 984** was read the third time and passed by the following vote:

AYES: 157

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Aldridge Fountain Henderson Morse Nickson-Clark Sauls
Terry

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 268 - Consent and House Procedure
HR 269 - Consent and House Procedure
HR 490 - Consent and House Procedure
HR 492 - Consent and House Procedure
HR 493 - Consent and House Procedure

COMMITTEE REPORTS

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 202**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bland Manlove, Francis, Griffith, Houx, Mackey and Myers

Noes (0)

Absent (4): Baker, Copeland, Haden and Smith (46)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 461**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bland Manlove, Francis, Griffith, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Copeland and Haden

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 909**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Copeland

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 70**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 133 & 583**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 702, 53, 213, 216, 306 & 359**, begs leave to report it has examined the same and recommends that it **Do Pass with a time limit of 3 hours and 30 minutes of debate on Perfection pursuant to Rule (24)(28)** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (1): Schnelting

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 454**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (3): Aldridge, Cupps and Evans

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 585**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (3): Aldridge, Cupps and Evans

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 827**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (3): Aldridge, Cupps and Evans

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 490 - Rules - Regulatory Oversight
HCS HB 668 - Rules - Legislative Oversight
HB 703 - Rules - Administrative Oversight
HCS HBs 802, 807 & 886 - Rules - Administrative Oversight
HCS HBs 919 & 1081 - Rules - Regulatory Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 94, 52, 57, 58 & 67** entitled:

An act to repeal section 135.750, RSMo, and to enact in lieu thereof two new sections relating to tax credits for the production of certain entertainment, with an effective date for a certain section.

In which the concurrence of the House is respectfully requested.

Read the first time.

MESSAGES FROM THE GOVERNOR

February 27, 2023

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 14** entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023.

On Monday, Feb. 27th, 2023, I approved **House Committee Substitute for House Bill No. 14**.

Respectfully Submitted,

/s/ Michael L. Parson
Governor

Having been returned from the Governor with his approval, **HCS HB 14** was delivered to the Secretary of State by the Chief Clerk of the House.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, February 28, 2023.

COMMITTEE HEARINGS

BUDGET
Wednesday, March 1, 2023, 11:00 AM, House Hearing Room 3.
Public hearing will be held: HB 17, HB 18, HB 19
Subcommittee Chair presentations of adopted amendments in appropriations subcommittees.
Budget presentation by the Office of Administration on HB 17, HB 18, and HB 19. Public testimony will be taken.

CHILDREN AND FAMILIES
Tuesday, February 28, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 355, HB 906, HB 182, HB 1151
Executive session will be held: HB 428, HB 913, HB 1010, HB 714, HB 81

CONSENT AND HOUSE PROCEDURE
Tuesday, February 28, 2023, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HR 493
Executive session will be held: HB 44, HB 67, HB 94, HB 129, HCS HB 130, HB 283, HB 487, HB 528, HB 547, HB 644, HB 923, HB 1021, HB 1055, HCS HB 90, HR 493
Executive session may be held on any matter referred to the committee.
Added HR 493 and HB 90.
Time change.
AMENDED

CONSERVATION AND NATURAL RESOURCES
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: HB 779
Removed HB 142, HB 774 and HB 631.
AMENDED

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1133, HB 1028
Executive session will be held: HB 693, HB 550, HB 420, HB 372, HB 196, HB 119, HB 382
Added HB 382.
AMENDED

ECONOMIC DEVELOPMENT
Wednesday, March 1, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 939
Executive session will be held: HB 675

ELECTIONS AND ELECTED OFFICIALS
Tuesday, February 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 449
Executive session will be held: HB 800

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 1, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 106, HB 634, HB 482, HB 627
Executive session will be held: HB 809

EMERGING ISSUES
Tuesday, February 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 3.
Executive session will be held: HB 700, HB 254, HB 354, HB 957, HB 965, HB 286, HB 445
Added HB 445.
AMENDED

EMERGING ISSUES
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 555, HB 532, HB 751, HB 1120

FINANCIAL INSTITUTIONS
Tuesday, February 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 234, HB 1109
Executive session will be held: HB 584

GENERAL LAWS
Tuesday, February 28, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 934, HB 1008, HB 1015
Executive session will be held: HB 131, HB 510, HB 447

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 1, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 782, HB 471, HB 1145, HB 995

HEALTHCARE REFORM
Tuesday, February 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1128
Executive session will be held: HB 1162

HIGHER EDUCATION
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 76

INSURANCE POLICY
Wednesday, March 1, 2023, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 46
Executive session will be held: HB 1019

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, March 1, 2023, 8:00 AM, Joint Hearing Room (117).
Chair and Vice Chair elections.
Presentation of the 2023 JCPER Annual Report for Plan Year 2021.
Quarterly investment reporting.

LOCAL GOVERNMENT
Tuesday, February 28, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 771, HB 696, HB 764
Executive session will be held: HB 978

PENSIONS
Tuesday, February 28, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 222

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, February 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 393, HB 1066
Executive session will be held: HB 348, HB 285, HB 407
Added HB 285 and HB 407.
AMENDED

SPECIAL COMMITTEE ON ELECTION CONTESTS
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 5.
Public hearing will be held: HEC 1
Parties or their counsel are invited to provide testimony.

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, February 28, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 511, HB 871, SS SB 25
Executive session will be held: HB 816, HB 660, HJR 33, HJR 45, HB 536, HJR 35

SPECIAL COMMITTEE ON TOURISM
Tuesday, February 28, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 736, HB 1117

TRANSPORTATION ACCOUNTABILITY
Thursday, March 2, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 778, HB 519, HB 520

TRANSPORTATION INFRASTRUCTURE
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 7.
Public hearing will be held: HB 424, HB 711
Executive session will be held: HB 746

UTILITIES
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 1.
Public hearing will be held: HB 992
Executive session will be held: HB 479, HB 647, HB 651

VETERANS
Tuesday, February 28, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 869, HB 1154
Executive session will be held: HB 132

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 6.
Public hearing will be held: HB 733, HB 960
Executive session will be held: HB 316, HB 657
Informational meeting regarding the Department of Corrections.

HOUSE CALENDAR

THIRTIETH DAY, TUESDAY, FEBRUARY 28, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 19

HOUSE BILLS FOR SECOND READING

HB 1275 through HB 1292

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 37 - Mayhew

HOUSE BILLS FOR PERFECTION

HS HCS HB 186 - Murphy
HCS HB 253 - Pollitt
HCS HB 655 - Knight
HCS HB 154 - Thomas
HCS HBs 575 & 910 - Shields
HCS HB 715 - Kelly (141)
HB 70 - Dinkins
HCS HBs 133 & 583 - Hudson
HCS HBs 702, 53, 213, 216, 306 & 359, (3 hours 30 minutes total debate on Perfection) - Christ
HB 202 - Francis
HCS HB 461 - Riggs
HCS HB 909 - Haffner
HB 585 - Owen
HCS HB 454 - Coleman

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HBs 903, 465, 430 & 499 - Haffner
HCS#2 HB 713 - Reedy

HOUSE BILLS FOR PERFECTION - CONSENT

(02/22/2023)

HB 402 - Henderson

SENATE BILLS FOR SECOND READING

SS SCS SBs 94, 52, 57, 58 & 67

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)

CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTIETH DAY, TUESDAY, FEBRUARY 28, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"He that giveth, let him do it with simplicity; he that ruleth with diligence; he that showeth mercy with cheerfulness." (Romans 12:8)

O God, our Protector, in whose love is our life, in whose service is our strength, and in whose will is our work, grant us increasing strength that we may work unceasingly for the benefit of our great state and the wellbeing of our citizens.

Save us from discord and disunity, from pride and prejudice, from vice and violence. Fashion us into a people united in purpose so to promote justice and freedom.

May the spirit of wisdom live in all our hearts and minds so we may make political decisions daringly, plan procedures patiently, and live with love and light in our lives and votes.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-ninth day was approved as printed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco

Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Mosley
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 003

Bland Manlove	Unsicker	Windham

ABSENT WITH LEAVE: 006

Aldridge	Byrnes	Copeland	Morse	Nickson-Clark
Terry				

VACANCIES: 000

HOUSE RESOLUTIONS

Representative Nurrenbern offered House Resolution No. 694.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 65, introduced by Representative Schwadron, relating to the general assembly.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1293, introduced by Representative Hardwick, relating to the renewable energy standard.

HB 1294, introduced by Representative Schwadron, relating to complaints of ethical misconduct against persons licensed to practice law.

HB 1295, introduced by Representative West, relating to meetings of governing bodies of political subdivisions.

HB 1296, introduced by Representative Smith (155), relating to inspections of certain facilities.

HB 1297, introduced by Representative Cupps, relating to solar energy property tax credits.

HB 1298, introduced by Representative McMullen, relating to incentives for converting a business to produce certain chemicals, gases, metals, and minerals.

HB 1299, introduced by Representative McMullen, relating to residency of congressional representatives, with penalty provisions.

HB 1300, introduced by Representative Voss, relating to new drivers, with a penalty provision.

HB 1301, introduced by Representative Veit, relating to the personal privacy protection act, with an emergency clause.

HB 1302, introduced by Representative Riggs, relating to the highways and transportation commission.

HB 1303, introduced by Representative Nurrenbern, relating to public safety, with penalty provisions.

HB 1304, introduced by Representative Weber, relating to senior rental housing projects.

HB 1305, introduced by Representative Coleman, relating to utility discontinuance moratoriums.

HB 1306, introduced by Representative Keathley, relating to tax increment financing.

HB 1307, introduced by Representative Oehlerking, relating to county clerks.

HB 1308, introduced by Representative Myers, relating to sex and human trafficking awareness training, with penalty provisions.

HB 1309, introduced by Representative Sander, relating to fire protection, with penalty provisions.

HB 1310, introduced by Representative Smith (163), relating to income tax.

HB 1311, introduced by Representative Sauls, relating to confidential informants, with a penalty provision.

HB 1312, introduced by Representative Sauls, relating to death investigations.

HB 1313, introduced by Representative Sauls, relating to alternative treatment options for veterans.

HB 1314, introduced by Representative Windham, relating to motor vehicles abandoned by persons under arrest.

HB 1315, introduced by Representative Windham, relating to appropriations to land grant universities.

HB 1316, introduced by Representative Windham, relating to school curriculum.

HB 1317, introduced by Representative Windham, relating to eligibility for the access Missouri financial assistance program.

HB 1318, introduced by Representative Windham, relating to the access Missouri financial assistance program.

HB 1319, introduced by Representative Windham, relating to financial assistance for higher education students.

HB 1320, introduced by Representative Windham, relating to state funding for higher education costs.

HB 1321, introduced by Representative Windham, relating to higher education reports.

HB 1322, introduced by Representative Windham, relating to student representatives of public institutions of higher education.

HB 1323, introduced by Representative Windham, relating to state funding for higher education costs.

HB 1324, introduced by Representative Windham, relating to the publishing of booking photographs.

HB 1325, introduced by Representative Windham, relating to Pennytown day.

HB 1326, introduced by Representative Steinhoff, relating to teacher instructional planning time.

HB 1327, introduced by Representative Allen, relating to voters who are visually impaired.

HB 1328, introduced by Representative Gregory, relating to the regulation of certain intoxicating products.

HB 1329, introduced by Representative Plank, relating to net metering.

HB 1330, introduced by Representative Smith (155), relating to payments for prescription drugs, with penalty provisions.

HB 1331, introduced by Representative Sauls, relating to freelance workers, with penalty provisions.

HB 1332, introduced by Representative Sparks, relating to taxation.

HB 1333, introduced by Representative Sparks, relating to the fiduciary duties for investments of public retirement systems.

HB 1334, introduced by Representative Van Schoiack, relating to public school administrator evaluations.

HB 1335, introduced by Representative Kelly (141), relating to a tax credit for the care of certain children.

HB 1336, introduced by Representative Brown (16), relating to international baccalaureate examinations.

HB 1337, introduced by Representative Brown (16), relating to skylight safety.

HB 1338, introduced by Representative McGaugh, relating to all-terrain vehicles, with penalty provisions.

HB 1339, introduced by Representative Christ, relating to solar energy property tax credits.

HB 1340, introduced by Representative Christ, relating to money transmission, with penalty provisions.

HB 1341, introduced by Representative Unsicker, relating to reports of community and school safety concerns.

HB 1342, introduced by Representative Unsicker, relating to enforcement of wage payments, with penalty provisions.

HB 1343, introduced by Representative Unsicker, relating to a tax credit for contributions to certain child advocacy organizations.

HB 1344, introduced by Representative Allen, relating to minimum prison terms.

HB 1345, introduced by Representative Hardwick, relating to a work opportunity tax credit.

HB 1346, introduced by Representative Gregory, relating to compensation of student athletes.

HB 1347, introduced by Representative Gregory, relating to medical mandates in educational institutions, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 19, relating to raising awareness of kidney disease.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1275, relating to automated external defibrillators.

HB 1276, relating to the designation of a bridge.

HB 1277, relating to firearms, with penalty provisions.

HB 1278, relating to residential care facilities.

HB 1279, relating to licensure of physicians.

HB 1280, relating to the St. Louis regional crime and policing commission.

HB 1281, relating to the rights of public school students.

HB 1282, relating to groundwater monitoring.

HB 1283, relating to the public domain preservation act.

HB 1284, relating to social workers.

HB 1285, relating to restitution for individuals who are actually innocent.

HB 1286, relating to voluntary nonopioid directive forms, with penalty provisions.

HB 1287, relating to tuition for military personnel.

HB 1288, relating to applications for MO HealthNet benefits.

HB 1289, relating to the retention of student education records.

HB 1290, relating to workers' compensation benefits.

HB 1291, relating to the summer camp safety task force.

HB 1292, relating to summer camps, with penalty provisions.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS SCS SBs 94, 52, 57, 58 & 67, relating to tax credits for the production of certain entertainment, with an effective date for a certain section.

PERFECTION OF HOUSE BILLS

HS HCS HB 186, relating to ballot language relating to taxation, was taken up by Representative Murphy.

On motion of Representative Murphy, the title of **HS HCS HB 186** was agreed to.

On motion of Representative Murphy, **HS HCS HB 186** was adopted.

On motion of Representative Murphy, **HS HCS HB 186** was ordered perfected and printed.

HCS HB 253, relating to admission of nonresident pupils, was placed on the Informal Calendar.

HCS HB 655, relating to property and casualty insurance, was taken up by Representative Knight.

On motion of Representative Knight, the title of **HCS HB 655** was agreed to.

On motion of Representative Knight, **HCS HB 655** was adopted.

On motion of Representative Knight, **HCS HB 655** was ordered perfected and printed.

HCS HB 154, relating to a sales tax exemption for certain medical devices, was taken up by Representative Thomas.

Representative Thomas moved that the title of **HCS HB 154** be agreed to.

Representative Lavender offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 154, In the Title, Lines 2-3, by deleting the phrase "a sales tax exemption for certain medical devices" and inserting in lieu thereof the phrase "sales tax exemptions"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Thomas again moved that the title **HCS HB 154** be agreed to.

Which motion was adopted.

Representative Sander offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 154, Page 5, Section 144.030, Line 140, by inserting after the word "supplies" the phrase "**, prescription eye glasses, contact lenses,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Sander moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Sander:

AYES: 060

Anderson	Appelbaum	Aune	Bangert	Barnes
Bland Manlove	Boyd	Brown 27	Burger	Burnett
Butz	Chappell	Christofanelli	Collins	Crossley
Davis	Ealy	Farnan	Fogle	Gray
Haley	Hardwick	Hausman	Hein	Ingle
Johnson 12	Johnson 23	Keathley	Lavender	Lewis 25
Lonsdale	Lovasco	Mann	Matthiesen	Mayhew
McMullen	Mosley	Murphy	Nurrenbern	Oehlerking
Perkins	Phifer	Plank	Pollitt	Proudie
Quade	Sander	Schwadron	Sharp 37	Stacy
Steinhoff	Strickler	Taylor 84	Titus	Toalson Reisch
Weber	West	Windham	Woods	Young

NOES: 084

Adams	Allen	Amato	Atchison	Baker
Banderman	Baringer	Billington	Black	Bonacker
Brown 149	Brown 16	Buchheit-Courtway	Busick	Casteel
Christ	Coleman	Cook	Copeland	Cupps
Davidson	Dinkins	Doll	Evans	Falkner
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	Marquart	McGaugh	McGirl
Myers	O'Donnell	Owen	Parker	Patterson
Peters	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Van Schoiack	Veit	Voss
Waller	Wilson	Wright	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Boggs	Bosley	Bromley	Brown 87
Burton	Byrnes	Clemens	Deaton	Diehl
Mackey	Merideth	Morse	Nickson-Clark	Sauls
Smith 46	Terry	Unsicker	Walsh Moore	

VACANCIES: 000

On motion of Representative Thomas, **HCS HB 154** was adopted.

On motion of Representative Thomas, **HCS HB 154** was ordered perfected and printed.

HCS HBs 575 & 910, relating to breast examinations, was taken up by Representative Shields.

On motion of Representative Shields, the title of **HCS HBs 575 & 910** was agreed to.

Representative Thomas assumed the Chair.

On motion of Representative Shields, **HCS HBs 575 & 910** was adopted.

On motion of Representative Shields, **HCS HBs 575 & 910** was ordered perfected and printed.

Speaker Plocher resumed the Chair.

HCS HB 715, relating to educational costs of children, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS HB 715** was agreed to.

On motion of Representative Kelly (141), **HCS HB 715** was adopted.

On motion of Representative Kelly (141), **HCS HB 715** was ordered perfected and printed.

On motion of Representative Patterson, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS#2 HB 713, relating to motor vehicle assessments, was taken up by Representative Reedy.

On motion of Representative Reedy, the title of **HCS#2 HB 713** was agreed to.

Representative Reedy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute No. 2 for House Bill No. 713, Page 4, Section 137.115, Line 128, by inserting after the word "**price.**" the following:

"**For the purposes of this subsection, the term "motor vehicles" means trucks, automobiles, motorcycles, boats, trailers, and other motor vehicles required to be registered and titled pursuant to the provisions of the motor vehicle and registration laws of this state. The term "motor vehicles" shall include farm tractors and farm machinery including tractors or machinery designed for off-road use but capable of movement on roads at low speeds.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reedy, **House Amendment No. 1** was adopted.

Representative Hudson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute No. 2 for House Bill No. 713, Pages 4-5, Section 137.115, Lines 117-137, by deleting said lines and inserting in lieu thereof the following:

"9. **For the tax year ending on or before December 31, 2023,** the assessor of each county and each city not within a county shall use **[**~~the trade-in value published in the October issue of~~**] a nationally recognized automotive trade publication such as** the National Automobile Dealers' Association Official Used Car Guide, **Kelley Blue Book,** or **[**~~its successor publication~~**] Edmunds**, **or other similar publication** as the recommended guide of information for determining the true value of motor vehicles described in such publication. **The state tax commission shall determine which publication shall be used. The assessor of each county and each city not within a county shall use the trade-in value published in the current or any of the three immediately previous years' October issue of the publication selected by the state tax commission.** The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle.

10. For all tax years beginning on or after January 1, 2024, the assessor of each county and each city not within a county shall use the manufacturer's suggested retail price for all manufactured motor vehicles as acquired annually by the state tax commission for the original value in money of all motor vehicle assessment valuations. For the purposes of this subsection, the term "original value in money" means the manufacturer's suggested retail price. The following fifteen-year depreciation schedule shall be applied to each manufacturer's suggested retail price to develop the annual and historical valuation guide for all motor vehicles. The values shall be delivered to each software vendor not later than November fifteenth annually and vendors shall have the values in place by December fifteenth annually for use in the next assessment year. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the **[**~~true~~**] original** value in money of the motor vehicle**[**~~.~~**] and the assessor shall apply the appropriate depreciation from the table as follows:**"; and

Further amend said bill and section, Pages 6-8, by renumbering subsequent subsections accordingly; and

Further amend said bill, Page 8, Section B, Lines 1-2, by deleting said section and lines and inserting in lieu thereof the following:

"Section B. Because immediate action is necessary to protect taxpayers from inflated values and rapidly increasing prices, the repeal and reenactment of section 137.115 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 137.115 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 2** was adopted.

On motion of Representative Reedy, **HCS#2 HB 713, as amended**, was adopted.

On motion of Representative Reedy, **HCS#2 HB 713, as amended**, was ordered perfected and printed.

HCS HBs 903, 465, 430 & 499, relating to foreign ownership of real property, was taken up by Representative Haffner.

On motion of Representative Haffner, the title of **HCS HBs 903, 465, 430 & 499** was agreed to.

Representative Haffner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, Page 1, Section 442.566, Lines 13-14, by deleting said lines and inserting in lieu thereof the following:

"(3) **[**~~"Director", the director of the Missouri department of agriculture;~~

~~(4)~~**]** "Family members" includes all persons within the ninth degree of consanguinity,"; and

Further amend said bill, page, and section, Line 16, by deleting the number "(5)" and inserting in lieu thereof the number "**[**~~(5)~~**] (4)**"; and

Further amend said bill and section, Page 2, Line 23, by deleting the number "(6)" and inserting in lieu thereof the number "**[**~~(6)~~**] (5)**"; and

Further amend said bill, Page 4, Section 442.571, Line 67, by inserting after all of said section and line the following:

"442.576. 1. If the **[**~~director~~**] attorney general** finds that an alien or foreign business or an agent, trustee, or other fiduciary therefor has acquired agricultural land in Missouri in violation of sections 442.560 to 442.592, or the land ceases to be used for nonagricultural purposes under section 442.591, he or she shall**[**~~ report the violation to the attorney general.~~

~~2. The attorney general shall~~**]** institute an action in the circuit court of Cole County or the circuit court in any county in which agricultural land owned by the alien or foreign business, agent, trustee or other fiduciary, alleged to have violated sections 442.560 to 442.592, is located.

[~~3.~~**] 2.** The attorney general shall file a notice of the pendency of the action with the recorder of deeds of each county in which any portion of such agricultural lands is located. If the court finds that the lands in question have been acquired in violation of sections 442.560 to 442.592, it shall enter an order so declaring and shall file a copy of the order with the recorder of deeds of each county in which any portion of the agricultural lands is located. The court shall order the owner to divest **[**~~himself~~**] from ownership** of the agricultural land. The owner must comply with the order within two years. The two-year limitation period shall be a covenant running with the title to the land against any alien grantee or assignee. Provided, however, an incorporated foreign business must divest itself of agricultural land within the minimum time required by Article XI, Section 5, of the Missouri Constitution. Any agricultural lands not divested within the time prescribed shall be ordered sold by the court at a public sale in the manner prescribed by law for the foreclosure of a mortgage on real estate for default in payment.

442.591. The restrictions set forth in sections 442.560 to 442.592 shall not apply to agricultural land or any interest therein acquired by an alien or foreign business for immediate or potential use in nonfarming purposes. An alien or foreign business may hold such agricultural land in such acreage as may be necessary to **[**~~its~~**] such alien's or foreign business's** nonfarm business operation; provided, however, that pending the development of agricultural land for nonfarm purposes, such land may not be used for farming except under lease to a family farm unit; a family farm corporation defined in section 350.010; an alien or foreign business which has filed with the **[**~~director~~**] secretary of state and the attorney general** under sections 442.560 to 442.592; or except when controlled through ownership, options, leaseholds or other agreements by a corporation which has entered into an agreement with the United States of America pursuant to the New Community Act of 1968 (Title IV of the Housing and Urban Development Act of 1969, 42 U.S.C. 3901-3914), as amended, or a subsidiary or assignee of such a corporation.

442.592. 1. For the purposes of this section, the term "foreign person" means:

(1) An individual who is not a citizen of the United States and who has not been lawfully admitted to the United States for permanent residence under the Immigration and Nationality Act or who has not been made a citizen by an act of Congress;

(2) An entity, other than an individual or a government, that is created or organized under the laws of a nation other than the United States, or that has its principal place of business in a foreign nation;

(3) An entity, other than an individual or a government, that is created or organized under the laws of the United States or of some state, territory, trusteeship or protectorate of the United States and that, as defined in regulations to be prescribed by the **[**~~director~~**] secretary of state**, is substantially controlled by individuals referred to in subdivision (1) of this subsection, entities referred to in subdivision (2) of this subsection, governments of foreign nations, or any combination of such individuals, entities, or governments; **[**~~and~~**]**

(4) **A foreign business, as defined in section 442.566; and**

(5) A government of a foreign nation.

2. **[**~~Any foreign person who holds any interest (including leaseholds of ten or more years and beneficial interests in the agricultural land under contracts of sale or similar arrangements), other than a security interest, in agricultural land on September 28, 1979, shall submit, or have a designated agent submit, a report to the director of agriculture not later than sixty days after September 28, 1979; provided, however, that no reporting requirement attaches to any holding by an alien or a foreign person or a foreign business of an interest in agricultural land for the extraction, refining, processing or transportation of oil, gas, coal or lignite. Such report shall be submitted in such manner as the director shall prescribe by regulation and shall contain:~~

~~(1) The legal name and address of the foreign person;~~

~~(2) In any case in which the foreign person is an individual, the citizenship of the foreign person;~~

~~(3) In any case in which the foreign person is not an individual or a government:~~

~~(a) The nation in which the foreign person is created or organized;~~

~~(b) The principal place of business of the foreign person;~~

~~(c) The legal name and address of each person who holds a substantial interest (as defined in regulations to be prescribed by the director) in the foreign person and, in any case in which the holder of such an interest is an individual, the citizenship of the holder and, in any case in which the holder of such an interest is not an individual or a government, the nation in which the holder is created or organized and the principal place of business of the holder;~~

~~(4) The type of interest in the agricultural land that is held by the foreign person;~~

~~(5) A legal description of the agricultural land, including the county in which the land is located and the total acreage involved;~~

~~(6) The date of acquisition of the interest and the purchase price paid for, or any other consideration given for, the interest;~~

~~(7) A declaration of the type of agricultural activity engaged in by the reporting foreign person;~~

~~(8) In the case where any foreign person holds an interest in agricultural land for the purposes outlined in section 442.591, a declaration of intent as to the intended use of the land.~~

~~3. No rule or portion of a rule promulgated under the authority of sections 442.560 to 442.591 shall become effective unless it has been promulgated pursuant to the provisions of section 536.024~~**] The secretary of state may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void**.

[~~4.~~**] 3.** Any foreign person who acquires or transfers any interest (including leaseholds of ten years or more and beneficial interests in the agricultural land under contracts of sale or similar arrangements), other than a security interest, in agricultural land shall submit, or have a designated agent submit, a report to the **[**~~director~~**] secretary of state and the attorney general** not later than thirty days after the date of such acquisition or transfer; provided, however, that no reporting requirement attaches to an acquisition or transfer by an alien or a foreign person or a foreign business of an interest in agricultural land for the extraction, refining, processing, or transportation of oil, gas, coal or lignite. Such report shall be submitted in such manner as the **[**~~director~~**] secretary of state** shall prescribe by regulation and shall contain:

(1) The legal name and address of the foreign person;

(2) In any case in which the foreign person is an individual, the citizenship of the foreign person;

(3) In any case in which the foreign person is not an individual or a government:

(a) The nation in which the foreign person is created or organized;

(b) The principal place of business of the foreign person;

(c) The legal name and address of each person who holds a substantial interest (as defined in regulations to be prescribed by the **[**~~director~~**] secretary of state**) in the foreign person and, in any case in which the holder of such an interest is an individual, the citizenship of the holder and, in any case in which the holder of such an interest is not an individual or a government, the nation in which the holder is created or organized and the principal place of business of the holder;

(4) The type of interest in the agricultural land that is acquired or transferred by the foreign person;

(5) A legal description of the agricultural land including the county in which the land is located and the total acreage involved;

(6) The purchase price paid or received for, or any other consideration given or received for, the interest;

(7) In any case in which the foreign person transfers the interest, the legal name and the address of the person to whom the interest is transferred, and

(a) In any case in which the transferee is an individual, the citizenship of the transferee; and

(b) In any case in which the transferee is not an individual or a government, the nation in which the transferee is created or organized and the principal place of business of the transferee;

(8) A declaration of the type of agricultural activity engaged in by the reporting foreign person;

(9) In the case where any foreign person acquires an interest in agricultural land for the purposes outlined in section 442.591, a declaration of intent as to the intended use of the land.

[~~5. The director may promulgate rules and regulations pertaining to the form and content of reports required by this section; the procedures for filing such reports; and the analysis and distribution of findings and determinations based on the reports required by this section.~~

~~6.~~**] 4.** (1) The **[**~~director~~**] secretary of state, in consultation with the attorney general,** shall:

(a) Analyze the information obtained under this section and determine the effects of foreign persons acquiring, transferring and holding agricultural land, particularly the effects of such acquisitions, transfers and holdings on family farms and rural communities; and

(b) Transmit to the governor and each house of the general assembly a report on the **[**~~director's~~**]** findings and conclusions regarding each analysis and determination made under paragraph (a) above;

(2) An analysis and determination shall be made, and a report on the **[**~~director's~~**]** findings and conclusions regarding such analysis and determination transmitted**[**~~:~~

~~(a) With respect to information obtained by the director under this section during the six-month period following September 28, 1979, within nine months after such date;~~

~~(b) With respect to information obtained by the director under this section during the twelve-month period following September 28, 1979, within fifteen months after such date; and~~

~~(c) With respect to each calendar year following the twelve-month period referred to in paragraph (b),~~**]** within ninety days after the end of such calendar year.

[~~7.~~**] 5.** Any foreign person who fails to file a report required under the provisions of this section is liable to the state in civil penalty. The civil penalty shall be determined by the circuit court in an amount not to exceed twenty-five percent of the fair market value of the interest in agricultural land with respect to which the violations occurred on the date of the assessment of the penalty. The attorney general shall recover the amount of any civil penalty assessed in a civil action in the circuit court in the county in which any part of the land involved is located."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative O'Donnell offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, Page 1, Line 11, by inserting after all of said line the following:

"Further amend said bill and page, Section 442.571, Lines 4-5, by deleting all of said lines and inserting in lieu thereof the following:

"agricultural **[**~~acreage~~**] land** in this state exceeds **one-half of** one percent of the total aggregate agricultural **[**~~acreage~~**] land** in this state. A sale or transfer of any agricultural land in this state shall"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Francis offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, Page 1, Line 11, by inserting after all of said line the following:

"Further amend said bill and page, Section 442.571, Line 10, by inserting after the word "**finalized.**" the following:

"**The attorney general shall review such sale or transfer and, within thirty days of receipt, approve or reject such transaction. If the attorney general does not take action on such sale or transfer within thirty days, the transaction shall be deemed to meet the requirements of this section.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 2 to House Amendment No. 1** was adopted.

On motion of Representative Haffner, **House Amendment No. 1, as amended**, was adopted.

Representative Sander offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, Page 4, Section 442.571, Line 67, by inserting after all of said section and line the following:

"**Section 1. No alien or entity in which any alien or foreign business, as defined in section 442.566, owns interest shall receive any agriculturally-related tax credit from the state of Missouri.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Van Schoiack raised a point of order that **House Amendment No. 2** amends previously amended material.

The Chair ruled the point of order not well taken.

Representative O'Donnell offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, Page 1, Line 5, by inserting after the word "**Missouri.**" the following:

"**The provisions of this section shall apply only to aliens or entities from countries that do not allow American citizens or entities to own land in such foreign countries.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 was withdrawn.

Representative Weber offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, Page 4, Section 442.571, Line 67, by inserting after all of said line the following:

"**(4) Nothing in this subsection shall prohibit aliens lawfully present in the United States holding an immigrant visa issued under 8 U.S.C. Section 1101 et. seq., as amended, from acquiring, by grant, purchase, devise, or descent, real property except agricultural land.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman

Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Shields	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 042

Adams	Anderson	Aune	Barnes	Bland Manlove
Brown 27	Burnett	Burton	Butz	Clemens
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Appelbaum	Bangert	Baringer	Bosley
Brown 87	Chappell	Collins	McGaugh	Morse
Nickson-Clark	Sharpe 4	Stephens	Toalson Reisch	Walsh Moore
Windham				

VACANCIES: 000

Representative Weber moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones

Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 042

Adams	Anderson	Aune	Barnes	Bland Manlove
Brown 27	Burnett	Burton	Butz	Clemens
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Appelbaum	Bangert	Baringer	Bosley
Brown 87	Chappell	Collins	Morse	Nickson-Clark
Peters	Stephens	Walsh Moore	Windham	

VACANCIES: 000

On motion of Representative Haffner, **HCS HBs 903, 465, 430 & 499, as amended**, was adopted.

On motion of Representative Haffner, **HCS HBs 903, 465, 430 & 499, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 81**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh and Unsicker

Noes (0)

Absent (1): Terry

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 913** and **HB 428**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh and Unsicker

Noes (0)

Absent (1): Terry

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1010**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh and Unsicker

Noes (0)

Absent (1): Terry

Committee on Conservation and Natural Resources, Chairman Sassmann reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 475**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Bonacker, Brown (87), Burton, Diehl, Farnan, Haley, Justus, Knight, Mayhew, Sassmann, Stephens, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (0)

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 700** and **HB 445**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Davidson, Diehl, Farnan, Haffner, Hardwick, Hinman, Hurlbert, Jones and Schnelting

Noes (4): Aune, Gallick, Johnson (12) and Mann

Present (1): Smith (46)

Absent (0)

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 117**, **HB 343** and **HB 1091**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Amato, Appelbaum, Clemens, Cook, Davis, Doll, Griffith, Kelley (127), Lewis (25), Peters, Schwadron, Stephens, Thomas and Wright

Noes (0)

Absent (0)

Special Committee on Homeland Security, Chairman Schnelting reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HCR 11**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Allen, Cook, Houx, Marquart, Schnelting and Schulte

Noes (1): Walsh Moore

Present (1): Barnes

Absent (2): Knight and Phifer

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 178**, **HB 179** and **HB 401**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Allen, Barnes, Cook, Houx, Marquart, Schnelting, Schulte and Walsh Moore

Noes (0)

Absent (2): Knight and Phifer

Special Committee on Urban Issues, Chairman Sharp (37) reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 930**, **HB 361** and **HB 326**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (5): Anderson, Banderman, Casteel, Coleman and Sharp (37)

Noes (0)

Absent (2): Cupps and Davidson

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 132**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Atchison, Barnes, Billington, Bromley, Gray, Griffith, Hardwick, Peters, Pouche, Schulte and Seitz

Noes (0)

Absent (3): Bland Manlove, Fountain Henderson and Morse

Committee on Ways and Means, Chairman McGirl reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 356**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Bland Manlove, Chappell, Gray, Hudson, Lovasco, McGirl, Phifer, Smith (155), Taylor (84), Titus and Wright

Noes (0)

Absent (3): Casteel, Hicks and Thompson

COMMITTEE APPOINTMENTS

February 28, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Tim Taylor to the Missouri Emergency Response Commission.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 1:00 p.m., Wednesday, March 1, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, March 2, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: HB 576, HB 1023

BUDGET
Wednesday, March 1, 2023, 11:00 AM, House Hearing Room 3.
Public hearing will be held: HB 17, HB 18, HB 19
Subcommittee Chair presentations of adopted amendments in appropriations subcommittees.
Budget presentation by the Office of Administration on HB 17, HB 18, and HB 19. Public testimony will be taken.

CONSERVATION AND NATURAL RESOURCES
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: HB 779
Removed HB 142, HB 774 and HB 631.
AMENDED

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1133, HB 1028
Executive session will be held: HB 196
Removed HB 693, HB 550, HB 420, HB 372, HB 382, and HB 119.
AMENDED

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, March 2, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 36, HB 571, HB 1024
Executive session will be held: HB 725, HB 766

ECONOMIC DEVELOPMENT
Wednesday, March 1, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 939
Executive session will be held: HB 675

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 1, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 106, HB 634, HB 482, HB 627
Executive session will be held: HB 809
Room change.
CORRECTED

EMERGING ISSUES
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 555, HB 532, HB 751, HB 1120
Executive session will be held: HB 262
Added HB 262.
AMENDED

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 1, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 782, HB 471, HB 1145, HB 995

HIGHER EDUCATION
Wednesday, March 1, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 76
CANCELLED

INSURANCE POLICY
Wednesday, March 1, 2023, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 46
Executive session will be held: HB 1019

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, March 1, 2023, 8:00 AM, Joint Hearing Room (117).
Chair and Vice Chair elections.
Presentation of the 2023 JCPER Annual Report for Plan Year 2021.
Quarterly investment reporting.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, March 1, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HB 703, HCS HBs 802, 807 & 886
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, March 1, 2023, 11:30 AM, House Hearing Room 4.
Executive session will be held: HCS HB 668
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON ELECTION CONTESTS
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 5.
Public hearing will be held: HEC 1
Parties or their counsel are invited to provide testimony.

TRANSPORTATION ACCOUNTABILITY
Thursday, March 2, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 778, HB 519, HB 520

TRANSPORTATION INFRASTRUCTURE
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 7.
Public hearing will be held: HB 424, HB 711
Executive session will be held: HB 746

UTILITIES
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 1.
Public hearing will be held: HB 992
Executive session will be held: HB 479, HB 647, HB 651

WAYS AND MEANS
Thursday, March 2, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: HB 1078

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, March 1, 2023, 10:00 AM, House Hearing Room 6.
Public hearing will be held: HB 733, HB 960
Executive session will be held: HB 316, HB 657
Informational meeting regarding the Department of Corrections.

HOUSE CALENDAR

THIRTY-FIRST DAY, WEDNESDAY, MARCH 1, 2023

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 65

HOUSE BILLS FOR SECOND READING

HB 1293 through HB 1347

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 37 - Mayhew

HOUSE BILLS FOR PERFECTION

HB 70 - Dinkins
HCS HBs 133 & 583 - Hudson
HCS HBs 702, 53, 213, 216, 306 & 359, (3 hours 30 minutes total debate on Perfection) - Christ
HB 202 - Francis
HCS HB 461 - Riggs
HCS HB 909 - Haffner
HB 585 - Owen
HCS HB 454 - Coleman

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 253 - Pollitt

HOUSE BILLS FOR PERFECTION - CONSENT

(02/22/2023)

HB 402 - Henderson

HOUSE BILLS FOR THIRD READING

HB 730 - Brown (16)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTY-FIRST DAY, WEDNESDAY, MARCH 1, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"God has not given us the spirit of fear; but of power, and of love, and of a sound mind." (II Timothy 1:7)

Most Gracious and Loving God of ancient times, the strength of all who put their trust in You and the light of those who walk in Your ways, make us truly conscious of Your presence as we enter this new legislative day fresh from Your creative hands. Grant that in the stress and strain of these busy hours we may never lose heart or hope.

We pray that the members of this House of Representatives may be so abundantly blessed with the strengthening presence of Your power as they debate earnestly for good legislation in our chamber.

In all our endeavors, on behalf of our citizens, may we be ever mindful that our highest resources are eternal, built upon the foundations of justice, righteousness, and charity. May we build our lives together during this Women's History Month.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Charity Middleton.

The Journal of the thirtieth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 20, introduced by Representative Baringer, relating to the governance of St. Louis City and St. Louis County.

HCR 21, introduced by Representative Byrnes, relating to a joint investigation for contamination from radioactive waste.

HCR 22, introduced by Representative West, relating to a joint investigation for contamination from radioactive waste.

HCR 23, introduced by Representative Gray, relating to donate life month.

HCR 24, introduced by Representative Gray, relating to sickle cell awareness week.

HCR 25, introduced by Representative Gray, relating to minority organ donor awareness week.

HCR 26, introduced by Representative Gray, relating to American Red Cross minority blood drive day.

HCR 27, introduced by Representative Cupps, relating to the employment of an independent certified public accountant.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 66, introduced by Representative Baker, relating to elections.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1348, introduced by Representative Young, relating to health professionals in public schools.

HB 1349, introduced by Representative Young, relating to incident reporting for public schools.

HB 1350, introduced by Representative Terry, relating to motor vehicle sales tax payment plans.

HB 1351, introduced by Representative Terry, relating to property tax credits.

HB 1352, introduced by Representative Christofanelli, relating to the awarding of fees in certain proceedings.

HB 1353, introduced by Representative Sauls, relating to motor vehicles abandoned by persons under arrest.

HB 1354, introduced by Representative Mayhew, relating to motor fuel.

HB 1355, introduced by Representative Riley, relating to the employer-employee relationship.

HB 1356, introduced by Representative Matthiesen, relating to violence in hospitals.

HB 1357, introduced by Representative McMullen, relating to regulation of solar energy.

HB 1358, introduced by Representative Byrnes, relating to a hazardous waste release alert system.

HB 1359, introduced by Representative Byrnes, relating to underground facility safety, with penalty provisions.

HB 1360, introduced by Representative Byrnes, relating to public school student communications.

HB 1361, introduced by Representative Byrnes, relating to a map of the incidence of specified conditions in the state, with penalty provisions.

HB 1362, introduced by Representative Farnan, relating to public school retirement systems.

HB 1363, introduced by Representative Cook, relating to reimbursement for certain damage to motor vehicles.

HB 1364, introduced by Representative Cook, relating to offenses involving the viewing of certain activities, with penalty provisions.

HB 1365, introduced by Representative Cook, relating to health insurance coverage of certain pediatric disorders.

HB 1366, introduced by Representative Mayhew, relating to the motor fuel tax exemption.

HB 1367, introduced by Representative Hardwick, relating to the certification of a juvenile for trial as an adult.

HB 1368, introduced by Representative Seitz, relating to summer camps, with penalty provisions.

HB 1369, introduced by Representative Schulte, relating to civil actions.

HB 1370, introduced by Representative Mayhew, relating to motor fuel tax.

HB 1371, introduced by Representative Buchheit-Courtway, relating to mental health awareness in public schools.

HB 1372, introduced by Representative Dinkins, relating to medical requirements for commercial vehicle operators.

HB 1373, introduced by Representative Thomas, relating to liability protections.

HB 1374, introduced by Representative Thomas, relating to the transportation of persons with mental disorders.

HB 1375, introduced by Representative Davis, relating to legal tender.

HB 1376, introduced by Representative Wilson, relating to historic trails.

HB 1377, introduced by Representative Woods, relating to the designation of a memorial highway.

HB 1378, introduced by Representative Schwadron, relating to the vinyl chloride level in drinking water.

HB 1379, introduced by Representative Burton, relating to the transfer of firearms, with penalty provisions.

HB 1380, introduced by Representative Burton, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 1381, introduced by Representative Burton, relating to firearms.

HB 1382, introduced by Representative Diehl, relating to local control school districts.

HB 1383, introduced by Representative Diehl, relating to the production of agricultural products.

HB 1384, introduced by Representative Lonsdale, relating to telemedicine.

HB 1385, introduced by Representative Allen, relating to the licensure of physicians trained in other countries, with a delayed effective date.

HB 1386, introduced by Representative Hovis, relating to firearms, with penalty provisions.

HB 1387, introduced by Representative Gray, relating to the use of credit scores by insurance companies, with penalty provisions.

HB 1388, introduced by Representative Gray, relating to the establishment of a council for community education.

HB 1389, introduced by Representative Gray, relating to sales tax on trade-in purchases.

HB 1390, introduced by Representative Gray, relating to criminal justice instruction in secondary schools.

HB 1391, introduced by Representative Gray, relating to great Missouri smokeout day.

HB 1392, introduced by Representative Davis, relating to marijuana facilities.

HB 1393, introduced by Representative Oehlerking, relating to the returning of leased technology products.

HB 1394, introduced by Representative Keathley, relating to employment covenants.

HB 1395, introduced by Representative Christ, relating to the designation of a memorial highway.

HB 1396, introduced by Representative Mayhew, relating to income tax.

HB 1397, introduced by Representative Oehlerking, relating to special personalized license plates.

HB 1398, introduced by Representative Cupps, relating to delinquent motor vehicle liabilities.

HB 1399, introduced by Representative Coleman, relating to social workers.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 65, relating to the general assembly.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1293, relating to the renewable energy standard.

HB 1294, relating to complaints of ethical misconduct against persons licensed to practice law.

HB 1295, relating to meetings of governing bodies of political subdivisions.

HB 1296, relating to inspections of certain facilities.

HB 1297, relating to solar energy property tax credits.

HB 1298, relating to incentives for converting a business to produce certain chemicals, gases, metals, and minerals.

HB 1299, relating to residency of congressional representatives, with penalty provisions.

HB 1300, relating to new drivers, with a penalty provision.

HB 1301, relating to the personal privacy protection act, with an emergency clause.

HB 1302, relating to the highways and transportation commission.

HB 1303, relating to public safety, with penalty provisions.

HB 1304, relating to senior rental housing projects.

HB 1305, relating to utility discontinuance moratoriums.

HB 1306, relating to tax increment financing.

HB 1307, relating to county clerks.

HB 1308, relating to sex and human trafficking awareness training, with penalty provisions.

HB 1309, relating to fire protection, with penalty provisions.

HB 1310, relating to income tax.

HB 1311, relating to confidential informants, with a penalty provision.

HB 1312, relating to death investigations.

HB 1313, relating to alternative treatment options for veterans.

HB 1314, relating to motor vehicles abandoned by persons under arrest.

HB 1315, relating to appropriations to land grant universities.

HB 1316, relating to school curriculum.

HB 1317, relating to eligibility for the access Missouri financial assistance program.

HB 1318, relating to the access Missouri financial assistance program.

HB 1319, relating to financial assistance for higher education students.

HB 1320, relating to state funding for higher education costs.

HB 1321, relating to higher education reports.

HB 1322, relating to student representatives of public institutions of higher education.

HB 1323, relating to state funding for higher education costs.

HB 1324, relating to the publishing of booking photographs.

HB 1325, relating to Pennytown day.

HB 1326, relating to teacher instructional planning time.

HB 1327, relating to voters who are visually impaired.

HB 1328, relating to the regulation of certain intoxicating products.

HB 1329, relating to net metering.

HB 1330, relating to payments for prescription drugs, with penalty provisions.

HB 1331, relating to freelance workers, with penalty provisions.

HB 1332, relating to taxation.

HB 1333, relating to the fiduciary duties for investments of public retirement systems.

HB 1334, relating to public school administrator evaluations.

HB 1335, relating to a tax credit for the care of certain children.

HB 1336, relating to international baccalaureate examinations.

HB 1337, relating to skylight safety.

HB 1338, relating to all-terrain vehicles, with penalty provisions.

HB 1339, relating to solar energy property tax credits.

HB 1340, relating to money transmission, with penalty provisions.

HB 1341, relating to reports of community and school safety concerns.

HB 1342, relating to enforcement of wage payments, with penalty provisions.

HB 1343, relating to a tax credit for contributions to certain child advocacy organizations.

HB 1344, relating to minimum prison terms.

HB 1345, relating to a work opportunity tax credit.

HB 1346, relating to compensation of student athletes.

HB 1347, relating to medical mandates in educational institutions, with penalty provisions.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJR 37, relating to the state road fund, was taken up by Representative Mayhew.

On motion of Representative Mayhew, the title of **HCS HJR 37** was agreed to.

On motion of Representative Mayhew, **HCS HJR 37** was adopted.

On motion of Representative Mayhew, **HCS HJR 37** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HBs 702, 53, 213, 216, 306 & 359, relating to the operation of certain law enforcement agencies, was taken up by Representative Christ.

On motion of Representative Christ, the title of **HCS HBs 702, 53, 213, 216, 306 & 359** was agreed to.

Representative Christ offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 702, 53, 213, 216, 306 & 359, Page 2, Section 84.100, Line 5, by inserting after the word "**thirteen**" a comma "**,**"; and

Further amend said bill, Page 6, Section 84.225, Lines 3, 8, and 13, by deleting each instance of the number "**84.005**" and inserting in lieu thereof the number "**84.012**"; and

Further amend said bill and section, Page 7, Lines 34, 35, and 37, by deleting each instance of the number "**84.005**" and inserting in lieu thereof the number "**84.012**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christ, **House Amendment No. 1** was adopted.

Speaker Pro Tem Henderson assumed the Chair.

Representative Mackey offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 702, 53, 213, 216, 306 & 359, Page 9, Section 105.726, Line 38, by inserting after said section and line the following:

"285.575. 1. This section shall be known and may be cited as the "Whistleblower's Protection Act".

2. As used in this section, the following terms shall mean:

(1) "Because" or "because of", as it relates to the adverse decision or action, the person's status as a protected person was the motivating factor;

(2) "Employer", an entity that has six or more employees for each working day in each of twenty or more calendar weeks in the current or preceding calendar year. "Employer" shall not include the state of Missouri or its agencies, instrumentalities, or political subdivisions, including but not limited to any public institution of higher education, a corporation wholly owned by the state of Missouri, an individual employed by an employer, or corporations and associations owned or operated by religious or sectarian organizations**, except that "employer" shall include law enforcement agencies**;

(3) "Proper authorities", a governmental or law enforcement agency, an officer of an employee's employer, the employee's supervisor employed by the employer, or the employee's human resources representative employed by the employer;

(4) "Protected person", an employee of an employer who has reported to the proper authorities an unlawful act of his or her employer; an employee of an employer who reports to his or her employer serious misconduct of the employer that violates a clear mandate of public policy as articulated in a constitutional provision, statute, or regulation promulgated under statute; or an employee of an employer who has refused to carry out a directive issued by his or her employer that if completed would be a violation of the law. An employee of an employer is not a protected person if:

(a) The employee is a supervisory, managerial, or executive employee or an officer of his or her employer and the unlawful act or serious misconduct reported concerns matters upon which the employee is employed to report or provide professional opinion; or

(b) The proper authority or person to whom the employee makes his or her report is the person whom the employee claims to have committed the unlawful act or violation of a clear mandate of public policy;

(5) "The motivating factor", the employee's protected classification actually played a role in the adverse decision or action and had a determinative influence on the adverse decision or action.

3. This section is intended to codify the existing common law exceptions to the at-will employment doctrine and to limit their future expansion by the courts. This section, in addition to chapter 213 and chapter 287, shall provide the exclusive remedy for any and all claims of unlawful employment practices.

4. It shall be an unlawful employment practice for an employer to discharge an individual defined as a protected person in this section because of that person's status as a protected person.

5. A protected person aggrieved by a violation of this section shall have a private right of action for actual damages for violations of this section but not for punitive damages. However, if a private right of action for damages exists under another statutory or regulatory scheme, whether under state or federal law, no private right of action shall exist under this statute.

6. Any party to any action initiated under this section may demand a trial by jury.

7. A protected person aggrieved by a violation of this section shall have a private right of action that may be filed in a court of competent jurisdiction. The only remedies available in such an action shall be:

(1) Back pay;

(2) Reimbursement of medical bills directly related to a violation of this section; and

(3) Additionally, if a protected person proves, by clear and convincing evidence, that the conduct of the employer was outrageous because of the employer's evil motive or reckless indifference to the rights of others, then, such person may receive double the amount awarded under subdivisions (1) and (2) of this subsection, as liquidated damages. In applying this subdivision, the provisions of section 510.263 shall be applied as though liquidated damages were punitive damages and as though the amounts referenced in subdivisions (1) and (2) of this subsection were compensatory damages.

8. The court, in addition to the damages set forth in subsection 7 of this section, may award the prevailing party court costs and reasonable attorney fees; except that a prevailing respondent may be awarded reasonable attorney fees only upon a showing that the case was without foundation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mackey, **House Amendment No. 2** was adopted.

Representative Perkins offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 702, 53, 213, 216, 306 & 359, Page 9, Section 105.726, Line 38, by inserting after said section and line the following:

"590.033. 1. The POST commission shall establish minimum standards for a chief of police training course, which shall include at least forty hours of training. All police chiefs appointed after August 28, 2023, shall attend a chief of police training course certified by the POST commission not later than six months after the person's appointment as a chief of police.

2. A chief of police may request an exemption from the training in subsection 1 of this section by submitting to the POST commission proof of completion of the Federal Bureau of Investigation's national academy course or any other equivalent training course within the previous ten years or at least five years of experience as a police chief in a Missouri law enforcement agency.

3. Any law enforcement agency that has a chief of police appointed after August 28, 2023, who fails to complete a chief of police training course within six months of appointment shall be precluded from receiving any POST commission training funds, state grant funds, or federal grant funds, until the police chief has completed the training course.

4. While attending a chief of police training course, the chief of police shall receive compensation in the same manner and amount as if carrying out the powers and duties of the chief of police. The cost of the chief of police training course may be paid by moneys from the peace officer standards and training commission fund created in section 590.178."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roberts offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for House Bill Nos. 702, 53, 213, 216, 306 & 359, Page 1, Lines 10-11, by deleting said lines and inserting in lieu thereof the phrase "**Investigation's national academy course or any other equivalent training course.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 1 to House Amendment No. 3** was adopted.

Representative Collins raised a point of order that a member was in violation of Rule 84.

The Chair ruled the point of order well taken.

On motion of Representative Perkins, **House Amendment No. 3, as amended**, was adopted.

Representative Aune offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 702, 53, 213, 216, 306 & 359, Page 7, Section 84.325, Line 40, by inserting after the number "**6.**" the following:

"**Beginning August 28, 2024, and annually thereafter, the state auditor shall develop an annual research report indicating the decrease in criminal activity that resulted from the board assuming control of any municipal police force established within any city not within a county under this section. The research report shall be submitted to the general assembly no later than December thirty-first of each year.**

7."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Aune, **House Amendment No. 4** was adopted.

Representative Bosley offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 702, 53, 213, 216, 306 & 359, Page 3, Section 84.160, Line 5, by deleting the word "**four**" and inserting in lieu thereof the word "**seven**"; and

Further amend said bill, Page 7, Section 84.325, Line 17, by inserting at the end of said line the following:

"**The state shall be responsible for all costs incurred as a result of the board's assumption of control of any municipal force established within any city not within a county.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Sparks offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for House Bill Nos. 702, 53, 213, 216, 306 & 359, Page 1, Lines 5-9, by deleting said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sparks, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Bosley, **House Amendment No. 5, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 145

Adams	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Boggs	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Christ
Christofanelli	Clemens	Coleman	Cook	Copeland
Crossley	Cupps	Davidson	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Lavender	Lewis 6	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Quade	Reedy	Reuter	Richey

Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Woods	Wright	Young	Mr. Speaker

NOES: 003

Chappell	Davis	Lovasco

PRESENT: 005

Aldridge	Bland Manlove	Collins	Lewis 25	Merideth

ABSENT WITH LEAVE: 010

Allen	Appelbaum	Falkner	Keathley	Lonsdale
Morse	Proudie	Toalson Reisch	Wilson	Windham

VACANCIES: 000

On motion of Representative Christ, **HCS HBs 702, 53, 213, 216, 306 & 359, as amended**, was adopted.

On motion of Representative Christ, **HCS HBs 702, 53, 213, 216, 306 & 359, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS#2 HB 713 - Fiscal Review
HCS HB 715 - Fiscal Review
HCS HBs 903, 465, 430 & 499 - Fiscal Review

COMMITTEE REPORTS

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 131**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Baker, Copeland, Crossley, Hicks, Ingle, Justus, Matthiesen, McMullen, Merideth, Myers, Riley and Weber

Noes (0)

Absent (2): Lovasco and Reuter

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 447**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Baker, Copeland, Crossley, Hicks, Ingle, Justus, Matthiesen, McMullen, Merideth, Myers, Reuter, Riley and Weber

Noes (0)

Absent (1): Lovasco

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 510**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Baker, Copeland, Crossley, Hicks, Ingle, Justus, Matthiesen, McMullen, Merideth, Myers, Reuter, Riley and Weber

Noes (0)

Absent (1): Lovasco

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 442**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Amato, Appelbaum, Clemens, Cook, Doll, Griffith, Kelley (127), Lewis (25), Peters, Schwadron, Stephens, Thomas and Wright

Noes (1): Davis

Absent (0)

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 971** and **HB 970**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Boggs, Buchheit-Courtway, Fogle, Gragg, Haden, Keathley, Lewis (25), Nickson-Clark, Pouche, Stinnett, Thomas, Toalson Reisch and Unsicker

Noes (0)

Absent (1): Seitz

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 1162**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Boggs, Buchheit-Courtway, Fogle, Gragg, Haden, Keathley, Lewis (25), Pouche, Stinnett, Thomas, Toalson Reisch and Unsicker

Noes (0)

Absent (2): Nickson-Clark and Seitz

Committee on Insurance Policy, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1019**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Atchison, Butz, Christofanelli, Dinkins, Parker, Reedy, Sauls, Schnelting, Titus, Waller and West

Noes (0)

Absent (6): Appelbaum, Coleman, Gregory, Johnson (23), Mosley and Murphy

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 587**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Adams, Amato, Bangert, Baringer, Burger, Chappell, Diehl, Falkner, Hinman, Lonsdale, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (1): Byrnes

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 978**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Amato, Bangert, Baringer, Burger, Chappell, Diehl, Falkner, Hinman, Lonsdale, Reedy and Walsh Moore

Noes (1): Perkins

Absent (2): Adams and Byrnes

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 493**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 44**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 67**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 94**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 129**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 130**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 283**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 487**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 528**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 547**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 644**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 923**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1021**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1055**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Hovis and Thompson

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 668**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Absent (3): Bosley, Buchheit-Courtway and Burger

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bill, having remained on the House Consent Calendar for Perfection for five legislative days, was ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 402**.

COMMITTEE APPOINTMENTS

March 1, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Government Administration, and appoint the following members:

Representative Dale Wright, Chair
Representative Mark Matthiesen, Vice Chair
Representative Doug Clemens, Ranking Minority Member
Representative Gary Bonacker

Representative Michael Burton
Representative Michael Davis
Representative Deb Lavender
Representative Peggy McGaugh
Representative Louis Riggs
Representative Cheri Toalson Reisch

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

March 1, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby establish the following committee, Special Committee on Public Policy, and appoint the following members:

Representative Terry Thompson, Chair
Representative Brad Hudson, Vice Chair
Representative Mark Sharp, Ranking Minority Member
Representative Dan Houx
Representative Hannah Kelly
Representative Jeff Knight
Representative Robert Sauls

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

COMMITTEE CHANGES

March 1, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the General Laws committee:

I hereby appoint the following members to the committee:

Representative Brad Hudson
Representative Cameron Parker

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

March 1, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Joint Committee on Government Accountability:

I hereby remove Representative Ben Baker from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

WITHDRAWAL OF HOUSE BILLS

March 1, 2023

Dana Rademan Miller
Chief Clerk
State Capitol Building
201 W. Capitol Avenue
Jefferson City, MO 65101

Dear Dana Rademan Miller,

I respectfully request that **House Bill No. 58** be withdrawn.

Sincerely,

/s/ Marlene Terry
State Representative District 66
Chair of the Missouri Legislative Black Caucus

The following members' presence was noted: Allen, Falkner, Keathley, Lonsdale, Proudie, Toalson Reisch, and Wilson.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, March 2, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, March 2, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: HB 576, HB 1023

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, March 2, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 36, HB 571, HB 1024
Executive session will be held: HB 725, HB 766

FINANCIAL INSTITUTIONS
Tuesday, March 7, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Executive session will be held: HB 586, HB 521, HB 584, HB 234, HB 1109

FISCAL REVIEW
Thursday, March 2, 2023, 8:45 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending referral of HB 715, HB 903, and HB 713.

JUDICIARY
Monday, March 6, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 902, HB 721, HB 1181, HB 405

RULES - REGULATORY OVERSIGHT
Thursday, March 2, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HB 490, HB 677, HCS HBs 919 & 1081, HCS HBs 47 & 638, HB 630
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 7, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 920, HB 999
Executive session will be held: HCR 13, HB 736, HB 1117
Missouri Division of Tourism presentation on annual report.

TRANSPORTATION ACCOUNTABILITY
Thursday, March 2, 2023, 8:30 AM, House Hearing Room 1.
Executive session will be held: HB 778, HB 519, HB 520
Time changed to 8:30 AM.
CORRECTED

WAYS AND MEANS
Thursday, March 2, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: HB 1078

HOUSE CALENDAR

THIRTY-SECOND DAY, THURSDAY, MARCH 2, 2023

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 20 through HCR 27

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 66

HOUSE BILLS FOR SECOND READING

HB 1348 through HB 1399

HOUSE BILLS FOR PERFECTION

HB 70 - Dinkins
HCS HBs 133 & 583 - Hudson
HB 202 - Francis
HCS HB 461 - Riggs
HCS HB 909 - Haffner
HB 585 - Owen
HCS HB 454 - Coleman
HCS HB 668 - Houx
HB 44 - Haley
HB 67 - Terry
HB 94 - Schwadron
HB 487 - Francis
HB 528 - Murphy
HB 547 - Roberts
HB 1021 - Baker
HB 1055 - Mayhew
HB 827 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 253 - Pollitt

HOUSE BILLS FOR PERFECTION - CONSENT

(03/02/2023)

HB 129 - Griffith
HCS HB 130 - Griffith
HB 283 - Kelly (141)
HB 644 - Francis
HB 923 - Hovis

HOUSE BILLS FOR THIRD READING

HB 730 - Brown (16)
HS HCS HB 186 - Murphy
HCS HB 655 - Knight
HCS HB 154 - Thomas
HCS HBs 575 & 910 - Shields
HCS HB 715, (Fiscal Review 3/1/23) - Kelly (141)
HCS#2 HB 713, (Fiscal Review 3/1/23), E.C. - Reedy
HCS HBs 903, 465, 430 & 499, (Fiscal Review 3/1/23) - Haffner

HOUSE BILLS FOR THIRD READING - CONSENT

HB 402 - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTY-SECOND DAY, THURSDAY, MARCH 2, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"By grace you have been saved through faith, and this is not your own doing it is the gift of God." (Ephesians 2:8)

Our God in heaven, in whom we live, move and have our being, let our tongues awake as we humbly pray that You guide and govern us; so by Your spirit, that in all the votes and meetings of these hours, we may never forget that You are with us.

Lead us in the paths of light because, blindly, we stumble when we walk alone. Only with You do we journey safely on for the benefit of all in the show me state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-first day was approved as printed.

HOUSE RESOLUTIONS

Representative Veit offered House Resolution No. 757.
Representative Veit offered House Resolution No. 758.
Representative McGaugh offered House Resolution No. 791.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 20, relating to the governance of St. Louis City and St. Louis County.

HCR 21, relating to a joint investigation for contamination from radioactive waste.

HCR 22, relating to a joint investigation for contamination from radioactive waste.

HCR 23, relating to donate life month.

HCR 24, relating to sickle cell awareness week.

HCR 25, relating to minority organ donor awareness week.

HCR 26, relating to American Red Cross minority blood drive day.

HCR 27, relating to the employment of an independent certified public accountant.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 66, relating to elections.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1348, relating to health professionals in public schools.

HB 1349, relating to incident reporting for public schools.

HB 1350, relating to motor vehicle sales tax payment plans.

HB 1351, relating to property tax credits.

HB 1352, relating to the awarding of fees in certain proceedings.

HB 1353, relating to motor vehicles abandoned by persons under arrest.

HB 1354, relating to motor fuel.

HB 1355, relating to the employer-employee relationship.

HB 1356, relating to violence in hospitals.

HB 1357, relating to regulation of solar energy.

HB 1358, relating to a hazardous waste release alert system.

HB 1359, relating to underground facility safety, with penalty provisions.

HB 1360, relating to public school student communications.

HB 1361, relating to a map of the incidence of specified conditions in the state, with penalty provisions.

HB 1362, relating to public school retirement systems.

HB 1363, relating to reimbursement for certain damage to motor vehicles.

HB 1364, relating to offenses involving the viewing of certain activities, with penalty provisions.

HB 1365, relating to health insurance coverage of certain pediatric disorders.

HB 1366, relating to the motor fuel tax exemption.

HB 1367, relating to the certification of a juvenile for trial as an adult.

HB 1368, relating to summer camps, with penalty provisions.

HB 1369, relating to civil actions.

HB 1370, relating to motor fuel tax.

HB 1371, relating to mental health awareness in public schools.

HB 1372, relating to medical requirements for commercial vehicle operators.

HB 1373, relating to liability protections.

HB 1374, relating to the transportation of persons with mental disorders.

HB 1375, relating to legal tender.

HB 1376, relating to historic trails.

HB 1377, relating to the designation of a memorial highway.

HB 1378, relating to the vinyl chloride level in drinking water.

HB 1379, relating to the transfer of firearms, with penalty provisions.

HB 1380, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 1381, relating to firearms.

HB 1382, relating to local control school districts.

HB 1383, relating to the production of agricultural products.

HB 1384, relating to telemedicine.

HB 1385, relating to the licensure of physicians trained in other countries, with a delayed effective date.

HB 1386, relating to firearms, with penalty provisions.

HB 1387, relating to the use of credit scores by insurance companies, with penalty provisions.

HB 1388, relating to the establishment of a council for community education.

HB 1389, relating to sales tax on trade-in purchases.

HB 1390, relating to criminal justice instruction in secondary schools.

HB 1391, relating to great Missouri smokeout day.

HB 1392, relating to marijuana facilities.

HB 1393, relating to the returning of leased technology products.

HB 1394, relating to employment covenants.

HB 1395, relating to the designation of a memorial highway.

HB 1396, relating to income tax.

HB 1397, relating to special personalized license plates.

HB 1398, relating to delinquent motor vehicle liabilities.

HB 1399, relating to social workers.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS#2 HB 713**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 903, 465, 430 & 499**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

THIRD READING OF HOUSE BILLS

HB 730, relating to property rights, was taken up by Representative Brown (16).

On motion of Representative Brown (16), **HB 730** was read the third time and passed by the following vote:

AYES: 104

Allen	Atchison	Baker	Banderman	Billington
Black	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 042

Adams	Amato	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Brown 87	Burnett	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Plank	Proudie	Quade	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 005

Anderson	Barnes	Bosley	Sauls	Smith 46

ABSENT WITH LEAVE: 012

Aldridge	Boggs	Casteel	Evans	Falkner
Ingle	Kelly 141	Morse	Myers	Nickson-Clark
Sharp 37	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HS HCS HB 186, relating to ballot language relating to taxation, was taken up by Representative Murphy.

On motion of Representative Murphy, **HS HCS HB 186** was read the third time and passed by the following vote:

AYES: 148

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Mosley	Murphy
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 003

Bland Manlove	Bosley	Merideth

ABSENT WITH LEAVE: 012

Aldridge	Boggs	Casteel	Evans	Falkner
Ingle	Kelly 141	Morse	Myers	Nickson-Clark
Sharp 37	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 655, relating to property and casualty insurance, was taken up by Representative Knight.

On motion of Representative Knight, **HCS HB 655** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Byrnes	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	Merideth	Mosley	Murphy	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Casteel	Evans	Falkner	Kelly 141
McMullen	Morse	Myers	Nickson-Clark	Nurrenbern
Sharp 37	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 154, relating to a sales tax exemption for certain medical devices, was taken up by Representative Thomas.

On motion of Representative Thomas, **HCS HB 154** was read the third time and passed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 001

Davidson

PRESENT: 002

Doll	Phifer

ABSENT WITH LEAVE: 010

Aldridge	Bonacker	Casteel	Falkner	Morse
Myers	Nickson-Clark	Sharp 37	Unsicker	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 575 & 910, relating to breast examinations, was taken up by Representative Shields.

On motion of Representative Shields, **HCS HBs 575 & 910** was read the third time and passed by the following vote:

AYES: 126

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Black	Bland Manlove	Bonacker	Bosley	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Butz	Byrnes
Christ	Clemens	Collins	Cook	Crossley
Cupps	Diehl	Dinkins	Doll	Ealy
Evans	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelly 141	Knight
Lavender	Lewis 25	Lonsdale	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Riggs	Roberts	Sassmann	Sauls	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 46	Sparks	Steinhoff	Stinnett	Strickler
Taylor 84	Terry	Thomas	Thompson	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 029

Baker	Banderman	Billington	Boggs	Boyd
Busick	Chappell	Christofanelli	Coleman	Copeland
Davidson	Davis	Deaton	Hausman	Hurlbert
Kelley 127	Lewis 6	Lovasco	Richey	Riley
Sander	Schnelting	Smith 163	Stacy	Stephens
Taylor 48	Titus	Toalson Reisch	West	

PRESENT: 000

ABSENT WITH LEAVE: 008

Aldridge	Casteel	Falkner	Morse	Myers
Nickson-Clark	Sharp 37	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS#2 HB 713, relating to motor vehicle assessments, was taken up by Representative Reedy.

On motion of Representative Reedy, **HCS#2 HB 713** was read the third time and passed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Byrnes	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Mosley	Murphy	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 003

Bland Manlove	Burton	Phifer

ABSENT WITH LEAVE: 010

Aldridge	Casteel	Falkner	Hausman	Morse
Myers	Nickson-Clark	Sharp 37	Steinhoff	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 114

Allen	Amato	Atchison	Baker	Banderman
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Byrnes	Christ
Christofanelli	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Deaton	Diehl
Dinkins	Ealy	Evans	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Mackey	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Strickler	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
West	Wilson	Wright	Mr. Speaker	

NOES: 030

Adams	Appelbaum	Aune	Bangert	Brown 27
Burnett	Butz	Chappell	Davis	Doll
Fogle	Fountain Henderson	Gray	Johnson 12	Johnson 23
Lavender	Lovasco	Mann	Merideth	Phifer
Plank	Smith 46	Steinhoff	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 009

Anderson	Bland Manlove	Brown 87	Burton	Clemens
Lewis 25	Mosley	Proudie	Quade	

ABSENT WITH LEAVE: 010

Aldridge	Bosley	Casteel	Falkner	Morse
Myers	Nickson-Clark	Sharp 37	Waller	Windham

VACANCIES: 000

HCS HB 715, relating to educational costs of children, was placed on the Informal Calendar.

HCS HBs 903, 465, 430 & 499, relating to foreign ownership of real property, was taken up by Representative Haffner.

On motion of Representative Haffner, **HCS HBs 903, 465, 430 & 499** was read the third time and passed by the following vote:

AYES: 130

Allen	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Evans	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Mackey	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Murphy	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Weber
West	Wilson	Woods	Wright	Mr. Speaker

NOES: 003

Davis	Sander	Seitz

PRESENT: 022

Adams	Appelbaum	Bland Manlove	Bosley	Clemens
Collins	Doll	Ealy	Gray	Johnson 12
Johnson 23	Lavender	Lewis 25	Lonsdale	Mann
Merideth	Mosley	Proudie	Taylor 84	Terry
Walsh Moore	Young			

ABSENT WITH LEAVE: 008

Aldridge	Byrnes	Casteel	Falkner	Morse
Myers	Nickson-Clark	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 21 - General Laws
HCR 22 - General Laws

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 37 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 702, 53, 213, 216, 306 & 359 - Fiscal Review
HB 45 - Professional Registration and Licensing
HB 48 - Professional Registration and Licensing
HB 56 - Judiciary
HB 77 - Crime Prevention and Public Safety
HB 95 - Crime Prevention and Public Safety
HB 105 - Crime Prevention and Public Safety
HB 107 - Insurance Policy
HB 113 - Judiciary
HB 128 - General Laws
HB 134 - Local Government
HB 138 - Judiciary
HB 168 - Special Committee on Government Administration
HB 172 - Elementary and Secondary Education
HB 195 - Crime Prevention and Public Safety
HB 231 - Crime Prevention and Public Safety
HB 237 - Economic Development
HB 257 - Pensions
HB 267 - Special Committee on Public Policy
HB 270 - Professional Registration and Licensing
HB 272 - General Laws
HB 273 - General Laws
HB 274 - General Laws
HB 282 - Emerging Issues
HB 296 - Local Government
HB 298 - Crime Prevention and Public Safety

HB 302 - Crime Prevention and Public Safety
HB 305 - Judiciary
HB 339 - Judiciary
HB 344 - Local Government
HB 347 - Special Committee on Public Policy
HB 368 - Economic Development
HB 392 - Crime Prevention and Public Safety
HB 396 - Health and Mental Health Policy
HB 400 - Local Government
HB 414 - Economic Development
HB 429 - Judiciary
HB 438 - Judiciary
HB 439 - Crime Prevention and Public Safety
HB 440 - Crime Prevention and Public Safety
HB 468 - Crime Prevention and Public Safety
HB 483 - Elementary and Secondary Education
HB 514 - Government Efficiency and Downsizing
HB 516 - Rural Community Development
HB 531 - Crime Prevention and Public Safety
HB 534 - General Laws
HB 549 - Crime Prevention and Public Safety
HB 565 - Elementary and Secondary Education
HB 589 - Special Committee on Tax Reform
HB 628 - General Laws
HB 648 - Local Government
HB 652 - Health and Mental Health Policy
HB 659 - Crime Prevention and Public Safety
HB 665 - Crime Prevention and Public Safety
HB 698 - General Laws
HB 699 - Emerging Issues
HB 706 - Emerging Issues
HB 707 - Agriculture Policy
HB 708 - Elementary and Secondary Education
HB 722 - Financial Institutions
HB 822 - Children and Families
HB 835 - Judiciary
HB 868 - Judiciary
HB 878 - Elementary and Secondary Education
HB 924 - Crime Prevention and Public Safety
HB 927 - Judiciary
HB 943 - Judiciary
HB 944 - Special Committee on Government Accountability
HB 947 - Crime Prevention and Public Safety
HB 958 - Judiciary
HB 988 - Agriculture Policy
HB 998 - Budget

HB 1009 - General Laws
HB 1012 - Special Committee on Government Administration
HB 1034 - Children and Families
HB 1074 - Health and Mental Health Policy
HB 1083 - Economic Development
HB 1096 - Agriculture Policy
HB 1099 - Special Committee on Government Administration
HB 1102 - Health and Mental Health Policy
HB 1106 - Economic Development
HB 1114 - Judiciary
HB 1143 - Utilities
HB 1144 - Special Committee on Tax Reform
HB 1146 - Judiciary
HB 1153 - General Laws
HB 1161 - Special Committee on Government Administration
HB 1169 - Emerging Issues
HB 1173 - Higher Education
HB 1189 - Higher Education
HB 1193 - Transportation Infrastructure
HB 1194 - Ways and Means
HB 1208 - Government Efficiency and Downsizing
HB 1210 - Financial Institutions
HB 1219 - Crime Prevention and Public Safety
HB 1252 - Special Committee on Tax Reform
HB 1262 - Local Government
HB 1263 - Government Efficiency and Downsizing
HB 1271 - Judiciary
HB 1280 - Crime Prevention and Public Safety
HB 1285 - Judiciary
HB 1335 - Children and Families
HB 1366 - Transportation Accountability
HB 1367 - Crime Prevention and Public Safety
HB 1368 - Children and Families
HB 1369 - Judiciary
HB 1370 - Transportation Accountability

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Haffner reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 467**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (18): Brown (149), Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Parker, Plank, Pollitt, Van Schoiack, Weber, Woods and Young

Noes (1): Boyd

Absent (1): Knight

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1023**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (20): Boyd, Brown (149), Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Plank, Pollitt, Van Schoiack, Weber, Woods and Young

Noes (0)

Absent (0)

Committee on Conservation and Natural Resources, Chairman Sassmann reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 779**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Bonacker, Brown (87), Burton, Diehl, Farnan, Haley, Justus, Mayhew, Sassmann, Stephens, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (1): Knight

Committee on Crime Prevention and Public Safety, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 725**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (21): Allen, Anderson, Banderman, Brown (16), Collins, Cook, Doll, Hardwick, Hovis, Jones, Kelley (127), Mackey, Marquart, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (0)

Absent (5): Bland Manlove, Bosley, Hicks, Myers and Sharp (37)

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 766**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (21): Allen, Anderson, Banderman, Brown (16), Collins, Cook, Doll, Hardwick, Hovis, Jones, Kelley (127), Mackey, Marquart, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (0)

Absent (5): Bland Manlove, Bosley, Hicks, Myers and Sharp (37)

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 556** and **HB 581**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Aune, Davidson, Diehl, Farnan, Gallick, Hardwick, Hinman, Hurlbert, Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (2): Haffner and Johnson (12)

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 348**, **HB 285** and **HB 407**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Brown (27), Coleman, Cook, Dinkins, Doll, Lewis (25), Parker, Roberts and Stinnett

Noes (0)

Absent (5): Casteel, Keathley, Kelly (141), Matthiesen and Nickson-Clark

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 536**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Baker, Davidson, Deaton, Hinman, Hudson, Hurlbert, Justus, McMullen, Peters, Richey and Strickler

Noes (2): Lavender and Merideth

Absent (1): Butz

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 816** and **HB 660**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Davidson, Deaton, Hinman, Hudson, Hurlbert, Justus, McMullen, Peters and Richey

Noes (3): Lavender, Merideth and Strickler

Absent (1): Butz

Committee on Utilities, Chairman Bromley reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 651**, **HB 479** and **HB 647**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Atchison, Banderman, Black, Bromley, Ingle, Johnson (23), Keathley, Lonsdale, McMullen, Schulte and Weber

Noes (1): Falkner

Absent (2): Brown (87) and Byrnes

Committee on Workforce and Infrastructure Development, Chairman Riggs reporting:

Mr. Speaker: Your Committee on Workforce and Infrastructure Development, to which was referred **HB 316**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Bangert, Brown (16), Haley, Murphy, Plank, Riggs, Shields, Waller, Wilson and Young

Noes (0)

Absent (4): Hardwick, Oehlerking, Stephens and Walsh Moore

Mr. Speaker: Your Committee on Workforce and Infrastructure Development, to which was referred **HB 657**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Bangert, Brown (16), Haley, Murphy, Plank, Riggs, Shields, Stephens, Waller, Wilson and Young

Noes (0)

Absent (3): Hardwick, Oehlerking and Walsh Moore

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 703**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baker, Copeland, Francis, Haden and Houx

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (2): Griffith and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 802, 807 & 886**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Bland Manlove, Copeland, Francis, Haden, Houx, Mackey and Smith (46)

Noes (0)

Absent (2): Griffith and Myers

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 47 & 638**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (1): Aldridge

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 490**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Cupps, Gregory, Haffner, Ingle, O'Donnell, Riley and Roberts

Noes (0)

Absent (3): Aldridge, Evans and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 630**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Cupps, Evans, Gregory, Haffner, O'Donnell, Riley and Roberts

Noes (2): Ingle and Proudie

Absent (1): Aldridge

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 677**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (1): Aldridge

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 919 & 1081**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Roberts

Noes (0)

Absent (1): Aldridge

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 81 - Rules - Administrative Oversight
HCS HBs 117, 343 & 1091 - Rules - Administrative Oversight
HB 131 - Rules - Administrative Oversight
HB 132 - Rules - Administrative Oversight
HCS HB 356 - Rules - Administrative Oversight
HCS HB 442 - Rules - Administrative Oversight
HB 447 - Rules - Regulatory Oversight
HCS HB 475 - Rules - Legislative Oversight
HCS HB 510 - Rules - Administrative Oversight
HCS HBs 556 & 581 - Rules - Legislative Oversight
HCS HB 587 - Rules - Legislative Oversight
HCS HBs 700 & 445 - Rules - Legislative Oversight
HCS HBs 816 & 660 - Rules - Legislative Oversight
HCS HBs 930, 361 & 326 - Rules - Regulatory Oversight
HCS HBs 971 & 970 - Rules - Administrative Oversight
HB 1010 - Rules - Regulatory Oversight
HB 1162 - Rules - Administrative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 34** entitled:

An act to amend chapter 170, RSMo, by adding thereto one new section relating to elective social studies courses on the Bible.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 45 & 90** entitled:

An act to repeal sections 208.151 and 208.662, RSMo, and to enact in lieu thereof four new sections relating to MO HealthNet, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 72** entitled:

An act to repeal sections 509.520 and 565.240, RSMo, and to enact in lieu thereof nine new sections relating to judicial privacy, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 96** entitled:

An act to repeal sections 67.1421 and 238.225, RSMo, and to enact in lieu thereof two new sections relating to votes in political subdivisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 127** entitled:

An act to repeal sections 226.1150, 227.441, and 227.539, RSMo, and to enact in lieu thereof twenty-one new sections relating to state designations marked by the department of transportation.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 139** entitled:

An act to amend chapter 226, RSMo, by adding thereto one new section relating to the designation of a historic region.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 186** entitled:

An act to repeal sections 569.010, 569.100, 570.010, and 570.030, RSMo, and to enact in lieu thereof four new sections relating to criminal offenses involving teller machines, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

COMMITTEE CHANGES

March 2, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the General Laws committee:

I hereby appoint Representative Anthony Ealy to the committee.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
House Minority Leader
District 132

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 4:00 p.m., Monday, March 6, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, March 7, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 822, HB 1034, HB 1335
Executive session will be held: HB 906, HB 719, HB 1058

CHILDREN AND FAMILIES
Wednesday, March 8, 2023, 4:30 PM or upon adjournment (whichever is later),
Joint Hearing Room (117).
Executive session will be held: HB 870

CONSENT AND HOUSE PROCEDURE
Tuesday, March 7, 2023, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HR 268, HR 269, HR 490, HR 492
Executive session will be held: HR 268, HR 269, HR 490, HR 492
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Monday, March 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1129
Executive session will be held: HB 142, HB 631, HB 774

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 8, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 119, HB 372, HB 382, HB 420, HB 550, HB 693, HB 1133, HB 1028

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 7, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Executive session will be held: HJR 19

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 14, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Executive session will be held: HJR 19
CANCELLED

FINANCIAL INSTITUTIONS
Tuesday, March 7, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 586, HB 521, HB 584, HB 234, HB 1109

FISCAL REVIEW
Monday, March 6, 2023, 1:45 PM, House Hearing Room 4.
Executive session will be held: HCS HJR 37, HCS HBs 702, 53, 213, 216, 306 & 359
Executive session may be held on any matter referred to the committee.
Added HB 702.
AMENDED

FISCAL REVIEW
Tuesday, March 7, 2023, 9:45 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending bill referral.
CANCELLED

FISCAL REVIEW
Wednesday, March 8, 2023, 9:45 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending bill referral.
CANCELLED

FISCAL REVIEW
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 4.
Pending bill referral.
CANCELLED

GENERAL LAWS
Tuesday, March 7, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 353, HCR 21, HB 1165
Executive session will be held: HB 543, HB 1008, HB 1015

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 542, HB 1118, HB 514, HB 1263
Executive session will be held: HB 995, HB 986

HEALTH AND MENTAL HEALTH POLICY
Monday, March 6, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1082, HB 1094, HB 812, HB 320, HB 1102
Executive session will be held: HB 1040
Added HB 1102.
AMENDED

HEALTHCARE REFORM
Tuesday, March 7, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 464
Executive session will be held: HB 777

JUDICIARY
Monday, March 6, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 902, HB 721, HB 1181, HB 405

LOCAL GOVERNMENT
Tuesday, March 7, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 247, HB 876, HB 437
Executive session will be held: HB 625, HB 764

PENSIONS
Tuesday, March 7, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 257
Executive session will be held: HB 155, HB 222, HB 496

RULES - ADMINISTRATIVE OVERSIGHT
Monday, March 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HB 81, HCS HBs 117, 343 & 1091, HB 131, HB 132, HCS HB 356
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, March 6, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HB 475, HCS HBs 556 & 581, HCS HB 587, HCS HBs 700 & 445, HCS HBs 816 & 660
Executive session may be held on any matter referred to the committee.
Added HB 700 and HB 816.
AMENDED

RURAL COMMUNITY DEVELOPMENT
Monday, March 6, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 622, HB 1207
Executive session will be held: HB 403, HB 805, HJR 20

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, March 9, 2023, 10:30 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HEC 1
Discussion of future action by the Committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, March 6, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 489, HB 1196

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held:
HB 168, HB 1012, HB 1099, HB 1161

SPECIAL COMMITTEE ON HOMELAND SECURITY
Monday, March 6, 2023, 12:00 PM, House Hearing Room 5.
Executive session will be held: HB 188
United States Air Force Retired Kevin Keeney, now Area Vice President – Department of Defense at Elasticsearch, will give a presentation on cyber adversaries.
Added HB 188.
CORRECTED

SPECIAL COMMITTEE ON TAX REFORM
Monday, March 6, 2023, 11:45 AM, House Hearing Room 7.
Executive session will be held: SS SB 25

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, March 7, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1141, HB 1252, HJR 7, HJR 11

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 7, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 920, HB 999
Executive session will be held: HCR 13, HB 736, HB 1117
Missouri Division of Tourism presentation on annual report.

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, March 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 102

TRANSPORTATION ACCOUNTABILITY
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1366, HB 1370

UTILITIES
Monday, March 6, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1065, HB 1152

VETERANS
Tuesday, March 7, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 869, HB 1154

HOUSE CALENDAR

THIRTY-THIRD DAY, MONDAY, MARCH 6, 2023

HOUSE BILLS FOR PERFECTION

HB 70 - Dinkins
HCS HBs 133 & 583 - Hudson
HB 202 - Francis
HCS HB 461 - Riggs
HCS HB 909 - Haffner
HB 585 - Owen
HCS HB 454 - Coleman
HCS HB 668 - Houx
HB 44 - Haley
HB 67 - Terry

HB 94 - Schwadron
HB 487 - Francis
HB 528 - Murphy
HB 547 - Roberts
HB 1021 - Baker
HB 1055 - Mayhew
HB 827 - Christofanelli
HB 490 - Sharpe (4)
HB 677 - Copeland
HCS HBs 919 & 1081 - Schnelting
HCS HBs 47 & 638 - Haley
HB 630 - Knight
HCS HBs 802, 807 & 886 - Dinkins

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 253 - Pollitt

HOUSE BILLS FOR PERFECTION - CONSENT

(03/02/2023)

HB 129 - Griffith
HCS HB 130 - Griffith
HB 283 - Kelly (141)
HB 644 - Francis
HB 923 - Hovis

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 37, (Fiscal Review 3/2/23) - Mayhew

HOUSE BILLS FOR THIRD READING

HCS HBs 702, 53, 213, 216, 306 & 359, (Fiscal Review 3/2/23) - Christ

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 715, (Fiscal Review 3/1/23) - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 402 - Henderson

SENATE BILLS FOR SECOND READING

SB 34
SS SCS SBs 45 & 90
SS SCS SB 72
SS#2 SCS SB 96
SS SCS SB 127
SS SB 139
SB 186

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTY-THIRD DAY, MONDAY, MARCH 6, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Dirk Deaton.

Almighty God, Creator of all things, we the members of the Missouri House of Representatives beseech You at this hour for guidance and wisdom. We are weak, but Thou art strong, so Lord, we pray the will of this body would align with Your sovereign will.

While we speak of "liberty" and "freedom" on this hallowed floor as it relates to our temporal existence, may we come to know the truest form of liberty and freedom that is found in You. A freedom and liberty that is eternal and secured by Your sovereign hand.

While we take great joy in meeting one another on this floor, by Your grace, may we one day meet again in that City where the Lamb is the light.

And the House says, "Amen."

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-second day was approved as printed.

HOUSE RESOLUTIONS

Representative Jones offered House Resolution No. 820.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 34, relating to elective social studies courses on the Bible.

SS SCS SBs 45 & 90, relating to MO HealthNet, with an emergency clause.

SS SCS SB 72, relating to judicial privacy, with penalty provisions.

SS#2 SCS SB 96, relating to votes in political subdivisions.

SS SCS SB 127, relating to state designations marked by the department of transportation.

SS SB 139, relating to the designation of a historic region.

SB 186, relating to criminal offenses involving teller machines, with penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 702, 53, 213, 216, 306 & 359**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

THIRD READING OF HOUSE BILLS

HCS HBs 702, 53, 213, 216, 306 & 359, relating to the operation of certain law enforcement agencies, was taken up by Representative Christ.

On motion of Representative Christ, **HCS HBs 702, 53, 213, 216, 306 & 359** was read the third time and passed by the following vote:

AYES: 113

Allen	Amato	Atchison	Baker	Banderman
Baringer	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Buchheit-Courtway
Burger	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson

Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 040

Adams	Anderson	Appelbaum	Aune	Barnes
Bland Manlove	Bosley	Brown 27	Brown 87	Burton
Clemens	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Phifer	Plank	Proudie	Quade	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods

PRESENT: 003

Crossley	Johnson 12	Nurrenbern

ABSENT WITH LEAVE: 007

Aldridge	Bangert	Burnett	Collins	Morse
Nickson-Clark	Young			

VACANCIES: 000

Speaker Plocher declared the bill passed.

PERFECTION OF HOUSE BILLS

HB 70, relating to school protection officers, was taken up by Representative Dinkins.

On motion of Representative Dinkins, the title of **HB 70** was agreed to.

Representative Nurrenbern offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 70, Page 1, Section 160.665, Line 2, by deleting all of the said line and inserting in lieu thereof the following:

"**[**~~elementary or secondary school teachers or~~**]** administrators **or other designated school**"; and

Further amend said bill, page, and section, Line 5, by deleting the said line and inserting in lieu thereof the following:

"duties of the **[**~~teacher or~~ **]**administrator **or other designated school personnel**. Any"; and

Further amend said bill and section, Page 2, Lines 25 to 33, by deleting all of the said lines and inserting in lieu thereof the following:

"6. Any **[**~~teacher or~~**]**administrator **or other designated school personnel** of an elementary or secondary school who seeks to be designated as a school protection officer shall request such designation in writing, and submit it to the superintendent of the school district **[**~~which~~**] that** employs **[**~~him or her~~**] such individual** as **[**~~a teacher or~~**]an** administrator **or other designated school personnel**. Along with this request, any **[**~~teacher or~~**]**administrator **or other designated school personnel** seeking to carry a concealed firearm on school property shall also submit proof that **[**~~he or she~~**] such individual** has a valid concealed carry endorsement or permit, and all **[**~~teachers and~~**]** administrators **and other designated school**"; and

Further amend said bill, page, and section, Line 38, by deleting all of the said line and inserting in lieu thereof the following:

"7. No school district may designate **[**~~a teacher or~~ **]an** administrator **or other designated**"; and

Further amend said bill, page, and section, Line 44, by deleting all of the said line and inserting in lieu thereof the following:

"8. **(1)** Any school district that designates **[**~~a teacher or~~**]an** administrator **or other**"; and

Further amend said bill and section, Page 3, Line 64, by deleting all of the said line and inserting in lieu thereof the following:

"11. Before a school district may designate **[**~~a teacher or~~**]an** administrator **or other**"; and

Further amend said bill, page, and section, Line 71, by inserting after all of the said line the following:

"**12. As used in this section, "school personnel" shall not include a classroom teacher.**"; and

Further amend said bill, Page 5, Section 571.107, Line 83, by deleting all of the said line and inserting in lieu thereof the following:

"permit is **[**~~a teacher or~~**]an** administrator **or other designated school personnel** of an"; and

Further amend said bill, Page 9, Section 571.215, Line 79, by deleting the said line and inserting in lieu thereof the following:

"concealed carry permit is **[**~~a teacher or~~**]an** administrator **or other designated school personnel**"; and

Further amend said bill, Page 12, Section 590.010, Lines 12 to 13, by deleting all of the said lines and inserting in lieu thereof the following:

"(6) "School protection officer", an **[**~~elementary or secondary school teacher or~~**]** administrator **or other designated school personnel** who has been designated as a school"; and

Further amend said bill and page, Section 590.205, Lines 16 to 17, by deleting all of the said lines and inserting in lieu thereof the following:

"the resulting report to be forwarded to the school district where the**[**~~elementary school teacher or~~**]** administrator **or other designated school personnel** is seeking to be"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Nurrenbern moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Allen offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 70, Page 3, Section 160.665, Line 71, by inserting after said section and line the following:

"571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise provided by sections 571.101 to 571.121, if he or she knowingly:

(1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under section 571.107; or

(2) Sets a spring gun; or

(3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in section 302.010, or any building or structure used for the assembling of people; or

(4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal use in an angry or threatening manner; or

(5) Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense; or

(6) Discharges a firearm within one hundred yards of any occupied schoolhouse, courthouse, or church building; or

(7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding; or

(8) Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the federal government, state government, or political subdivision thereof; or

(9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense; or

(10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board; or

(11) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation of section 579.015.

2. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the persons described in this subsection, regardless of whether such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties except as otherwise provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply to or affect any of the following persons, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties, except as otherwise provided in this subsection:

(1) All state, county and municipal peace officers who have completed the training required by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and who possess the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction, or all qualified retired peace officers, as defined in subsection 12 of this section, and who carry the identification defined in subsection 13 of this section, or any person summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;

(3) Members of the Armed Forces or National Guard while performing their official duty;

(4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary;

(5) Any person whose bona fide duty is to execute process, civil or criminal;

(6) Any federal probation officer or federal flight deck officer as defined under the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty, or within the law enforcement agency's jurisdiction;

(7) Any state probation or parole officer, including supervisors and members of the parole board;

(8) Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the department of public safety under section 590.750;

(9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

(10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed by a court to be a special prosecutor who has completed the firearms safety training course required under subsection 2 of section 571.111;

(11) Any member of a fire department or fire protection district who is employed on a full-time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties; and

(12) Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district member who is employed on a full-time basis and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties.

3. Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the actor is transporting such weapons in a nonfunctioning state or in an unloaded state when ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision (1) of subsection 1 of this section does not apply to any person nineteen years of age or older or eighteen years of age or older and a member of the United States Armed Forces, or honorably discharged from the United States Armed Forces, transporting a concealable firearm in the passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which the actor has possession, authority or control, or is traveling in a continuous journey peaceably through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is otherwise lawfully possessed by a person while traversing school premises for the purposes of transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related event or club event.

4. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state or political subdivision of another state.

5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

6. Notwithstanding any provision of this section to the contrary, the state shall not prohibit any state employee from having a firearm in the employee's vehicle on the state's property provided that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state as an employer when the state employee's vehicle is on property owned or leased by the state and the state employee is conducting activities within the scope of his or her employment. For the purposes of this subsection, "state employee" means an employee of the executive, legislative, or judicial branch of the government of the state of Missouri.

7. **(1) Subdivision (10) of subsection 1 of this section shall not apply to a person who is a school officer commissioned by the district school board under section 162.215 or who is a school protection officer, as described under section 160.665.**

(2) Nothing in this section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored or club-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.

8. A person who commits the crime of unlawful use of weapons under:

(1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E felony;

(2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B misdemeanor, except when a concealed weapon is carried onto any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size

of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of section 571.107 shall apply;

(3) Subdivision (5) or (10) of subsection 1 of this section shall be guilty of a class A misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

(4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to another person, it is a class A felony.

9. Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

(1) For the first violation a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony;

(2) For any violation by a prior offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation or conditional release for a term of ten years;

(3) For any violation by a persistent offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release;

(4) For any violation which results in injury or death to another person, a person shall be sentenced to an authorized disposition for a class A felony.

10. Any person knowingly aiding or abetting any other person in the violation of subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed by this section for violations by other persons.

11. Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms- or weapons-related felony offense.

12. As used in this section "qualified retired peace officer" means an individual who:

(1) Retired in good standing from service with a public agency as a peace officer, other than for reasons of mental instability;

(2) Before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;

(3) Before such retirement, was regularly employed as a peace officer for an aggregate of fifteen years or more, or retired from service with such agency, after completing any applicable probationary period of such service, due to a service-connected disability, as determined by such agency;

(4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a plan is available;

(5) During the most recent twelve-month period, has met, at the expense of the individual, the standards for training and qualification for active peace officers to carry firearms;

(6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(7) Is not prohibited by federal law from receiving a firearm.

13. The identification required by subdivision (1) of subsection 2 of this section is:

(1) A photographic identification issued by the agency from which the individual retired from service as a peace officer that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the agency to meet the standards established by the agency for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm; or

(2) A photographic identification issued by the agency from which the individual retired from service as a peace officer; and

(3) A certification issued by the state in which the individual resides that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the state to meet the standards established by the state for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Copeland offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 70, Page 1, Line 1, by inserting after the number "70," the following:

"Page 1, Section A, Line 3, by inserting after said section and line the following:

"43.539. 1. As used in this section, the following terms mean:
(1) "Applicant", a person who:
(a) Is actively employed by or seeks employment with a qualified entity;
(b) Is actively licensed or seeks licensure with a qualified entity;
(c) Actively volunteers or seeks to volunteer with a qualified entity;
(d) Is actively contracted with or seeks to contract with a qualified entity; or
(e) Owns or operates a qualified entity;
(2) "Care", the provision of care, treatment, education, training, instruction, supervision, or recreation to children, the elderly, or disabled persons;
(3) "Missouri criminal record review", a review of criminal history records and sex offender registration records under sections 589.400 to 589.425 maintained by the Missouri state highway patrol in the Missouri criminal records repository;
(4) "Missouri Rap Back program", any type of automatic notification made by the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense in Missouri as required under section 43.506;
(5) "National criminal record review", a review of the criminal history records maintained by the Federal Bureau of Investigation;
(6) "National Rap Back program", any type of automatic notification made by the Federal Bureau of Investigation through the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense outside the state of Missouri and the fingerprints for that arrest were forwarded to the Federal Bureau of Investigation by the arresting agency;
(7) "Patient or resident", a person who by reason of age, illness, disease, or physical or mental infirmity receives or requires care or services furnished by an applicant, as defined in this section, or who resides or boards in, or is otherwise kept, cared for, treated, or accommodated in a facility as defined in section 198.006, for a period exceeding twenty-four consecutive hours;
(8) "Qualified entity", a person, business, or organization that provides care, care placement, or educational services for children, the elderly, or persons with disabilities as patients or residents, including a business or organization that licenses or certifies others to provide care or care placement services;
(9) "Youth services agency", any agency, school, or association that provides programs, care, or treatment for or exercises supervision over minors.
2. The central repository shall have the authority to submit applicant fingerprints to the National Rap Back program to be retained for the purpose of being searched against future submissions to the National Rap Back program, including latent fingerprint searches. Qualified entities may conduct Missouri and national criminal record reviews on applicants and participate in Missouri and National Rap Back programs for the purpose of determining suitability or fitness for a permit, license, or employment, and shall abide by the following requirements:
(1) The qualified entity shall register with the Missouri state highway patrol prior to submitting a request for screening under this section. As part of the registration, the qualified entity shall indicate if it chooses to enroll applicants in the Missouri and National Rap Back programs;
(2) Qualified entities shall notify applicants subject to a criminal record review under this section that the applicant's fingerprints shall be retained by the state central repository and the Federal Bureau of Investigation and shall be searched against other fingerprints on file, including latent fingerprints;
(3) Qualified entities shall notify applicants subject to enrollment in the National Rap Back program that the applicant's fingerprints, while retained, may continue to be compared against other fingerprints submitted or

retained by the Federal Bureau of Investigation, including latent fingerprints;

(4) The criminal record review and Rap Back process described in this section shall be voluntary and conform to the requirements established in the National Child Protection Act of 1993, as amended, and other applicable state or federal law. As a part of the registration, the qualified entity shall agree to comply with state and federal law and shall indicate so by signing an agreement approved by the Missouri state highway patrol. The Missouri state highway patrol may periodically audit qualified entities to ensure compliance with federal law and this section;

(5) A qualified entity shall submit to the Missouri state highway patrol a request for screening on applicants covered under this section using a completed fingerprint card;

(6) Each request shall be accompanied by a reasonable fee, as provided in section 43.530, plus the amount required, if any, by the Federal Bureau of Investigation for the national criminal record review and enrollment in the National Rap Back program in compliance with the National Child Protection Act of 1993, as amended, and other applicable state or federal laws;

(7) The Missouri state highway patrol shall provide, directly to the qualified entity, the applicant's state criminal history records that are not exempt from disclosure under chapter 610 or otherwise confidential under law;

(8) The national criminal history data shall be available to qualified entities to use only for the purpose of screening applicants as described under this section. The Missouri state highway patrol shall provide the applicant's national criminal history record information directly to the qualified entity;

(9) The determination whether the criminal history record shows that the applicant has been convicted of or has a pending charge for any crime that bears upon the fitness of the applicant to have responsibility for the safety and well-being of children, the elderly, or disabled persons shall be made solely by the qualified entity. This section shall not require the Missouri state highway patrol to make such a determination on behalf of any qualified entity;

(10) The qualified entity shall notify the applicant, in writing, of his or her right to obtain a copy of any criminal record review, including the criminal history records, if any, contained in the report and of the applicant's right to challenge the accuracy and completeness of any information contained in any such report and obtain a determination as to the validity of such challenge before a final determination regarding the applicant is made by the qualified entity reviewing the criminal history information. A qualified entity that is required by law to apply screening criteria, including any right to contest or request an exemption from disqualification, shall apply such screening criteria to the state and national criminal history record information received from the Missouri state highway patrol for those applicants subject to the required screening; and

(11) Failure to obtain the information authorized under this section, with respect to an applicant, shall not be used as evidence in any negligence action against a qualified entity. The state, any political subdivision of the state, or any agency, officer, or employee of the state or a political subdivision shall not be liable for damages for providing the information requested under this section.

3. The criminal record review shall include the submission of fingerprints to the Missouri state highway patrol, who shall conduct a Missouri criminal record review, including closed record information under section 610.120. The Missouri state highway patrol shall also forward a copy of the applicant's fingerprints to the Federal Bureau of Investigation for a national criminal record review.

4. The applicant subject to a criminal record review shall provide the following information to the qualified entity:

(1) Consent to obtain the applicant's fingerprints, conduct the criminal record review, and participate in the Missouri and National Rap Back programs;

(2) Consent to obtain the identifying information required to conduct the criminal record review, which may include, but not be limited to:

(a) Name;

(b) Date of birth;

(c) Height;

(d) Weight;

(e) Eye color;

(f) Hair color;

(g) Gender;

(h) Race;

(i) Place of birth;

(j) Social Security number; and

(k) The applicant's photo.

5. Any information received by an authorized state agency or a qualified entity under the provisions of this section shall be used solely for internal purposes in determining the suitability of an applicant. The dissemination of criminal history information from the Federal Bureau of Investigation beyond the authorized state agency or related governmental entity is prohibited. All criminal record check information shall be confidential, and any person who discloses the information beyond the scope allowed is guilty of a class A misdemeanor.

6. A qualified entity enrolled in either the Missouri or National Rap Back program shall be notified by the Missouri state highway patrol that a new arrest has been reported on an applicant who is employed, licensed, or otherwise under the purview of the qualified entity. Upon receiving the Rap Back notification, if the qualified entity deems that the applicant is still serving in an active capacity, the entity may request and receive the individual's updated criminal history record. This process shall only occur if:

(1) The entity has abided by all procedures and rules promulgated by the Missouri state highway patrol and Federal Bureau of Investigation regarding the Missouri and National Rap Back programs;

(2) The individual upon whom the Rap Back notification is being made has previously had a Missouri and national criminal record review completed for the qualified entity under this section **[**~~within the previous six years~~**]**; and

(3) The individual upon whom the Rap Back notification is being made is a current employee, licensee, or otherwise still actively under the purview of the qualified entity.

7. The Missouri state highway patrol shall make available or approve the necessary forms, procedures, and agreements necessary to implement the provisions of this section.

43.540. 1. As used in this section, the following terms mean:

(1) "Applicant", a person who:

(a) Is actively employed by or seeks employment with a qualified entity;

(b) Is actively licensed or seeks licensure with a qualified entity;

(c) Actively volunteers or seeks to volunteer with a qualified entity; or

(d) Is actively contracted with or seeks to contract with a qualified entity;

(2) "Missouri criminal record review", a review of criminal history records and sex offender registration records pursuant to sections 589.400 to 589.425 maintained by the Missouri state highway patrol in the Missouri criminal records repository;

(3) "Missouri Rap Back program", shall include any type of automatic notification made by the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense in Missouri as required under section 43.506;

(4) "National criminal record review", a review of the criminal history records maintained by the Federal Bureau of Investigation;

(5) "National Rap Back program", shall include any type of automatic notification made by the Federal Bureau of Investigation through the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense outside the state of Missouri and the fingerprints for that arrest were forwarded to the Federal Bureau of Investigation by the arresting agency;

(6) "Qualified entity", an entity that is:

(a) An office or division of state, county, or municipal government, including a political subdivision or a board or commission designated by statute or approved local ordinance, to issue or renew a license, permit, certification, or registration of authority;

(b) An office or division of state, county, or municipal government, including a political subdivision or a board or commission designated by statute or approved local ordinance, to make fitness determinations on applications for state, county, or municipal government employment; or

(c) Any entity that is authorized to obtain criminal history record information under 28 CFR 20.33.

2. The central repository shall have the authority to submit applicant fingerprints to the National Rap Back program to be retained for the purpose of being searched against future submissions to the National Rap Back program, including latent fingerprint searches. Qualified entities may conduct Missouri and national criminal record reviews on applicants and participate in Missouri and National Rap Back programs for the purpose of determining suitability or fitness for a permit, license, or employment, and shall abide by the following requirements:

(1) The qualified entity shall register with the Missouri state highway patrol prior to submitting a request for screening under this section. As part of such registration, the qualified entity shall indicate if it chooses to enroll their applicants in the Missouri and National Rap Back programs;

(2) Qualified entities shall notify applicants subject to a criminal record review under this section that the applicant's fingerprints shall be retained by the state central repository and the Federal Bureau of Investigation and shall be searched against other fingerprints on file, including latent fingerprints;

(3) Qualified entities shall notify applicants subject to enrollment in the National Rap Back program that the applicant's fingerprints, while retained, may continue to be compared against other fingerprints submitted or retained by the Federal Bureau of Investigation, including latent fingerprints;

(4) The criminal record review and Rap Back process described in this section shall be voluntary and conform to the requirements established in Pub. L. 92-544 and other applicable state or federal law. As a part of the registration, the qualified entity shall agree to comply with state and federal law and shall indicate so by signing an agreement approved by the Missouri state highway patrol. The Missouri state highway patrol may periodically audit qualified entities to ensure compliance with federal law and this section;

(5) A qualified entity shall submit to the Missouri state highway patrol a request for screening on applicants covered under this section using a completed fingerprint card;

(6) Each request shall be accompanied by a reasonable fee, as provided in section 43.530, plus the amount required, if any, by the Federal Bureau of Investigation for the national criminal record review and enrollment in the National Rap Back program in compliance with applicable state or federal laws;

(7) The Missouri state highway patrol shall provide, directly to the qualified entity, the applicant's state criminal history records that are not exempt from disclosure under chapter 610 or are otherwise confidential under law;

(8) The national criminal history data shall be available to qualified entities to use only for the purpose of screening applicants as described under this section. The Missouri state highway patrol shall provide the applicant's national criminal history record information directly to the qualified entity;

(9) This section shall not require the Missouri state highway patrol to make an eligibility determination on behalf of any qualified entity;

(10) The qualified entity shall notify the applicant, in writing, of his or her right to obtain a copy of any criminal record review, including the criminal history records, if any, contained in the report, and of the applicant's right to challenge the accuracy and completeness of any information contained in any such report and to obtain a determination as to the validity of such challenge before a final determination regarding the applicant is made by the qualified entity reviewing the criminal history information. A qualified entity that is required by law to apply screening criteria, including any right to contest or request an exemption from disqualification, shall apply such screening criteria to the state and national criminal history record information received from the Missouri state highway patrol for those applicants subject to the required screening; and

(11) Failure to obtain the information authorized under this section with respect to an applicant shall not be used as evidence in any negligence action against a qualified entity. The state, any political subdivision of the state, or any agency, officer, or employee of the state or a political subdivision shall not be liable for damages for providing the information requested under this section.

3. The criminal record review shall include the submission of fingerprints to the Missouri state highway patrol, who shall conduct a Missouri criminal record review, including closed record information under section 610.120. The Missouri state highway patrol shall also forward a copy of the applicant's fingerprints to the Federal Bureau of Investigation for a national criminal record review.

4. The applicant subject to a criminal record review shall provide the following information to the qualified entity:

(1) Consent to obtain the applicant's fingerprints, conduct the criminal record review, and participate in the Missouri and National Rap Back programs;

(2) Consent to obtain the identifying information required to conduct the criminal record review, which may include, but not be limited to:

(a) Name;

(b) Date of birth;

(c) Height;

(d) Weight;

(e) Eye color;

(f) Hair color;

(g) Gender;

(h) Race;

(i) Place of birth;

(j) Social Security number; and

(k) The applicant's photo.

5. Any information received by an authorized state agency or a qualified entity pursuant to the provisions of this section shall be used solely for internal purposes in determining the suitability of an applicant. The dissemination of criminal history information from the Federal Bureau of Investigation beyond the authorized state agency or related governmental entity is prohibited. All criminal record check information shall be confidential and any person who discloses the information beyond the scope allowed is guilty of a class A misdemeanor.

6. A qualified entity enrolled in either the Missouri or National Rap Back programs shall be notified by the Missouri state highway patrol that a new arrest has been reported on an applicant who is employed, licensed, or otherwise under the purview of the qualified entity. Upon receiving the Rap Back notification, if the qualified entity deems that the applicant is still serving in an active capacity, the entity may request and receive the individual's updated criminal history record. This process shall only occur if:

(1) The agency has abided by all procedures and rules promulgated by the Missouri state highway patrol and Federal Bureau of Investigation regarding the Missouri and National Rap Back programs;

(2) The individual upon whom the Rap Back notification is being made has previously had a Missouri and national criminal record review completed for the qualified entity under this section **[**~~within the previous six years~~**]**; and

(3) The individual upon whom the Rap Back notification is being made is a current employee, licensee, or otherwise still actively under the purview of the qualified entity.

7. The highway patrol shall make available or approve the necessary forms, procedures, and agreements necessary to implement the provisions of this section."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas

Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods				

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Burnett	Collins	Houx	Keathley
Marquart	Morse	Nickson-Clark	Owen	Sharp 37
Young				

VACANCIES: 000

On motion of Representative Allen, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Dinkins, **HB 70, as amended**, was ordered perfected and printed.

HCS HBs 133 & 583, relating to a tax credit for certain live entertainment events, was taken up by Representative Hudson.

On motion of Representative Hudson, the title of **HCS HBs 133 & 583** was agreed to.

On motion of Representative Hudson, **HCS HBs 133 & 583** was adopted.

On motion of Representative Hudson, **HCS HBs 133 & 583** was ordered perfected and printed.

HB 202, relating to industrial hemp, was taken up by Representative Francis.

On motion of Representative Francis, the title of **HB 202** was agreed to.

On motion of Representative Francis, **HB 202** was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 809**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Bonacker, Byrnes, Christofanelli, Haffner, Kelley (127), Lewis (6), Mackey, Mann, Nurrenbern, Pollitt, Stacy and Terry

Noes (0)

Absent (5): Baker, Brown (87), Gragg, Hurlbert and Toalson Reisch

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HJR 33** and **HJR 45**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Davidson, Deaton, Hinman, Hudson, Hurlbert, Justus, McMullen, Peters and Richey

Noes (3): Lavender, Merideth and Strickler

Absent (1): Butz

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **SS SB 25**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Baker, Deaton, Hinman, Hurlbert, Justus, Lavender, McMullen, Merideth and Richey

Noes (0)

Absent (5): Butz, Davidson, Hudson, Peters and Strickler

Committee on Transportation Accountability, Chairman Mayhew reporting:

Mr. Speaker: Your Committee on Transportation Accountability, to which was referred **HB 778**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Bromley, Busick, Hurlbert, Johnson (23), Kalberloh, Mayhew, Pouche, Veit, Voss and Waller

Noes (2): Adams and Butz

Absent (2): Burton and Taylor (48)

Mr. Speaker: Your Committee on Transportation Accountability, to which was referred **HB 882** and **HB 518**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Adams, Bromley, Busick, Butz, Hurlbert, Kalberloh, Taylor (48), Veit, Voss and Waller

Noes (0)

Absent (4): Burton, Johnson (23), Mayhew and Pouche

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 81**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 117, 343 & 1091**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 131**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 132**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 356**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 475**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Absent (2): Bosley and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 556 & 581**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Buchheit-Courtway, Burger, Knight, Lavender, McGirl, Owen and Schnelting

Noes (1): Hudson

Absent (1): Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 587**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Absent (1): Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 700 & 445**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Bosley and Lavender

Absent (1): Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 816 & 660**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Bosley and Lavender

Absent (1): Unsicker

REFERRAL OF HOUSE JOINT RESOLUTIONS - RULES

The following House Joint Resolution was referred to the Committee indicated:

HCS HJRs 33 & 45 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HBs 178, 179 & 401 - Rules - Regulatory Oversight
HCS HB 316 - Rules - Administrative Oversight
HCS HBs 348, 285 & 407 - Rules - Administrative Oversight
HB 349 - Rules - Legislative Oversight
HCS HB 467 - Rules - Regulatory Oversight
HCS HB 536 - Rules - Regulatory Oversight
HCS HBs 651, 479 & 647 - Rules - Regulatory Oversight
HCS HB 725 - Rules - Legislative Oversight
HCS HB 766 - Rules - Administrative Oversight
HCS HB 809 - Rules - Regulatory Oversight
HCS HBs 882 & 518 - Rules - Administrative Oversight
HCS HBs 913 & 428 - Rules - Legislative Oversight
HB 978 - Rules - Legislative Oversight
HCS HB 1019 - Rules - Administrative Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bill was referred to the Committee indicated:

HCS SS SB 25 - Rules - Legislative Oversight

ADJOURNMENT

On motion of Representative Burger, the House adjourned until 10:00 a.m., Tuesday, March 7, 2023.

COMMITTEE HEARINGS

BUDGET
Tuesday, March 7, 2023, 8:00 AM, House Hearing Room 3.
Subcommittee chair presentations of adopted amendments in the Subcommittee on Appropriations: Education, and the Subcommittee on Appropriations: Health, Mental Health, and Social Services.
Followup questions for departments regarding FY 24 operating budgets and FY 23 supplemental budget (HB 15).

BUDGET
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 3.
Followup questions for departments regarding FY 24 operating budgets and FY 23 supplemental budget (HB 15).

BUDGET
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 3.
Followup questions for departments regarding FY 24 operating budgets and FY 23 supplemental budget (HB 15).

CHILDREN AND FAMILIES
Tuesday, March 7, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 822, HB 1034, HB 1335
Executive session will be held: HB 906, HB 719, HB 1058

CHILDREN AND FAMILIES
Wednesday, March 8, 2023, 4:30 PM or upon adjournment (whichever is later), Joint Hearing Room (117).
Executive session will be held: HB 870

CONSENT AND HOUSE PROCEDURE
Tuesday, March 7, 2023, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HR 268, HR 490, HR 492
Executive session will be held: HR 268, HR 490, HR 492, HCS HB 90
Executive session may be held on any matter referred to the committee.
Added HB 90. Removed HR 269.
AMENDED

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 8, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 119, HB 372, HB 382, HB 420, HB 550, HB 693, HB 1133, HB 1028

ECONOMIC DEVELOPMENT
Wednesday, March 8, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 414
Executive session will be held: HB 675, HB 939, HB 1038

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 7, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Executive session will be held: HJR 19

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 14, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Executive session will be held: HJR 19
CANCELLED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 627, HB 482, HB 232
Executive session will be held: HB 497

EMERGING ISSUES
Wednesday, March 8, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HJR 23, HB 282, HB 249, HB 37, HB 699
Executive session will be held: HB 336, HB 532, HB 555, HB 751, HB 1120
Added HB 1120.
AMENDED

FINANCIAL INSTITUTIONS
Tuesday, March 7, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Executive session will be held: HB 586, HB 521, HB 584, HB 234, HB 1109

FISCAL REVIEW
Tuesday, March 7, 2023, 9:45 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending bill referral.
CANCELLED

FISCAL REVIEW
Wednesday, March 8, 2023, 9:45 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending bill referral.
CANCELLED

FISCAL REVIEW
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 4.
Pending bill referral.
CANCELLED

GENERAL LAWS
Tuesday, March 7, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 353, HCR 21, HB 1165, HCR 22
Executive session will be held: HB 543, HB 1008, HB 1015
Added HCR 22.
AMENDED

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 542, HB 1118, HB 514, HB 1263
Executive session will be held: HB 995, HB 986, HB 471
Added HB 471.
AMENDED

HEALTHCARE REFORM
Tuesday, March 7, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 464
Executive session will be held: HB 777

LOCAL GOVERNMENT
Tuesday, March 7, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 247, HB 876, HB 437
Executive session will be held: HB 625, HB 764

PENSIONS
Tuesday, March 7, 2023, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 257
Executive session will be held: HB 155, HB 222, HB 496
Time change.
CORRECTED

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, March 7, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 45, HB 48, HB 270

RULES - LEGISLATIVE OVERSIGHT
Tuesday, March 7, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HCS HB 197, HCS SS SB 25
Executive session may be held on any matter referred to the committee.
Added SB 25. Changed time and location.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Thursday, March 9, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: HCS HJRs 33 & 45, HB 349, HCS HB 725, HCS HBs 913 & 428, HB 978, HCS HB 183, HCS HB 419
Executive session may be held on any matter referred to the committee.
Added HB 183 and HB 419.
AMENDED

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, March 9, 2023, 10:30 AM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HEC 1
Discussion of future action by the committee.

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 168, HB 1012, HB 1099, HB 1161
CANCELLED

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, March 7, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1141, HB 1252, HJR 7, HJR 11

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 7, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 920, HB 999
Executive session will be held: HCR 13, HB 736, HB 1117
Missouri Division of Tourism presentation on annual report.

TRANSPORTATION ACCOUNTABILITY
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1366, HB 1370

TRANSPORTATION INFRASTRUCTURE
Tuesday, March 7, 2023, 8:30 AM, Joint Hearing Room (117).
Executive session will be held: HB 152, HB 369, HB 443, HB 894, HB 424, HB 207

VETERANS
Tuesday, March 7, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 869, HB 1154

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, March 8, 2023, 8:00 AM, Joint Hearing Room (117).
Executive session will be held: HB 733, HB 960
Presentation by the Department of Higher Education and Workforce Development.

HOUSE CALENDAR

THIRTY-FOURTH DAY, TUESDAY, MARCH 7, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 461 - Riggs
HCS HB 909 - Haffner
HB 585 - Owen
HCS HB 454 - Coleman
HCS HB 668 - Houx
HB 44 - Haley
HB 67 - Terry
HB 94 - Schwadron
HB 487 - Francis
HB 528 - Murphy
HB 547 - Roberts
HB 1021 - Baker
HB 1055 - Mayhew
HB 827 - Christofanelli
HB 490 - Sharpe (4)
HB 677 - Copeland
HCS HBs 919 & 1081 - Schnelting
HCS HBs 47 & 638 - Haley
HB 630 - Knight
HCS HBs 802, 807 & 886 - Dinkins
HCS HBs 816 & 660 - Deaton
HCS HBs 700 & 445 - Hardwick
HCS HBs 556 & 581 - Houx
HB 81 - Veit
HB 131 - Griffith
HCS HB 356 - McGirl
HCS HB 587 - Owen

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 253 - Pollitt

HOUSE BILLS FOR PERFECTION - CONSENT

(03/02/2023)

HB 129 - Griffith
HCS HB 130 - Griffith
HB 283 - Kelly (141)
HB 644 - Francis
HB 923 - Hovis

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 37 - Mayhew

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 715, (Fiscal Review 3/1/23) - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 402 - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTY-FOURTH DAY, TUESDAY, MARCH 7, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"I must work the works of Him that sent Me, while it is day." (John 9:4)

O God of Heaven and our Creator, inspire the thoughts of our hearts by the inspiration of Your Holy Spirit that we may truly love You and worthily serve You this day in the People's House.

May our hearts be with You as we seek answers to the political problems that perplex us at this time.

In this dear show me state, help us to create a true unity of spirit in this House so that the heritage of freedom, with liberty and justice for all, will always be our goal.

Then make us humble enough in spirit that we may be equal to every great experience, ready for every greater responsibility, and adequate for every greatest activity.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-third day was approved as printed by the following vote:

AYES: 141

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Brown 149	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Clemens	Coleman
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl

McMullen	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Steinhoff	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Mr. Speaker				

NOES: 000

PRESENT: 002

Unsicker Windham

ABSENT WITH LEAVE: 020

Aldridge	Appelbaum	Bland Manlove	Bosley	Bromley
Brown 16	Burnett	Christofanelli	Collins	Ingle
Matthiesen	Merideth	Morse	Phifer	Sauls
Sharp 37	Smith 46	Stephens	Wright	Young

VACANCIES: 000

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 253, relating to admission of nonresident pupils, was taken up by Representative Pollitt.

On motion of Representative Pollitt, the title of **HCS HB 253** was agreed to.

Representative Hudson assumed the Chair.

Representative Black offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 253, Page 8, Section 167.1205, Lines 24 to 27, by deleting all of the said lines and inserting in lieu thereof the following:

"**(4) (a) Districts may restrict the number of students who may transfer to a nonresident district under sections 167.1200 to 167.1230 in each school year to a maximum of three percent of the previous school year's enrollment for the district.**"; and

Further amend said bill, Pages 12 to 13, Section 167.1210, Lines 23 to 36, by deleting all of the said lines and inserting in lieu thereof the following:

"**4. (1) The transferring student or the student's parent is responsible for the transportation of the student to and from the school in the nonresident district where the student is enrolled.**

(2) A nonresident district may enter into an agreement with the student's parent that the parent may transport the student to an existing bus stop location convenient to the school district if the school district has capacity available on a bus serving that location."; and

Further amend said bill and section, Page 13, Lines 41 to 47, by deleting all of the said lines and inserting in lieu thereof the following:

"**6. (1) (a) Notwithstanding the provisions of subsection 4 of this section to the contrary, any transferring student described in paragraph (b) of this subdivision:**

a. Shall be offered transportation services provided by the nonresident district; or

b. May choose to be reimbursed by the parent public school choice fund established in section 167.1212 for the costs of transportation of the student as provided in this subsection.

(b) Paragraph (a) of this subdivision shall apply to a transferring student who transfers to any nonresident district sharing a border with the student's resident district and who:

a. Qualifies for free and reduced price meals under federal guidelines; or

b. Has transportation as a related service on such student's individualized education program (IEP).

(2) The amount of transportation costs eligible for reimbursement to such transferring student or the student's parent under subparagraph b. of paragraph (a) of subdivision (1) of this subsection shall be,"; and

Further amend said bill, page, and section, Lines 59 to 61, by deleting the said lines and inserting in lieu thereof the following:

"**(5) A transferring student who transfers to a nonresident district that does not share a border with the student's resident district shall be eligible for a transfer if the student's parent enters into an agreement with the noncontiguous nonresident district that contains a statement that the parent waives both:**

(a) Transportation services as described in subparagraph a. of paragraph (a) of subdivision (1) of this subsection including, but not limited to, any transportation as a related service under the student's IEP; and

(b) Reimbursement for transportation costs as described in subparagraph b. of paragraph (a) of subdivision (1) of this subsection."; and

Further amend said bill and section, Page 14, Lines 68 to 69, by deleting all of the said lines and inserting in lieu thereof the following:

"**parent public school choice fund established in section 167.1212 for the actual transportation costs for the student on a quarterly basis and in a manner determined by the department.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 1** was adopted.

Representative Hicks offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 253, Pages 6 to 7, Section 167.1200, Lines 5 to 9, by deleting all of the said lines and inserting in lieu thereof the following:

"**(2) "Nonresident district", a school district other than a transferring student's**"; and

Further amend said bill, page, and section, by renumbering subsequent subdivisions accordingly; and

Further amend said bill, Pages 18 to 19, Section 167.1225, Lines 1 to 34, by deleting all of the said lines and inserting in lieu thereof the following:

"**167.1225. 1. Any student transferring from a resident school district may participate in the public school open enrollment program under sections 167.1200 to 167.1230 if such student's transfer does not cause the district to conflict with a provision of an enforceable desegregation court order or a district's court approved desegregation plan.**

2. (1) Any student who transfers to a nonresident district under section 167.131,"; and

Further amend said bill and section, Page 19, Line 41, by deleting the number "**5.**" and inserting in lieu thereof the number "**3.**"; and

Further amend said bill, Section 167.1229, Page 20, Lines 4 to 7, by deleting all of the said lines and inserting in lieu thereof the following:

"**167.1200 to 167.1230**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Boyd	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods				

PRESENT: 001

Bonacker

ABSENT WITH LEAVE: 009

Aldridge	Bland Manlove	Bosley	Bromley	Burnett
Byrnes	Merideth	Morse	Young	

VACANCIES: 000

Speaker Plocher resumed the Chair.

Representative Aune raised a point of order that a member was in violation of Rule 84.

The Chair advised members to direct their comments to the dais.

Representative O'Donnell assumed the Chair.

Speaker Plocher resumed the Chair.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	Murphy	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	Waller	Wilson
Wright	Mr. Speaker			

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Barnes	Brown 27	Brown 87	Burton	Butz
Clemens	Collins	Crossley	Doll	Ealy
Fogle	Fountain Henderson	Gray	Hein	Ingle

Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Atchison	Baringer	Bland Manlove	Bosley
Bromley	Burnett	Deaton	Lonsdale	McMullen
Morse	Myers	Toalson Reisch	West	Windham
Young				

VACANCIES: 000

On motion of Representative Pollitt, **HCS HB 253, as amended**, was adopted.

On motion of Representative Pollitt, **HCS HB 253, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 082

Allen	Amato	Baker	Billington	Black
Boggs	Buchheit-Courtway	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cupps	Davidson
Davis	Dinkins	Evans	Falkner	Francis
Gragg	Gregory	Griffith	Haden	Haffner
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Kalberloh
Keathley	Kelly 141	Knight	Lewis 6	Lovasco
Mackey	Matthiesen	Mayhew	McGirl	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Titus	Toalson Reisch	West	Wilson
Wright	Mr. Speaker			

NOES: 067

Adams	Anderson	Appelbaum	Aune	Banderman
Bangert	Baringer	Bonacker	Brown 149	Brown 16
Brown 27	Brown 87	Burger	Burton	Busick
Butz	Clemens	Collins	Cook	Copeland
Crossley	Diehl	Doll	Ealy	Farnan
Fogle	Fountain Henderson	Gallick	Gray	Haley
Hein	Ingle	Johnson 12	Johnson 23	Justus
Kelley 127	Lavender	Lewis 25	Lonsdale	Mann
Marquart	McGaugh	Merideth	Mosley	Nickson-Clark
Nurrenbern	Parker	Phifer	Plank	Proudie
Quade	Sassmann	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Thompson	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	Woods			

PRESENT: 004

Barnes	Boyd	Jones	Sharp 37	

ABSENT WITH LEAVE: 010

Aldridge	Atchison	Bland Manlove	Bosley	Bromley
Burnett	Deaton	Morse	Windham	Young

VACANCIES: 000

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 37, relating to the state road fund, was taken up by Representative Mayhew.

On motion of Representative Mayhew, **HCS HJR 37** was read the third time and passed by the following vote:

AYES: 101

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Brown 149
Brown 16	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reuter	Richey	Riggs
Riley	Roberts	Sander	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods

PRESENT: 005

Buchheit-Courtway	Burger	Reedy	Sassmann	Shields

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Bland Manlove	Bosley	Bromley
Burnett	Cupps	Gray	Morse	Veit
Windham	Young			

VACANCIES: 000

Speaker Plocher declared the bill passed.

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Henderson.

PERFECTION OF HOUSE BILLS

HCS HB 461, **HCS HB 909**, **HB 585**, **HCS HB 454**, **HCS HB 668**, **HB 44**, **HB 67**, **HB 94**, **HB 487**, **HB 528**, **HB 547**, **HB 1021** and **HB 1055** were placed on the Informal Calendar.

HB 827, relating to the virtual school program, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HB 827** was agreed to.

Representative Christofanelli offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 827, Page 1, Section 161.670, Line 16, by deleting the word "**completing**" and inserting in lieu thereof the words "**engaged in**"; and

Further amend said bill and section, Page 4, Line 121, by inserting after the phrase "**[**~~(b)~~**] a.**" the following:

"**Require a student's parent or guardian, if the student is not considered homeless, to apply for enrollment in a full time virtual program directly with the virtual program.**

b."; and

Further amend said bill and section, Pages 4 to 5, Lines 125 to 141, by relettering each subsequent subparagraph accordingly; and

Further amend said bill and section, Page 7, Line 207, by inserting after all of the said line the following:

"**(16) A host district may contract with a provider to perform any required services involved with delivering a full time virtual education.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 1** was adopted.

On motion of Representative Christofanelli, **HB 827, as amended**, was ordered perfected and printed.

HB 490, relating to industrial development corporations, was placed on the Informal Calendar.

HB 677, relating to disclosures made by the office of child advocate, was taken up by Representative Copeland.

On motion of Representative Copeland, the title of **HB 677** was agreed to.

On motion of Representative Copeland, **HB 677** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 585, relating to credit cards, was taken up by Representative Owen.

On motion of Representative Owen, the title of **HB 585** was agreed to.

On motion of Representative Owen, **HB 585** was ordered perfected and printed.

HCS HB 461, relating to the broadband development council, was taken up by Representative Riggs.

Representative Riggs offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 461, Page 1, In the Title, Lines 2-3, by deleting the words "the broadband development council" and inserting in lieu thereof the words "broadband development"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riggs, **House Amendment No. 1** was adopted.

Representative Riggs offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 461, Page 3, Section 1.512, Line 72, by deleting the number "**(5)**" and inserting in lieu thereof the number "**(6)**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riggs, **House Amendment No. 2** was adopted.

Representative Riggs offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 461, Page 5, Section 1.512, Line 138, by inserting after all of said section and line the following:

"**227.675. 1. The provisions of this section shall be known and may be cited as the "Department of Transportation Fiber Network Expansion Act".**

2. For purposes of this section, the following terms mean:

(1) "Commission", the Missouri highways and transportation commission;

(2) "Department", the Missouri department of transportation.

3. The commission may enter into public-private partnerships with private broadband internet service providers to expand and further develop the department's fiber network.

4. The commission shall prioritize expansion and development under this section in unserved areas and underserved areas, as such terms are defined in section 620.2450.

5. The commission shall use a competitive procurement process to form public-private partnerships under this section. The commission shall publish a public notice of the commission's request for proposals, including any deadline for submission of such proposals, which shall be published once a week for two consecutive weeks in:

(1) A newspaper of general circulation in the city where the proposed project is located;

(2) At least one technology industry trade publication that is nationally distributed; and

(3) Such other publications or manner as the commission may determine.

6. As part of a contract award under this section, the private partnering entity may use the excess fiber capacity to provide internet services as long as the services provided meet the state minimum standard for broadband set by the department of economic development.

7. The commission may promulgate any rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riggs, **House Amendment No. 3** was adopted.

On motion of Representative Riggs, **HCS HB 461, as amended**, was adopted.

On motion of Representative Riggs, **HCS HB 461, as amended**, was ordered perfected and printed.

HCS HB 454, relating to criminal offenses, was taken up by Representative Coleman.

On motion of Representative Coleman, the title of **HCS HB 454** was agreed to.

On motion of Representative Coleman, **HCS HB 454** was adopted.

On motion of Representative Coleman, **HCS HB 454** was ordered perfected and printed.

HB 490, relating to industrial development corporations, was taken up by Representative Sharpe (4).

On motion of Representative Sharpe (4), the title of **HB 490** was agreed to.

On motion of Representative Sharpe (4), **HB 490** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 133 & 583 - Fiscal Review
HCS HB 253 - Fiscal Review
HB 827 - Fiscal Review

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 719**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 906**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1058**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Committee on Corrections and Public Institutions, Chairman Veit reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 196**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Dinkins, Perkins, Stacy, Terry, Thomas and Veit

Noes (0)

Absent (4): Aldridge, Collins, Morse and Sander

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 543**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (15): Baker, Crossley, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, Matthiesen, McMullen, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Absent (2): Copeland and Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1008**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (15): Baker, Crossley, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, Matthiesen, McMullen, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Absent (2): Copeland and Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1015**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Crossley, Hicks, Hudson, Justus, McMullen, Myers, Parker, Reuter and Riley

Noes (5): Ealy, Ingle, Lovasco, Matthiesen and Weber

Absent (2): Copeland and Merideth

Committee on Rural Community Development, Chairman Reedy reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HJR 20**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (5): Bonacker, Gallick, Haley, Kalberloh and Reedy

Noes (3): Burton, Lewis (25) and Plank

Absent (1): Busick

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 403**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bonacker, Burton, Gallick, Haley, Kalberloh, Lewis (25), Plank and Reedy

Noes (0)

Absent (1): Busick

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 805**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Bonacker, Burton, Gallick, Haley, Kalberloh, Lewis (25), Plank and Reedy

Noes (0)

Absent (1): Busick

Committee on Transportation Infrastructure, Chairman Buchheit-Courtway reporting:

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 746**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Amato, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Myers, Phifer and Woods

Noes (0)

Absent (5): Bangert, Burger, Murphy, Sharpe (4) and Van Schoiack

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1154**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Atchison, Barnes, Bland Manlove, Fountain Henderson, Gray, Griffith, Hardwick, Peters, Pouche, Schulte and Seitz

Noes (0)

Present (1): Billington

Absent (2): Bromley and Morse

REFERRAL OF HOUSE BILLS - RULES

The following House Bill was referred to the Committee indicated:

HCS HB 1015 - Rules - Legislative Oversight

The following member's presence was noted: Bland Manlove.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, March 8, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: HB 88

BUDGET
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 3.
Correction: Subcommittee Chair presentation of adopted amendments in the Subcommittee on Health, Mental Health, and Social Services.
Follow-up questions for departments regarding FY 24 operating budgets and FY 23 supplemental budget (HB 15).
AMENDED

BUDGET
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 3.
Follow-up questions for departments regarding FY 24 operating budgets and FY 23 supplemental budget (HB 15).

CHILDREN AND FAMILIES
Wednesday, March 8, 2023, 4:30 PM or upon adjournment (whichever is later), Joint Hearing Room (117).
Executive session will be held: HB 870

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 8, 2023, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 119, HB 372, HB 382, HB 420, HB 550, HB 693, HB 1133, HB 1028
Time change.
CORRECTED

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 187, HB 250, HB 295

ECONOMIC DEVELOPMENT
Wednesday, March 8, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 414
Executive session will be held: HB 675, HB 939, HB 1038

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 14, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Executive session will be held: HJR 19
CANCELLED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 627, HB 482, HB 232
Executive session will be held: HB 497

EMERGING ISSUES
Wednesday, March 8, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HJR 23, HB 282, HB 249, HB 37, HB 699
Executive session will be held: HB 336, HB 532, HB 555, HB 751, HB 1120
Added HB 1120.
AMENDED

FISCAL REVIEW
Wednesday, March 8, 2023, 9:45 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending bill referral.
CANCELLED

FISCAL REVIEW
Wednesday, March 8, 2023, 9:45 AM, House Hearing Room 4.
Executive session will be held: HCS HBs 133 & 583
Executive session may be held on any matter referred to the committee.
Pending referral of HB 253 and HB 827.

FISCAL REVIEW
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 4.
Pending bill referral.
CANCELLED

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 542, HB 1118, HB 514, HB 1263
Executive session will be held: HB 995, HB 986, HB 471
Added HB 471.
AMENDED

HIGHER EDUCATION
Wednesday, March 8, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 76, HB 136

JUDICIARY
Wednesday, March 8, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Executive session will be held: HB 1108, HB 1181

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, March 8, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HB 442, HCS HB 510, HCS HBs 971 & 970, HB 1162, HCS HB 316, HCS HBs 348, 285 & 407, HCS HB 766, HCS HBs 882 & 518, HCS HB 1019
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, March 8, 2023, 4:30 PM or upon adjournment of Rules - Regulatory Oversight (whichever is later), House Hearing Room 4.
Executive session will be held: HCS SS SB 25
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Thursday, March 9, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: HCS HJRs 33 & 45, HB 349, HCS HB 725, HCS HBs 913 & 428, HB 978, HCS HB 183, HCS HB 419, HCS HB 863, HCS HB 197
Executive session may be held on any matter referred to the committee.
Added HB 197, HB 863, HB 183, and HB 419.
AMENDED

RULES - REGULATORY OVERSIGHT
Wednesday, March 8, 2023, 4:15 PM or upon adjournment of Rules - Administrative Oversight (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HBs 651, 79 & 647, HB 1010, HB 447, HCS HB 467
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, March 9, 2023, 10:30 AM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HEC 1
Discussion of future action by the Committee.

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Wednesday, March 8, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 168, HB 1012, HB 1099, HB 1161
CANCELLED

TRANSPORTATION ACCOUNTABILITY
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1366, HB 1370

UTILITIES
Wednesday, March 8, 2023, 9:00 AM, House Hearing Room 5.
Executive session will be held: HB 225, HB 992, HB 1152

WAYS AND MEANS
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1194

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, March 8, 2023, 8:00 AM, Joint Hearing Room (117).
Executive session will be held: HB 733, HB 960
Presentation by the Department of Higher Education and Workforce Development.

HOUSE CALENDAR

THIRTY-FIFTH DAY, WEDNESDAY, MARCH 8, 2023

HOUSE BILLS FOR PERFECTION

HCS HBs 919 & 1081 - Schnelting
HCS HBs 47 & 638 - Haley
HB 630 - Knight
HCS HBs 802, 807 & 886 - Dinkins
HCS HBs 816 & 660 - Deaton
HCS HBs 700 & 445 - Hardwick
HCS HBs 556 & 581 - Houx
HB 81 - Veit
HB 131 - Griffith
HCS HB 356 - McGirl
HCS HB 587 - Owen

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 909 - Haffner
HCS HB 668 - Houx
HB 44 - Haley
HB 67 - Terry
HB 94 - Schwadron
HB 487 - Francis
HB 528 - Murphy
HB 547 - Roberts
HB 1021 - Baker
HB 1055 - Mayhew

HOUSE BILLS FOR PERFECTION - CONSENT

(03/02/2023)

HB 129 - Griffith
HCS HB 130 - Griffith
HB 283 - Kelly (141)
HB 644 - Francis
HB 923 - Hovis

HOUSE BILLS FOR THIRD READING

HB 70 - Dinkins
HCS HBs 133 & 583, (Fiscal Review 3/7/23) - Hudson
HB 202 - Francis
HCS HB 253, (Fiscal Review 3/7/23) - Pollitt
HB 827, (Fiscal Review 3/7/23) - Christofanelli

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 715, (Fiscal Review 3/1/23) - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 402 - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTY-FIFTH DAY, WEDNESDAY, MARCH 8, 2023

The House met pursuant to adjournment.

Representative Hudson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"The Lord thy God bless thee in all the work of thine hand which thou doest." (Deuteronomy 14:29)

O Lord, our God, whose glory is in all the world and whose goodness shines in all that is true, we commit ourselves and our chamber to Your merciful care.

Grant that the work of this day may be in accordance with Your holy will. Give to us health of body, clarity of mind and strength of spirit that we may do what we have to do with all our hearts and minds.

Deliver us from the fear that destroys, from the stress that deadens, and from the frustration that discourages us. Help us to work together to make our dreams come true and to dream to make our work worth doing!

Keep our Missouri strong. Let us walk and work humbly together. May we have faith that Your glory shall be revealed in every word and vote we offer for our citizens.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Charlie Smith.

The Journal of the thirty-fourth day was approved as printed by the following vote:

AYES: 137

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Baringer	Barnes
Billington	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 27	Buchheit-Courtway	Burger	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Hicks	Hinman	Houx

Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Mayhew
McGaugh	McGirl	McMullen	Merideth	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Weber	West	Wilson	Woods
Wright	Mr. Speaker			

NOES: 000

PRESENT: 003

Lewis 25	Unsicker	Windham

ABSENT WITH LEAVE: 023

Aldridge	Atchison	Bangert	Black	Bland Manlove
Bosley	Brown 16	Brown 87	Burnett	Burton
Henderson	Johnson 23	Matthiesen	Morse	Reuter
Sauls	Schnelting	Sharp 37	Smith 46	Steinhoff
Waller	Walsh Moore	Young		

VACANCIES: 000

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 133 & 583**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fogle, Houx, Hudson and Owen

Noes (0)

Absent (2): Kelly (141) and Pollitt

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 253**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (3): Houx, Hudson and Owen

Noes (2): Baringer and Fogle

Absent (2): Kelly (141) and Pollitt

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 827**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fogle, Houx, Hudson and Owen

Noes (0)

Absent (2): Kelly (141) and Pollitt

THIRD READING OF HOUSE BILLS

HB 70, relating to school protection officers, was taken up by Representative Dinkins.

On motion of Representative Dinkins, **HB 70** was read the third time and passed by the following vote:

AYES: 120

Allen	Amato	Atchison	Aune	Baker
Banderman	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 27	Buchheit-Courtway	Burger	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Mackey
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Peters	Pollitt
Pouche	Quade	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	West	Wilson	Wright	Mr. Speaker

NOES: 025

Adams	Anderson	Appelbaum	Clemens	Collins
Doll	Fountain Henderson	Gray	Johnson 23	Lavender
Lewis 25	Mann	Mosley	Nickson-Clark	Nurrenbern
Phifer	Proudie	Steinhoff	Strickler	Taylor 84
Terry	Walsh Moore	Weber	Windham	Woods

PRESENT: 007

Bangert	Brown 87	Ealy	Johnson 12	Merideth
Plank	Smith 46			

ABSENT WITH LEAVE: 011

Aldridge	Bland Manlove	Bosley	Brown 16	Burnett
Morse	Perkins	Reuter	Sauls	Waller
Young				

VACANCIES: 000

Representative Hudson declared the bill passed.

HCS HBs 133 & 583, relating to a tax credit for certain live entertainment events, was placed on the Informal Calendar.

HB 202, relating to industrial hemp, was taken up by Representative Francis.

Representative O'Donnell assumed the Chair.

On motion of Representative Francis, **HB 202** was read the third time and passed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Bland Manlove	Bosley	Burnett	Morse
Reuter	Sauls	Waller	Young	

VACANCIES: 000

Representative O'Donnell declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 133 & 583, relating to a tax credit for certain live entertainment events, was taken up by Representative Hudson.

On motion of Representative Hudson, **HCS HBs 133 & 583** was read the third time and passed by the following vote:

AYES: 110

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Banderman	Bangert	Baringer	Barnes
Black	Bonacker	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Butz	Casteel	Christ	Clemens	Coleman
Collins	Cook	Crossley	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gray
Gregory	Griffith	Haden	Hausman	Hein
Henderson	Hinman	Houx	Hovis	Hudson
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Knight	Lavender	Lewis 25	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
McMullen	Merideth	Mosley	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Owen	Parker	Patterson
Peters	Phifer	Plank	Pollitt	Pouche
Quade	Reedy	Riggs	Roberts	Sassmann
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Steinhoff	Stephens	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Unsicker
Van Schoiack	Veit	Voss	Walsh Moore	Weber
Wilson	Windham	Woods	Wright	Mr. Speaker

NOES: 039

Allen	Baker	Billington	Boggs	Boyd
Bromley	Byrnes	Chappell	Christofanelli	Davidson
Davis	Deaton	Gragg	Haffner	Haley
Hardwick	Hicks	Hurlbert	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Lovasco	Matthiesen
Oehlerking	Perkins	Richey	Riley	Sander
Schnelting	Schulte	Schwadron	Smith 163	Sparks
Stacy	Stinnett	Titus	Toalson Reisch	

PRESENT: 002

Cupps	Proudie

ABSENT WITH LEAVE: 012

Aldridge	Bland Manlove	Bosley	Burnett	Copeland
Morse	Murphy	Reuter	Sauls	Waller
West	Young			

VACANCIES: 000

Representative O'Donnell declared the bill passed.

Speaker Plocher assumed the Chair.

THIRD READING OF HOUSE BILLS

HCS HB 253, relating to admission of nonresident pupils, was taken up by Representative Pollitt.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Buchheit-Courtway
Burger	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	West
Wilson	Wright	Mr. Speaker		

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 87	Burton
Butz	Clemens	Collins	Crossley	Doll

Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods				

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Bosley	Burnett	Copeland	Morse
Sassmann	Sauls	Waller	Young	

VACANCIES: 000

On motion of Representative Pollitt, **HCS HB 253** was read the third time and passed by the following vote:

AYES: 085

Allen	Amato	Baker	Billington	Black
Boggs	Boyd	Buchheit-Courtway	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cupps
Davidson	Davis	Deaton	Dinkins	Evans
Falkner	Francis	Gragg	Gregory	Griffith
Haden	Haffner	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Kalberloh	Keathley	Kelly 141
Knight	Lewis 6	Lovasco	Mackey	Matthiesen
Mayhew	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Titus
Toalson Reisch	West	Wilson	Wright	Mr. Speaker

NOES: 069

Adams	Aldridge	Anderson	Appelbaum	Atchison
Aune	Banderman	Bangert	Baringer	Barnes
Bland Manlove	Bonacker	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Burger	Burton	Busick
Butz	Clemens	Collins	Cook	Crossley
Diehl	Doll	Ealy	Farnan	Fogle
Fountain Henderson	Gallick	Gray	Haley	Hein
Ingle	Johnson 12	Johnson 23	Justus	Kelley 127
Lavender	Lewis 25	Lonsdale	Mann	Marquart
McGaugh	Merideth	Mosley	Nickson-Clark	Nurrenbern
Parker	Phifer	Plank	Proudie	Quade
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Thompson	Unsicker	Van Schoiack	Veit	Voss
Walsh Moore	Weber	Windham	Woods	

PRESENT: 001

Sharp 37

ABSENT WITH LEAVE: 008

Bosley	Burnett	Copeland	Morse	Roberts
Sauls	Waller	Young		

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 402, relating to hospitals, was taken up by Representative Henderson.

On motion of Representative Henderson, **HB 402** was read the third time and passed by the following vote:

AYES: 155

Adams	Aldridge	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Allen	Bosley	Burnett	Morse	Nickson-Clark
Sauls	Waller	Young		

VACANCIES: 000

Speaker Plocher declared the bill passed.

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

Representative Patterson suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Amato	Anderson	Atchison	Baringer	Billington
Brown 16	Burton	Busick	Byrnes	Chappell
Cook	Davis	Farnan	Gallick	Haffner
Hardwick	Hinman	Jones	Kelley 127	Lewis 6
McGirl	Murphy	Owen	Peters	Reuter
Riggs	Roberts	Sander	Schnelting	Sharpe 4
Shields	Smith 155	Van Schoiack	Wright	

NOES: 002

Hurlbert	Keathley

PRESENT: 068

Aldridge	Allen	Appelbaum	Aune	Baker
Banderman	Barnes	Boggs	Bonacker	Boyd
Bromley	Brown 149	Casteel	Christofanelli	Copeland
Crossley	Diehl	Dinkins	Ealy	Falkner
Fogle	Fountain Henderson	Gragg	Gray	Griffith
Haley	Hausman	Hein	Hicks	Houx
Hudson	Johnson 23	Justus	Kalberloh	Knight
Lonsdale	Mann	Marquart	Mayhew	McMullen
Myers	O'Donnell	Oehlerking	Parker	Patterson
Perkins	Plank	Pollitt	Pouche	Proudie
Reedy	Riley	Schulte	Schwadron	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Terry	Thomas	Toalson Reisch	Unsicker	Voss
West	Wilson	Mr. Speaker		

ABSENT WITH LEAVE: 059

Adams	Bangert	Black	Bland Manlove	Bosley
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Butz	Christ	Clemens	Coleman	Collins
Cupps	Davidson	Deaton	Doll	Evans
Francis	Gregory	Haden	Henderson	Hovis
Ingle	Johnson 12	Kelly 141	Lavender	Lewis 25
Lovasco	Mackey	Matthiesen	McGaugh	Merideth
Morse	Mosley	Nickson-Clark	Nurrenbern	Phifer
Quade	Richey	Sassmann	Sauls	Seitz
Sharp 37	Smith 163	Smith 46	Sparks	Taylor 84
Thompson	Titus	Veit	Waller	Walsh Moore
Weber	Windham	Woods	Young	

VACANCIES: 000

THIRD READING OF HOUSE BILLS

HB 827, relating to the virtual school program, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **HB 827** was read the third time and passed by the following vote:

AYES: 136

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Baringer	Barnes	Billington	Boggs	Bonacker
Bromley	Brown 149	Brown 16	Brown 87	Buchheit-Courtway
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Collins
Cook	Copeland	Crossley	Davis	Deaton
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 23	Jones	Justus	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Weber	West	Wilson	Woods	Wright
Mr. Speaker				

NOES: 000

PRESENT: 003

Boyd	Burger	Davidson

ABSENT WITH LEAVE: 024

Bangert	Black	Bland Manlove	Bosley	Brown 27
Burnett	Coleman	Cupps	Doll	Gregory
Henderson	Johnson 12	Kalberloh	Merideth	Morse
Nickson-Clark	Phifer	Sauls	Sharp 37	Thompson
Waller	Walsh Moore	Windham	Young	

VACANCIES: 000

Speaker Plocher declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HBs 919 & 1081, relating to privacy protections, was placed on the Informal Calendar.

HCS HBs 47 & 638, relating to land surveys, was taken up by Representative Haley.

On motion of Representative Haley, the title of **HCS HBs 47 & 638** was agreed to.

On motion of Representative Haley, **HCS HBs 47 & 638** was adopted.

On motion of Representative Haley, **HCS HBs 47 & 638** was ordered perfected and printed.

HB 630, **HCS HBs 802, 807 & 886**, **HCS HBs 816 & 660**, **HCS HBs 700 & 445**, **HCS HBs 556 & 581**, **HB 81** and **HB 131** were placed on the Informal Calendar.

HCS HB 356, relating to private pension taxation, was taken up by Representative McGirl.

On motion of Representative McGirl, the title of **HCS HB 356** was agreed to.

HCS HB 356 was laid over.

Representative Patterson moved that **HCS HB 356** be committed to the Committee on Legislative Review.

Which motion was adopted.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 630, relating to the confiscation of animals, was taken up by Representative Knight.

Representative Knight moved that the title of **HB 630** be agreed to.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 630, Page 1, In the Title, Line 3, by deleting the word "confiscation" and inserting in lieu thereof the word "treatment"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 1** was adopted.

Representative O'Donnell offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 630, Page 1, Section 578.018, Line 10, by deleting the word "**ten**" and inserting in lieu thereof the word "**fifteen**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 2** was adopted.

Representative Baker offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 630, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**273.358. 1. A political subdivision shall not adopt or enforce an ordinance or other regulation that prohibits or effectively prohibits the operation of a pet shop licensed under sections 273.325 to 273.357 from operating within its state license.**

2. Nothing in this section shall be construed to prohibit the enforcement of any applicable building codes, general zoning requirements, or relevant inspections as otherwise required by ordinance or law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 3** was adopted.

On motion of Representative Knight, **HB 630, as amended**, was ordered perfected and printed.

HCS HBs 919 & 1081, relating to privacy protections, was taken up by Representative Schnelting.

On motion of Representative Schnelting, the title of **HCS HBs 919 & 1081** was agreed to.

Representative Schnelting offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 919 & 1081, Page 1, Section 105.1675, Line 8, by inserting after all of said section and line the following:

"542.400. As used in sections 542.400 to 542.422, the following words and phrases mean:

(1) "Aggrieved person", a person who was a party to any intercepted wire **or electronic** communication or a person against whom the interception was directed;

(2) "Communication common carrier", an individual or corporation undertaking to transport messages for compensation;

(3) "Contents", when used with respect to any wire **or electronic** communication, includes any information concerning the identity of the parties, the substance, purport, or meaning of that communication;

(4) "Court of competent jurisdiction", any circuit court having general criminal jurisdiction within the territorial jurisdiction where the communication is to be intercepted including any circuit judge specially assigned by the supreme court of Missouri pursuant to section 542.404;

(5) **"Electronic communication", any transfer of signs, signals, writing, images, sounds, data, or intelligence of any nature transmitted in whole or in party by a wire, radio, electromagnetic, photoelectronic, or photooptical system, but does not include:**

(a) Any wire or oral communication;

(b) Any communication made through a tone-only paging device;

(c) Any communication from an electronic tracking device under section 565.260; or

(d) Electronic funds transfer information stored by a financial institution in a communication system used for the electronic storage and transfer of funds;

(6) "Electronic, mechanical, or other device", any device or apparatus which can be used to intercept a wire **or electronic** communication other than:

(a) Any telephone or telegraph instrument, equipment or facility, or any component thereof, owned by the user or furnished to the subscriber or user by a communications common carrier in the ordinary course of its business and being used by the subscriber or user in the ordinary course of its business or being used by a communications common carrier in the ordinary course of its business or by an investigative office or law enforcement officer in the ordinary course of his duties; or

(b) A hearing aid or similar device being used to correct subnormal hearing to not better than normal;

[~~(6)~~**] (7)** "Intercept", the aural acquisition of the contents of any wire **or electronic** communication through the use of any electronic or mechanical device, including but not limited to interception by one spouse of another spouse;

[~~(7)~~**] (8)** "Investigative officer" or "law enforcement officer or agency", any officer or agency of this state or a political subdivision of this state, who is empowered by law to conduct investigations of or to make arrests for offenses enumerated in sections 542.400 to 542.422, and any attorney authorized by law to prosecute or participate in the prosecution of such offenses;

[~~(8)~~**] (9)** "Oral communication", any communication uttered by a person exhibiting an expectation that such communication is not subject to interception under circumstances justifying such expectation;

[~~(9)~~**] (10)** "Person", any employee, or agent of this state or political subdivision of this state, and any individual, partnership, association, joint stock company, trust, or corporation;

[~~(10)~~**] (11)** "Prosecuting attorney", the elected prosecuting attorney of the county or the circuit attorney of any city not contained within a county;

[~~(11)~~**] (12)** "State", the state of Missouri and political subdivisions of the state;

[~~(12)~~**] (13)** "Wire communication", any communication made in whole or in part through the use of facilities for the transmission of communications by the aid of wire, cable, or other like connection between the point of origin and the point of reception including the use of such connection in a switching station furnished or operated by any person engaged as a common carrier in providing or operating such facilities for the transmission of local, state or interstate communications.

542.402. 1. Except as otherwise specifically provided in sections 542.400 to 542.422, a person is guilty of a class E felony and upon conviction shall be punished as provided by law, if such person:

(1) Knowingly**, with the intent to disclose or use,** intercepts, endeavors to intercept, or procures any other person to intercept or endeavor to intercept, any wire **or electronic** communication;

(2) Knowingly**, with the intent to disclose or use,** uses, endeavors to use, or procures any other person to use or endeavor to use any electronic, mechanical, or other device to intercept any oral communication when such device transmits communications by radio or interferes with the transmission of such communication; provided, however, that nothing in sections 542.400 to 542.422 shall be construed to prohibit the use by law enforcement officers of body **cameras,** microphones**,** and transmitters in undercover investigations for the acquisition of evidence **[**~~and~~**], or for** the protection of law enforcement officers and others working under their direction in such investigations;

(3) Knowingly discloses, or endeavors to disclose, to any other person the contents of any wire**, electronic, or oral** communication, when he knows or has reason to know that the information was obtained through the interception of a wire**, electronic, or oral** communication in violation of this subsection**, except as provided in sections 542.200 to 542.422**; or

(4) Knowingly uses, or endeavors to use, the contents of any wire**, electronic, oral** communication, when he knows or has reason to know that the information was obtained through the interception of a wire**, electronic, or oral** communication in violation of this subsection**, except as provided in sections 542.400 to 542.422**.

2. It is not unlawful under the provisions of sections 542.400 to 542.422:

(1) For an operator of a switchboard, or an officer, employee, or agent of any communication common carrier, whose facilities are used in the transmission of a wire **or electronic** communication, to intercept, disclose, or use that communication in the normal course of his **or her** employment while engaged in any activity which is a necessary incident to the rendition of his **or her** service or to the protection of the rights or property of the carrier of such communication, however, communication common carriers shall not utilize service observing or random monitoring except for mechanical or service quality control checks;

(2) For a person acting under law to intercept a wire**, electronic,** or oral communication, where such person is a party to the communication **and the other party has consented** or where **[**~~one~~**] all** of the parties to the communication **[**~~has~~**] have** given prior consent to such interception;

(3) For a person acting under law to intercept a wire, electronic, or oral communication if such person is a peace officer and the peace officer has obtained the communication in response to an emergency hostage situation;

[~~(3)~~**] (4)** For a person not acting under law to intercept a wire**, electronic, or oral** communication where such person is a party to the communication **and the other party has consented** or where **[**~~one~~**] all** of the parties to the communication **[**~~has~~**] have** given prior consent to such interception unless such communication is intercepted for the purpose of committing any criminal or tortious act**; or**

(5) For a person not acting under law to intercept a wire, electronic, or oral communication if:

(a) There is no expectation of privacy;

(b) The communication occurs within a government proceeding that is open to the public;

(c) The communication is recorded to obtain evidence of a crime or unethical conduct;

(d) One party to the communication has consented to recording the communication, and the recording contains any admission of the commission of a criminal offense, or contains material evidence relevant to the commission of a criminal offense;

(e) The person is a victim, as defined under section 575.010, and the victim records the communication made to the victim by his or her perpetrator;

(f) The person is a party to the communication and records the communication to obtain a statement by another party that the other party intends to commit, is committing, or has committed an unlawful act;

(g) The communication is to report an emergency including, but not limited to, a fire, medical emergency, crime, or disaster;

(h) The communication conveys a threat to commit a criminal offense including, but not limited to, a threat of extortion, blackmail, bodily harm, or other unlawful request or demand;

(i) The communication is made by a hostage holder;

(j) The communication constitutes harassment under section 565.090 or 565.091; or

(k) The communication constitutes stalking under section 565.225 or 565.227.

542.404. 1. The elected prosecuting attorney of the county with the written authorization of the attorney general of the state of Missouri may make application for an order authorizing the interception of a wire **or electronic** communication. The supreme court of Missouri, upon notice that the attorney general of the state of Missouri has authorized application for an interception of a wire **or electronic** communication, shall appoint a circuit court from a circuit other than the circuit where the application originates to approve or deny the application

and to issue any necessary orders. Such court may grant, in conformity with sections 542.400 to 542.422, an order authorizing the interception of wire **or electronic** communications by the law enforcement agency having responsibility for the investigation of the offense if there is probable cause to believe that the interception may provide evidence of a felony which involves the manufacture or distribution of a controlled substance, as the term is defined by section 195.016, or the felony of murder, arson, or kidnapping, or a terrorist threat as defined in section 574.115, or any conspiracy to commit any of the foregoing.

2. Any order entered pursuant to the provisions of sections 542.400 to 542.422 shall require live monitoring by appropriate law enforcement personnel of the interception of any wire **or electronic** communication.

542.406. 1. Any investigative officer or law enforcement officer who, by any means authorized by sections 542.400 to 542.422, has lawfully obtained knowledge of the contents of any wire **or electronic** communication, or evidence derived therefrom, may disclose such contents to another investigative officer or law enforcement officer to the extent that such disclosure is necessary to the proper performance of the official duties of the officer making or receiving the disclosure for investigative purposes only.

2. Any investigative officer or law enforcement officer who, by any means authorized by sections 542.400 to 542.422, has lawfully obtained knowledge of the contents of any wire**, electronic,** or oral communication, or evidence derived therefrom, may use such contents to the extent such use is necessary to the proper performance of his official duties.

3. Any person who has received, by any means authorized by sections 542.400 to 542.422, any information concerning a wire **or electronic** communication, or evidence derived therefrom, intercepted in accordance with the provisions of sections 542.400 to 542.422 shall disclose the contents of that communication or such derivative evidence while giving testimony under oath or affirmation in any criminal proceeding, including deposition in any court or in any grand jury proceeding, subject to the rules of evidence.

4. No otherwise privileged wire **or electronic** communication intercepted in accordance with, or in violation of, the provisions of sections 542.400 to 542.422 shall lose its privileged character and shall be suppressed upon motion.

542.408. 1. Each application for an order authorizing or approving the interception of a wire **or electronic** communication shall be made in writing and shall be submitted to the attorney general for his review and approval. If the attorney general approves the application, he shall join such application, which shall be submitted upon oath or affirmation to a court of competent jurisdiction and shall state the applicant's authority to make such application. Each application shall include the following information:

(1) The identity of the prosecuting attorney making the application together with the identities of the law enforcement agency or agencies that are to conduct the interception;

(2) A full and complete statement of the facts and circumstances relied upon by the applicant to justify his belief that an order should be issued, including:

(a) Details as to the particular offense that has been, is being, or is about to be committed;

(b) A particular description of the nature and location of the facilities from which or the place where the communication is to be intercepted;

(c) A particular description of the type of communications sought to be intercepted; and

(d) The identity of the person and employment, if known, committing the offense and whose communications are to be intercepted;

(e) That the application is sought solely for detection of the crimes enumerated in section 542.404;

(3) A full and complete statement as to whether other investigative procedures have been tried and failed, or why they reasonably appear to be unlikely to succeed if tried, or to be too dangerous;

(4) A statement of the period of time for which the interception is required to be maintained. If the nature of the investigation is such that the authorization for the interception should not automatically terminate when the described type of communication has been first obtained, a particular description of facts establishing probable cause to believe that additional communications of the same type will occur thereafter;

(5) A full and complete statement of the facts concerning all previous applications known or available to the individual authorizing and making the application, made to any court for authorization to intercept, or for approval of interceptions of, wire **or electronic** communications involving any of the same persons, facilities or places specified in the application, and the action taken by the court on each such application;

(6) Where the application is for the extension of an order, a statement setting forth the results thus far obtained from the interception, or an explanation of the failure to obtain such results; and

(7) A statement that adequate resources are available to perform the interception and the estimated number of persons required to accomplish the interception.

2. The court may require the applicant to furnish additional testimony or documentary evidence in support of the application.

3. Upon such application the court may enter an ex parte order, as requested or as modified, authorizing or approving interception of wire **or electronic** communications within the territorial jurisdiction of the court, if the court determines on the basis of the facts submitted by the applicant that:

(1) Probable cause exists to believe that an individual is committing, has committed, or is about to commit a particular offense enumerated in section 542.404;

(2) Probable cause exists to believe that particular communications concerning that offense will be obtained through such interception;

(3) Normal investigative procedures have been tried and have failed or reasonably appear to be unlikely to succeed if tried or to be too dangerous; and

(4) Probable cause exists to believe that the facilities from which, or the place where, the wire **or electronic** communications are to be intercepted are being used, or are about to be used, in connection with the commission of such offense, or are leased to, listed in the name of, or commonly used by such person.

4. Each order authorizing or approving the interception of any wire **or electronic** communication shall specify:

(1) The identity of the person and employment, if known, whose communications are to be intercepted;

(2) The nature and location of the communication facilities as to which, or the place where, authority to intercept is granted including whether the interception involves a cellular or other wireless device;

(3) A particular description of the type of communication sought to be intercepted, and a statement of the particular offense to which it relates;

(4) The identity of the agency authorized to intercept the communications, and of the person authorizing the application;

(5) The period of time during which such interception is authorized, including a statement as to whether or not the interception shall automatically terminate when the described communication has been first obtained.

5. No order entered under this section may authorize or approve the interception of any wire **or electronic** communication for any period longer than is necessary to achieve the objective of the authorization, nor in any event longer than thirty days. Extensions of an order may be granted, but only upon application for an extension made in accordance with subsection 1 of this section and the court making the findings required by subsection 3 of this section. The period of extension shall be no longer than the court deems necessary to achieve the purposes for which it was granted and in no event longer than thirty days. Every order and extension thereof shall contain a provision that the authorization to intercept shall be executed as soon as practicable, shall be conducted in such a way as to minimize the interception of communications not otherwise subject to interception under sections 542.400 to 542.422, and shall terminate upon attainment of the authorized objective, or in any event in thirty days.

6. Whenever an order authorizing interception is entered pursuant to the provisions of sections 542.400 to 542.422, the order may require reports to be made to the court who issued the order showing what progress has been made toward achievement of the authorized objective and the need for continued interception. Such reports shall be made at such intervals as the court may require, but in no case longer than thirty days.

7. Notwithstanding any other provisions of sections 542.400 to 542.422, any law enforcement officer with the approval of the prosecuting attorney may request an order of an appropriate court whenever reasonable grounds therefor exist to have a pen register placed in effect, which pen register will only determine the phone number to which the call is placed.

8. Notwithstanding any other provision of law to the contrary, communication common carriers, and their officers, employees and agents, may provide information, facilities or technical assistance to persons authorized by law to intercept wire **or electronic** communications, if the communication common carrier, its officers, employees or agents have been provided with a court order directing such assistance signed by the authorizing court. The court order shall set forth the period of time during which the provision of the information, facilities or technical assistance is authorized and specifying the information, facilities, or technical assistance required. No cause of action shall lie in any court against any communication common carrier, its officers, employees, and agents for providing information, facilities or assistance in accordance with the terms of an order under this subsection. Any communication common carrier furnishing such facilities or technical assistance shall be compensated therefor by the prosecuting attorney at the prevailing rates.

542.410. 1. The contents of any wire communication intercepted by any means authorized by sections 542.400 to 542.422 shall be recorded on tape or wire or other comparable device. The recording of the contents of any wire**, electronic,** or oral communication as required by this section shall be done in such way as will protect the recording from editing or other alterations. Immediately upon the expiration of the period of the order, or extensions

thereof, such recordings shall be made available to the court issuing such order and shall be sealed under its directions. Custody of the recordings shall be wherever the court orders. The recordings shall not be destroyed except upon an order of the issuing court and in any event shall be kept for ten years. Duplicate recordings shall be made for use for disclosure pursuant to the provisions of subsections 1 and 2 of section 542.406 for investigations and discovery in accordance with applicable supreme court rules. The presence of the seal provided for by subsection 2 of this section, or a satisfactory explanation for the absence thereof, shall be a prerequisite for the use or disclosure of the contents of any wire **or electronic** communication or evidence derived therefrom under the provisions of subsection 3 of section 542.406.

2. Applications made and orders granted under sections 542.400 to 542.422 shall be sealed by the court. Custody of the applications and orders shall be wherever the court directs. Such applications and orders shall be disclosed only upon a showing of good cause before a court of competent jurisdiction and shall not be destroyed except on order of the issuing or denying court, and in any event shall be kept for ten years.

3. Any violation of the provisions of this section shall be punishable as a class A misdemeanor.

4. Within a reasonable time but not later than ninety days after the filing of an application for an order of approval under the provisions of sections 542.400 to 542.422 or the termination of the period of an order or extensions thereof, whichever is later, the issuing or denying court shall cause to be served, on the persons named in the order or the application, and such other parties to intercepted communications an inventory which shall include notice of:

(1) The fact of the entry of the order or the application;

(2) The date of the entry and the period of authorized, approved interception;

(3) The fact that during the period oral communications were or were not intercepted; and

(4) The nature of said conversations.

The court, upon the filing of a motion, shall make available to such person or his counsel for inspection and copying such intercepted communications, applications and orders.

542.412. 1. The contents of any intercepted wire **or electronic** communications or evidence derived therefrom shall not be received in evidence or otherwise disclosed in any trial, hearing, or other proceeding in federal or state court nor in any administrative proceeding unless each party, in compliance with supreme court rules relating to discovery in criminal cases, hearings and proceedings, has been furnished with a copy of the court order and accompanying application under which the interception was authorized or approved and a transcript of any intercepted wire **or electronic** communication or evidence derived therefrom.

2. If the defense in its request designates material or information not in the possession or control of the state, but which is, in fact, in the possession or control of other governmental personnel, the state shall use diligence and make good faith efforts to cause such materials to be made available to the defendant's counsel, and if the state's efforts are unsuccessful and such material or other governmental personnel are subject to the jurisdiction of the court, the court, upon request, shall issue suitable subpoenas or orders to cause such material or information to be made available to the state for disclosure to the defense.

542.414. 1. Any aggrieved person in any trial, hearing, or proceeding in or before any court, department, officer, agency, regulatory body, or other authority of the United States, the state, or a political subdivision thereof, may move to suppress the contents of any intercepted wire **or electronic** communication, or evidence derived therefrom, on the grounds that:

(1) The communication was unlawfully intercepted;

(2) The order of authorization or approval under which it was intercepted is insufficient on its face;

(3) The interception was not made in conformity with the order of authorization or approval; or

(4) The communication was intercepted in violation of the provisions of the Constitution of the United States or the state of Missouri or in violation of a state statute.

Such motion shall be made before the trial, hearing, or proceeding unless there was no reasonable opportunity to make such motion or the person was not aware of the existence of grounds for the motion. If the motion is granted, the contents of the intercepted wire **or electronic** communication, or evidence derived therefrom or the contents of any communication intercepted as a result of any extension of the original order authorizing or approving the interception of wire **or electronic** communication, and any evidence derived therefrom, shall be treated as having been obtained in violation of sections 542.400 to 542.422.

2. In addition to any other right to appeal, the state shall have the right to appeal from an order granting a motion to suppress made under subsection 1 of this section if the prosecuting attorney shall certify to the court or other official granting such motion that the appeal be taken within thirty days after the date the order was entered and shall be diligently prosecuted.

542.416. 1. Within thirty days after the expiration of an order or each extension thereof entered pursuant to the provisions of section 542.408, the issuing court shall report to the state courts administrator:

(1) The fact that an order or extension was applied for;

(2) The kind of order or extension applied for;

(3) The fact that the order or extension was granted as applied for, was modified, or was denied;

(4) The period of interceptions authorized by the order, and the number and duration of any extensions of the order;

(5) The offense specified in the order or application, or extension of an order;

(6) The identity of the applying investigative officer or law enforcement officer and agency making the application and the person authorizing the application; and

(7) The nature of the facilities from which or the place where communications were to be intercepted.

2. In January of each year, the principal prosecuting attorney for any political subdivision of the state shall report to the state courts administrator:

(1) The information required by subdivisions (1) through (7) of subsection 1 of this section with respect to each application for an order or extension made during the preceding calendar year;

(2) A general description of the interceptions made under such order or extension, including:

(a) The approximate nature and frequency of incriminating communications intercepted;

(b) The approximate nature and frequency of other communications intercepted;

(c) The approximate number of persons whose communications were intercepted; and

(d) The approximate nature, amount, and cost of the manpower and other resources used in the interceptions;

(3) The number of arrests resulting from interceptions made under such order or extension, and the offenses for which arrests were made;

(4) The number of trials resulting from such interceptions;

(5) The number of motions to suppress made with respect to such interceptions, and the number granted or denied;

(6) The number of convictions resulting from such interceptions and the offenses for which the convictions were obtained and a general assessment of the importance of the interceptions; and

(7) The information required by subdivisions (2) through (6) of this subsection with respect to orders or extensions obtained in the preceding calendar year.

3. In April of each year the state courts administrator shall transmit to the Missouri general assembly a full and complete report concerning the number of applications for orders authorizing or approving the interception of wire **or electronic** communications and the number of orders and extensions granted or denied during the preceding calendar year. Such report shall include a summary and analysis of the data required to be filed with the state courts administrator by subsections 1 and 2 of this section. The state courts administrator may promulgate rules and regulations dealing with the content and form of the reports required to be filed by subsections 1 and 2 of this section.

542.418. 1. The contents of any wire **or electronic** communication or evidence derived therefrom shall not be received in evidence or otherwise disclosed in any civil or administrative proceeding, except in civil actions brought pursuant to this section.

2. Any person whose wire **or electronic** communication is intercepted, disclosed, or used in violation of sections 542.400 to 542.422 shall:

(1) Have a civil cause of action against any person who intercepts, discloses, or uses, or procures any other person to intercept, disclose, or use such communications; and

(2) Be entitled to recover from any such person:

(a) Actual damages, but not less than liquidated damages computed at the rate of one hundred dollars a day for each day of violation or ten thousand dollars whichever is greater;

(b) Punitive damages on a showing of a willful or intentional violation of sections 542.400 to 542.422; and

(c) A reasonable attorney's fee and other litigation costs reasonably incurred.

3. A good faith reliance on a court order or on the provisions of section 542.408 shall constitute a prima facie defense to any civil or criminal action brought under sections 542.400 to 542.422.

4. Nothing contained in this section shall limit any cause of action available prior to August 28, 1989.

542.420. Whenever any wire **or electronic** communication has been intercepted, no part of the contents of such communication and no evidence derived therefrom may be received in evidence in any trial, hearing, or other proceeding in or before any court, grand jury, department, officer, agency, regulatory body, legislative committee, or other authority of the United States, a state, or a political subdivision thereof if the disclosure of that information would be in violation of sections 542.400 to 542.422.

542.527. Except if there is a reasonable expectation of privacy by a guest or invitee, it shall not be a violation of law for a person to place any video or audio surveillance in the person's home for security purposes."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Baker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 919 & 1081, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"105.1500. 1. This section shall be known and may be cited as "The Personal Privacy Protection Act".

2. As used in this section, the following terms mean:

(1) "Personal information", any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, or volunteer of, or donor of financial or nonfinancial support to, any entity exempt from federal income **[**~~tax~~**] taxation** under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(2) "Public agency", the state and any political subdivision thereof including, but not limited to, any department, agency, office, commission, board, division, or other entity of state government; any county, city, township, village, school district, community college district; or any other local governmental unit, agency, authority, council, board, commission, state or local court, tribunal or other judicial or quasi-judicial body.

3. (1) Notwithstanding any provision of law to the contrary, but subject to the exceptions listed under subsection 4 **and 6** of this section, a public agency shall not:

(a) Require any individual to provide the public agency with personal information or otherwise compel the release of personal information;

(b) Require any entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code **of 1986, as amended,** to provide the public agency with personal information or otherwise compel the release of personal information;

(c) Release, publicize, or otherwise publicly disclose personal information in possession of a public agency **without the express, written permission of every individual who is identifiable from the potential release of such personal information, including individuals identifiable as members, supporters, or volunteers of, or donors to, the entity exempt from federal income taxation under Section 501(c) of the Internal Revenue of 1986, as amended**; or

(d) Request or require a current or prospective contractor or grantee with the public agency to provide the public agency with a list of entities exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to which it has provided financial or nonfinancial support.

(2) All personal information in the possession of a public agency shall be considered a closed record under chapter 610 and court operating rules.

4. The provisions of this section shall not preclude any individual or entity from being required to comply with any of the following:

(1) Submitting any report or disclosure required by this chapter or chapter 130;

(2) Responding to any lawful request or subpoena for personal information from the Missouri ethics commission as a part of an investigation, or publicly disclosing personal information as a result of an enforcement action from the Missouri ethics commission pursuant to its authority in sections 105.955 to 105.966;

(3) Information reported in a personal financial disclosure made under sections 105.483 to 105.492;

[~~(3)~~**] (4)** Responding to any lawful warrant for personal information issued by a court of competent jurisdiction;

[~~(4)~~**] (5)** Responding to any lawful request for discovery of personal information in litigation if:

(a) The requestor demonstrates a compelling need for the personal information by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of personal information to any person not named in the litigation;

[~~(5)~~**] (6)** Applicable court rules or admitting any personal information as relevant evidence before a court of competent jurisdiction. However, a submission of personal information to a court shall be made in a manner that it is not publicly revealed and no court shall publicly reveal personal information absent a specific finding of good cause; or

[~~(6)~~**] (7)** Any report or disclosure required by state law to be filed with the secretary of state, provided that personal information obtained by the secretary of state is otherwise subject to the requirements of paragraph (c) of subdivision (1) of subsection 3 of this section, unless expressly required to be made public by state law.

5. (1) A person or entity alleging a violation of this section may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of moneys not less than two thousand five hundred dollars to compensate for injury or loss caused by each violation of this section; or

(b) For an intentional violation of this section, a sum of moneys not to exceed three times the sum described in paragraph (a) of this subdivision.

(2) A court, in rendering a judgment in an action brought under this section, may award all or a portion of the costs of litigation, including reasonable attorney's fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.

(3) A person who knowingly violates this section is guilty of a class B misdemeanor.

6. This section shall not apply to:

(1) Personal information that a person or an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, submits, is expressly required by state law to submit, or has previously submitted to a public agency for the purpose of seeking or obtaining, including acting on behalf of another to seek or obtain, a contract, grant, permit, license, benefit, tax credit, incentive, status, or any other similar item, including a renewal of the same, provided that information that directly identifies an individual as a donor of financial support to an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, shall not be required by a public agency unless expressly required by state law;

(2) A disclosure of personal information among law enforcement agencies pursuant to an active investigation;

(3) A disclosure of personal information voluntarily made as part of public comment, public testimony, pleading, or in a public meeting by an entity or the representatives of an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended; or

(4) A disclosure of personal information to a labor union or employee association regarding employees in a bargaining unit represented by the union or association."; and

Further amend said bill, Page 2, Section 565.260, Line 35, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to protect the ability of nonprofit entities to interact with public agencies and restore transparency to governmental contracts, grant programs, and other similar items, the repeal and reenactment of section 105.1500 of Section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 105.1500 of Section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 2** was adopted.

On motion of Representative Schnelting, **HCS HBs 919 & 1081, as amended**, was adopted.

On motion of Representative Schnelting, **HCS HBs 919 & 1081, as amended**, was ordered perfected and printed.

HCS HB 668, relating to grants to employers for the purpose of enhancing cybersecurity, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HCS HB 668** was agreed to.

On motion of Representative Houx, **HCS HB 668** was adopted.

On motion of Representative Houx, **HCS HB 668** was ordered perfected and printed.

HCS HBs 802, 807 & 886, to authorize the conveyance of certain state property, was taken up by Representative Dinkins.

On motion of Representative Dinkins, the title of **HCS HBs 802, 807 & 886** was agreed to.

Representative Amato offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 802, 807 & 886, Page 5, Section 4, Line 22, by inserting after all of said line and section the following:

"**Section 5. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Kirksville, Adair County, Missouri. The property to be conveyed is more particularly described as follows:**

All of Block 39 of the Original Town (Now City) of Kirksville, Missouri.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 6. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Kirksville, Adair County, Missouri. The property to be conveyed is more particularly described as follows:

Part of the Northwest Fourth (NW1/4) of the Northeast Quarter (NE1/4) Section 16 Township 62 Range 15 Adair County, Missouri, beginning at a point Six Hundred Twenty-nine and One-half (629 1/2) feet South and Twenty (20) feet East of the Northwest (NW) Corner of said Forty acre tract, and running thence East Two Hundred Twenty-five (225) feet, thence South One Hundred (100) feet, thence West Two Hundred Twenty-five (225) feet, thence North One Hundred (100) feet to place of beginning; Also, part of the Northwest Fourth (NW1/4) of the Northeast Quarter (NE1/4) Section 16 Township 62 Range 15 Adair County, Missouri, beginning at a point Six Hundred Twenty-nine and One-half (629 1/2) feet South and Two Hundred Forty-five (245) feet East of the Northwest (NW) Corner of said Forty acre tract, and running thence East Four Hundred Forty-eight (448) feet, more or less, to the West line of Florence Street, thence South Fifty-one (51) feet Four (4) inches, thence West Four

Hundred Forty-eight (448) feet, thence North Fifty-one (51) feet Four (4) inches to beginning; subject to Right-of-Way for highway across Southwest Corner thereof.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 7. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of St. Louis, Missouri. The property to be conveyed is more particularly described as follows:

A tract being part of Lot 1 of Chouteau-Compton subdivision no. 2, in City Block 2235, City of St. Louis, Missouri, recorded in book 07032006, page 109 of the City of St. Louis Recorder's Office, being more particularly described as follows:

Beginning at a point Thirty (30) feet right of and at right angle to Compton Avenue Centerline Station 2+71.07, said point being on the East line of Compton Avenue, thence on said East line of Compton Avenue, North Fourteen (14) degrees Thirty-seven (37) minutes Forty-six (46) seconds East, basis of bearing grid North, Three Hundred Fifty-four and Thirteen-hundredths (354.13) feet to a point Thirty (30) feet right of and at right angle to Compton Avenue Centerline Station 6+25.20; thence leaving said East line of Compton Avenue, South Sixty-five (65) degrees Forty-five (45) minutes Forty-three (43) seconds East Twenty and Twenty-eight-hundredths (20.28) feet to a point Fifty (50) feet right of and at a right angle to Compton Avenue Centerline Station 6+21.81; thence South Fourteen (14) degrees Thirty-seven (37) minutes Forty-six (46) seconds West Three Hundred Fifty and Seventy-five-hundredths (350.75) feet to a point Fifty (50) feet right of and at right angle to Compton Avenue Centerline Station 2+71.07; thence North Seventy-five (75) degrees Twenty-two (22) minutes Twenty-two (22) seconds West Twenty (20) feet to the point of beginning, and contains Seven Thousand Forty-nine (7,049) square feet, more or less.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Amato, **House Amendment No. 1** was adopted.

On motion of Representative Dinkins, **HCS HBs 802, 807 & 886, as amended**, was adopted.

On motion of Representative Dinkins, **HCS HBs 802, 807 & 886, as amended**, was ordered perfected and printed.

HB 131, relating to state employee pay periods, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HB 131** was agreed to.

On motion of Representative Griffith, **HB 131** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 587, relating to the collection of delinquent taxes, was taken up by Representative Owen.

On motion of Representative Owen, the title of **HCS HB 587** was agreed to.

On motion of Representative Owen, **HCS HB 587** was adopted.

On motion of Representative Owen, **HCS HB 587** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 81, relating to certain required background checks, was taken up by Representative Veit.

On motion of Representative Veit, the title of **HB 81** was agreed to.

Representative Veit offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 81, Page 2, Section 210.493, Lines 40-43, by deleting all of said lines and inserting in lieu thereof the following:

"(1) A **state and** Federal Bureau of Investigation fingerprint check;
(2) A search of the **[**~~National Crime Information Center's~~**]** National Sex Offender Registry; and
(3) A search of the following registries, repositories, or databases in Missouri, the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 1** was adopted.

Representative Kelly (141) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 81, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**171.097. 1. School districts shall ensure that a state criminal history background check consisting of open records is conducted on any person who is eighteen years of age or older, who is not counted by the district for purposes of average daily attendance under section 163.011, and who requests enrollment in a course that takes place on school district property during regular school hours and includes students counted by the district for purposes of average daily attendance under section 163.011.**

2. The state criminal history background check required under this section shall be processed through the Missouri state highway patrol prior to enrollment. The person requesting enrollment in a course as described in this section shall pay the fee for the state criminal history background check pursuant to section 43.530.

3. If, as a result of the criminal history background check required under this section, it is determined that a person who requested enrollment has been convicted of a crime or offense listed in subsection 6 of section 168.071, or a similar crime or offense committed in another state, the United States, or any other country, regardless of imposition of sentence, the school district shall prohibit such person from enrolling in any course for which a state criminal history background check is required under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelly (141), **House Amendment No. 2** was adopted.

Representative Roberts offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 81, Page 1, Section A, Line 2, by inserting after said section and line the following:

"**195.817. 1. The department of health and senior services shall require all employees, contractors, owners, and volunteers of marijuana facilities to submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal background check.**

2. The department may require that such fingerprint submissions be made as part of a marijuana facility application, a marijuana facility renewal application, and an individual's application for a license or permit authorizing that individual to be an employee, contractor, owner, or volunteer of a marijuana facility.

3. Fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the department of any criminal history record information or lack of criminal history record information discovered on the individual. Notwithstanding the provisions of section 610.120 to the contrary, all records related to any criminal history information discovered shall be accessible and available to the department.

4. As used in this section, the following terms shall mean:

(1) "Contractor", a person who spends more than fourteen days per year performing work or service of any kind for a marijuana facility in accordance with a contract with that facility;

(2) "Marijuana facility", an entity licensed or certified by the department of health and senior services to cultivate, manufacture, test, transport, dispense, or conduct research on marijuana or marijuana products;

(3) "Owner", an individual who has a financial interest or voting interest in ten percent or greater of a marijuana facility."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 3** was adopted.

Representative Johnson (12) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 81, Page 3, Section 210.493, Line 86, by deleting said line and inserting in lieu thereof the following:

"repository or the National Sex Offender Registry;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (12), **House Amendment No. 4** was adopted.

Representative Copeland offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Bill No. 81, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"43.539. 1. As used in this section, the following terms mean:

(1) "Applicant", a person who:

(a) Is actively employed by or seeks employment with a qualified entity;

(b) Is actively licensed or seeks licensure with a qualified entity;

(c) Actively volunteers or seeks to volunteer with a qualified entity;

(d) Is actively contracted with or seeks to contract with a qualified entity; or

(e) Owns or operates a qualified entity;

(2) "Care", the provision of care, treatment, education, training, instruction, supervision, or recreation to children, the elderly, or disabled persons;

(3) "Missouri criminal record review", a review of criminal history records and sex offender registration records under sections 589.400 to 589.425 maintained by the Missouri state highway patrol in the Missouri criminal records repository;

(4) "Missouri Rap Back program", any type of automatic notification made by the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense in Missouri as required under section 43.506;

(5) "National criminal record review", a review of the criminal history records maintained by the Federal Bureau of Investigation;

(6) "National Rap Back program", any type of automatic notification made by the Federal Bureau of Investigation through the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense outside the state of Missouri and the fingerprints for that arrest were forwarded to the Federal Bureau of Investigation by the arresting agency;

(7) "Patient or resident", a person who by reason of age, illness, disease, or physical or mental infirmity receives or requires care or services furnished by an applicant, as defined in this section, or who resides or boards in, or is otherwise kept, cared for, treated, or accommodated in a facility as defined in section 198.006, for a period exceeding twenty-four consecutive hours;

(8) "Qualified entity", a person, business, or organization that provides care, care placement, or educational services for children, the elderly, or persons with disabilities as patients or residents, including a business or organization that licenses or certifies others to provide care or care placement services;

(9) "Youth services agency", any agency, school, or association that provides programs, care, or treatment for or exercises supervision over minors.

2. The central repository shall have the authority to submit applicant fingerprints to the National Rap Back program to be retained for the purpose of being searched against future submissions to the National Rap Back program, including latent fingerprint searches. Qualified entities may conduct Missouri and national criminal record reviews on applicants and participate in Missouri and National Rap Back programs for the purpose of determining suitability or fitness for a permit, license, or employment, and shall abide by the following requirements:

(1) The qualified entity shall register with the Missouri state highway patrol prior to submitting a request for screening under this section. As part of the registration, the qualified entity shall indicate if it chooses to enroll applicants in the Missouri and National Rap Back programs;

(2) Qualified entities shall notify applicants subject to a criminal record review under this section that the applicant's fingerprints shall be retained by the state central repository and the Federal Bureau of Investigation and shall be searched against other fingerprints on file, including latent fingerprints;

(3) Qualified entities shall notify applicants subject to enrollment in the National Rap Back program that the applicant's fingerprints, while retained, may continue to be compared against other fingerprints submitted or retained by the Federal Bureau of Investigation, including latent fingerprints;

(4) The criminal record review and Rap Back process described in this section shall be voluntary and conform to the requirements established in the National Child Protection Act of 1993, as amended, and other applicable state or federal law. As a part of the registration, the qualified entity shall agree to comply with state and federal law and shall indicate so by signing an agreement approved by the Missouri state highway patrol. The Missouri state highway patrol may periodically audit qualified entities to ensure compliance with federal law and this section;

(5) A qualified entity shall submit to the Missouri state highway patrol a request for screening on applicants covered under this section using a completed fingerprint card;

(6) Each request shall be accompanied by a reasonable fee, as provided in section 43.530, plus the amount required, if any, by the Federal Bureau of Investigation for the national criminal record review and enrollment in the National Rap Back program in compliance with the National Child Protection Act of 1993, as amended, and other applicable state or federal laws;

(7) The Missouri state highway patrol shall provide, directly to the qualified entity, the applicant's state criminal history records that are not exempt from disclosure under chapter 610 or otherwise confidential under law;

(8) The national criminal history data shall be available to qualified entities to use only for the purpose of screening applicants as described under this section. The Missouri state highway patrol shall provide the applicant's national criminal history record information directly to the qualified entity;

(9) The determination whether the criminal history record shows that the applicant has been convicted of or has a pending charge for any crime that bears upon the fitness of the applicant to have responsibility for the safety and well-being of children, the elderly, or disabled persons shall be made solely by the qualified entity. This section shall not require the Missouri state highway patrol to make such a determination on behalf of any qualified entity;

(10) The qualified entity shall notify the applicant, in writing, of his or her right to obtain a copy of any criminal record review, including the criminal history records, if any, contained in the report and of the applicant's right to challenge the accuracy and completeness of any information contained in any such report and obtain a determination as to the validity of such challenge before a final determination regarding the applicant is made by the qualified entity reviewing the criminal history information. A qualified entity that is required by law to apply screening criteria, including any right to contest or request an exemption from disqualification, shall apply such screening criteria to the state and national criminal history record information received from the Missouri state highway patrol for those applicants subject to the required screening; and

(11) Failure to obtain the information authorized under this section, with respect to an applicant, shall not be used as evidence in any negligence action against a qualified entity. The state, any political subdivision of the state, or any agency, officer, or employee of the state or a political subdivision shall not be liable for damages for providing the information requested under this section.

3. The criminal record review shall include the submission of fingerprints to the Missouri state highway patrol, who shall conduct a Missouri criminal record review, including closed record information under section 610.120. The Missouri state highway patrol shall also forward a copy of the applicant's fingerprints to the Federal Bureau of Investigation for a national criminal record review.

4. The applicant subject to a criminal record review shall provide the following information to the qualified entity:

(1) Consent to obtain the applicant's fingerprints, conduct the criminal record review, and participate in the Missouri and National Rap Back programs;

(2) Consent to obtain the identifying information required to conduct the criminal record review, which may include, but not be limited to:

(a) Name;

(b) Date of birth;

(c) Height;

(d) Weight;

(e) Eye color;

(f) Hair color;

(g) Gender;

(h) Race;

(i) Place of birth;

(j) Social Security number; and

(k) The applicant's photo.

5. Any information received by an authorized state agency or a qualified entity under the provisions of this section shall be used solely for internal purposes in determining the suitability of an applicant. The dissemination of criminal history information from the Federal Bureau of Investigation beyond the authorized state agency or related governmental entity is prohibited. All criminal record check information shall be confidential, and any person who discloses the information beyond the scope allowed is guilty of a class A misdemeanor.

6. A qualified entity enrolled in either the Missouri or National Rap Back program shall be notified by the Missouri state highway patrol that a new arrest has been reported on an applicant who is employed, licensed, or otherwise under the purview of the qualified entity. Upon receiving the Rap Back notification, if the qualified entity deems that the applicant is still serving in an active capacity, the entity may request and receive the individual's updated criminal history record. This process shall only occur if:

(1) The entity has abided by all procedures and rules promulgated by the Missouri state highway patrol and Federal Bureau of Investigation regarding the Missouri and National Rap Back programs;

(2) The individual upon whom the Rap Back notification is being made has previously had a Missouri and national criminal record review completed for the qualified entity under this section **[**~~within the previous six years~~**]**; and

(3) The individual upon whom the Rap Back notification is being made is a current employee, licensee, or otherwise still actively under the purview of the qualified entity.

7. The Missouri state highway patrol shall make available or approve the necessary forms, procedures, and agreements necessary to implement the provisions of this section.

43.540. 1. As used in this section, the following terms mean:

(1) "Applicant", a person who:

(a) Is actively employed by or seeks employment with a qualified entity;

(b) Is actively licensed or seeks licensure with a qualified entity;

(c) Actively volunteers or seeks to volunteer with a qualified entity; or

(d) Is actively contracted with or seeks to contract with a qualified entity;

(2) "Missouri criminal record review", a review of criminal history records and sex offender registration records pursuant to sections 589.400 to 589.425 maintained by the Missouri state highway patrol in the Missouri criminal records repository;

(3) "Missouri Rap Back program", shall include any type of automatic notification made by the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense in Missouri as required under section 43.506;

(4) "National criminal record review", a review of the criminal history records maintained by the Federal Bureau of Investigation;

(5) "National Rap Back program", shall include any type of automatic notification made by the Federal Bureau of Investigation through the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense outside the state of Missouri and the fingerprints for that arrest were forwarded to the Federal Bureau of Investigation by the arresting agency;

(6) "Qualified entity", an entity that is:

(a) An office or division of state, county, or municipal government, including a political subdivision or a board or commission designated by statute or approved local ordinance, to issue or renew a license, permit, certification, or registration of authority;

(b) An office or division of state, county, or municipal government, including a political subdivision or a board or commission designated by statute or approved local ordinance, to make fitness determinations on applications for state, county, or municipal government employment; or

(c) Any entity that is authorized to obtain criminal history record information under 28 CFR 20.33.

2. The central repository shall have the authority to submit applicant fingerprints to the National Rap Back program to be retained for the purpose of being searched against future submissions to the National Rap Back program, including latent fingerprint searches. Qualified entities may conduct Missouri and national criminal record reviews on applicants and participate in Missouri and National Rap Back programs for the purpose of determining suitability or fitness for a permit, license, or employment, and shall abide by the following requirements:

(1) The qualified entity shall register with the Missouri state highway patrol prior to submitting a request for screening under this section. As part of such registration, the qualified entity shall indicate if it chooses to enroll their applicants in the Missouri and National Rap Back programs;

(2) Qualified entities shall notify applicants subject to a criminal record review under this section that the applicant's fingerprints shall be retained by the state central repository and the Federal Bureau of Investigation and shall be searched against other fingerprints on file, including latent fingerprints;

(3) Qualified entities shall notify applicants subject to enrollment in the National Rap Back program that the applicant's fingerprints, while retained, may continue to be compared against other fingerprints submitted or retained by the Federal Bureau of Investigation, including latent fingerprints;

(4) The criminal record review and Rap Back process described in this section shall be voluntary and conform to the requirements established in Pub. L. 92-544 and other applicable state or federal law. As a part of the registration, the qualified entity shall agree to comply with state and federal law and shall indicate so by signing an agreement approved by the Missouri state highway patrol. The Missouri state highway patrol may periodically audit qualified entities to ensure compliance with federal law and this section;

(5) A qualified entity shall submit to the Missouri state highway patrol a request for screening on applicants covered under this section using a completed fingerprint card;

(6) Each request shall be accompanied by a reasonable fee, as provided in section 43.530, plus the amount required, if any, by the Federal Bureau of Investigation for the national criminal record review and enrollment in the National Rap Back program in compliance with applicable state or federal laws;

(7) The Missouri state highway patrol shall provide, directly to the qualified entity, the applicant's state criminal history records that are not exempt from disclosure under chapter 610 or are otherwise confidential under law;

(8) The national criminal history data shall be available to qualified entities to use only for the purpose of screening applicants as described under this section. The Missouri state highway patrol shall provide the applicant's national criminal history record information directly to the qualified entity;

(9) This section shall not require the Missouri state highway patrol to make an eligibility determination on behalf of any qualified entity;

(10) The qualified entity shall notify the applicant, in writing, of his or her right to obtain a copy of any criminal record review, including the criminal history records, if any, contained in the report, and of the applicant's right to challenge the accuracy and completeness of any information contained in any such report and to obtain a determination as to the validity of such challenge before a final determination regarding the applicant is made by the qualified entity reviewing the criminal history information. A qualified entity that is required by law to apply screening criteria, including any right to contest or request an exemption from disqualification, shall apply such screening criteria to the state and national criminal history record information received from the Missouri state highway patrol for those applicants subject to the required screening; and

(11) Failure to obtain the information authorized under this section with respect to an applicant shall not be used as evidence in any negligence action against a qualified entity. The state, any political subdivision of the state, or any agency, officer, or employee of the state or a political subdivision shall not be liable for damages for providing the information requested under this section.

3. The criminal record review shall include the submission of fingerprints to the Missouri state highway patrol, who shall conduct a Missouri criminal record review, including closed record information under section 610.120. The Missouri state highway patrol shall also forward a copy of the applicant's fingerprints to the Federal Bureau of Investigation for a national criminal record review.

4. The applicant subject to a criminal record review shall provide the following information to the qualified entity:

(1) Consent to obtain the applicant's fingerprints, conduct the criminal record review, and participate in the Missouri and National Rap Back programs;

(2) Consent to obtain the identifying information required to conduct the criminal record review, which may include, but not be limited to:

(a) Name;

(b) Date of birth;

(c) Height;

(d) Weight;

(e) Eye color;

(f) Hair color;

(g) Gender;

(h) Race;

(i) Place of birth;

(j) Social Security number; and

(k) The applicant's photo.

5. Any information received by an authorized state agency or a qualified entity pursuant to the provisions of this section shall be used solely for internal purposes in determining the suitability of an applicant. The dissemination of criminal history information from the Federal Bureau of Investigation beyond the authorized state agency or related governmental entity is prohibited. All criminal record check information shall be confidential and any person who discloses the information beyond the scope allowed is guilty of a class A misdemeanor.

6. A qualified entity enrolled in either the Missouri or National Rap Back programs shall be notified by the Missouri state highway patrol that a new arrest has been reported on an applicant who is employed, licensed, or otherwise under the purview of the qualified entity. Upon receiving the Rap Back notification, if the qualified entity deems that the applicant is still serving in an active capacity, the entity may request and receive the individual's updated criminal history record. This process shall only occur if:

(1) The agency has abided by all procedures and rules promulgated by the Missouri state highway patrol and Federal Bureau of Investigation regarding the Missouri and National Rap Back programs;

(2) The individual upon whom the Rap Back notification is being made has previously had a Missouri and national criminal record review completed for the qualified entity under this section **[**~~within the previous six years~~**]**; and

(3) The individual upon whom the Rap Back notification is being made is a current employee, licensee, or otherwise still actively under the purview of the qualified entity.

7. The highway patrol shall make available or approve the necessary forms, procedures, and agreements necessary to implement the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 5** was adopted.

On motion of Representative Veit, **HB 81, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HCS HB 461 - Fiscal Review

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Sassmann reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 142**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bonacker, Brown (87), Burton, Diehl, Farnan, Haley, Justus, Knight, Mayhew, Sassmann, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (1): Stephens

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 631**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Bonacker, Brown (87), Burton, Diehl, Farnan, Haley, Justus, Knight, Mayhew, Sassmann, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (1): Stephens

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 774**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Bonacker, Brown (87), Diehl, Farnan, Haley, Justus, Knight, Mayhew, Sassmann, Taylor (48), Walsh Moore and Woods

Noes (1): Burton

Absent (1): Stephens

Committee on Economic Development, Chairman Hudson reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 675**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Allen, Amato, Barnes, Brown (16), Christ, Gallick, Gray, Hudson, Johnson (23), Smith (155), Weber and Wilson

Noes (0)

Absent (4): Casteel, Hausman, Thompson and Young

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 939**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Allen, Amato, Barnes, Brown (16), Christ, Gallick, Gray, Hudson, Johnson (23), Smith (155), Weber and Wilson

Noes (0)

Absent (4): Casteel, Hausman, Thompson and Young

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1038**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Allen, Amato, Barnes, Brown (16), Christ, Gallick, Hudson, Smith (155) and Wilson

Noes (3): Gray, Johnson (23) and Weber

Absent (4): Casteel, Hausman, Thompson and Young

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 497**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (15): Baker, Bonacker, Brown (87), Byrnes, Christofanelli, Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Mackey, Mann, Pollitt, Stacy and Toalson Reisch

Noes (2): Nurrenbern and Terry

Absent (0)

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 586**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Adams, Billington, Clemens, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (1): Butz

Committee on Pensions, Chairman Hovis reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 155**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Brown (27), Clemens, Hovis, Marquart, Oehlerking, Owen, Reuter, Steinhoff and West

Noes (0)

Absent (1): Bromley

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 496**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Brown (27), Clemens, Hovis, Marquart, Oehlerking, Owen, Reuter, Steinhoff and West

Noes (0)

Absent (1): Bromley

Special Committee on Urban Issues, Chairman Sharp (37) reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Anderson, Banderman, Casteel, Cupps, Davidson and Sharp (37)

Noes (0)

Absent (1): Coleman

Committee on Transportation Infrastructure, Chairman Buchheit-Courtway reporting:

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 207**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Amato, Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 424**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Amato, Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 443**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Amato, Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (1): Mosley

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 894**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Amato, Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (1): Mosley

Committee on Utilities, Chairman Bromley reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 225**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Atchison, Banderman, Black, Bromley, Byrnes, Falkner, Keathley, Lonsdale, McMullen and Schulte

Noes (0)

Present (4): Brown (87), Ingle, Johnson (23) and Weber

Absent (0)

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 992**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Atchison, Banderman, Black, Bromley, Johnson (23), Lonsdale, McMullen and Schulte

Noes (3): Falkner, Ingle and Keathley

Present (3): Brown (87), Byrnes and Weber

Absent (0)

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1152**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Atchison, Banderman, Black, Bromley, Brown (87), Byrnes, Falkner, Ingle, Johnson (23), Keathley, Lonsdale, McMullen, Schulte and Weber

Noes (0)

Absent (0)

REFERRAL OF HOUSE JOINT RESOLUTIONS - RULES

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 20 - Rules - Regulatory Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 155 - Rules - Regulatory Oversight
HB 196 - Rules - Administrative Oversight
HCS HB 207 - Rules - Legislative Oversight
HB 403 - Rules - Regulatory Oversight
HCS HB 424 - Rules - Administrative Oversight
HCS HB 443 - Rules - Legislative Oversight
HCS HB 496 - Rules - Regulatory Oversight
HCS HB 543 - Rules - Legislative Oversight
HCS HB 586 - Rules - Administrative Oversight
HCS HB 657 - Rules - Administrative Oversight
HB 719 - Rules - Administrative Oversight
HCS HB 778 - Rules - Legislative Oversight
HCS HB 779 - Rules - Regulatory Oversight
HCS HB 805 - Rules - Legislative Oversight
HCS HB 894 - Rules - Legislative Oversight
HCS HB 1023 - Rules - Regulatory Oversight
HCS HB 1058 - Rules - Administrative Oversight
HB 1154 - Rules - Administrative Oversight

WITHDRAWAL OF HOUSE BILLS

March 8, 2023

Dana Rademan Miller, Chief Clerk
State Capitol Building
Room 307
Jefferson City, MO 65101

To Whom It May Concern,

I am writing to officially withdraw **House Bill No. 1334** from circulation. Please contact my office if you have any questions.

Sincerely,

/s/ Dean VanSchoiack
State Representative
District 9

The following member's presence was noted: Sauls.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, March 9, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: HB 88

BUDGET
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 3.
Follow-up questions for departments regarding FY 24 operating budgets and FY 23 supplemental budget (HB 15).

CONSENT AND HOUSE PROCEDURE
Tuesday, March 21, 2023, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HR 492
Executive session will be held: HR 492
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 187, HB 250, HB 295

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 14, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Executive session will be held: HJR 19
CANCELLED

FISCAL REVIEW
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 4.
Pending bill referral.
CANCELLED

FISCAL REVIEW
Thursday, March 9, 2023, 8:30 AM, House Hearing Room 4.
Pending referral of HB 816, HB 700, HB 556, and HB 461.

RULES - LEGISLATIVE OVERSIGHT
Thursday, March 9, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: HCS HJRs 33 & 45, HB 349, HCS HB 725, HCS HBs 913 & 428, HB 978, HCS HB 183, HCS HB 419, HCS HB 863, HCS HB 197, HCS HB 1015
Executive session may be held on any matter referred to the committee.
Added HB 1015, HB 197, HB 863, HB 183, and HB 419.
AMENDED

SPECIAL COMMITTEE ON ELECTION CONTESTS
Thursday, March 9, 2023, 10:30 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HEC 1
Discussion of future action by the Committee.
CANCELLED

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later),
Joint Hearing Room (117).
Public hearing will be held: HB 267, HB 347

TRANSPORTATION ACCOUNTABILITY
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1366, HB 1370

WAYS AND MEANS
Thursday, March 9, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1194

HOUSE CALENDAR

THIRTY-SIXTH DAY, THURSDAY, MARCH 9, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 356, (Legislative Review 3/8/23) - McGirl

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 909 - Haffner
HB 44 - Haley
HB 67 - Terry
HB 94 - Schwadron
HB 487 - Francis
HB 528 - Murphy
HB 547 - Roberts
HB 1021 - Baker
HB 1055 - Mayhew
HCS HBs 816 & 660 - Deaton
HCS HBs 700 & 445 - Hardwick
HCS HBs 556 & 581 - Houx

HOUSE BILLS FOR PERFECTION - CONSENT

(03/02/2023)

HB 129 - Griffith
HCS HB 130 - Griffith
HB 283 - Kelly (141)
HB 644 - Francis
HB 923 - Hovis

HOUSE BILLS FOR THIRD READING

HB 677 - Copeland
HB 585 - Owen
HCS HB 461, (Fiscal Review 3/8/23) - Riggs
HCS HB 454 - Coleman
HB 490 - Sharpe (4)

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 715, (Fiscal Review 3/1/23) - Kelly (141)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)

CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTY-SIXTH DAY, THURSDAY, MARCH 9, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Brad Hudson.

Dear Heavenly Father,

Thank You for Your hand of protection that has brought us here safely today. Please bless our efforts as we continue to work toward crafting good legislation that will be to the benefit of the people of this great state that You have called us to serve. Honor our work as we investigate, negotiate, and debate the issues of our day. May we study diligently, converse respectfully, and debate with honor.

In Jesus's name, I pray.

Amen!

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-fifth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 461**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

THIRD READING OF HOUSE BILLS

HB 677, relating to disclosures made by the office of child advocate, was taken up by Representative Copeland.

On motion of Representative Copeland, **HB 677** was read the third time and passed by the following vote:

AYES: 141

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Bonacker	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hudson	Hurlbert	Ingle
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Mosley	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	Walsh Moore
Weber	Wilson	Windham	Woods	Wright
Mr. Speaker				

NOES: 007

Boyd	Davidson	Davis	Deaton	Lovasco
Sander	Toalson Reisch			

PRESENT: 001

Johnson 12

ABSENT WITH LEAVE: 014

Bland Manlove	Boggs	Bosley	Burnett	Fountain Henderson
Hovis	Kelly 141	Morse	Nickson-Clark	Nurrenbern
Unsicker	Waller	West	Young	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 585, relating to credit cards, was taken up by Representative Owen.

On motion of Representative Owen, **HB 585** was read the third time and passed by the following vote:

AYES: 148

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Fogle	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Jones	Justus	Kalberloh	Keathley	Kelley 127
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Mosley	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Voss	Walsh Moore	Weber	Wilson	Windham
Woods	Wright	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bland Manlove	Boggs	Bosley	Burnett	Farnan
Fountain Henderson	Johnson 23	Kelly 141	Morse	Nickson-Clark
Nurrenbern	Veit	Waller	West	Young

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 461, relating to broadband development, was taken up by Representative Riggs.

Representative Schulte assumed the Chair.

On motion of Representative Riggs, **HCS HB 461** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Bland Manlove	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Fogle	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Walsh Moore	Weber
Wilson	Windham	Woods	Wright	Mr. Speaker

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 012

Boggs	Bosley	Burnett	Farnan	Fountain Henderson
Johnson 23	Morse	Nickson-Clark	Nurrenbern	Waller
West	Young			

VACANCIES: 000

Representative Schulte declared the bill passed.

HCS HB 454, relating to criminal offenses, was taken up by Representative Coleman.

On motion of Representative Coleman, **HCS HB 454** was read the third time and passed by the following vote:

AYES: 149

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Bland Manlove	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Fogle	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Walsh Moore	Weber	Wilson
Windham	Woods	Wright	Mr. Speaker	

NOES: 002

Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 012

Boggs	Bosley	Burnett	Farnan	Fountain Henderson
Morse	Nickson-Clark	Nurrenbern	Stephens	Waller
West	Young			

VACANCIES: 000

Representative Schulte declared the bill passed.

HB 490, relating to industrial development corporations, was taken up by Representative Sharpe (4).

On motion of Representative Sharpe (4), **HB 490** was read the third time and passed by the following vote:

AYES: 145

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Bland Manlove	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Fogle	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	Merideth	Mosley	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Walsh Moore	Weber
Wilson	Windham	Woods	Wright	Mr. Speaker

NOES: 000

PRESENT: 003

Davis	Lovasco	McMullen

ABSENT WITH LEAVE: 015

Boggs	Bosley	Brown 87	Burnett	Farnan
Fountain Henderson	Lewis 25	McGirl	Morse	Nickson-Clark
Nurrenbern	Stephens	Waller	West	Young

VACANCIES: 000

Representative Schulte declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 66 - Special Committee on Public Policy

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 668 - Fiscal Review
HB 50 - Conservation and Natural Resources
HB 86 - Crime Prevention and Public Safety
HB 92 - Local Government
HB 109 - Emerging Issues
HB 114 - Children and Families
HB 118 - Children and Families
HB 124 - Government Efficiency and Downsizing
HB 126 - Children and Families
HB 139 - Elementary and Secondary Education
HB 145 - Children and Families
HB 157 - Government Efficiency and Downsizing
HB 159 - Elementary and Secondary Education
HB 198 - Health and Mental Health Policy
HB 206 - Ways and Means
HB 224 - Special Committee on Tourism
HB 294 - Agriculture Policy
HB 303 - Pensions
HB 308 - Special Committee on Tourism
HB 310 - Government Efficiency and Downsizing
HB 311 - Government Efficiency and Downsizing
HB 312 - Government Efficiency and Downsizing
HB 313 - Government Efficiency and Downsizing
HB 317 - Government Efficiency and Downsizing
HB 335 - Rural Community Development
HB 341 - Special Committee on Government Accountability
HB 351 - Children and Families
HB 370 - Judiciary
HB 371 - Judiciary
HB 381 - Children and Families
HB 391 - Elections and Elected Officials
HB 395 - Judiciary
HB 425 - Financial Institutions
HB 431 - Special Committee on Tax Reform
HB 478 - Economic Development
HB 485 - Emerging Issues
HB 492 - Elementary and Secondary Education
HB 502 - Higher Education
HB 513 - Corrections and Public Institutions
HB 517 - Government Efficiency and Downsizing
HB 530 - Special Committee on Tourism

HB 538 - Judiciary
HB 594 - Children and Families
HB 602 - Emerging Issues
HB 603 - Government Efficiency and Downsizing
HB 633 - Elementary and Secondary Education
HB 643 - Insurance Policy
HB 654 - Special Committee on Public Policy
HB 697 - Utilities
HB 701 - Emerging Issues
HB 712 - Emerging Issues
HB 720 - Judiciary
HB 723 - Government Efficiency and Downsizing
HB 727 - Economic Development
HB 734 - Transportation Infrastructure
HB 735 - Government Efficiency and Downsizing
HB 737 - Government Efficiency and Downsizing
HB 752 - Economic Development
HB 767 - Judiciary
HB 776 - Judiciary
HB 823 - Government Efficiency and Downsizing
HB 836 - Veterans
HB 845 - Professional Registration and Licensing
HB 873 - Professional Registration and Licensing
HB 884 - Special Committee on Government Accountability
HB 885 - Healthcare Reform
HB 887 - Higher Education
HB 891 - Utilities
HB 912 - Emerging Issues
HB 915 - Conservation and Natural Resources
HB 917 - Elections and Elected Officials
HB 926 - General Laws
HB 929 - Emerging Issues
HB 941 - Judiciary
HB 948 - Conservation and Natural Resources
HB 959 - Rural Community Development
HB 966 - Health and Mental Health Policy
HB 981 - Judiciary
HB 1011 - Local Government
HB 1039 - Government Efficiency and Downsizing
HB 1044 - Agriculture Policy
HB 1045 - General Laws
HB 1048 - General Laws
HB 1049 - General Laws
HB 1052 - Agriculture Policy
HB 1053 - Children and Families
HB 1063 - Special Committee on Homeland Security

HB 1068 - Budget
HB 1076 - Special Committee on Tax Reform
HB 1097 - Special Committee on Tax Reform
HB 1134 - Special Committee on Tax Reform
HB 1214 - Local Government
HB 1298 - Economic Development
HB 1394 - Special Committee on Public Policy

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1039 - General Laws

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SB 51 - Professional Registration and Licensing

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 870**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Gragg, Hausman, Johnson (12), Jones, Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (1): Kelley (127)

Committee on Corrections and Public Institutions, Chairman Veit reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 119**, **HB 372**, **HB 382**, **HB 420**, **HB 550** and **HB 693**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Aldridge, Collins, Dinkins, Perkins, Sander, Stacy, Terry, Thomas and Veit

Noes (0)

Absent (1): Morse

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1028**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Aldridge, Collins, Dinkins, Perkins, Sander, Stacy, Terry, Thomas and Veit

Noes (0)

Absent (1): Morse

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1133**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Aldridge, Collins, Dinkins, Perkins, Sander, Stacy, Terry, Thomas and Veit

Noes (0)

Absent (1): Morse

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 234**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Billington, Butz, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (2): Adams and Clemens

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 521**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Billington, Butz, Dinkins, Francis, McGirl, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (3): Adams, Clemens and Mosley

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 584**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Adams, Billington, Butz, Clemens, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 824**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Billington, Butz, Clemens, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (1): Adams

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1109**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Adams, Billington, Butz, Clemens, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (0)

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 986**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Chappell, Davis, Lovasco, Murphy, Nickson-Clark, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (1): Bangert

Absent (3): Baker, Boggs and Riggs

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 995**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Chappell, Davis, Lovasco, Murphy, Schulte and Van Schoiack

Noes (3): Bangert, Sauls and Strickler

Absent (4): Boggs, Nickson-Clark, Riggs and Schwadron

Committee on Higher Education, Chairman Shields reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 76**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (6): Allen, Hovis, Sassmann, Shields, Toalson Reisch and Wright

Noes (2): Strickler and Windham

Absent (2): McGirl and Proudie

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 136**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Allen, Hovis, McGirl, Sassmann, Shields, Toalson Reisch and Wright

Noes (2): Strickler and Windham

Absent (1): Proudie

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1108** and **HB 1181**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Black, Christ, Copeland, Evans, Hicks, Mackey, Parker, Sharpe (4), Sparks and Veit

Noes (1): Davis

Present (2): Anderson and Smith (46)

Absent (1): Sauls

Committee on Transportation Accountability, Chairman Mayhew reporting:

Mr. Speaker: Your Committee on Transportation Accountability, to which was referred **HB 404** and **HB 501**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Bromley, Busick, Butz, Hurlbert, Johnson (23), Kalberloh, Mayhew, Pouche, Taylor (48), Voss and Waller

Noes (2): Adams and Veit

Present (1): Burton

Absent (0)

Mr. Speaker: Your Committee on Transportation Accountability, to which was referred **HB 519**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Adams, Bromley, Busick, Hurlbert, Johnson (23), Kalberloh, Mayhew, Pouche, Veit, Voss and Waller

Noes (1): Butz

Absent (2): Burton and Taylor (48)

Mr. Speaker: Your Committee on Transportation Accountability, to which was referred **HB 520**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Adams, Bromley, Busick, Butz, Hurlbert, Johnson (23), Kalberloh, Mayhew, Pouche, Veit, Voss and Waller

Noes (0)

Absent (2): Burton and Taylor (48)

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 268**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Appelbaum, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Buchheit-Courtway and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 490**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Appelbaum, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Buchheit-Courtway and Thompson

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 90**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (7): Appelbaum, Evans, Falkner, Hovis, Johnson (12), Pouche and Sharp (37)

Noes (0)

Absent (2): Buchheit-Courtway and Thompson

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 715**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 316**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Bland Manlove, Francis, Griffith, Haden, Houx and Smith (46)

Noes (0)

Absent (3): Copeland, Mackey and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 348, 285 & 407**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Bland Manlove, Francis, Griffith, Haden, Houx and Smith (46)

Noes (0)

Absent (3): Copeland, Mackey and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 442**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Bland Manlove, Francis, Griffith, Houx and Smith (46)

Noes (0)

Absent (4): Copeland, Haden, Mackey and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 510**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Bland Manlove, Francis, Griffith, Haden, Houx and Smith (46)

Noes (0)

Absent (3): Copeland, Mackey and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 766**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Bland Manlove, Francis, Griffith, Haden, Houx and Smith (46)

Noes (0)

Absent (3): Copeland, Mackey and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 882 & 518**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Bland Manlove, Francis, Griffith, Haden, Houx and Smith (46)

Noes (0)

Absent (3): Copeland, Mackey and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 971 & 970**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Bland Manlove, Francis, Griffith, Haden, Houx and Smith (46)

Noes (0)

Absent (3): Copeland, Mackey and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1019**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Bland Manlove, Francis, Griffith, Haden, Houx and Smith (46)

Noes (0)

Absent (3): Copeland, Mackey and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1162**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Bland Manlove, Francis, Griffith, Haden, Houx and Smith (46)

Noes (0)

Absent (3): Copeland, Mackey and Myers

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HJRs 33 & 45**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Buchheit-Courtway, Hudson, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Absent (3): Bosley, Burger and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 183**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 349**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Hudson, Knight, Lavender, McGirl and Owen

Noes (1): Unsicker

Absent (3): Bosley, Burger and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 419**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 725**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (3): Bosley, Burger and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 863**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Buchheit-Courtway, Hudson, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Absent (3): Bosley, Burger and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 913 & 428**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Buchheit-Courtway, Hudson, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Absent (3): Bosley, Burger and Schnelting

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 447**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aldridge, Cupps, Gregory, Haffner, Ingle, O'Donnell, Riley and Roberts

Noes (0)

Absent (2): Evans and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 467**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aldridge, Cupps, Gregory, Haffner, Ingle, O'Donnell, Riley and Roberts

Noes (0)

Absent (2): Evans and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 651, 479 & 647**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aldridge, Cupps, Gregory, Haffner, Ingle, O'Donnell, Riley and Roberts

Noes (0)

Absent (2): Evans and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1010**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Aldridge, Cupps, Gregory, Haffner, Ingle, O'Donnell, Riley and Roberts

Noes (0)

Absent (2): Evans and Proudie

SUBCOMMITTEE REPORTS

Subcommittee on Appropriations - General Administration, Chairman Cupps reporting:

Mr. Speaker: Your Subcommittee on Appropriations - General Administration, to which was referred **HB 1**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (14): Atchison, Boyd, Cupps, Gallick, Hein, Justus, Keathley, Mann, Matthiesen, Nurrenbern, Reuter, Riggs, Sander and Strickler

Noes (0)

Absent (2): Boggs and Sharp (37)

Mr. Speaker: Your Subcommittee on Appropriations - General Administration, to which was referred **HB 5**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 2**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (14): Atchison, Boggs, Boyd, Cupps, Gallick, Hein, Justus, Keathley, Mann, Matthiesen, Nurrenbern, Riggs, Sander and Strickler

Noes (0)

Absent (2): Reuter and Sharp (37)

House Committee Amendment No. 2

AMEND House Bill No. 5, Page 18, Section 5.235, Line 4, by inserting immediately thereafter the following:

", provided that these funds may be used for a wastewater infrastructure project for the Jackson County Sports Complex"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Mr. Speaker: Your Subcommittee on Appropriations - General Administration, to which was referred **HB 12**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (14): Atchison, Boggs, Boyd, Cupps, Gallick, Hein, Justus, Keathley, Mann, Matthiesen, Nurrenbern, Riggs, Sander and Strickler

Noes (0)

Absent (2): Reuter and Sharp (37)

Mr. Speaker: Your Subcommittee on Appropriations - General Administration, to which was referred **HB 13**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(2) be referred to the Committee on Budget by the following vote:

Ayes (14): Atchison, Boggs, Boyd, Cupps, Gallick, Hein, Justus, Keathley, Mann, Matthiesen, Nurrenbern, Riggs, Sander and Strickler

Noes (0)

Absent (2): Reuter and Sharp (37)

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 102 - Rules - Legislative Oversight
HB 142 - Rules - Legislative Oversight
HCS HB 225 - Rules - Administrative Oversight
HCS HB 497 - Rules - Regulatory Oversight
HCS HB 631 - Rules - Legislative Oversight
HCS HB 675 - Rules - Regulatory Oversight
HCS HB 774 - Rules - Legislative Oversight
HCS HB 939 - Rules - Administrative Oversight
HCS HB 986 - Rules - Administrative Oversight
HB 995 - Rules - Legislative Oversight
HCS HB 1152 - Rules - Regulatory Oversight

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 129**, **HCS HB 130**, **HB 283**, **HB 644** and **HB 923**.

The following members' presence was noted: Fountain Henderson and Nurrenbern.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Thursday, March 16, 2023.

COMMITTEE HEARINGS

BUDGET
Monday, March 20, 2023, 11:00 AM, House Hearing Room 3.
Remaining committee questions for DESE and review committee substitutes for HBs 1-13 and HB 15.

CONSENT AND HOUSE PROCEDURE
Tuesday, March 21, 2023, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HR 492
Executive session will be held: HR 492
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Monday, March 20, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 50, HB 915, HB 948
Executive session will be held: HB 1129

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 14, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Executive session will be held: HJR 19
CANCELLED

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 391, HB 917

FINANCIAL INSTITUTIONS
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 425, HB 759, HB 1210

FISCAL REVIEW
Monday, March 20, 2023, 1:45 PM, House Hearing Room 4.
Executive session will be held: HCS HB 668
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, March 21, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 272, HB 273, HB 274, HB 628, HB 1009
Executive session will be held: HB 353, HB 934, HB 942, HB 1165, HCR 21, HCR 22

HEALTH AND MENTAL HEALTH POLICY
Monday, March 20, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1123, HB 1074, HB 652
Executive session will be held: HB 1102, HB 1082, HB 1094

JUDICIARY
Monday, March 20, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1005, HB 1170, HB 1271, HB 1176, HB 1204

LOCAL GOVERNMENT
Tuesday, March 21, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 134, HB 400, HB 344, HB 1214
Executive session will be held: HB 437, HB 551, HB 696, HB 771, HB 676, HB 876, HB 180, HB 604

PENSIONS
Tuesday, March 21, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 303
Executive session will be held: HB 257

RULES - ADMINISTRATIVE OVERSIGHT
Monday, March 20, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HB 196, HCS HB 424, HCS HB 586, HCS HB 657, HB 719, HCS HB 1058, HB 1154, HCS HB 225, HCS HB 939, HCS HB 986
Executive session may be held on any matter referred to the committee.
Added HB 225, HB 939, and HB 986.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, March 20, 2023, 2:15 PM, House Hearing Room 4.
Executive session will be held: HCS HB 207, HCS HB 443, HCS HB 543, HCS HB 778, HCS HB 805, HCS HB 894, HB 978, HCS HB 1015
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Monday, March 20, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HBs 930, 361 & 326, HCS HB 779, HB 403, HCS HBs 178, 179 & 401, HCS HB 155, HCS HB 1023
Executive session may be held on any matter referred to the committee.

RURAL COMMUNITY DEVELOPMENT
Monday, March 20, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 516
Executive session will be held: HB 1207, HB 622

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, March 20, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 944
Executive session will be held: HB 345
Removed HB 97.
AMENDED

SPECIAL COMMITTEE ON HOMELAND SECURITY
Monday, March 20, 2023, 12:00 PM, House Hearing Room 5.
Executive session will be held: HB 188

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later), Joint Hearing Room (117).
Public hearing will be held: HB 267, HB 347

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 589, HB 590, HB 1144

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 21, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 976, HR 263, HR 561
Executive session will be held: HB 999, HB 920

TRANSPORTATION INFRASTRUCTURE
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 624, HB 1193, HB 1166

VETERANS
Tuesday, March 21, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 836

HOUSE CALENDAR

THIRTY-SEVENTH DAY, THURSDAY, MARCH 16, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJRs 33 & 45 - Coleman

HOUSE BILLS FOR PERFECTION

HCS HB 356, (Legislative Review 3/8/23) - McGirl
HCS HB 442 - Wright
HCS HBs 971 & 970 - Stinnett
HB 1162 - Haden
HCS HB 766 - Roberts
HCS HBs 882 & 518 - Byrnes
HCS HB 1019 - Christofanelli
HB 1010 - Christofanelli
HB 447 - Davidson
HCS HB 467 - Gregory
HCS HBs 117, 343 & 1091 - Shields
HB 132 - Griffith
HCS HB 475 - Taylor (48)
HCS HB 725 - Francis
HCS HBs 913 & 428 - Farnan
HCS HB 863 - O'Donnell

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 909 - Haffner
HB 44 - Haley
HB 67 - Terry
HB 94 - Schwadron
HB 487 - Francis
HB 528 - Murphy
HB 547 - Roberts
HB 1021 - Baker
HB 1055 - Mayhew
HCS HBs 816 & 660 - Deaton
HCS HBs 700 & 445 - Hardwick
HCS HBs 556 & 581 - Houx

HOUSE BILLS FOR THIRD READING

HCS HBs 47 & 638 - Haley
HB 630 - Knight
HCS HBs 919 & 1081, E.C. - Schnelting
HCS HB 668, (Fiscal Review 3/9/23) - Houx
HCS HBs 802, 807 & 886 - Dinkins
HB 131 - Griffith
HCS HB 587 - Owen
HB 81 - Veit

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 715 - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 129 - Griffith
HCS HB 130 - Griffith
HB 283 - Kelly (141)
HB 644 - Francis
HB 923 - Hovis

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)

CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTY-SEVENTH DAY, THURSDAY, MARCH 16, 2023

The House met pursuant to adjournment.

Representative Schulte in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Logan Mayberry.

COMMITTEE REPORTS

Committee on Workforce and Infrastructure Development, Chairman Riggs reporting:

Mr. Speaker: Your Committee on Workforce and Infrastructure Development, to which was referred **HB 733**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Haley, Hardwick, Oehlerking, Plank, Riggs, Shields, Walsh Moore and Wilson

Noes (0)

Absent (6): Bangert, Brown (16), Murphy, Stephens, Waller and Young

The following members' presence was noted: Anderson, Banderman, Byrnes, Chappell, Copeland, Cupps, Davidson, Davis, Ealy, Falkner, Hardwick, Johnson (23), Mayhew, Murphy, Oehlerking, Peters, Pollitt, Reuter, Sander, Sassmann, Schnelting, Schulte, Schwadron, Seitz, Sharp (37), Sharpe (4), Stacy, Titus, Toalson Reisch, Voss, Waller, Wilson, and Windham.

ADJOURNMENT

On motion of Representative Schulte, the House adjourned until 4:00 p.m., Monday, March 20, 2023.

COMMITTEE HEARINGS

BUDGET
Monday, March 20, 2023, 11:00 AM, House Hearing Room 3.
Remaining committee questions for DESE and review committee substitutes for HBs 1-13 and HB 15.

CHILDREN AND FAMILIES
Tuesday, March 21, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 822, HB 594, HB 351
Executive session will be held: HB 355, HB 714, HB 1034

CONSENT AND HOUSE PROCEDURE
Tuesday, March 21, 2023, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HR 492
Executive session will be held: HR 492
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Monday, March 20, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 50, HB 915, HB 948
Executive session will be held: HB 1129

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 22, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 513

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 391, HB 917

EMERGING ISSUES
Wednesday, March 22, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1169, HB 912, HB 485, HB 712, HB 701
Removed HB 706.
AMENDED

FINANCIAL INSTITUTIONS
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 425, HB 759, HB 1210

FISCAL REVIEW
Monday, March 20, 2023, 1:45 PM, House Hearing Room 4.
Executive session will be held: HCS HB 668
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, March 21, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 272, HB 273, HB 274, HB 628, HB 1009
Executive session will be held: HB 353, HB 934, HB 942, HB 1165, HCR 21, HCR 22

HEALTH AND MENTAL HEALTH POLICY
Monday, March 20, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1123, HB 1074, HB 652
Executive session will be held: HB 1102, HB 1082, HB 1094

JUDICIARY
Monday, March 20, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1005, HB 1170, HB 1271, HB 1176, HB 371, HB 1204
Added HB 371.
AMENDED

LEGISLATIVE REVIEW
Monday, March 20, 2023, 2:45 PM, House Hearing Room 4.
Executive session will be held: HCS HB 356
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Tuesday, March 21, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 134, HB 400, HB 344, HB 1214
Executive session will be held: HB 437, HB 551, HB 696, HB 771, HB 676, HB 876, HB 180, HB 604

PENSIONS
Tuesday, March 21, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 303
Executive session will be held: HB 257

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SB 51
Executive session will be held: HB 45, HB 48, HB 557, HB 1066

RULES - ADMINISTRATIVE OVERSIGHT
Monday, March 20, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HB 196, HCS HB 424, HCS HB 586, HCS HB 657, HB 719, HCS HB 1058, HB 1154, HCS HB 225, HCS HB 939, HCS HB 986
Executive session may be held on any matter referred to the committee.
Added HB 225, HB 939, and HB 986.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, March 20, 2023, 2:15 PM, House Hearing Room 4.
Executive session will be held: HCS HB 207, HCS HB 443, HCS HB 543, HCS HB 778, HCS HB 805, HCS HB 894, HB 978, HCS HB 1015, HB 102, HB 142, HCS HB 631, HCS HB 774, HB 995
Executive session may be held on any matter referred to the committee.
Added HB 102, HB 142, HB 631, HB 774 and HB 995.
AMENDED

RULES - REGULATORY OVERSIGHT
Monday, March 20, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HBs 930, 361 & 326, HCS HB 779, HB 403, HCS HBs 178, 179 & 401, HCS HB 155, HCS HB 1023, HCS HB 809
Executive session may be held on any matter referred to the committee.
Added HB 809.
AMENDED

RURAL COMMUNITY DEVELOPMENT
Monday, March 20, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 516
Executive session will be held: HB 1207, HB 622

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, March 20, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 944
Executive session will be held: HB 345, HB 1064, HB 667, HB 1196
Added HB 1064, HB 667, and HB 1196.
AMENDED

SPECIAL COMMITTEE ON HOMELAND SECURITY
Monday, March 20, 2023, 12:00 PM, House Hearing Room 5.
Executive session will be held: HB 188

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later), Joint Hearing Room (117).
Public hearing will be held: HB 267, HB 347

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 589, HB 590, HB 1144

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 21, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 976, HR 263, HR 561
Executive session will be held: HB 999, HB 920

TRANSPORTATION INFRASTRUCTURE
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 624, HB 1193, HB 1166

VETERANS
Tuesday, March 21, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 836

HOUSE CALENDAR

THIRTY-EIGHTH DAY, MONDAY, MARCH 20, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJRs 33 & 45 - Coleman

HOUSE BILLS FOR PERFECTION

HCS HB 356, (Legislative Review 3/8/23) - McGirl
HCS HB 442 - Wright
HCS HBs 971 & 970 - Stinnett
HB 1162 - Haden
HCS HB 766 - Roberts
HCS HBs 882 & 518 - Byrnes
HCS HB 1019 - Christofanelli
HB 1010 - Christofanelli
HB 447 - Davidson
HCS HB 467 - Gregory
HCS HBs 117, 343 & 1091 - Shields
HB 132 - Griffith
HCS HB 475 - Taylor (48)
HCS HB 725 - Francis
HCS HBs 913 & 428 - Farnan
HCS HB 863 - O'Donnell

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 909 - Haffner
HB 44 - Haley
HB 67 - Terry
HB 94 - Schwadron
HB 487 - Francis
HB 528 - Murphy
HB 547 - Roberts
HB 1021 - Baker
HB 1055 - Mayhew
HCS HBs 816 & 660 - Deaton
HCS HBs 700 & 445 - Hardwick
HCS HBs 556 & 581 - Houx

HOUSE BILLS FOR THIRD READING

HCS HBs 47 & 638 - Haley
HB 630 - Knight
HCS HBs 919 & 1081, E.C. - Schnelting
HCS HB 668, (Fiscal Review 3/9/23) - Houx
HCS HBs 802, 807 & 886 - Dinkins
HB 131 - Griffith
HCS HB 587 - Owen
HB 81 - Veit

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 715 - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 129 - Griffith
HCS HB 130 - Griffith
HB 283 - Kelly (141)
HB 644 - Francis
HB 923 - Hovis

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)

CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTY-EIGHTH DAY, MONDAY, MARCH 20, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Ben Baker.

Let us pray.

Father, we pause for a few moments before we begin the business of the day to reflect on You. Thank You for bringing us back together, and thank You for yet another day You have given us to live and to serve You.

As we deliberate the issues of the day let us be wise as serpents and harmless as doves. Give us grace to accommodate the diversity of thought and ideas within this body and represent not only the people we serve but You as the author and creator of all things.

Remind us of the importance of being bold to articulate principles and ideas, but with meekness to realize that we are imperfect and flawed.

Convict us, O Lord, of the value of truth, Challenge us to pursue the truth and to stand by it, and Strengthen us with a resolve to honor You in all we do and say this day.

Finally, Lord, as we labor to serve, help us to remember to "Not be weary in well-doing, for in due season we will reap if we faint not."

In Jesus's name we pray, "Amen."

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Lily Murphy and Josie Murphy.

The Journal of the thirty-sixth day was approved as corrected.

The Journal of the thirty-seventh day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 668**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

THIRD READING OF HOUSE BILLS

HCS HBs 47 & 638, relating to land surveys, was taken up by Representative Haley.

On motion of Representative Haley, **HCS HBs 47 & 638** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Cook	Copeland	Crossley	Davidson	Davis
Deaton	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Bangert	Burnett	Collins	Cupps
Diehl	Nickson-Clark	Riggs	Sauls	Smith 163
Taylor 48	Woods			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 630, relating to the treatment of animals, was taken up by Representative Knight.

On motion of Representative Knight, **HB 630** was read the third time and passed by the following vote:

AYES: 102

Allen	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Dinkins	Evans	Falkner
Farnan	Francis	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 051

Adams	Amato	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Gallick
Gray	Hein	Hinman	Ingle	Johnson 12
Johnson 23	Jones	Lavender	Lewis 25	Lonsdale
Mackey	Mann	Merideth	Mosley	Nurrenbern
Oehlerking	Phifer	Plank	Proudie	Quade
Sander	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Young				

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bangert	Burnett	Collins	Diehl
Nickson-Clark	Sauls	Sharp 37	Sharpe 4	Woods

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 919 & 1081, relating to privacy protections, was taken up by Representative Schnelting.

On motion of Representative Schnelting, **HCS HBs 919 & 1081** was read the third time and passed by the following vote:

AYES: 152

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Murphy
Myers	Nurrenbern	O'Donnell	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Bangert	Burnett	Chappell	Collins
Mosley	Nickson-Clark	Oehlerking	Sauls	Sharpe 4
Woods				

VACANCIES: 000

Speaker Plocher declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 046

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 87
Butz	Chappell	Crossley	Doll	Ealy
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Lovasco
Mackey	Mann	Merideth	Mosley	Nurrenbern
Phifer	Plank	Proudie	Quade	Sander
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Young				

PRESENT: 002

Burton	Clemens

ABSENT WITH LEAVE: 007

Aldridge	Bangert	Burnett	Collins	Nickson-Clark
Sauls	Woods			

VACANCIES: 000

HCS HB 668, relating to grants to employers for the purpose of enhancing cybersecurity, was taken up by Representative Houx.

On motion of Representative Houx, **HCS HB 668** was read the third time and passed by the following vote:

AYES: 111

Amato	Anderson	Appelbaum	Atchison	Aune
Baringer	Barnes	Black	Bonacker	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Butz	Byrnes	Casteel	Christ
Coleman	Cook	Copeland	Crossley	Cupps
Davidson	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Kelly 141	Knight	Lewis 6	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
Morse	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Phifer
Plank	Pollitt	Pouche	Quade	Reedy
Reuter	Riggs	Riley	Roberts	Sassmann
Schulte	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Terry	Thompson	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Wright	Young
Mr. Speaker				

NOES: 040

Adams	Allen	Baker	Banderman	Billington
Boggs	Bosley	Boyd	Bromley	Busick
Chappell	Christofanelli	Clemens	Davis	Deaton
Doll	Gragg	Hausman	Hudson	Keathley
Kelley 127	Lavender	Lonsdale	Lovasco	Matthiesen
McMullen	Murphy	Peters	Richey	Sander
Schnelting	Schwadron	Seitz	Smith 163	Sparks
Taylor 84	Thomas	Titus	Toalson Reisch	Windham

PRESENT: 005

Bland Manlove	Lewis 25	Merideth	Mosley	Proudie

ABSENT WITH LEAVE: 007

Aldridge	Bangert	Burnett	Collins	Nickson-Clark
Sauls	Woods			

VACANCIES: 000

Speaker Plocher declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 909, relating to solid waste disposal area permits, was taken up by Representative Haffner.

On motion of Representative Haffner, the title of **HCS HB 909** was agreed to.

Representative Hudson assumed the Chair.

Representative Lavender offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 909, Page 5, Section 260.205, Line 163, by adding after the word "county," the following:

"**any city with more than one hundred sixty thousand but fewer than two hundred thousand inhabitants located in any county with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants, any county with more than one million inhabitants, or any county with more than two hundred thousand but fewer than two hundred thirty thousand inhabitants,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Christofanelli offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 909, Page 5, Section 260.205, Line 163, by deleting "**[**~~one-half~~**] one**" and inserting in lieu thereof "one-half"; and

Further amend said section and page, Line 164, by inserting after the word "municipality." the following:

"**Beginning January 1, 2026, the distance requiring the approval of an adjoining municipality under this subsection 9 shall be increased from one-half mile to one mile, but under no circumstances shall the one-mile limit apply to any solid waste processing facility or disposal area that was issued a construction permit prior to January 1, 2026.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 was withdrawn.

On motion of Representative Haffner, **HCS HB 909** was adopted.

On motion of Representative Haffner, **HCS HB 909** was ordered perfected and printed.

HCS HBs 556 & 581, relating to sports wagering, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HCS HBs 556 & 581** was agreed to.

Representative Terry offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 556 & 581, Page 22, Section 313.1021, Line 1, by deleting the word "**ten**" and inserting in lieu thereof the word "**twenty-one**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Terry moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Lavender offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 556 & 581, Page 22, Section 313.1016, Line 24, by inserting after all of said section and line the following:

"**313.1017. 1. There is hereby created a revolving fund for the department of elementary and secondary education which shall be known as the "Elementary and Secondary Education School Supplies Fund", and which shall be administered by the commissioner of the department of elementary and secondary education. The fund shall consist of moneys received from the wagering tax established in section 313.1021 to such fund, and any moneys paid into the state treasury and required by law to be credited to such fund. The elementary and secondary education school supplies fund shall be kept separate and apart from all other moneys in the state treasury and shall be paid out by the state treasurer pursuant to chapter 33.**

2. After appropriation pursuant to law, the moneys in the elementary and secondary education school supplies fund shall be available for the payment of the costs and expenses for school supplies as defined in section 144.049.

3. All revenue collected through cost recovery activities authorized pursuant to law shall be credited to the elementary and secondary education school supplies fund.

4. Any unexpended balance in the elementary and secondary education school supplies fund at the end of each fiscal year shall be exempt from the provisions of section 33.080 relating to the transfer of unexpended balances to the general revenue fund.

5. Moneys in the elementary and secondary education school supplies fund shall be invested by the state treasurer in the same deposits and obligations in which state funds are authorized by law to be invested; except that, the income accruing from such investments shall be credited to the elementary and secondary education school supplies fund on an annual basis."; and

Further amend said bill and page, Section 313.1021, Lines 18-19, by deleting said lines and inserting in lieu thereof the following:

"**shall be deposited in the state treasury to the credit of the elementary and secondary education school supplies fund, which shall be distributed as provided under section 313.1017.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

House Substitute Amendment No. 1
for
House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 556 & 581, Page 22, Section 313.1016, Line 24, by inserting after all of said section and line the following:

"**313.1017. 1. There is hereby created in the state treasury the "Elementary and Secondary Education School Supplies Fund", which shall consist of moneys collected under section 313.1021. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer shall approve disbursements. The fund shall be a dedicated fund and, upon disbursements, moneys in the fund shall be used solely as provided in this section.**

2. Notwithstanding the provisions of section 33.080, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. The state board of education shall disperse to public schools in this state based on an average daily attendance basis moneys in the elementary and secondary education school supplies fund solely for the payment of the costs and expenses for school supplies and personal computers as those terms are defined in section 144.049 at the discretion of the local school district."; and

Further amend said bill and page, Section 313.1021, Lines 18-19, by deleting said lines and inserting in lieu thereof the following:

"**shall be deposited in the state treasury to the credit of the elementary and secondary education school supplies fund, which shall be distributed as provided under section 313.1017.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth moved that **House Substitute Amendment No. 1 for House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Lavender moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Taylor (84) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 556 & 581, Page 22, Section 313.1021, Line 1, by deleting the word "**ten**" and inserting in lieu thereof the word "**fifteen**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor (84) moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Strickler offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 556 & 581, Page 5, Section 313.1000, Lines 12-15, by deleting said lines; and

Further amend said bill, page, and section, Line 16, by deleting the letter "**e.**" and inserting in lieu thereof the letter "**d.**"; and

Further amend said bill, page, and section, Line 17, be deleting the letter "**f.**" and inserting in lieu thereof the letter "**e.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Plocher resumed the Chair.

Representative Strickler moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

On motion of Representative Houx, **HCS HBs 556 & 581** was adopted.

On motion of Representative Houx, **HCS HBs 556 & 581** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HBs 802, 807 & 886, to authorize the conveyance of certain state property, was taken up by Representative Dinkins.

On motion of Representative Dinkins, **HCS HBs 802, 807 & 886** was read the third time and passed by the following vote:

AYES: 149

Adams	Allen	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6

Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 003

Clemens	Unsicker	Windham

ABSENT WITH LEAVE: 011

Aldridge	Amato	Bangert	Brown 16	Burnett
Butz	Morse	Nickson-Clark	Plank	Sauls
Woods				

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 131, relating to state employee pay periods, was taken up by Representative Griffith.

On motion of Representative Griffith, **HB 131** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann

Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Mosley	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Amato	Bangert	Brown 16	Burnett
Butz	Morse	Nickson-Clark	Sauls	Woods

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 587, relating to the collection of delinquent taxes, was taken up by Representative Owen.

On motion of Representative Owen, **HCS HB 587** was read the third time and passed by the following vote:

AYES: 108

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baringer	Barnes	Black	Bland Manlove
Bonacker	Bosley	Brown 149	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burton	Byrnes	Casteel
Christ	Clemens	Collins	Cook	Crossley
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gray	Gregory	Griffith	Haden
Haley	Hardwick	Hein	Henderson	Hinman
Houx	Hovis	Ingle	Johnson 12	Johnson 23
Justus	Kalberloh	Kelly 141	Knight	Lavender
Lewis 25	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	Merideth	Mosley
Myers	Nurrenbern	O'Donnell	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Proudie	Quade	Reedy	Reuter	Riggs
Riley	Roberts	Sassmann	Schulte	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff
Stephens	Stinnett	Strickler	Taylor 84	Terry

Thompson	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Wilson	Windham
Wright	Young	Mr. Speaker		

NOES: 045

Allen	Baker	Banderman	Billington	Boggs
Boyd	Bromley	Busick	Chappell	Christofanelli
Coleman	Cupps	Davidson	Davis	Deaton
Gragg	Haffner	Hausman	Hicks	Hudson
Hurlbert	Jones	Keathley	Kelley 127	Lewis 6
Lonsdale	Lovasco	McMullen	Murphy	Oehlerking
Pollitt	Pouche	Richey	Sander	Schnelting
Schwadron	Seitz	Smith 163	Sparks	Stacy
Taylor 48	Thomas	Titus	Toalson Reisch	West

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bangert	Brown 16	Burnett	Butz
Copeland	Morse	Nickson-Clark	Sauls	Woods

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 81, relating to certain required background checks, was taken up by Representative Veit.

On motion of Representative Veit, **HB 81** was read the third time and passed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen

Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Bangert	Brown 16	Burnett	Butz
Morse	Nickson-Clark	Sauls	Woods	

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 715, relating to educational costs of children, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HCS HB 715** was read the third time and passed by the following vote:

AYES: 112

Allen	Amato	Atchison	Baker	Banderman
Baringer	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Ingle	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Mackey	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163

Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 021

Adams	Appelbaum	Barnes	Bland Manlove	Bosley
Clemens	Collins	Doll	Fountain Henderson	Gray
Lavender	Lewis 25	Merideth	Mosley	Plank
Smith 46	Steinhoff	Taylor 84	Unsicker	Walsh Moore
Young				

PRESENT: 019

Anderson	Aune	Brown 27	Brown 87	Burton
Ealy	Fogle	Hein	Johnson 12	Johnson 23
Mann	Nurrenbern	Proudie	Quade	Sharp 37
Strickler	Terry	Weber	Windham	

ABSENT WITH LEAVE: 011

Aldridge	Bangert	Brown 16	Burnett	Butz
Houx	Morse	Nickson-Clark	Phifer	Sauls
Woods				

VACANCIES: 000

Speaker Plocher declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 816 & 660, relating to taxation, was taken up by Representative Deaton.

Representative Deaton offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 816 & 660, Page 1, In the Title, Line 3, by deleting the word "taxation" and inserting in lieu thereof the words "income tax"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Deaton, **House Amendment No. 1** was adopted.

Speaker Pro Tem Henderson assumed the Chair.

Representative Deaton offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 816 & 660, Page 4, Section 143.071, Line 16, by deleting the phrase "**2024-25**" and inserting in lieu thereof the number "**2024**"; and

Further amend said bill, page, and section, Line 18, by deleting the phrase "**2024-25**" and inserting in lieu thereof the number "**2024**"; and

Further amend said bill, page, and section, Line 30, by deleting the first occurrence of the word "**In**" and inserting in lieu thereof the words "**Beginning with**"; and

Further amend said bill, Page 7, Section 273.050, Lines 1-5, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Plocher resumed the Chair.

On motion of Representative Deaton, **House Amendment No. 2** was adopted.

HCS HBs 816 & 660, as amended, was laid over.

COMMITTEE REPORTS

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 262**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Jones, Schnelting and Smith (46)

Noes (4): Aune, Hurlbert, Johnson (12) and Mann

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 336**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Davidson, Diehl, Farnan, Hardwick, Hinman, Hurlbert, Jones and Schnelting

Noes (4): Aune, Gallick, Johnson (12) and Mann

Absent (2): Haffner and Smith (46)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 532** and **HB 751**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Aune, Davidson, Diehl, Farnan, Gallick, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann and Schnelting

Noes (0)

Absent (2): Haffner and Smith (46)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 1120**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Aune, Davidson, Diehl, Farnan, Gallick, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann and Schnelting

Noes (0)

Absent (2): Haffner and Smith (46)

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 471**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Bangert, Chappell, Davis, Lovasco, Murphy, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (4): Baker, Boggs, Nickson-Clark and Riggs

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 777**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Boggs, Gragg, Haden, Pouche, Stinnett, Thomas and Toalson Reisch

Noes (4): Fogle, Lewis (25), Nickson-Clark and Unsicker

Absent (3): Buchheit-Courtway, Keathley and Seitz

Committee on Legislative Review, Chairman Davidson reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS HB 356**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (6): Doll, Francis, Henderson, Houx, Ingle and Veit

Noes (1): Davidson

Absent (3): Burger, Burnett and Smith (155)

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 196**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 225**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Houx and Myers

Noes (2): Bland Manlove and Mackey

Present (1): Smith (46)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 424**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (1): Baker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 586**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 657**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (1): Baker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 719**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 939**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (1): Baker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 986**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1058**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1154**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Bland Manlove, Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 142**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 207**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 443**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 543**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 580**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 631**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 774**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 805**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 894**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 995**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1015**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Absent (2): Bosley and Schnelting

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS - RULES

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 11 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 76 - Rules - Administrative Oversight
HCS HBs 119, 372, 382, 420, 550 & 693 - Rules - Administrative Oversight
HB 136 - Rules - Legislative Oversight
HB 234 - Rules - Legislative Oversight
HCS HBs 404 & 501 - Rules - Administrative Oversight
HB 519 - Rules - Legislative Oversight
HB 520 - Rules - Legislative Oversight
HCS HB 521 - Rules - Administrative Oversight
HCS HB 584 - Rules - Administrative Oversight
HCS HB 733 - Rules - Legislative Oversight
HCS HB 824 - Rules - Administrative Oversight
HB 1028 - Rules - Regulatory Oversight
HCS HB 1038 - Rules - Regulatory Oversight
HCS HBs 1108 & 1181 - Rules - Legislative Oversight
HCS HB 1109 - Rules - Administrative Oversight
HCS HB 1133 - Rules - Legislative Oversight

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, March 21, 2023.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Thirty-second Day, Thursday, March 2, 2023, Page 756, Line 20, by deleting said line and inserting in lieu thereof the following:

"**HCS HB 1162** - Rules - Administrative Oversight"; and

Further correct House Journal, Thirty-fifth Day, Wednesday, March 8, 2023, Page 839, Line 28, by deleting said line and inserting in lieu thereof the following:

"**HCS HB 719** - Rules - Administrative Oversight"; and

Further correct House Journal, Thirty-sixth Day, Thursday, March 9, 2023, Page 859, Line 21, by deleting said line and inserting in lieu thereof the following:

"referred **HCS HB 1162**, begs leave to report it has examined the same and recommends that it **Do Pass**".

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 1044, HB 1052

BUDGET
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.
Review of committee substitutes for HBs 1-13 and HB 15.

CHILDREN AND FAMILIES
Tuesday, March 21, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 822, HB 594, HB 351
Executive session will be held: HB 355, HB 714, HB 1034

CONSENT AND HOUSE PROCEDURE
Tuesday, March 21, 2023, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HR 492
Executive session will be held: HR 492, HB 746, HCS HB 906
Executive session may be held on any matter referred to the committee.
Removed HR 269.
AMENDED

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 22, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 513

ECONOMIC DEVELOPMENT
Wednesday, March 22, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 752, HB 1106

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 391, HB 917

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 22, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 159, HB 558, HB 529
Executive session will be held: HB 106, HB 232

EMERGING ISSUES
Wednesday, March 22, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1169, HB 912, HB 485, HB 712, HB 701
Executive session will be held: HB 293
Added HB 293.
AMENDED

FINANCIAL INSTITUTIONS
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 425, HB 759, HB 1210

GENERAL LAWS
Tuesday, March 21, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 272, HB 273, HB 274, HB 628, HB 1009
Executive session will be held: HB 353, HB 934, HB 942, HB 1165, HCR 21, HCR 22

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 22, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 603, HB 157, HB 1208
Executive session will be held: HB 1263, HB 782, HB 514, HB 542, HB 1145

HEALTHCARE REFORM
Tuesday, March 21, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 885
Executive session will be held: HB 271

INSURANCE POLICY
Wednesday, March 22, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 643, HB 935

LOCAL GOVERNMENT
Tuesday, March 21, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 134, HB 400, HB 344, HB 1214
Executive session will be held: HB 437, HB 551, HB 696, HB 771, HB 676, HB 876,
HB 180, HB 604

PENSIONS
Tuesday, March 21, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 303
Executive session will be held: HB 257

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: SS SB 51
Executive session will be held: HB 45, HB 48, HB 557, HB 1066

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later),
Joint Hearing Room (117).
Public hearing will be held: HB 267, HB 347

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, March 21, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 589, HB 590, HB 1144

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 21, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 976, HR 263, HR 561
Executive session will be held: HB 999, HB 920

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT
Tuesday, March 21, 2023, 8:00 AM, House Hearing Room 3.
Informational presentations from the Department of Economic Development and the Department of Labor and Industrial Relations.

TRANSPORTATION INFRASTRUCTURE
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 624, HB 1193, HB 1166

UTILITIES
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1143, HB 709, HB 991

VETERANS
Tuesday, March 21, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 836

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 960
Presentation by Kirk Mathews, Chief Transformation Officer of MO HealthNet Division, regarding the workforce shortage impact on healthcare.

HOUSE CALENDAR

THIRTY-NINTH DAY, TUESDAY, MARCH 21, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJRs 33 & 45 - Coleman

HOUSE BILLS FOR PERFECTION

HS HCS HB 356 - McGirl
HCS HB 442 - Wright
HCS HBs 971 & 970 - Stinnett
HCS HB 1162 - Haden
HCS HB 766 - Roberts
HCS HBs 882 & 518 - Byrnes
HCS HB 1019 - Christofanelli
HB 1010 - Christofanelli
HB 447 - Davidson
HCS HB 467 - Gregory
HCS HBs 117, 343 & 1091 - Shields
HB 132 - Griffith
HCS HB 475 - Taylor (48)
HCS HB 725 - Francis
HCS HBs 913 & 428 - Farnan
HCS HB 863 - O'Donnell
HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 1058 - Hausman
HCS HB 986 - Murphy
HB 196 - Henderson
HCS HB 939 - Wilson
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HB 631 - Houx
HCS HB 774 - Gragg
HCS HB 90 - Veit
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HBs 651, 479 & 647 - Richey

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 44 - Haley
HB 67 - Terry
HB 94 - Schwadron
HB 487 - Francis
HB 528 - Murphy
HB 547 - Roberts
HB 1021 - Baker
HB 1055 - Mayhew
HCS HBs 816 & 660, as amended - Deaton
HCS HBs 700 & 445 - Hardwick

HOUSE BILLS FOR THIRD READING - CONSENT

HB 129 - Griffith
HCS HB 130 - Griffith
HB 283 - Kelly (141)
HB 644 - Francis
HB 923 - Hovis

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

THIRTY-NINTH DAY, TUESDAY, MARCH 21, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Beloved, follow. Not that which is evil, but that which is good. He that doeth good is of God." (III John 1:11)

O God who hears every prayer and answers them according to Your wisdom, to You we come in this silent moment of quiet devotion. We humble ourselves in Your presence confessing that we have done that we should not to have done and left undone that which we should have done. Have mercy upon us, forgive us and send us out into this day with creative minds to think clearly, with hearts warm with compassion, and with hands ready to serve You more fully and our state more efficiently.

Help us to bridge the problems which separate us, to heal the wounds which infect our life, to foster unity among our citizens, and to promote cooperation between the divisions in our chamber.

Breathe upon us Your spirit, reveal to us Your ways, and then give us courage to walk in the glory of Your Holy Name.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-eighth day was approved as printed by the following vote:

AYES: 140

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Coleman	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart

Matthiesen	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Young	Mr. Speaker

NOES: 000

PRESENT: 003

Mayhew	Merideth	Unsicker

ABSENT WITH LEAVE: 020

Aldridge	Bangert	Bland Manlove	Brown 87	Burnett
Christofanelli	Clemens	Collins	Cupps	Gregory
Kelly 141	Knight	Mosley	Phifer	Sauls
Sharp 37	Stephens	Windham	Woods	Wright

VACANCIES: 000

HOUSE RESOLUTIONS

Representative Sassmann offered **HR 1232**, which was read.

HOUSE RESOLUTION NO. 1232

WHEREAS, it is with heavy hearts that the members of the Missouri House of Representatives pause to acknowledge the significant achievements of a life gone by, that of Detective Sergeant Mason Evans Griffith of the Hermann Police Department, who was killed in the line of duty on March 12, 2023; and

WHEREAS, on March 12, 2023, Detective Sergeant Griffith and Officer Adam Sullentrup of the Hermann Police Department responded to the Casey's General Store in Hermann where a suspect with multiple warrants for his arrest had been identified by the officers; and

WHEREAS, during the investigation, the suspect became agitated and lied to the officers about his identity; and

WHEREAS, once his identity was confirmed, the suspect backed away from the officers, drew a handgun, and began firing at the officers, neither of whom had drawn their weapons; and

WHEREAS, although injured, Detective Sergeant Griffith was able to return fire before the suspect fled the store and hid in a home on Market Street; and

WHEREAS, the suspect was arrested after an hours-long standoff with law enforcement, who used Detective Sergeant Griffith's handcuffs to take the suspect into custody; and

WHEREAS, Detective Sergeant Griffith was a proud Detective Sergeant with the Hermann Police Department, Part-Time Chief of Police of the Rosebud Police Department, Field Training Officer, and member of the Crisis Intervention Team; and

WHEREAS, Detective Sergeant Griffith leaves to cherish his memory his devoted wife, Jennifer Griffith; his two sons, Trevor Griffith and Karson Griffith; and his parents, David and Fern Griffith:

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, One Hundred Second General Assembly, join in paying final tribute to Detective Sergeant Mason Evans Griffith, a remarkable individual and dedicated public servant who will be sadly missed by all those who had the distinct pleasure of knowing and loving him; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the family of the late Detective Sergeant Mason Evans Griffith, as an expression of our deep sympathy.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 816 & 660, as amended, relating to income tax, was taken up by Representative Deaton.

Representative Lavender requested a division of the question on **HCS HBs 816 & 660**, as amended.

The Chair ruled against the division of the question.

Representative Lavender offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 816 & 660, Page 6, Section 143.125, Lines 36-37, by deleting the words "**For all tax years ending on or before December 31, 2023,**"; and

Further amend said bill, page, and section, Line 40, by deleting the words "one hundred thousand dollars" and inserting in lieu thereof the following:

"**[**~~one~~**] two** hundred thousand dollars **with annual adjustments based on the percentage change in the Consumer Price Index for All Urban Consumers or its successor index, as published by the federal Bureau of Labor Statistics or its successor agency**"; and

Further amend said bill, page, and section, Line 43, by deleting the words "eighty-five thousand dollars" and inserting in lieu thereof the following:

"**[**~~eighty-five~~**] one hundred** thousand dollars **with annual adjustments based on the percentage change in the Consumer Price Index for All Urban Consumers or its successor index, as published by the federal Bureau of Labor Statistics or its successor agency**"; and

Further amend said bill, page, and section, Lines 45-48, by deleting said lines and inserting in lieu thereof the following:

"3. If a taxpayer's"; and

Further amend said bill and section, Pages 6-7, Lines 51-53, by deleting said lines and inserting in lieu thereof the following:

"shall be entitled to **[**~~an exemption equal to the greater of zero or the maximum exemption provided in subsection 2 of this section reduced by one dollar for every dollar such taxpayer's income exceeds the ceiling for his or her filing status~~**]** **subtract from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income an amount equal to one hundred percent of the amount of any benefits received by the taxpayer and that are included in federal adjusted gross income under Section 86 of the Internal Revenue Code of 1986, as amended**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Deaton raised a point of order that members were in violation of Rule 84.

The Speaker advised members to confine comments to the matter at hand.

Representative O'Donnell assumed the Chair.

Speaker Plocher resumed the Chair.

On motion of Representative Deaton, **HCS HBs 816 & 660, as amended**, was adopted.

On motion of Representative Deaton, **HCS HBs 816 & 660, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 109

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 045

Adams	Anderson	Appelbaum	Aune	Baringer
Bland Manlove	Bosley	Brown 27	Brown 87	Burton
Butz	Collins	Crossley	Doll	Ealy
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Young

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 008

Aldridge	Bangert	Burnett	Clemens	Kelly 141
Sharp 37	Woods	Wright		

VACANCIES: 000

PERFECTION OF HOUSE BILLS

HS HCS HB 356, **HCS HB 442**, **HCS HBs 971 & 970**, **HCS HB 1162**, **HCS HB 766**, **HCS HBs 882 & 518**, **HCS HB 1019** and **HB 1010** were placed on the Informal Calendar.

HB 447, relating to adult high schools, was taken up by Representative Davidson.

Representative Davidson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 447, Page 1, In The Title, Line 3, by deleting the words "adult high schools" and inserting in lieu thereof the words "educational expenses"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 1** was adopted.

Representative Davidson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 447, Page 4, Section 160.2725, Line 9, by inserting after all of said section and line the following:

"**163.063. 1. As used in this section, the following words mean:**

(1) "Nonresident pupil", a child who:

(a) At the time such child is admitted to a residential care facility, is domiciled in one school district in Missouri but resides in a residential care facility located in another school district in Missouri as a result of placement arranged by or approved by the department of mental health or the department of social services or placement arranged by or ordered by a court of competent jurisdiction;

(b) Receives care or treatment in such residential care facility that is not within the school district in which the child's domicile is located;

(c) Is unable to attend school in either the school district in which such domicile is located or the school district in which such residential care facility is located because such child:

a. May be a safety risk; or

b. Has behavioral conditions that support the need to educate such child on such residential care facility's site or campus; and

(d) Is being provided all required educational services within such residential care facility;

(2) "Resident district", a school district in this state in which a resident pupil resides;

(3) "Resident pupil", a child who:

(a) Resides in such child's resident district;

(b) Receives care or treatment at a residential care facility located within such child's resident district;

(c) Is unable to attend school in such child's resident district because such child:

a. May be a safety risk; or

b. Has behavioral conditions that support the need to educate such child on such residential care facility's site or campus; and

(d) Is being provided required educational services within such residential care facility located within such resident district;

(4) "Residential care facility", any residential care facility required to be licensed under sections 210.481 to 210.536, or a similar facility.

2. This section shall apply only to a child who is admitted to programs or facilities of the department of mental health or whose domicile is in one school district in Missouri but whose residence is in another school district in Missouri as a result of placement arranged by or approved by the department of mental health or the department of social services or placement arranged by or ordered by a court of competent jurisdiction.

3. For purposes of calculating state aid payments under sections 163.011 and 163.031 and receiving federal aid, a nonresident pupil shall continue to be included in the enrollment of the school district in which such nonresident pupil was domiciled prior to being placed in a residential care facility.

4. Any educational costs incurred by a residential care facility that are not remitted under this section may be reimbursed as provided in section 167.126.

5. Educational costs incurred by a residential care facility for a child who was not enrolled in a school district in Missouri at the time the child was admitted to such residential care facility shall be reimbursed as provided in section 167.126.

167.019. 1. A child-placing agency, as defined under section 210.481, shall promote educational stability for foster care children by considering the child's school attendance area when making placement decisions. The foster care pupil shall have the right to remain enrolled in and attend his or her school of origin pending resolution of school placement disputes or to return to a previously attended school in an adjacent district.

2. Each school district shall accept for credit full or partial course work satisfactorily completed by a pupil while attending a public school, nonpublic school, or nonsectarian school in accordance with district policies or regulations.

3. If a pupil completes the graduation requirements of his or her school district of residence while under the jurisdiction of the juvenile court as described in chapter 211, the school district of residence shall issue a diploma to the pupil.

4. School districts shall ensure that if a pupil in foster care is absent from school due to a decision to change the placement of a pupil made by a court or child placing agency, or due to a verified court appearance or related court-ordered activity, the grades and credits of the pupil shall be calculated as of the date the pupil left school, and no lowering of his or her grades shall occur as a result of the absence of the pupil under these circumstances.

5. School districts, subject to federal law, shall be authorized to permit access of pupil school records to any child placing agency for the purpose of fulfilling educational case management responsibilities required by the juvenile officer or by law and to assist with the school transfer or placement of a pupil.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

7. In the event a best interest determination is not completed within five business days of a child being placed in a foster care placement that is located in a school district different than the child's school district prior to the placement, it shall be deemed that enrollment in the school district where the child resides as a result of the foster care placement shall be in the best interests of the child.

167.126. 1. Children who are admitted to programs or facilities of the department of mental health or whose domicile is one school district in Missouri but who reside in another school district in Missouri as a result of placement arranged by or approved by the department of mental health, the department of social services or placement arranged by or ordered by a court of competent jurisdiction shall have a right to be provided the educational services as provided by law and shall not be denied admission to any appropriate regular public school or special school district program or program operated by the state board of education, as the case may be, where the child actually resides because of such admission or placement; provided, however, that nothing in this section shall prevent the department of mental health, the department of social services or a court of competent jurisdiction from otherwise providing or procuring educational services for such child.

2. Each school district or special school district constituting the domicile of any child for whom educational services are provided or procured under this section shall pay toward the per-pupil costs for educational services for such child. A school district which is not a special school district shall pay an amount equal to the average sum produced per child by the local tax effort of the district of domicile. A special school district shall pay an amount not to exceed the average sum produced per child by the local tax efforts of the domiciliary districts.

3. When educational services have been provided by the school district or special school district in which a child actually resides, including a child who temporarily resides in a children's hospital licensed under chapter 197 **or a psychiatric residential treatment facility**, for rendering health care services to children under the age of eighteen for more than three days, other than the district of domicile, the amounts as provided in subsection 2 of this section for which the domiciliary school district or special school district is responsible shall be paid by such district directly to the serving district. The school district, or special school district, as the case may be, shall send a written voucher for payment to the regular or special district constituting the domicile of the child served and the domiciliary school district or special school district receiving such voucher shall pay the district providing or procuring the services an amount not to exceed the average sum produced per child by the local tax efforts of the domiciliary districts. In the event the responsible district fails to pay the appropriate amount to the district within ninety days after a voucher is submitted, the state department of elementary and secondary education shall deduct the appropriate amount due from the next payments of any state financial aid due that district and shall pay the same to the appropriate district.

4. In cases where a child whose domicile is in one district is placed in programs or facilities operated by the department of mental health or resides in another district pursuant to assignment by that department or is placed by the department of social services or a court of competent jurisdiction into any type of publicly contracted residential site in Missouri, the department of elementary and secondary education shall, as soon as funds are appropriated, pay the serving district from funds appropriated for that purpose the amount by which the per-pupil costs of the educational services exceeds the amounts received from the domiciliary district except that any other state money received by the serving district by virtue of rendering such service shall reduce the balance due.

5. Institutions providing a place of residence for children whose parents or guardians do not reside in the district in which the institution is located shall have authority to enroll such children in a program in the district or special district in which the institution is located and such enrollment shall be subject to the provisions of subsections 2 and 3 of this section. The provisions of this subsection shall not apply to placement authorized pursuant to subsection 1 of this section or if the placement occurred for the sole purpose of enrollment in the district or special district. "Institution" as used in this subsection means a facility organized under the laws of Missouri for the purpose of providing care and treatment of juveniles.

6. Children residing in institutions providing a place of residence for three or more such children whose domicile is not in the state of Missouri may be admitted to schools or programs provided on a contractual basis between the school district, special district or state department or agency and the proper department or agency, or persons in the state where domicile is maintained. Such contracts shall not be permitted to place any financial burden whatsoever upon the state of Missouri, its political subdivisions, school districts or taxpayers.

7. For purposes of this section the domicile of the child shall be the school district where the child would have been educated if the child had not been placed in a different school district. No provision of this section shall be construed to deny any child domiciled in Missouri appropriate and necessary, gratuitous public services.

8. For the purpose of distributing state aid under section 163.031, a child receiving educational services provided by the district in which the child actually resides, other than the district of domicile, shall be included in average daily attendance, as defined under section 163.011, of the district providing the educational services for the child.

9. Each school district or special school district where the child actually resides, other than the district of domicile, may receive payment from the department of elementary and secondary education, in lieu of receiving the local tax effort from the domiciliary school district. Such payments from the department shall be subject to appropriation and shall only be made for children that have been placed in a school other than the domiciliary school district by a state agency or a court of competent jurisdiction and from whom excess educational costs are billed to the department of elementary and secondary education."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 2** was adopted.

Representative Collins raised a point of order that a member was in violation of Rule 84.

The Chair advised members to direct their comments to the dais.

On motion of Representative Davidson, **HB 447, as amended**, was ordered perfected and printed.

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

Representative Patterson suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 053

Allen	Amato	Banderman	Baringer	Billington
Bonacker	Brown 16	Brown 27	Byrnes	Casteel
Chappell	Christ	Cook	Copeland	Cupps
Davis	Diehl	Doll	Evans	Fountain Henderson
Francis	Haffner	Haley	Hardwick	Hein
Hinman	Keathley	Kelley 127	Kelly 141	Lonsdale
Lovasco	Marquart	McGirl	Morse	Murphy
Nickson-Clark	Owen	Peters	Richey	Roberts
Sander	Sassmann	Schulte	Sparks	Steinhoff
Stinnett	Thompson	Titus	Van Schoiack	Veit
Waller	Wright	Young		

NOES: 000

PRESENT: 063

Appelbaum	Aune	Barnes	Bland Manlove	Boggs
Bosley	Bromley	Buchheit-Courtway	Burger	Butz
Crossley	Davidson	Deaton	Dinkins	Ealy

Falkner	Fogle	Gragg	Gregory	Griffith
Hausman	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Johnson 12	Jones	Justus
Kalberloh	Knight	Lewis 25	Mann	Mayhew
McGaugh	McMullen	Merideth	Myers	O'Donnell
Oehlerking	Patterson	Phifer	Plank	Pouche
Proudie	Riley	Schwadron	Seitz	Sharpe 4
Smith 163	Smith 46	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Toalson Reisch	Voss	Weber
West	Wilson	Mr. Speaker		

ABSENT WITH LEAVE: 047

Adams	Aldridge	Anderson	Atchison	Baker
Bangert	Black	Boyd	Brown 149	Brown 87
Burnett	Burton	Busick	Christofanelli	Clemens
Coleman	Collins	Farnan	Gallick	Gray
Haden	Ingle	Johnson 23	Lavender	Lewis 6
Mackey	Matthiesen	Mosley	Nurrenbern	Parker
Perkins	Pollitt	Quade	Reedy	Reuter
Riggs	Sauls	Schnelting	Sharp 37	Shields
Smith 155	Stacy	Stephens	Unsicker	Walsh Moore
Windham	Woods			

VACANCIES: 000

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 700 & 445, relating to refusal of medical procedures or treatment, was taken up by Representative Hardwick.

On motion of Representative Hardwick, the title of **HCS HBs 700 & 445** was agreed to.

Representative Sparks assumed the Chair.

On motion of Representative Hardwick, **HCS HBs 700 & 445** was adopted.

On motion of Representative Hardwick, **HCS HBs 700 & 445** was ordered perfected and printed.

Speaker Pro Tem Henderson assumed the Chair.

HB 94, relating to the designation of a memorial highway, was taken up by Representative Schwadron.

On motion of Representative Schwadron, the title of **HB 94** was agreed to.

On motion of Representative Schwadron, **HB 94** was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJRs 33 & 45, relating to property tax assessments, was taken up by Representative Coleman.

On motion of Representative Coleman, the title of **HCS HJRs 33 & 45** was agreed to.

On motion of Representative Coleman, **HCS HJRs 33 & 45** was adopted.

On motion of Representative Coleman, **HCS HJRs 33 & 45** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

Representative Patterson moved that **HB 44** be committed to the Committee on Legislative Review.

Which motion was adopted.

Representative Patterson moved that **HB 67** be committed to the Committee on Legislative Review.

Which motion was adopted.

Representative Patterson moved that **HB 487** be committed to the Committee on Legislative Review.

Which motion was adopted.

Representative Patterson moved that **HB 528** be committed to the Committee on Legislative Review.

Which motion was adopted.

Representative Patterson moved that **HB 547** be committed to the Committee on Legislative Review.

Which motion was adopted.

Representative Patterson moved that **HB 1021** be committed to the Committee on Legislative Review.

Which motion was adopted.

Representative Patterson moved that **HB 1055** be committed to the Committee on Legislative Review.

Which motion was adopted.

HCS HB 1019, relating to property and casualty insurance, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HCS HB 1019** was agreed to.

On motion of Representative Christofanelli, **HCS HB 1019** was adopted.

On motion of Representative Christofanelli, **HCS HB 1019** was ordered perfected and printed.

HB 1010, relating to the disclosure of information regarding certain children, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HB 1010** was agreed to.

On motion of Representative Christofanelli, **HB 1010** was ordered perfected and printed.

HCS HB 442, relating to cost-sharing under health benefit plans, was taken up by Representative Wright.

On motion of Representative Wright, the title of **HCS HB 442** was agreed to.

Representative Quade offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 442, Page 1, Section A, Line 2, by inserting after said section and line the following:

"**376.414. 1. For purposes of this section, the following terms mean:**

(1) "340B drug", a drug that is:

(a) A covered outpatient drug as defined in Section 340B of the Public Health Service Act, 42 U.S.C. Section 256b, enacted by Section 602 of the Veterans Health Care Act of 1992, Pub. L. 102-585; and

(b) Purchased under an agreement entered into under 42 U.S.C. Section 256b;

(2) "Covered entity", the same meaning given to the term in Section 340B(a)(4) of the Public Health Service Act, 42 U.S.C. Section 256b(a)(4);

(3) "Health carrier", the same meaning given to the term in section 376.1350;

(4) "Pharmacy benefits manager", the same meaning given to the term in section 376.388;

(5) "Specified pharmacy", a pharmacy licensed under chapter 338 with which a covered entity has contracted to dispense 340B drugs on behalf of the covered entity regardless of whether the 340B drugs are distributed in person or through the mail.

2. A health carrier or pharmacy benefits manager shall not discriminate against a covered entity or a specified pharmacy by doing any of the following:

(1) Reimbursing a covered entity or specified pharmacy for a quantity of a 340B drug in an amount less than such health carrier or pharmacy benefits manager would pay to any other similarly situated pharmacy that is not a covered entity or a specified pharmacy for such quantity of such drug on the basis that the entity or pharmacy is a covered entity or specified pharmacy or that the entity or pharmacy dispenses 340B drugs;

(2) Imposing any terms or conditions on covered entities or specified pharmacies that differ from such terms or conditions applied to other similarly situated pharmacies that are not covered entities or specified pharmacies on the basis that the entity or pharmacy is a covered entity or specified pharmacy or that the entity or pharmacy dispenses 340B drugs including, but not limited to, terms or conditions with respect to any of the following:

(a) Fees, chargebacks, clawbacks, adjustments, or other assessments;

(b) Professional dispensing fees;

(c) Restrictions or requirements regarding participation in standard or preferred pharmacy networks;

(d) Requirements relating to the frequency or scope of audits or to inventory management systems using generally accepted accounting principles; and

(e) Any other restrictions, conditions, practices, or policies that, as specified by the director of the department of commerce and insurance, interfere with the ability of a covered entity to maximize the value of discounts provided under 42 U.S.C. Section 256b;

(3) Interfering with an individual's choice to receive a 340B drug from a covered entity or specified pharmacy, whether in person or via direct delivery, mail, or other form of shipment; or

(4) Refusing to contract with a covered entity or specified pharmacy for reasons other than those that apply equally to entities or pharmacies that are not covered entities or specified pharmacies, or on the basis that:

(a) The entity or pharmacy is a covered entity or a specified pharmacy; or

(b) The entity or pharmacy is described in any of subparagraphs (A) to (O) of 42 U.S.C. Section 256b(a)(4).

3. The director of the department of commerce and insurance shall impose a civil penalty on any pharmacy benefits manager that violates the requirements of this section. Such penalty shall not exceed five thousand dollars per violation per day.

4. The director of the department of commerce and insurance shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Quade, **House Amendment No. 1** was adopted.

On motion of Representative Wright, **HCS HB 442, as amended**, was adopted.

On motion of Representative Wright, **HCS HB 442, as amended**, was ordered perfected and printed.

HCS HBs 971 & 970, relating to employment for people with disabilities, was taken up by Representative Stinnett.

On motion of Representative Stinnett, the title of **HCS HBs 971 & 970** was agreed to.

On motion of Representative Stinnett, **HCS HBs 971 & 970** was adopted.

On motion of Representative Stinnett, **HCS HBs 971 & 970** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 467, relating to duties of the department of agriculture, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS HB 467** was agreed to.

On motion of Representative Gregory, **HCS HB 467** was adopted.

On motion of Representative Gregory, **HCS HB 467** was ordered perfected and printed.

HCS HBs 117, 343 & 1091, relating to controlled substances, was taken up by Representative Shields.

On motion of Representative Shields, the title of **HCS HBs 117, 343 & 1091** was agreed to.

On motion of Representative Shields, **HCS HBs 117, 343 & 1091** was adopted.

On motion of Representative Shields, **HCS HBs 117, 343 & 1091** was ordered perfected and printed.

HB 132, relating to the Missouri veterans commission, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HB 132** was agreed to.

On motion of Representative Griffith, **HB 132** was ordered perfected and printed.

HCS HB 475, relating to the Missouri geospatial advisory council, was taken up by Representative Taylor (48).

On motion of Representative Taylor (48), the title of **HCS HB 475** was agreed to.

On motion of Representative Taylor (48), **HCS HB 475** was adopted.

On motion of Representative Taylor (48), **HCS HB 475** was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 355**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 714**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1034**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Gragg, Hausman, Jones, Kelley (127), Lewis (6) and McGaugh

Noes (3): Johnson (12), Terry and Unsicker

Absent (1): Kelly (141)

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1082** and **HB 1094**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Amato, Appelbaum, Clemens, Cook, Davis, Doll, Griffith, Kelley (127), Lewis (25), Peters, Schwadron, Stephens, Thomas and Wright

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Amato, Appelbaum, Clemens, Cook, Davis, Doll, Griffith, Kelley (127), Peters, Schwadron, Stephens, Thomas and Wright

Noes (0)

Absent (1): Lewis (25)

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 557**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Brown (27), Casteel, Coleman, Dinkins, Doll, Lewis (25), Matthiesen, Nickson-Clark, Parker, Roberts and Stinnett

Noes (0)

Absent (3): Cook, Keathley and Kelly (141)

Special Committee on Government Accountability, Chairman Richey reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 1064** and **HB 667**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Anderson, Boyd, Davidson, Deaton, Hein, Lonsdale, Mann, Mayhew, Nurrenbern, Perkins, Phifer, Richey, Sander and Stinnett

Noes (0)

Absent (5): Bosley, Cupps, Knight, Lovasco and Wilson

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 1196**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Boyd, Davidson, Deaton, Lonsdale, Mayhew, Perkins, Richey and Stinnett

Noes (6): Anderson, Hein, Mann, Nurrenbern, Phifer and Sander

Absent (5): Bosley, Cupps, Knight, Lovasco and Wilson

Committee on Ways and Means, Chairman McGirl reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 512**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bland Manlove, Chappell, Gray, Hicks, Hudson, Lovasco, McGirl, Phifer, Smith (155), Taylor (84), Titus and Wright

Noes (0)

Absent (2): Casteel and Thompson

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1078**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Chappell, Hicks, Hudson, McGirl, Smith (155), Titus and Wright

Noes (4): Bland Manlove, Gray, Phifer and Taylor (84)

Absent (3): Casteel, Lovasco and Thompson

The following member's presence was noted: Sharp (37).

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, March 22, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 1044, HB 1052

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 22, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 513

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1367, HB 549, HB 298
Executive session will be held: HB 250, HB 571, HB 1024

ECONOMIC DEVELOPMENT
Wednesday, March 22, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 752, HB 1106

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 22, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 159, HB 558, HB 529
Executive session will be held: HB 106, HB 232

EMERGING ISSUES
Wednesday, March 22, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1169, HB 912, HB 485, HB 712, HB 701
Executive session will be held: HB 293, HB 282, HB 37
Added HB 282 and HB 37.
AMENDED

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 22, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 603, HB 157, HB 1208
Executive session will be held: HB 1263, HB 782, HB 514, HB 542
Removed HB 1145.
AMENDED

HIGHER EDUCATION
Wednesday, March 22, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 502, HB 887, HB 1173

INSURANCE POLICY
Wednesday, March 22, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 643, HB 935

JUDICIARY
Wednesday, March 22, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1005, HB 1170, HB 1271, HB 1176, HB 371, HB 1204

PROFESSIONAL REGISTRATION AND LICENSING
Thursday, March 23, 2023, 10:30 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: SS SB 51

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, March 23, 2023, 8:30 AM, House Hearing Room 4.
Executive session will be held: HCS HBs 119, 372, 382, 420, 550 & 693, HCS HBs 404 & 501, HCS HB 521, HCS HB 584, HCS HB 824, HCS HB 1109
Executive session may be held on any matter referred to the committee.
Removed HB 76.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Wednesday, March 22, 2023, 9:00 AM, House Hearing Room 4.
Executive session will be held: HCR 11, HB 136, HB 234, HB 519, HB 520, HCS HB 733, HCS HBs 1108 & 1181, HCS HB 1133
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS HBs 930, 361 & 326, HCS HB 779, HB 403, HCS HBs 178, 179 & 401, HCS HB 155, HCS HB 1023, HCS HB 809, HCS HB 497
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON ELECTION CONTESTS
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Executive session will be held: HEC 1

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later), Joint Hearing Room (117).
Public hearing will be held: HB 267, HB 347

TRANSPORTATION ACCOUNTABILITY
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 1366, HB 1370

TRANSPORTATION INFRASTRUCTURE
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1193, HB 1166
Removed HB 624.
AMENDED

UTILITIES
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1143, HB 697, HB 891
Removed HB 709 and HB 991. Added HB 697 and HB 891.
AMENDED

WAYS AND MEANS
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HJR 27, HJR 36

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, March 22, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Executive session will be held: HB 960
Presentation by Kirk Mathews, Chief Transformation Officer of MO HealthNet Division, regarding the workforce shortage impact on healthcare.

HOUSE CALENDAR

FORTIETH DAY, WEDNESDAY, MARCH 22, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 725 - Francis
HCS HBs 913 & 428 - Farnan
HCS HB 863 - O'Donnell
HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 1058 - Hausman
HCS HB 986 - Murphy

HB 196 - Henderson
HCS HB 939 - Wilson
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HB 631 - Houx
HCS HB 774 - Gragg
HCS HB 90 - Veit
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HBs 651, 479 & 647 - Richey

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HS HCS HB 356 - McGirl
HCS HB 1162 - Haden
HCS HB 766 - Roberts
HCS HBs 882 & 518 - Byrnes

HOUSE BILLS FOR THIRD READING

HCS HB 909 - Haffner
HCS HBs 556 & 581 - Houx
HCS HBs 700 & 445 - Hardwick
HB 94 - Schwadron
HCS HB 1019 - Christofanelli
HB 1010 - Christofanelli
HCS HB 467 - Gregory
HCS HBs 117, 343 & 1091 - Shields
HB 132 - Griffith
HCS HB 475 - Taylor (48)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 129 - Griffith
HCS HB 130 - Griffith
HB 283 - Kelly (141)
HB 644 - Francis
HB 923 - Hovis

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTIETH DAY, WEDNESDAY, MARCH 22, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"If My people humble themselves, and pray, and see My face, and turn from their wicked ways, then will I hear from heaven, and will forgive their sin and heal their land." (II Chronicles 7:14)

Almighty God, at this sacred moment of prayer we pause in silence before You in this noble body, seeking the wise guidance of Your worthy spirit as we face the issues before us and think of the decisions we must make.

In these busy days, help us to see the way and give us the courage to walk in it, that we may promote the values which have made our state great and possess the virtues which have kept it strong.

During this time when we sometimes feel lost, overwhelmed or overmatched, may we be sure of You and know that behind the darkness stands Your light, which never fails.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Tanner Van Dyne, Heath Van Schoiack and Luke Van Schoiack.

The Journal of the thirty-ninth day was approved as printed.

THIRD READING OF HOUSE BILLS

HCS HB 909, relating to solid waste disposal area permits, was taken up by Representative Haffner.

Speaker Pro Tem Henderson assumed the Chair.

On motion of Representative Haffner, **HCS HB 909** was read the third time and passed by the following vote:

AYES: 139

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Black	Bonacker	Bosley	Boyd
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Coleman	Collins
Cook	Crossley	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Matthiesen
Mayhew	McGaugh	McGirl	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Strickler
Taylor 48	Taylor 84	Terry	Thompson	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 016

Baker	Billington	Boggs	Bromley	Christofanelli
Cupps	Davidson	Hausman	Hudson	Keathley
Kelley 127	Lovasco	Marquart	Smith 163	Stinnett
Titus				

PRESENT: 000

ABSENT WITH LEAVE: 008

Aldridge	Bland Manlove	Burnett	Clemens	Copeland
McMullen	Richey	Thomas		

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HCS HBs 556 & 581, **HCS HBs 700 & 445**, **HB 94**, **HCS HB 1019**, **HB 1010**, **HCS HB 467**, **HCS HBs 117, 343 & 1091**, **HB 132** and **HCS HB 475** were placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 117, 343 & 1091, relating to controlled substances, was taken up by Representative Shields.

On motion of Representative Shields, **HCS HBs 117, 343 & 1091** was read the third time and passed by the following vote:

AYES: 157

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Aldridge	Bland Manlove	Bosley	Burnett	Clemens
Quade				

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HB 94, relating to the designation of a memorial highway, was taken up by Representative Schwadron.

On motion of Representative Schwadron, **HB 94** was read the third time and passed by the following vote:

AYES: 157

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Aldridge	Bland Manlove	Burnett	Clemens	McMullen
Wright				

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HCS HB 1019, relating to property and casualty insurance, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **HCS HB 1019** was read the third time and passed by the following vote:

AYES: 152

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
Merideth	Morse	Murphy	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Bland Manlove	Bosley	Burnett	Clemens
Gray	McMullen	Mosley	Myers	Quade
Wright				

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HB 1010, relating to the disclosure of information regarding certain children, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **HB 1010** was read the third time and passed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bland Manlove	Bosley	Burnett	Clemens
Evans	Gragg	Hurlbert	McMullen	Sharp 37
Stephens	Unsicker	Wright		

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HCS HBs 556 & 581, relating to sports wagering, was taken up by Representative Houx.

On motion of Representative Houx, **HCS HBs 556 & 581** was read the third time and passed by the following vote:

AYES: 118

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Bangert	Baringer	Barnes	Bonacker
Bosley	Boyd	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burton	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Crossley	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gray	Gregory	Griffith	Haden	Hardwick
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Knight
Lavender	Lewis 25	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Parker	Patterson	Perkins
Peters	Plank	Pouche	Proudie	Quade
Reedy	Reuter	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thompson	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Woods	Mr. Speaker		

NOES: 035

Atchison	Baker	Banderman	Billington	Black
Boggs	Bromley	Brown 149	Busick	Collins
Copeland	Evans	Gragg	Haffner	Haley
Hausman	Hudson	Kelley 127	Kelly 141	Lewis 6
McGirl	Morse	Owen	Phifer	Pollitt
Richey	Riggs	Seitz	Sparks	Stacy
Thomas	Titus	Toalson Reisch	Wilson	Windham

PRESENT: 002

Merideth	Young

ABSENT WITH LEAVE: 008

Aldridge	Bland Manlove	Burnett	Clemens	Cupps
McMullen	Unsicker	Wright		

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HCS HB 467, relating to duties of the department of agriculture, was taken up by Representative Gregory.

On motion of Representative Gregory, **HCS HB 467** was read the third time and passed by the following vote:

AYES: 137

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bonacker	Bosley
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burton	Butz	Byrnes
Casteel	Christ	Christofanelli	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Deaton
Diehl	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Sharp 37	Sharpe 4	Smith 155	Smith 46
Sparks	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	Wilson	Windham	Woods
Young	Mr. Speaker			

NOES: 016

Baker	Boggs	Boyd	Busick	Chappell
Davidson	Davis	Dinkins	Hardwick	Kelley 127
Lovasco	Matthiesen	Seitz	Stacy	Titus
Toalson Reisch				

PRESENT: 001

Merideth

ABSENT WITH LEAVE: 009

Aldridge	Bland Manlove	Burnett	Clemens	McMullen
Shields	Smith 163	West	Wright	

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HB 132, relating to the Missouri veterans commission, was taken up by Representative Griffith.

On motion of Representative Griffith, **HB 132** was read the third time and passed by the following vote:

AYES: 156

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Aldridge	Burnett	Clemens	McMullen	Shields
Thompson	Wright			

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HCS HB 475, relating to the Missouri geospatial advisory council, was taken up by Representative Taylor (48).

On motion of Representative Taylor (48), **HCS HB 475** was read the third time and passed by the following vote:

AYES: 156

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Smith 155	Smith 163
Smith 46	Sparks	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Aldridge	Burnett	Clemens	McMullen	Shields
Stacy	Wright			

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 129, relating to the uniform deployed parents custody and visitation act, was taken up by Representative Griffith.

On motion of Representative Griffith, **HB 129** was read the third time and passed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	Merideth	Morse	Mosley
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Smith 155	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Burnett	Clemens	Deaton	McMullen
Nickson-Clark	Shields	Smith 163	Wright	

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HCS HB 130, relating to the designation of a historic region, was taken up by Representative Griffith.

On motion of Representative Griffith, **HCS HB 130** was read the third time and passed by the following vote:

AYES: 157

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Aldridge	Black	Burnett	Clemens	Nickson-Clark
Wright				

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HB 283, relating to patient examinations, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HB 283** was read the third time and passed by the following vote:

AYES: 157

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Aldridge	Burnett	Clemens	Lonsdale	Nickson-Clark
Wright				

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HB 644, relating to hemp extract, was taken up by Representative Francis.

On motion of Representative Francis, **HB 644** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Young	Mr. Speaker		

NOES: 000

PRESENT: 001

Bland Manlove

ABSENT WITH LEAVE: 009

Aldridge	Boggs	Burnett	Clemens	Griffith
Lonsdale	Nickson-Clark	Phifer	Wright	

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

HB 923, relating to the Missouri department of transportation and highway patrol employees' retirement system, was taken up by Representative Hovis.

On motion of Representative Hovis, **HB 923** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Boggs	Burnett	Clemens	Ealy
Griffith	Nickson-Clark	Pouche	Veit	Wright

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

PERFECTION OF HOUSE BILLS

HCS HB 725, relating to offenses involving teller machines, was taken up by Representative Francis.

On motion of Representative Francis, the title of **HCS HB 725** was agreed to.

On motion of Representative Francis, **HCS HB 725** was adopted.

On motion of Representative Francis, **HCS HB 725** was ordered perfected and printed.

HCS HBs 913 & 428, relating to licensed child care facilities, was taken up by Representative Farnan.

On motion of Representative Farnan, the title of **HCS HBs 913 & 428** was agreed to.

Representative Banderman raised a point of order that a member was in violation of Rule 84.

The Chair took the point of order under advisement.

Representative Burton offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 913 & 428, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the words "child protection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schwadron raised a point of order that **House Amendment No. 1** is not germane.

The Chair ruled the point of order well taken.

On motion of Representative Farnan, **HCS HBs 913 & 428** was adopted.

On motion of Representative Farnan, **HCS HBs 913 & 428** was ordered perfected and printed.

HCS HB 863, relating to social objective scoring standards for financial institutions, was taken up by Representative O'Donnell.

Representative O'Donnell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 863, Page 1, In the Title, Line 3, by deleting the phrase "for financial institutions"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1** was adopted.

Representative Thompson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 863, Page 1, Section 1.1200, Lines 4 to 9, by deleting all of said lines and inserting in lieu thereof the following:

"**2. No state agency shall penalize any individual, business, or other entity for failure to adopt or operate in accordance with social credit scores or other environmental, social justice, or governance scores or metrics. For the purposes of this section, the term "penalize" shall not be construed as a failure to award a contract, license, tax exemption, or tax credit to an individual, business, or other entity.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kalberloh assumed the Chair.

Speaker Plocher resumed the Chair.

Representative Kalberloh resumed the Chair.

Speaker Plocher resumed the Chair.

Representative Owen offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

House Substitute Amendment No. 1
for
House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 863, Page 1, Section 1.1200, Lines 1-9, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Owen, **House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

Representative O'Donnell offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 863, Page 5, Section 409.115, Line 6, by deleting all of said line and inserting in lieu thereof the following:

"**of seeking to obtain an effect other than the maximization of financial return to the customer;**"; and

Further amend said bill, page and section, Line 8, by deleting the word "**obtaining**" and inserting in lieu thereof the phrase "**seeking to obtain**"; and

Further amend said bill, page and section, Line 9, by deleting the phrase "**a maximized**" and inserting in lieu thereof the phrase "**the maximization of**"; and

Further amend said bill, page and section, Line 25, by inserting after the word "**providing**" the phrase "**clear and conspicuous**"; and

Further amend said bill and section, Page 6, Line 37, by inserting after the number "**4.**" the number "**(1)**"; and

Further amend said bill, section, page and line, by deleting the word "**contain**" and inserting in lieu thereof the phrase "**be satisfied by**"; and

Further amend said bill, page and section, Line 52, by inserting after all of said line the following:

"**(2) The language in subdivision (1) of this subsection is not exhaustive of the form or manner in which written consent required under subsection 3 of this section may be obtained.**"; and

Further amend said bill and page, Section 409.117, Line 4, by deleting all of said line and inserting in lieu thereof the following:

"**seeking to obtain an effect other than the maximization of financial return to the client;**"; and

Further amend said bill, page and section, Line 9, by deleting the word "**obtaining**" and inserting in lieu thereof the phrase "**seeking to obtain**"; and

Further amend said bill, page and section, Line 10, by deleting the phrase "**a maximized**" and inserting in lieu thereof the phrase "**the maximization of**"; and

Further amend said bill and section, Page 7, Line 27, by inserting after the word "**providing**" the phrase "**clear and conspicuous**"; and

Further amend said bill, page and section, Line 38, by inserting after the number "**4.**" the number "**(1)**"; and

Further amend said bill, page, section and line, by deleting the word "**contain**" and inserting in lieu thereof the phrase "**be satisfied by**"; and

Further amend said bill, page and section, Line 54, by inserting after all of said line the following:

"**(2) The language in subdivision (1) of this subsection is not exhaustive of the form or manner in which written consent required under subsection 3 of this section may be obtained.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 3** was adopted.

On motion of Representative O'Donnell, **HCS HB 863, as amended**, was adopted.

On motion of Representative O'Donnell, **HCS HB 863, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HS HCS HB 356, relating to taxation, was taken up by Representative McGirl.

On motion of Representative McGirl, the title of **HS HCS HB 356** was agreed to.

Representative Mayhew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 356, Page 2, Section 143.022, Line 40, by inserting after said section and line the following:

"143.114. 1. As used in this section, the following terms mean:

(1) "Commercial domicile", the principal place from which the trade or business of the taxpayer is directed or managed;

(2) "Deduction", an amount subtracted from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(3) "Employer securities", the same meaning as defined under Section 409(l) of the Internal Revenue Code **of 1986, as amended**;

(4) "Missouri corporation", a corporation whose commercial domicile is in this state;

(5) "Qualified Missouri employee stock ownership plan", an employee stock ownership plan, as defined under Section 4975(e)(7) of the Internal Revenue Code **of 1986, as amended**, and trust that is established by a Missouri corporation for the benefit of the employees of the corporation;

(6) "Taxpayer", an individual, firm, partner in a firm, corporation, partnership, shareholder in an S corporation, or member of a limited liability company subject to the income tax imposed under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, **[**~~2017~~**] 2023**, in addition to all other modifications allowed by law, a taxpayer shall be allowed a deduction from the taxpayer's federal adjusted gross income when determining Missouri adjusted gross income in an amount equal to fifty percent of the net capital gain from the sale or exchange of employer securities of a Missouri corporation to a qualified Missouri employee stock ownership plan if, upon completion of the transaction, the qualified Missouri employee stock ownership plan owns at least thirty percent of all outstanding employer securities issued by the Missouri corporation.

3. Whenever an employee leaves a Missouri corporation with a qualified Missouri employee stock ownership plan, the Missouri corporation shall inform the former employee of the deadline for when the former employee shall decide whether they will receive their shares of employer securities or compensation for their shares of employer securities.

4. The department of revenue may promulgate rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

[~~5.Under section 23.253 of the Missouri sunset act:~~

~~(1)The provisions of the new program authorized under this section shall automatically sunset on December thirty-first, six years after October 14, 2016, unless reauthorized by an act of the general assembly;~~

~~(2)If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first, twelve years after the effective date of the reauthorization of this section; and~~

~~(3)This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.~~ **]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 1** was adopted.

Representative Baker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for House Bill No. 356, Page 6, Section 143.124, Line 150, by inserting after all of said section and line the following:

"**[**~~273.050. No dog shall be permitted to be and remain within the limits of the state unless the owner thereof, or someone for said owner, shall have caused such dog to be listed and the tax imposed by sections 273.040 to 273.180 to be paid on or before the first day of February of each year hereafter.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 2** was adopted.

On motion of Representative McGirl, **HS HCS HB 356, as amended**, was adopted.

On motion of Representative McGirl, **HS HCS HB 356, as amended**, was ordered perfected and printed.

HCS HB 1162, relating to a graduate medical education grant program, was taken up by Representative Haden.

On motion of Representative Haden, the title of **HCS HB 1162** was agreed to.

Representative Haden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1162, Pages 1-3, Section 191.592, Lines 1-70, by deleting all of said lines and inserting in lieu thereof the following:

"**191.592. 1. For purposes of this section, the following terms mean:**

(1) "Department", the department of health and senior services;

(2) "Eligible entity", an entity that operates a physician medical residency program in this state and that is accredited by the Accreditation Council for Graduate Medical Education;

(3) "General primary care and psychiatry", family medicine, general internal medicine, general pediatrics, internal medicine-pediatrics, general obstetrics and gynecology, or general psychiatry;

(4) "Grant-funded residency position", a position that is accredited by the Accreditation Council for Graduate Medical Education, that is established as a result of funding awarded to an eligible entity for the purpose of establishing an additional medical resident position beyond the currently existing medical resident positions, and that is within the fields of general primary care and psychiatry. Such position shall end when the medical residency funding under this section is completed or when the resident in the medical grant-funded residency position is no longer employed by the eligible entity, whichever is earlier;

(5) "Participating medical resident", an individual who is a medical school graduate with a doctor of medicine degree or doctor of osteopathic medicine degree, who is participating in a postgraduate training program at an eligible entity, and who is filling a grant-funded residency position.

2. (1) Subject to appropriation, the department shall establish a medical residency grant program to award grants to eligible entities for the purpose of establishing and funding new general primary care and psychiatry medical residency positions in this state and continuing the funding of such new residency positions for the duration of the funded residency.

(2) (a) Funding shall be available for three years for residency positions in family medicine, general internal medicine, and general pediatrics.

(b) Funding shall be available for four years for residency positions in general obstetrics and gynecology, internal medicine-pediatrics, and general psychiatry.

3. (1) There is hereby created in the state treasury the "Medical Residency Grant Program Fund". Moneys in the fund shall be used to implement and fund grants to eligible entities.

(2) The medical residency grant program fund shall include funds appropriated by the general assembly, reimbursements from awarded eligible entities who were not able to fill the residency position or positions with an individual medical resident or residents, and any gifts, contributions, grants, or bequests received from federal, private, or other sources.

(3) The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely as provided in this section.

(4) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(5) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Subject to appropriation, the department shall expend moneys in the medical residency grant program fund in the following order:

(1) Necessary costs of the department to implement this section;

(2) Funding of grant-funded residency positions of individuals in the fourth year of their residency, as applicable to residents in general obstetrics and gynecology, internal medicine-pediatrics, and general psychiatry;

(3) Funding of grant-funded residency positions of individuals in the third year of their residency;

(4) Funding of grant-funded residency positions of individuals in the second year of their residency;

(5) Funding of grant-funded residency positions of individuals in the first year of their residency; and

(6) The establishment of new grant-funded residency positions at awarded eligible entities.

5. The department shall establish criteria to evaluate which eligible entities shall be awarded grants for new grant-funded residency positions, criteria for determining the amount and duration of grants, the contents of the grant application, procedures and timelines by which eligible entities may apply for grants, and all other rules needed to implement the purposes of this section. Such criteria shall include a preference for eligible entities located in areas of highest need for general primary care and psychiatric care physicians, as determined by the health professional shortage area score.

6. Eligible entities that receive grants under this section shall:

(1) Agree to supplement awarded funds under this section, if necessary, to establish or maintain a grant-funded residency position for the duration of the funded resident's medical residency; and

(2) Agree to abide by other requirements imposed by rule.

7. Annual funding per participating medical resident shall be limited to:

(1) Direct graduate medical education costs including, but not limited to:

(a) Salaries and benefits for residents, faculty, and program staff;

(b) Malpractice insurance, licenses, and other required fees; and

(c) Program administration and educational materials; and

(2) Indirect costs of graduate medical education necessary to meet the standards of the Accreditation Council for Graduate Medical Education.

8. No new grant-funded residency positions under this section shall be established after the tenth fiscal year in which grants are awarded. However, any residency positions funded under this section may continue to be funded until the completion of the resident's medical residency.

9. The department shall submit an annual report to the general assembly regarding the implementation of the program developed under this section.

10. The department may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

11. The provisions of this section shall expire on January 1, 2038."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haden, **House Amendment No. 1** was adopted.

On motion of Representative Haden, **HCS HB 1162, as amended**, was adopted.

On motion of Representative Haden, **HCS HB 1162, as amended**, was ordered perfected and printed.

HCS HB 766, relating to marijuana facilities, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HCS HB 766** was agreed to.

On motion of Representative Roberts, **HCS HB 766** was adopted.

On motion of Representative Roberts, **HCS HB 766** was ordered perfected and printed.

HCS HBs 882 & 518, relating to memorial highway designations, was taken up by Representative Byrnes.

On motion of Representative Byrnes, the title of **HCS HBs 882 & 518** was agreed to.

On motion of Representative Byrnes, **HCS HBs 882 & 518** was adopted.

On motion of Representative Byrnes, **HCS HBs 882 & 518** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 419, **HCS HB 183**, **HCS HB 1058**, **HCS HB 986**, **HB 196**, **HCS HB 939**, **HCS HB 805**, **HCS HB 894**, **HB 142**, **HCS HB 631**, **HCS HB 774**, **HCS HB 90**, **HCS HBs 348, 285 & 407** and **HCS HB 510** were placed on the Informal Calendar.

HCS HBs 651, 479 & 647, relating to video service providers, was taken up by Representative Richey.

Representative Richey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 651, 479 & 647, In the Title, Line 3, by inserting at the end of said line the words "municipal franchise fees for"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 1** was adopted.

On motion of Representative Richey, **HCS HBs 651, 479 & 647, as amended**, was adopted.

On motion of Representative Richey, **HCS HBs 651, 479 & 647, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HCS HJRs 33 & 45 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 447 - Fiscal Review
HCS HBs 816 & 660 - Fiscal Review
HCS HBs 971 & 970 - Fiscal Review

COMMITTEE CHANGES

March 21, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Rules - Regulatory Oversight committee:

I hereby remove Representative Rasheen Aldridge from the Rules - Regulatory Oversight committee.

I hereby appoint the following member to the committee:

Representative Kemp Strickler

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
Minority Caucus Floor Leader
District 132

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Haffner reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 88**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (15): Boyd, Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haffner, Justus, Knight, Parker, Plank, Van Schoiack, Weber and Woods

Noes (2): Haden and Haley

Absent (3): Brown (149), Pollitt and Young

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 576**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Boyd, Brown (149), Busick, Diehl, Farnan, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Pollitt and Van Schoiack

Noes (6): Clemens, Fountain Henderson, Plank, Weber, Woods and Young

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1022**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (19): Boyd, Brown (149), Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Parker, Plank, Pollitt, Van Schoiack, Weber, Woods and Young

Noes (0)

Absent (1): Knight

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HCR 21** and **HCR 22**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (16): Baker, Copeland, Crossley, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, Matthiesen, McMullen, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Absent (1): Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 353**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Copeland, Crossley, Hicks, Hudson, Ingle, Justus, Lovasco, Matthiesen, McMullen, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Absent (3): Baker, Ealy and Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 934**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (16): Baker, Copeland, Crossley, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, Matthiesen, McMullen, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Absent (1): Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 942**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Copeland, Crossley, Ealy, Hicks, Hudson, Justus, McMullen, Myers, Parker, Reuter and Riley

Noes (5): Baker, Ingle, Lovasco, Matthiesen and Weber

Absent (1): Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1165**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Ealy, Hicks, Ingle, Justus, McMullen, Myers and Riley

Noes (4): Baker, Copeland, Crossley and Hudson

Present (5): Lovasco, Matthiesen, Parker, Reuter and Weber

Absent (1): Merideth

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 45** and **HB 1066**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Brown (27), Casteel, Coleman, Dinkins, Doll, Lewis (25), Nickson-Clark, Parker, Roberts and Stinnett

Noes (1): Matthiesen

Absent (3): Cook, Keathley and Kelly (141)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 48**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (6): Coleman, Dinkins, Doll, Parker, Roberts and Stinnett

Noes (3): Casteel, Lewis (25) and Matthiesen

Present (2): Brown (27) and Nickson-Clark

Absent (3): Cook, Keathley and Kelly (141)

Committee on Rural Community Development, Chairman Reedy reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 1207** and **HB 622**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (6): Bonacker, Busick, Haley, Kalberloh, Lewis (25) and Reedy

Noes (0)

Present (2): Burton and Plank

Absent (1): Gallick

Special Committee on Government Accountability, Chairman Richey reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 345**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Anderson, Boyd, Davidson, Deaton, Hein, Mann, Nurrenbern, Perkins, Phifer, Richey, Sander and Stinnett

Noes (0)

Absent (7): Bosley, Cupps, Knight, Lonsdale, Lovasco, Mayhew and Wilson

Special Committee on Tourism, Chairman Seitz reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 13**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Barnes, Ealy, Fountain Henderson, Gallick, Lonsdale, Matthiesen, Sassmann, Seitz and Titus

Noes (0)

Absent (3): Burnett, Morse and Smith (155)

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 200**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Barnes, Burnett, Fountain Henderson, Gallick, Matthiesen, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Ealy, Lonsdale and Morse

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 212**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Barnes, Burnett, Fountain Henderson, Gallick, Matthiesen, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Ealy, Lonsdale and Morse

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 436**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Barnes, Burnett, Fountain Henderson, Gallick, Matthiesen, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Ealy, Lonsdale and Morse

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 736**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Barnes, Ealy, Fountain Henderson, Gallick, Lonsdale, Sassmann, Seitz and Titus

Noes (1): Matthiesen

Absent (3): Burnett, Morse and Smith (155)

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 920**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Barnes, Ealy, Fountain Henderson, Gallick, Lonsdale, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (1): Burnett

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 999**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Barnes, Ealy, Fountain Henderson, Gallick, Lonsdale, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (1): Burnett

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1117**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Barnes, Ealy, Fountain Henderson, Gallick, Matthiesen, Sassmann, Seitz and Titus

Noes (0)

Absent (4): Burnett, Lonsdale, Morse and Smith (155)

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 492**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche, Sharp (37) and Thompson

Noes (0)

Absent (1): Hovis

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 746**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche, Sharp (37) and Thompson

Noes (0)

Absent (1): Hovis

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 906**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (8): Appelbaum, Buchheit-Courtway, Evans, Falkner, Johnson (12), Pouche, Sharp (37) and Thompson

Noes (0)

Absent (1): Hovis

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 11**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Present (1): Bosley

Absent (1): Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 136**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Owen

Noes (3): Bosley, Lavender and Unsicker

Absent (1): Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 234**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (1): Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 519**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (1): Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 520**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 520** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (1): Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 733**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl and Owen

Noes (1): Unsicker

Absent (1): Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 1108 & 1181**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Owen

Noes (2): Bosley and Lavender

Present (1): Unsicker

Absent (1): Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1133**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (1): Schnelting

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 155**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 178, 179 & 401**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 403**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Evans

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 497**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Haffner

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 779**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Evans

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 809**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 930, 361 & 326**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Evans

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 1023**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (0)

Special Committee on Election Contests, Chairman Stacy reporting:

Mr. Speaker: Your Special Committee on Election Contests, to which was referred **HEC 1**, begs leave to report it has examined the same and has adopted the accompanying report by the following vote:

Ayes (4): Henderson, McGaugh, Riley and Stacy

Noes (2): Collins and Sharp (37)

Absent (1): Francis

REPORT OF THE
HOUSE OF REPRESENTATIVES
SPECIAL COMMITTEE ON ELECTION CONTESTS

March 22, 2023

Dean Plocher, Speaker
Missouri House of Representatives
State Capitol Building
Room 308
Jefferson City, MO 65101

Mr. Speaker,

The House of Representatives Special Committee on Election Contests has met, taken testimony, deliberated, and concluded its review of the 2022 Missouri District 105 General Election.

The below listed members are pleased to submit the attached report:

/s/ Representative Dan Stacy, Chair
/s/ Representative Mike Henderson, Vice-Chair
/s/ Representative Kimberly-Ann Collins, Ranking Minority Member
/s/ Representative Rick Francis
/s/ Representative Peggy McGaugh
/s/ Representative Alex Riley
/s/ Representative Mark Sharp

HEC 1

On January 5, 2023, a petition was filed with the Chief Clerk of the Missouri House of Representatives requesting a recount of the votes cast during the 2022 Missouri House District 105 General Election. This petition, HEC 1, alleges the following in support of its request for a recount:

- Contestee Schwadron received 5,404 votes.
- Contestant Berne received 5,305 votes.
- This 99 vote difference constituted 0.9% of the total votes cast.
- Pursuant to RSMo 115.563, all contested elections for the office of state representative shall be heard and determined by the state house of representatives.
- Pursuant to RSMo 115.601, candidates defeated by less than one percent of the votes cast shall have a right to a recount.

Contestant's petition does not allege any irregularity or impropriety on the part of any election official in the conduct of this election. Contestant's petition does not challenge the validity of any vote cast or counted in this election. Contestant's only request is for a recount based on the number of votes that decided the election.

Activities of the Special Committee

- On January 11, 2023, the Speaker established the Special Committee on Election Contests and appointed Representative Dan Stacy as Chair and Representative Mike Henderson as Vice-Chair. Representatives Kimberly-Ann Collins, Rick Francis, Peggy McGaugh, Alex Riley, and Mark Sharp were appointed as members of the committee. HEC 1 was referred to the Special Committee on Election Contests on January 11, 2023.
- On February 9, 2023 the committee heard testimony from Kurt Bahr, the Saint Charles County Director of Elections.
- On February 22, 2023 the committee heard testimony from Chrissy Peters, the Director of Elections in the Missouri Secretary of State's office.
- On March 1, 2023 the committee heard testimony from contestant Berne's legal counsel, Matt Vianello, and contestee Schwadron's legal counsel, Lowell Pearson.

Notice of Requested Relief

During the March 1, 2023 hearing of the Special Committee on Election Contests, the chair indicated that the committee required more information from the contestant in order to make a determination on the appropriateness of a recount. The contestant and her counsel responded by providing the chair with a notice of requested relief. The notice indicates the following:

- Contestant requests a hand recount of all votes cast in the 2022 general election for Missouri House District 105 in which questions of voter intent arise during the recount.
- Contestant requests a hand recount of all absentee ballots cast, whether counted or not.
- Contestant requests a hand recount of all provisional ballots cast, whether counted or not.
- Contestant requests a review of all affidavits submitted by voters in connection with their attempt to vote.
- Contestant requests a machine recount of all ballots in which a voter's intent is not at issue.
- Contestant requests the Special Committee appoint the relevant persons necessary to perform the recount.

Findings of the Committee

A review of public testimony delivered to the committee found the following:

- Longstanding employees of the Saint Charles County Election Authority are aware of no instance in which a recount changed the outcome of an election.
- In every manual recount performed by Director Bahr since he entered his post at the Saint Charles County Election Authority in January 2019, the result of the recount has matched that of the election.
- Director Bahr already performed a recount of one of the precincts from this race as part of his office's audit of the 2022 general election. The results of the audit matched the results reported after the election.
- Since 2000, the Secretary of State's office has performed 24 recounts. Not one recount performed in this 23 year period has reversed the result of an election.

A review of recent House actions on election contests found the following:

- Since 1997, three requests for recount have been made to the House of Representatives.
- In 1997, contestant Michael Frame petitioned the House for a recount of the 1996 general election for Missouri House District 105. Contestee Marilyn Edwards won the election by a margin of 15 votes. The House ordered a recount, the results of which confirmed the results of the election, by a margin of 14 votes.
- In 2000, Bobbie J Campbell lost the general election for Missouri House District 41 to Melba J. Curls. The Reform Party requested a recount. Finding that the party had no standing to make this request, the committee voted unanimously to take no action on the petition.
- In 2011, contestants Sean O'Toole and Will Royster petitioned the House for a recount of the 2010 primary election results for Missouri House District 40. Contestee John Rizzo won his primary by a single vote. The committee took no action on the petition.

A review of relevant statutes and constitutional provisions found the following:

- Article III Section 18 of the Missouri Constitution makes each house of the General Assembly the sole judge of qualifications, election and returns of its own members.
- Article VII Section 5 of the Missouri Constitution gives the General Assembly the power to determine what governmental body shall try the different types of election contests.
- Provisions for election contests are established in RSMo 115.526-115.601.
- Pursuant to RSMo 115.563, all contested elections for the office of state representative shall be heard and determined by the House of Representatives.
- Pursuant to 115.573, the determination made by the House of Representatives on a contested election shall be final and not subject to court review.
- Pursuant to RSMo 115.583, if the court or legislative body hearing a contest finds that there is a *prima facie* showing of irregularities which place the result of any contested election in doubt, the court or legislative body shall order a recount of all votes brought in question by the petition or its answer.
- The process of conducting a recount, if ordered by the court or legislative body, is established in RSMo 115.585.
- "Recount," for the purposes of RSMo 115.601, means "one additional counting of all votes counted for the office or on the question with respect to which the recount is requested".

Conclusions of the Special Committee on Election Contests

- On March 22, 2023, the committee met and concluded that there was not a *prima facie* showing of irregularities which place the result of the contested election administered by the Saint Charles County Election Authority in doubt, and that no recount is warranted.
- Therefore, the Special Committee on Election Contests recommends that the House of Representatives does not order a recount of the 2022 Missouri House District 105 General Election.

On March 22, 2023, the Special Committee on Election Contests adopted the above report by the following vote:

Ayes (4):	Stacy, Henderson, McGaugh, Riley
Noes (2):	Collins, Sharp
Present (0)	
Absent (1):	Francis

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HBs 45 & 1066 - Rules - Administrative Oversight
HCS HB 48 - Rules - Legislative Oversight
HB 557 - Rules - Legislative Oversight
HCS HB 714 - Rules - Regulatory Oversight
HCS HB 870 - Rules - Regulatory Oversight
HB 1034 - Rules - Regulatory Oversight
HB 1078 - Rules - Administrative Oversight
HCS HBs 1082 & 1094 - Rules - Administrative Oversight
HB 1102 - Rules - Administrative Oversight
HB 1120 - Rules - Administrative Oversight
HCS HB 1196 - Rules - Administrative Oversight

COMMUNICATIONS

March 22, 2023

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Re: Possible Personal Interest in Legislation

Dear Ms. Miller:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of personal interest in legislation on which the House of Representatives may vote during the legislative session.

I am a member of the Missouri State Employee's Retirement System, and have previously received a pension from MOSERS, and would be eligible to do so in the future following my service in the General Assembly, or if the statute was changed to allow payments during legislative service. I also currently receive Social Security benefits, relief from taxation of which in Missouri is being considered.

Please publish this letter in the Journal of the House.

If you have any questions, please feel free to contact my office.

Very truly yours,

/s/ John F. Black
State Representative, District 137

The following member's presence was noted: Clemens.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, March 23, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 1044, HB 1052

BUDGET
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, HB 15
Executive session will be held: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13, HB 15
Markup: HCS HBs 1-13, HB 15.

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1367, HB 549, HB 298
Executive session will be held: HB 250, HB 571, HB 1024

FISCAL REVIEW
Thursday, March 23, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: HCS HBs 816 & 660
Executive session may be held on any matter referred to the committee.
Pending referral of HB 447 and HJR 33.

PROFESSIONAL REGISTRATION AND LICENSING
Thursday, March 23, 2023, 10:30 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: SS SB 51

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, March 23, 2023, 8:30 AM, House Hearing Room 4.
Executive session will be held: HCS HBs 119, 372, 382, 420, 550 & 693, HCS HBs 404 & 501, HCS HB 521, HCS HB 584, HCS HB 824, HCS HB 1109
Executive session may be held on any matter referred to the committee.
Removed HB 76.
AMENDED

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: SCR 7, HB 224, HB 530, HB 434, HB 817, HB 308

TRANSPORTATION ACCOUNTABILITY
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 1366, HB 1370

WAYS AND MEANS
Thursday, March 23, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HJR 27, HJR 36

HOUSE CALENDAR

FORTY-FIRST DAY, THURSDAY, MARCH 23, 2023

HOUSE BILLS FOR PERFECTION

HB 519 - Mayhew
HCS HB 719 - Riley
HCS HBs 178, 179 & 401 - Van Schoiack
HCS HB 207 - Buchheit-Courtway

HCS HB 225 - Black
HB 403 - Haden
HCS HB 443 - Marquart
HCS HB 497 - Lewis (6)
HCS HB 543 - Griffith
HCS HB 657 - Smith (155)
HB 703 - Haffner
HCS HB 733 - Boggs
HCS HB 779 - Bromley
HCS HB 809 - O'Donnell
HB 995 - Baker
HCS HBs 1108 & 1181 - Hicks
HCS HB 1133 - Perkins
HB 1154 - Houx

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 1058 - Hausman
HCS HB 986 - Murphy
HB 196 - Henderson
HCS HB 939 - Wilson
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HB 631 - Houx
HCS HB 774 - Gragg
HCS HB 90 - Veit
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith

HOUSE BILLS FOR PERFECTION - CONSENT

(03/23/2023)

HCS HB 906 - Haden
HB 746 - Sauls

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJRs 33 & 45, (Fiscal Review 3/22/23) - Coleman

HOUSE BILLS FOR THIRD READING

HCS HBs 816 & 660, (Fiscal Review 3/22/23) - Deaton
HB 447, (Fiscal Review 3/22/23) - Davidson
HCS HB 442 - Wright
HCS HBs 971 & 970, (Fiscal Review 3/22/23) - Stinnett

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-FIRST DAY, THURSDAY, MARCH 23, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Hardy Billington.

God, I love You. In this assembly many love You. I believe You have brought us here to be a member of this assembly. God, we need Your help to continue to fight for what is right and to serve not only You, but to be a servant of the people of Missouri. So, we need to put on Your whole armor, God, to protect us from the evil that surrounds us. Our battle is not against our enemies and people we don't even know; our fight is against the evil power that is trying to destroy the people of our nation. God, please protect us from the power of Satan and his demons. Help us to stand in this evil day, and having done all we can to stand firm.

And, God, we know that the love of money and use of power can cause much evil. But, God, using money and power in the right direction can do great things for the people of Missouri.

God, we know that the love of Jesus is eternal.

Thank You, Lord, for Your love!

In Jesus's name, Amen!

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Levi LaVo and Kennedy LaVo.

The Journal of the fortieth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJRs 33 & 45**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Kelly (141) and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Owen

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 447**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Kelly (141) and Pollitt

Noes (0)

Absent (1): Owen

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 816 & 660**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Kelly (141) and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Owen

HOUSE RESOLUTIONS

Representative Mackey offered House Resolution No. 1373.

THIRD READING OF HOUSE BILLS

HCS HBs 816 & 660, **HB 447**, **HCS HB 442** and **HCS HBs 971 & 970** were placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 447, relating to educational expenses, was taken up by Representative Davidson.

On motion of Representative Davidson, **HB 447** was read the third time and passed by the following vote:

AYES: 135

Adams	Allen	Amato	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Busick	Byrnes	Casteel	Chappell
Christ	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Marquart	Matthiesen	Mayhew

McGaugh	McGirl	McMullen	Morse	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Strickler	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 008

Butz	Clemens	Lavender	Plank	Taylor 84
Terry	Unsicker	Walsh Moore		

PRESENT: 012

Anderson	Appelbaum	Bland Manlove	Bosley	Burton
Fountain Henderson	Mann	Merideth	Phifer	Proudie
Smith 46	Windham			

ABSENT WITH LEAVE: 008

Aldridge	Billington	Burnett	Christofanelli	Mosley
Nickson-Clark	Parker	Steinhoff		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 442, relating to cost-sharing under health benefit plans, was taken up by Representative Wright.

On motion of Representative Wright, **HCS HB 442** was read the third time and passed by the following vote:

AYES: 117

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Black
Bland Manlove	Bonacker	Bosley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Clemens	Collins	Cook	Copeland
Crossley	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hein	Henderson
Hinman	Houx	Hovis	Hurlbert	Ingle
Johnson 12	Johnson 23	Justus	Kalberloh	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Marquart	McGaugh	McGirl	Merideth	Morse
Myers	Nurrenbern	O'Donnell	Owen	Patterson

Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Riggs	Roberts	Sassmann	Sauls	Schulte
Schwadron	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 038

Allen	Baker	Banderman	Billington	Boggs
Boyd	Bromley	Christofanelli	Coleman	Davidson
Davis	Deaton	Gragg	Hardwick	Hausman
Hicks	Hudson	Jones	Keathley	Kelley 127
Kelly 141	Lovasco	Matthiesen	Mayhew	McMullen
Murphy	Oehlerking	Richey	Riley	Sander
Schnelting	Seitz	Smith 163	Sparks	Stacy
Titus	Toalson Reisch	West		

PRESENT: 000

ABSENT WITH LEAVE: 008

Aldridge	Burnett	Cupps	Mann	Mosley
Nickson-Clark	Parker	Steinhoff		

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJRs 33 & 45, relating to property tax assessments, was taken up by Representative Coleman.

On motion of Representative Coleman, **HCS HJRs 33 & 45** was read the third time and passed by the following vote:

AYES: 102

Allen	Amato	Baker	Banderman	Barnes
Billington	Black	Boggs	Bonacker	Bromley
Brown 16	Brown 27	Buchheit-Courtway	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Johnson 12	Jones	Justus	Kalberloh
Keathley	Kelley 127	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell

Oehlerking	Owen	Patterson	Perkins	Peters
Pouche	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Titus	Toalson Reisch
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 037

Adams	Appelbaum	Atchison	Aune	Bland Manlove
Bosley	Boyd	Brown 149	Burger	Busick
Butz	Doll	Falkner	Farnan	Fogle
Gray	Ingle	Johnson 23	Kelly 141	Lavender
Lewis 25	Mackey	McGaugh	Merideth	Phifer
Plank	Pollitt	Quade	Reedy	Sharp 37
Taylor 84	Terry	Thompson	Unsicker	Van Schoiack
Walsh Moore	Young			

PRESENT: 017

Anderson	Bangert	Baringer	Brown 87	Burton
Clemens	Collins	Ealy	Fountain Henderson	Hein
Nurrenbern	Proudie	Smith 46	Strickler	Weber
Windham	Woods			

ABSENT WITH LEAVE: 007

Aldridge	Burnett	Mann	Mosley	Nickson-Clark
Parker	Steinhoff			

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 816 & 660, relating to income tax, was taken up by Representative Deaton.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Allen	Amato	Atchison	Baker	Banderman
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley

Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 045

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Johnson 23	Lavender	Lewis 25
Mann	Merideth	Mosley	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 008

Aldridge	Aune	Billington	Burnett	Ingle
Mackey	Nickson-Clark	Windham		

VACANCIES: 000

On motion of Representative Deaton, **HCS HBs 816 & 660** was read the third time and passed by the following vote:

AYES: 111

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter

Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 004

Aldridge	Burnett	Nickson-Clark	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 10 - Health and Mental Health Policy

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 47 - Special Committee on Tax Reform

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HCS HB 356 - Fiscal Review
HCS HB 725 - Fiscal Review
HCS HBs 882 & 518 - Fiscal Review
HCS HB 1162 - Fiscal Review

HB 31 - Elections and Elected Officials
HB 35 - Pensions
HB 89 - Pensions
HB 93 - General Laws
HB 204 - Elections and Elected Officials
HB 248 - General Laws
HB 251 - Judiciary
HB 327 - General Laws
HB 390 - Judiciary
HB 480 - General Laws
HB 635 - Elementary and Secondary Education
HB 639 - General Laws
HB 646 - Government Efficiency and Downsizing
HB 680 - General Laws
HB 731 - Children and Families
HB 775 - Professional Registration and Licensing
HB 825 - Elections and Elected Officials
HB 925 - General Laws
HB 954 - Government Efficiency and Downsizing
HB 1020 - Conservation and Natural Resources
HB 1067 - Transportation Infrastructure
HB 1087 - Elementary and Secondary Education
HB 1185 - Pensions
HB 1202 - Elections and Elected Officials
HB 1206 - Special Committee on Tax Reform
HB 1246 - Utilities
HB 1261 - Special Committee on Tourism
HB 1287 - Higher Education
HB 1295 - Government Efficiency and Downsizing
HB 1300 - Crime Prevention and Public Safety
HB 1328 - General Laws
HB 1354 - Special Committee on Tax Reform
HB 1363 - Transportation Accountability
HB 1376 - Special Committee on Tourism
HB 1398 - Transportation Accountability
HB 1399 - Healthcare Reform

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 41 - Health and Mental Health Policy
SS SCS SB 127 - Transportation Infrastructure

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 250**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (23): Allen, Anderson, Banderman, Bland Manlove, Brown (16), Collins, Cook, Doll, Hardwick, Hicks, Jones, Kelley (127), Mackey, Marquart, Myers, Riley, Roberts, Sauls, Seitz, Sharp (37), Sparks, Thomas and West

Noes (0)

Absent (3): Bosley, Hovis and Perkins

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 571**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (22): Allen, Anderson, Banderman, Brown (16), Collins, Cook, Doll, Hardwick, Hicks, Jones, Kelley (127), Mackey, Marquart, Myers, Riley, Roberts, Sauls, Seitz, Sharp (37), Sparks, Thomas and West

Noes (0)

Absent (4): Bland Manlove, Bosley, Hovis and Perkins

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Aune, Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 282**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Jones and Schnelting

Noes (4): Aune, Johnson (12), Mann and Smith (46)

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 293**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Jones, Schnelting and Smith (46)

Noes (3): Aune, Johnson (12) and Mann

Absent (0)

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 514**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Bangert, Boggs, Chappell, Davis, Lovasco, Murphy, Nickson-Clark, Riggs, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (1): Baker

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 542**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bangert, Boggs, Murphy, Nickson-Clark, Riggs, Sauls, Schulte, Strickler and Van Schoiack

Noes (4): Chappell, Davis, Lovasco and Schwadron

Absent (1): Baker

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 782**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bangert, Boggs, Chappell, Davis, Lovasco, Murphy, Nickson-Clark, Riggs, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (1): Baker

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 1263**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Bangert, Boggs, Chappell, Davis, Lovasco, Murphy, Nickson-Clark, Riggs, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (1): Baker

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1040**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Amato, Appelbaum, Clemens, Griffith, Kelley (127), Lewis (25), Peters, Schwadron, Stephens and Thomas

Noes (1): Davis

Absent (3): Cook, Doll and Wright

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 437**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Adams, Amato, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman and Reedy

Noes (0)

Absent (4): Bangert, Lonsdale, Perkins and Walsh Moore

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 696**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Adams, Amato, Baringer, Chappell, Falkner, Hinman, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (5): Bangert, Burger, Byrnes, Diehl and Lonsdale

Committee on Pensions, Chairman Hovis reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 222**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Brown (27), Clemens, Hovis, Marquart, Oehlerking, Owen, Reuter, Steinhoff and West

Noes (0)

Absent (1): Bromley

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SS SB 51**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Brown (27), Casteel, Coleman, Cook, Doll, Keathley, Lewis (25), Matthiesen, Parker and Stinnett

Noes (0)

Absent (4): Dinkins, Kelly (141), Nickson-Clark and Roberts

Special Committee on Homeland Security, Chairman Schnelting reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 188**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (6): Allen, Barnes, Cook, Houx, Marquart and Schnelting

Noes (1): Walsh Moore

Absent (3): Knight, Phifer and Schulte

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HJR 35**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Deaton, Hinman, Hudson, Hurlbert, Justus, McMullen, Peters and Richey

Noes (3): Lavender, Merideth and Strickler

Absent (2): Butz and Davidson

Committee on Transportation Accountability, Chairman Mayhew reporting:

Mr. Speaker: Your Committee on Transportation Accountability, to which was referred **HB 1366**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bromley, Busick, Hurlbert, Kalberloh, Mayhew, Pouche, Voss and Waller

Noes (5): Adams, Burton, Butz, Johnson (23) and Veit

Absent (1): Taylor (48)

Mr. Speaker: Your Committee on Transportation Accountability, to which was referred **HB 1370**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bromley, Busick, Hurlbert, Kalberloh, Mayhew, Pouche, Voss and Waller

Noes (5): Adams, Burton, Butz, Johnson (23) and Veit

Absent (1): Taylor (48)

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 119, 372, 382, 420, 550 & 693**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Haden

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 404 & 501**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Haden

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 521**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Haden

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 584**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Haden

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 824**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Copeland, Francis, Griffith, Houx and Myers

Noes (2): Mackey and Smith (46)

Absent (3): Baker, Bland Manlove and Haden

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1109**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Haden

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS - RULES

The following House Concurrent Resolutions were referred to the Committee indicated:

HCS HCR 13 - Rules - Administrative Oversight
HCS HCRs 21 & 22 - Rules - Regulatory Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 88 - Rules - Regulatory Oversight
HB 200 - Rules - Administrative Oversight
HB 212 - Rules - Administrative Oversight
HCS HB 262 - Rules - Legislative Oversight
HCS HB 336 - Rules - Legislative Oversight
HB 436 - Rules - Administrative Oversight
HB 512 - Rules - Legislative Oversight
HB 542 - Rules - Regulatory Oversight
HCS HB 576 - Rules - Regulatory Oversight
HCS HB 777 - Rules - Legislative Oversight
HB 782 - Rules - Legislative Oversight
HB 999 - Rules - Administrative Oversight
HB 1022 - Rules - Regulatory Oversight
HB 1117 - Rules - Administrative Oversight
HCS HB 1263 - Rules - Legislative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SJR 26** entitled:

Joint resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to a property tax exemption for certain child care facilities.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SB 39** entitled:

An act to amend chapter 163, RSMo, by adding thereto one new section relating to participation in athletic competition, with a severability clause.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SBs 49, 236 & 164** entitled:

An act to repeal sections 208.152, 217.230, and 221.120, RSMo, and to enact in lieu thereof four new sections relating to gender transition procedures.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 181** entitled:

An act to repeal sections 287.690, 287.900, 287.902, 287.905, 287.907, 287.909, 287.910, 287.912, 287.915, 287.917, 287.919, 287.920, and 375.1275, RSMo, and to enact in lieu thereof fourteen new sections relating to property and casualty insurance, with a delayed effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 40** entitled:

An act to repeal sections 43.539, 43.540, 162.068, and 210.493, RSMo, and to enact in lieu thereof seven new sections relating to background checks, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Which was read the first time.

COMMITTEE CHANGES

March 23, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Utilities committee:

I hereby remove Representative Paula Brown from the Utilities committee.

I hereby appoint the following member to the committee:

Representative Del Taylor

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
Minority Caucus Floor Leader
District 132

SUBCOMMITTEE CHANGES

March 23, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue committee:

I hereby remove Representative Rasheen Aldridge from the Subcommittee on Appropriations - Public Safety, Corrections, Transportation and Revenue committee.

I hereby appoint the following member to the committee:

Representative Ashley Bland Manlove

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
Minority Caucus Floor Leader
District 132

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 3:00 p.m., Friday, March 24, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 594
Executive session will be held: HB 822, HB 351, HB 716, HB 743

CONSENT AND HOUSE PROCEDURE
Tuesday, March 28, 2023, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 345
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES
Monday, March 27, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 50, HB 915, HB 948, HB 1020
Executive session will be held: HB 1129

FINANCIAL INSTITUTIONS
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 968, HR 12
Executive session will be held: HB 425, HB 1210

GENERAL LAWS
Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 926, HB 1039, HB 1045

HEALTH AND MENTAL HEALTH POLICY
Monday, March 27, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 488, HB 966, HB 198

JUDICIARY
Monday, March 27, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 395, HB 753, HB 352
Executive session will be held: HB 881

PENSIONS
Tuesday, March 28, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 1185
Executive session will be held: HB 257, HB 303

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 845, HB 873, HB 775
Executive session will be held: HB 393

RULES - ADMINISTRATIVE OVERSIGHT
Monday, March 27, 2023, 2:15 PM, House Hearing Room 4.
Executive session will be held: HCS HBs 45 & 1066, HB 1078, HCS HBs 1082 & 1094, HB 1102, HB 1120, HCS HB 1196, HCS HCR 13, HB 200, HB 212, HB 436, HB 999, HB 1117, HCS HB 76
Executive session may be held on any matter referred to the committee.
Added HB 76.
AMENDED

RULES - REGULATORY OVERSIGHT
Monday, March 27, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HJR 20, HCS HB 870, HCS HB 1152, HCS HB 1038, HCS HB 714, HCS HB 675, HCS HB 576, HB 1022, HB 1028, HCS HCRs 21 & 22
Executive session may be held on any matter referred to the committee.
Added HB 576, HB 1022, HB 1028 and HCR 21.
AMENDED

RURAL COMMUNITY DEVELOPMENT
Monday, March 27, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 335, HB 959
Executive session will be held: HB 516

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, March 27, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 884
Executive session will be held: HB 489

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Public hearing will be held: HJR 66, HB 654, HB 1394
Executive session will be held: HB 267, HB 347

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 431, HB 1076, HB 1097, HB 1134
Executive session will be held: HB 511, HB 590, HB 1141, HB 1144, HB 1252, HJR 7, HJR 11

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: SCR 7, HB 224, HB 530, HB 434, HB 817
Remove HB 308.
AMENDED

TRANSPORTATION ACCOUNTABILITY
Thursday, March 30, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1363, HB 1398
Executive session will be held: HB 520

UTILITIES
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Executive session will be held: HB 697, HB 891, HB 1143

VETERANS
Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 836

HOUSE CALENDAR

FORTY-SECOND DAY, FRIDAY, MARCH 24, 2023

HOUSE BILLS FOR PERFECTION

HB 519 - Mayhew
HCS HB 719 - Riley
HCS HBs 178, 179 & 401 - Van Schoiack
HCS HB 207 - Buchheit-Courtway
HCS HB 225 - Black
HB 403 - Haden
HCS HB 443 - Marquart
HCS HB 497 - Lewis (6)
HCS HB 543 - Griffith
HCS HB 657 - Smith (155)
HB 703 - Haffner
HCS HB 733 - Boggs
HCS HB 779 - Bromley
HCS HB 809 - O'Donnell
HB 995 - Baker
HCS HBs 1108 & 1181 - Hicks
HCS HB 1133 - Perkins
HB 1154 - Houx
HCS HB 1015 - Myers

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts

HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 1058 - Hausman
HCS HB 986 - Murphy
HB 196 - Henderson
HCS HB 939 - Wilson
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HB 631 - Houx
HCS HB 774 - Gragg
HCS HB 90 - Veit
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith

HOUSE BILLS FOR PERFECTION - CONSENT

(03/23/2023)

HCS HB 906 - Haden
HB 746 - Sauls

HOUSE BILLS FOR THIRD READING

HCS HB 725, (Fiscal Review 3/23/23) - Francis
HCS HBs 913 & 428 - Farnan
HCS HB 863 - O'Donnell
HS HCS HB 356, (Fiscal Review 3/23/23) - McGirl
HCS HB 1162, (Fiscal Review 3/23/23), E.C. - Haden
HCS HB 766 - Roberts
HCS HBs 882 & 518, (Fiscal Review 3/23/23) - Byrnes
HCS HBs 651, 479 & 647 - Richey

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HBs 971 & 970, (Fiscal Review 3/22/23) - Stinnett

SENATE JOINT RESOLUTIONS FOR SECOND READING

SJR 26

SENATE BILLS FOR SECOND READING

SS#2 SB 39
SS SCS SB 40
SS#2 SCS SBs 49, 236 & 164
SS SB 181

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-SECOND DAY, FRIDAY, MARCH 24, 2023

The House met pursuant to adjournment.

Representative Schulte in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

SECOND READING OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was read the second time:

SJR 26, relating to a property tax exemption for certain child care facilities.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS#2 SB 39, relating to participation in athletic competition, with a severability clause.

SS SCS SB 40, relating to background checks, with existing penalty provisions.

SS#2 SCS SBs 49, 236 & 164, relating to gender transition procedures.

SS SB 181, relating to property and casualty insurance, with a delayed effective date for certain sections.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#2 SB 39 - General Laws
SS#2 SCS SBs 49, 236 & 164 - General Laws

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (34): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss, West and Windham

Noes (0)

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2, with House Committee Amendment No. 1**, **House Committee Amendment No. 2**, **House Committee Amendment No. 3**, **House Committee Amendment No. 4** and **House Committee Amendment No. 5**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (27): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lewis (6), O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Taylor (48), Voss and West

Noes (6): Fogle, Lavender, Merideth, Nurrenbern, Taylor (84) and Windham

Present (1): Steinhoff

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 3, with House Committee Amendment No. 1**, **House Committee Amendment No. 2**, **House Committee Amendment No. 3** and **House Committee Amendment No. 4**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (27): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lewis (6), O'Donnell, Owen, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Taylor (48), Voss and West

Noes (5): Lavender, Merideth, Nurrenbern, Taylor (84) and Windham

Present (2): Proudie and Steinhoff

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 4, with House Committee Amendment No. 1**, **House Committee Amendment No. 2**, **House Committee Amendment No. 3** and **House Committee Amendment No. 4**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (32): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Taylor (48), Taylor (84), Voss and West

Noes (0)

Present (2): Steinhoff and Windham

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 5, with House Committee Amendment No. 2**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (34): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss, West and Windham

Noes (0)

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 6, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (34): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss, West and Windham

Noes (0)

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 7, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (34): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss, West and Windham

Noes (0)

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 8**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (33): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss and West

Noes (1): Windham

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 9**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (34): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss, West and Windham

Noes (0)

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 10, with House Committee Amendment No. 1**, **House Committee Amendment No. 2** and **House Committee Amendment No. 3**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (24): Black, Boggs, Boyd, Brown (149), Christ, Cupps, Deaton, Evans, Gregory, Hausman, Kalberloh, Kelly (141), Lewis (6), O'Donnell, Owen, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Taylor (48), Voss and West

Noes (6): Fogle, Lavender, Merideth, Nurrenbern, Steinhoff and Taylor (84)

Present (4): Crossley, Hein, Proudie and Windham

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 11, with House Committee Amendment No. 1**, **House Committee Amendment No. 2**, **House Committee Amendment No. 3**, **House Committee Amendment No. 9**, **House Committee Amendment No. 10**, **House Committee Amendment No. 11**, **House Committee Amendment No. 12**, **House Committee Amendment No. 15**, **House Committee Amendment No. 18**, **House Committee Amendment No. 21**, **House Committee Amendment No. 22**, **House Committee Amendment No. 23** and **House Committee Amendment No. 24**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (26): Black, Boggs, Brown (149), Christ, Cupps, Deaton, Evans, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lewis (6), O'Donnell, Owen, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss and West

Noes (4): Fogle, Lavender, Merideth and Nurrenbern

Present (4): Boyd, Crossley, Proudie and Windham

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 12**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (25): Black, Boggs, Boyd, Brown (149), Christ, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Kalberloh, Kelly (141), Lewis (6), O'Donnell, Owen, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Taylor (48), Voss and West

Noes (7): Hein, Lavender, Merideth, Nurrenbern, Proudie, Taylor (84) and Windham

Present (2): Crossley and Steinhoff

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 13**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (34): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss, West and Windham

Noes (0)

Absent (3): Burnett, Ealy and Reuter

Mr. Speaker: Your Committee on Budget, to which was referred **HB 15**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute with a time limit of six hours of debate on Perfection pursuant to Rule 24(4)(d)** by the following vote:

Ayes (34): Black, Boggs, Boyd, Brown (149), Christ, Crossley, Cupps, Deaton, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Richey, Riggs, Sander, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (48), Taylor (84), Voss, West and Windham

Noes (0)

Absent (3): Burnett, Ealy and Reuter

Committee on Workforce and Infrastructure Development, Chairman Riggs reporting:

Mr. Speaker: Your Committee on Workforce and Infrastructure Development, to which was referred **HB 960**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Bangert, Brown (16), Haley, Murphy, Oehlerking, Plank, Riggs, Shields, Waller, Walsh Moore, Wilson and Young

Noes (1): Hardwick

Absent (1): Stephens

The following members' presence was noted: Anderson, Aune, Baker, Black, Brown (16), Brown (149), Brown (87), Burton, Byrnes, Clemens, Cupps, Davis, Deaton, Evans, Falkner, Fogle, Gray, Gregory, Griffith, Haley, Hardwick, Hausman, Hein, Ingle, Johnson (12), Kelley (127), Lavender, Lonsdale, Lovasco, Mackey, Marquart, Merideth, Mosley, Nurrenbern, Oehlerking, Peters, Proudie, Reuter, Richey, Sander, Sassmann, Schulte, Seitz, Sharp (37), Sharpe (4), Smith (163), Smith (155), Stacy, Steinhoff, Taylor (84), Taylor (48), Thomas, Toalson Reisch, Voss, Walsh Moore, Windham, and Young.

ADJOURNMENT

On motion of Representative Schulte, the House adjourned until 4:00 p.m., Monday, March 27, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 594
Executive session will be held: HB 822, HB 351, HB 716, HB 743

CONSENT AND HOUSE PROCEDURE
Tuesday, March 28, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 345
Executive session may be held on any matter referred to the committee.
Time change.
CORRECTED

CONSERVATION AND NATURAL RESOURCES
Monday, March 27, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 50, HB 915, HB 948, HB 1020
Executive session will be held: HB 1129

ECONOMIC DEVELOPMENT
Wednesday, March 29, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 1083, HB 368

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1202
Executive session will be held: HB 391, HB 449, HB 783

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 29, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 633, HB 883, HB 350
Executive session will be held: HB 482, HB 627, HB 529

FINANCIAL INSTITUTIONS
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 968, HR 12
Executive session will be held: HB 425, HB 1210

FISCAL REVIEW
Monday, March 27, 2023, 1:30 PM, House Hearing Room 4.
Executive session will be held: HCS HBs 971 & 970, HS HCS HB 356, HCS HB 725, HCS HBs 882 & 518, HCS HB 1162
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 926, HB 1039, HB 1045

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 29, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 823, HB 124, HB 517, HB 646, HB 954, HB 1295
Executive session will be held: HB 603, HB 157, HB 1208

HEALTH AND MENTAL HEALTH POLICY
Monday, March 27, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 488, HB 966, HB 198

HEALTHCARE REFORM
Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 100, HB 464, HB 1128, HB 342, HB 885

JUDICIARY
Monday, March 27, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 395, HB 753, HB 352
Executive session will be held: HB 881

LOCAL GOVERNMENT
Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 648, HB 1262, HB 1011, HB 92
Executive session will be held: HB 400, HB 344, HB 134, HB 1214

PENSIONS
Tuesday, March 28, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 1185
Executive session will be held: HB 257, HB 303

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 845, HB 873, HB 775
Executive session will be held: HB 393

RULES - ADMINISTRATIVE OVERSIGHT
Monday, March 27, 2023, 2:15 PM, House Hearing Room 4.
Executive session will be held: HCS HBs 45 & 1066, HB 1078, HCS HBs 1082 & 1094, HB 1102, HB 1120, HCS HB 1196, HCS HCR 13, HB 200, HB 212, HB 436, HB 999, HB 1117, HCS HB 76
Executive session may be held on any matter referred to the committee.
Added HB 76.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, March 27, 2023, 1:45 PM, House Hearing Room 4.
Executive session will be held: HCS HB 48, HCS HB 262, HB 557, HCS HB 336, HB 512, HCS HB 777, HB 782, HCS HB 1263
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Monday, March 27, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HJR 20, HCS HB 870, HCS HB 1152, HCS HB 1038, HCS HB 714, HCS HB 675, HCS HB 576, HB 1022, HB 1028, HCS HCRs 21 & 22
Executive session may be held on any matter referred to the committee.
Added HB 576, HB 1022, HB 1028 and HCR 21.
AMENDED

RURAL COMMUNITY DEVELOPMENT
Monday, March 27, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 335, HB 959
Executive session will be held: HB 516

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, March 27, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 884
Executive session will be held: HB 489

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HJR 66, HB 654, HB 1394
Executive session will be held: HB 267, HB 347

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 431, HB 1076, HB 1097, HB 1134
Executive session will be held: HB 511, HB 590, HB 1141, HB 1144, HB 1252, HJR 7, HJR 11

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: SCR 7, HB 224, HB 530, HB 434, HB 817
Remove HB 308.
AMENDED

TRANSPORTATION ACCOUNTABILITY
Thursday, March 30, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1363, HB 1398
Executive session will be held: HB 520

UTILITIES
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 697, HB 891, HB 1143

VETERANS
Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 836

HOUSE CALENDAR

FORTY-THIRD DAY, MONDAY, MARCH 27, 2023

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 1, (6 hours total debate on Perfection) - Smith (163)
HCS HB 2, (6 hours total debate on Perfection) - Smith (163)
HCS HB 3, (6 hours total debate on Perfection) - Smith (163)
HCS HB 4, (6 hours total debate on Perfection) - Smith (163)
HCS HB 5, (6 hours total debate on Perfection) - Smith (163)
HCS HB 6, (6 hours total debate on Perfection) - Smith (163)
HCS HB 7, (6 hours total debate on Perfection) - Smith (163)
HCS HB 8, (6 hours total debate on Perfection) - Smith (163)
HCS HB 9, (6 hours total debate on Perfection) - Smith (163)
HCS HB 10, (6 hours total debate on Perfection) - Smith (163)
HCS HB 11, (6 hours total debate on Perfection) - Smith (163)
HCS HB 12, (6 hours total debate on Perfection) - Smith (163)
HCS HB 13, (6 hours total debate on Perfection) - Smith (163)
HCS HB 15, (6 hours total debate on Perfection) - Smith (163)

HOUSE BILLS FOR PERFECTION

HB 519 - Mayhew
HCS HB 719 - Riley
HCS HBs 178, 179 & 401 - Van Schoiack
HCS HB 207 - Buchheit-Courtway
HCS HB 225 - Black
HB 403 - Haden
HCS HB 443 - Marquart
HCS HB 497 - Lewis (6)
HCS HB 543 - Griffith
HCS HB 657 - Smith (155)
HB 703 - Haffner
HCS HB 733 - Boggs
HCS HB 779 - Bromley
HCS HB 809 - O'Donnell
HB 995 - Baker
HCS HBs 1108 & 1181 - Hicks
HCS HB 1133 - Perkins
HB 1154 - Houx
HCS HB 1015 - Myers

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis

HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 1058 - Hausman
HCS HB 986 - Murphy
HB 196 - Henderson
HCS HB 939 - Wilson
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HB 631 - Houx
HCS HB 774 - Gragg
HCS HB 90 - Veit
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith

HOUSE BILLS FOR PERFECTION - CONSENT

(03/23/2023)

HCS HB 906 - Haden
HB 746 - Sauls

HOUSE BILLS FOR THIRD READING

HCS HB 725, (Fiscal Review 3/23/23) - Francis
HCS HBs 913 & 428 - Farnan
HCS HB 863 - O'Donnell
HS HCS HB 356, (Fiscal Review 3/23/23) - McGirl
HCS HB 1162, (Fiscal Review 3/23/23), E.C. - Haden
HCS HB 766 - Roberts
HCS HBs 882 & 518, (Fiscal Review 3/23/23) - Byrnes
HCS HBs 651, 479 & 647 - Richey

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HBs 971 & 970, (Fiscal Review 3/22/23) - Stinnett

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)

CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-THIRD DAY, MONDAY, MARCH 27, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Brian Seitz.

Father, we thank You for allowing us to come together in prayer, as we see to the needs of the people who live in this great state.

I ask that You guide our thoughts and make our decisions to be those that are honorable unto You.

Bless this gathering and bless the fine state of Missouri.

In Jesus's name we pray, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-first day was approved as printed.

The Journal of the forty-second day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS HB 356**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 725**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 882 & 518**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 971 & 970**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1162**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

PERFECTION OF HOUSE BILLS

HB 519, **HCS HB 719**, **HCS HBs 178, 179 & 401**, **HCS HB 207**, **HCS HB 225**, **HB 403**, **HCS HB 443**, **HCS HB 497**, **HCS HB 543**, **HCS HB 657**, **HB 703**, **HCS HB 733**, **HCS HB 779**, **HCS HB 809**, **HB 995**, **HCS HBs 1108 & 1181**, **HCS HB 1133**, **HB 1154** and **HCS HB 1015** were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1133, relating to credit for jail time, was taken up by Representative Perkins.

Representative Perkins offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1133, Page 1, In the Title, Line 3, by deleting the words "credit for jail time" and inserting in lieu thereof the words "judicial proceedings"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 1** was adopted.

Representative Perkins offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1133, Page 2, Section 558.031, Lines 40-41, by deleting all of said lines and inserting in lieu thereof the following:

"7. Subsection 2 of this section shall be applicable to offenses **[**~~occurring~~**]** **for which the offender was sentenced** on or after August 28, **[**~~2021~~**]** **2023**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 2** was adopted.

Representative Sparks offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1133, Page 2, Section 558.031, Line 43, by inserting after all of said section and line the following:

"579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) **[**~~More than eight grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;~~

~~(4)~~**]** More than five hundred milligrams of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

[~~(5)~~**]** **(4)** More than thirty grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

[~~(6)~~**]** **(5)** More than four grams of phencyclidine;

[~~(7)~~**]** **(6)** More than thirty kilograms of a mixture or substance containing marijuana;

[~~(8)~~**]** **(7)** More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

[~~(9)~~**]** **(8)** More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine;

[~~(10)~~**] (9)** One gram or more of flunitrazepam for the first offense;

[~~(11)~~**] (10)** Any amount of gamma-hydroxybutyric acid for the first offense; or

[~~(12)~~**] (11)** More than ten milligrams of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) **[**~~Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or~~

~~(4)~~**]** One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

[~~(5)~~**] (4)** Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

[~~(6)~~**] (5)** Twelve grams or more of phencyclidine; or

[~~(7)~~**] (6)** One hundred kilograms or more of a mixture or substance containing marijuana; or

[~~(8)~~**] (7)** Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

[~~(9)~~**] (8)** More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

[~~(10)~~**] (9)** Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

[~~(11)~~**] (10)** More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

[~~(12)~~**] (11)** One gram or more of flunitrazepam for a second or subsequent offense; or

[~~(13)~~**] (12)** Any amount of gamma-hydroxybutyric acid for a second or subsequent offense; or

[~~(14)~~**] (13)** Twenty milligrams or more of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) **[**~~More than eight grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;~~

~~(4)~~**]** More than five hundred milligrams of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

[~~(5)~~**] (4)** More than thirty grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

[~~(6)~~**] (5)** More than four grams of phencyclidine;

[~~(7)~~**] (6)** More than thirty kilograms of a mixture or substance containing marijuana;

[~~(8)~~**] (7)** More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

[~~(9)~~**] (8)** More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

[~~(10)~~**] (9)** More than ten milligrams of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) **[**~~Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or~~

~~(4)~~**]** One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

[~~(5)~~**] (4)** Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

[~~(6)~~**] (5)** Twelve grams or more of phencyclidine; or

[~~(7)~~**] (6)** One hundred kilograms or more of a mixture or substance containing marijuana; or

[~~(8)~~**] (7)** More than five hundred marijuana plants; or

[~~(9)~~**] (8)** Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

[~~(10)~~**] (9)** Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

[~~(11)~~**] (10)** Twenty milligrams or more of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine.

5. The offense of drug trafficking in the second degree is a class C felony for the first offense and a class B felony for any second or subsequent offense for the trafficking of less than one gram of flunitrazepam."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sparks, **House Amendment No. 3** was adopted.

Representative Mackey offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1133, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**217.738. 1. Any offender receiving a reduction of sentence under section 558.500 shall be granted a hearing before the parole board.**

2. In addition to meeting all other requirements of this chapter, in order for an offender receiving a reduction of sentence under section 558.500 to be eligible for supervised release as a condition of parole, the offender shall provide to the board the following:

(1) At least five character recommendations from current or former department of corrections employees attesting that further imprisonment of the offender would not serve the public good;

(2) Signed statements of at least twenty residents of the community where the offender will reside upon release supporting the offender's release and who commit to providing assistance with the offender's reentry into the community; and

(3) A safe and secure home plan for implementation upon the offender's release."; and

Further amend said bill, Page 2, Section 558.031, Line 43, by inserting after all of said section and line the following:

"**558.500. 1. Notwithstanding any other provision of law, the sentencing court may, upon petition, reduce a sentence of life without eligibility for probation or parole, or reduce a sentence of thirty years or greater, to a sentence of life with eligibility for probation or parole if the court determines that:**

(1) The convicted person has served at least thirty years in the department of corrections;

(2) The convicted person was under twenty years of age at the time the offense was committed;

(3) The convicted person has not been previously convicted of a dangerous felony as defined under section 556.061; and

(4) Since the commission of the offense the convicted person has:

(a) Made reasonable efforts toward rehabilitation by successfully completing rehabilitation programs, which may include, but shall not be limited to, substance abuse treatment, effective communication classes, victim impact classes, vocational training, correspondence courses to obtain a degree or diploma, or acquiring job skills; and

(b) Exhibited model citizen behavior within his or her correctional facility, which may include, but shall not be limited to, maintaining sobriety or demonstrating sober living; demonstrating traits of leadership; and attending education-based activities which may include, but shall not be limited to, coursework relating to victim impact, restorative justice, substance abuse treatment, or effective communication.

2. Notwithstanding any other provision of law, the division of probation and parole shall supervise any convicted person receiving a reduction of sentence under subsection 1 of this section for the duration of the convicted person's natural life."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Knight	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pollitt
Reedy	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Nurrenbern	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Atchison	Bland Manlove	Byrnes	Coleman
Ealy	Haden	Ingle	Kelly 141	Lewis 6
Mosley	Nickson-Clark	Parker	Phifer	Plank
Pouche	Reuter	Smith 155	Windham	

VACANCIES: 000

Representative Mackey moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Bosley offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1133, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**115.282. 1. Any defendant who is confined in a jail and is otherwise entitled to vote shall be allowed the opportunity to vote absentee in any election in which he or she is eligible to vote. For purposes of this section, the defendant's address shall be his or her residential address immediately prior to confinement.**

2. Jails that house defendants who are eligible to vote shall provide applications for absentee ballots and assist any eligible defendant in mailing the application to the correct local election authority. The jail shall be responsible for the costs of mailing the application.

3. Local election authorities that receive applications from defendants confined in a jail shall verify the defendant's eligibility to vote in the same manner as other applications to vote absentee are verified and shall mail the appropriate ballot, including a postage-paid return envelope, to the defendant.

4. Upon receipt of a ballot, the defendant shall be allowed to exercise his or her right to vote. The jail shall provide a notary for the ballot, if required, and mail the ballot back to the local election authority before the deadline."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Van Schoiack raised a point of order that **House Amendment No. 5** is not germane to the bill.

The Chair ruled the point of order well taken.

On motion of Representative Perkins, **HCS HB 1133, as amended**, was adopted.

On motion of Representative Perkins, **HCS HB 1133, as amended**, was ordered perfected and printed.

Representative Murphy assumed the Chair.

HCS HB 1015, relating to law enforcement practices, was taken up by Representative Myers.

On motion of Representative Myers, the title of **HCS HB 1015** was agreed to.

On motion of Representative Myers, **HCS HB 1015** was adopted.

On motion of Representative Myers, **HCS HB 1015** was ordered perfected and printed.

Speaker Plocher resumed the Chair.

HB 519, relating to the motor fuel tax exemption, was taken up by Representative Mayhew.

On motion of Representative Mayhew, the title of **HB 519** was agreed to.

Representative Richey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 519, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"142.815. 1. Motor fuel used for the following nonhighway purposes is exempt from the fuel tax imposed by this chapter, and a refund may be claimed by the consumer, except as provided for in subdivision (1) of this subsection, if the tax has been paid and no refund has been previously issued:

(1) Motor fuel used for nonhighway purposes including fuel for farm tractors or stationary engines owned or leased and operated by any person and used exclusively for agricultural purposes and including, beginning January 1, 2006, bulk sales of one hundred gallons or more of gasoline made to farmers and delivered by the ultimate vender to a farm location for agricultural purposes only. As used in this section, the term "farmer" shall mean any person engaged in farming in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010. At the discretion of the ultimate vender, the refund may be claimed by the ultimate vender on behalf of the consumer for sales made to farmers and to persons engaged in construction for agricultural purposes as defined in section 142.800. After December 31, 2000, the refund may be claimed only by the consumer and may not be claimed by the ultimate vender unless bulk sales of gasoline are made to a farmer after January 1, 2006, as provided in this subdivision and the farmer provides an exemption certificate to the ultimate vender, in which case the ultimate vender may make a claim for refund under section 142.824 but shall be liable for any erroneous refund;

(2) Kerosene sold for use as fuel to generate power in aircraft engines, whether in aircraft or for training, testing or research purposes of aircraft engines;

(3) Diesel fuel used as heating oil, or in railroad locomotives or any other motorized flanged-wheel rail equipment, or used for other nonhighway purposes other than as expressly exempted pursuant to another provision.

2. Subject to the procedural requirements and conditions set out in this chapter, the following uses are exempt from the tax imposed by section 142.803 on motor fuel, and a deduction or a refund may be claimed:

(1) **(a)** Motor fuel for which proof of export is available in the form of a terminal-issued destination state shipping paper and which is either:

[~~(a)~~**] a.** Exported by a supplier who is licensed in the destination state or through the bulk transfer system;

[~~(b)~~**] b.** Removed by a licensed distributor for immediate export to a state for which all the applicable taxes and fees (however nominated in that state) of the destination state have been paid to the supplier, as a trustee, who is licensed to remit tax to the destination state; or which is destined for use within the destination state by the federal government for which an exemption has been made available by the destination state subject to procedural rules and regulations promulgated by the director; or

[~~(c)~~**] c.** Acquired by a licensed distributor and which the tax imposed by this chapter has previously been paid or accrued either as a result of being stored outside of the bulk transfer system immediately prior to loading or as a diversion across state boundaries properly reported in conformity with this chapter and was subsequently exported from this state on behalf of the distributor**[**~~,~~**].**

(b) The exemption pursuant to **subparagraph a. of** paragraph (a) of this subdivision shall be claimed by a deduction on the report of the supplier which is otherwise responsible for remitting the tax upon removal of the product from a terminal or refinery in this state.

(c) The **[**~~exemption~~**] exemptions** pursuant to **[**~~paragraphs (b) and (c)~~**] subparagraphs b. and c. of paragraph (a)** of this subdivision shall be claimed by the distributor, upon a refund application made to the director within three years.

(d) A refund claim may be made monthly or whenever the claim exceeds one thousand dollars;

(2) Undyed K-1 kerosene sold at retail through dispensers which have been designed and constructed to prevent delivery directly from the dispenser into a vehicle fuel supply tank, and undyed K-1 kerosene sold at retail through nonbarricaded dispensers in quantities of not more than twenty-one gallons for use other than for highway purposes. Exempt use of undyed kerosene shall be governed by rules and regulations of the director. If no rules or regulations are promulgated by the director, then the exempt use of undyed kerosene shall be governed by rules and regulations of the Internal Revenue Service. A distributor or supplier delivering to a retail facility shall obtain an exemption certificate from the owner or operator of such facility stating that its sales conform to the dispenser requirements of this subdivision. A licensed distributor, having obtained such certificate, may provide a copy to his or her supplier and obtain undyed kerosene without the tax levied by section 142.803. Having obtained such certificate in good faith, such supplier shall be relieved of any responsibility if the fuel is later used in a taxable

manner. An ultimate vendor who obtained undyed kerosene upon which the tax levied by section 142.803 had been paid and makes sales qualifying pursuant to this subsection may apply for a refund of the tax pursuant to application, as provided in section 142.818, to the director provided the ultimate vendor did not charge such tax to the consumer;

(3) Motor fuel sold to the United States or any agency or instrumentality thereof. This exemption shall be claimed as provided in section 142.818;

(4) Motor fuel used solely and exclusively as fuel to propel motor vehicles on the public roads and highways of this state when leased or owned and when being operated by a federally recognized Indian tribe in the performance of essential governmental functions, such as providing police, fire, health or water services. The exemption for use pursuant to this subdivision shall be made available to the tribal government upon a refund application stating that the motor fuel was purchased for the exclusive use of the tribe in performing named essential governmental services;

(5) That portion of motor fuel used to operate equipment attached to a motor vehicle, if the motor fuel was placed into the fuel supply tank of a motor vehicle that has a common fuel reservoir for travel on a highway and for the operation of equipment, or if the motor fuel was placed in a separate fuel tank and used only for the operation of auxiliary equipment. The exemption for use pursuant to this subdivision shall be claimed by a refund claim filed by the consumer who shall provide evidence of an allocation of use satisfactory to the director;

(6) Motor fuel acquired by a consumer out-of-state and carried into this state, retained within and consumed from the same vehicle fuel supply tank within which it was imported, except interstate motor fuel users;

(7) Motor fuel which was purchased tax-paid and which was lost or destroyed as a direct result of a sudden and unexpected casualty or which had been accidentally contaminated so as to be unsalable as highway fuel as shown by proper documentation as required by the director. The exemption pursuant to this subdivision shall be refunded to the person or entity owning the motor fuel at the time of the contamination or loss. Such person shall notify the director in writing of such event and the amount of motor fuel lost or contaminated within ten days from the date of discovery of such loss or contamination, and within thirty days after such notice, shall file an affidavit sworn to by the person having immediate custody of such motor fuel at the time of the loss or contamination, setting forth in full the circumstances and the amount of the loss or contamination and such other information with respect thereto as the director may require;

(8) Dyed diesel fuel or dyed kerosene used for an exempt purpose. This exemption shall be claimed as follows:

(a) A supplier or importer shall take a deduction against motor fuel tax owed on their monthly report for those gallons of dyed diesel fuel or dyed kerosene imported or removed from a terminal or refinery destined for delivery to a point in this state as shown on the shipping papers;

(b) This exemption shall be claimed by a deduction on the report of the supplier which is otherwise responsible for remitting the tax on removal of the product from a terminal or refinery in this state; **and**

(c) This exemption shall be claimed by the distributor, upon a refund application made to the director within three years. A refund claim may be made monthly or whenever the claim exceeds one thousand dollars; **and**

(9) Motor fuel delivered to any marina within this state that sells such fuel solely for use in any watercraft, as such term is defined in section 306.010, and not accessible to other motor vehicles, is exempt from the fuel tax imposed by this chapter. Any motor fuel distributor that delivers motor fuel to any marina in this state for use solely in any watercraft, as such term is defined in section 306.010, may claim the exemption provided in this subsection. Any motor fuel customer who purchases motor fuel for use in any watercraft, as such term is defined in section 306.010, at a location other than a marina within this state may claim the exemption provided in this subsection by filing a claim for refund of the fuel tax.

3. (1) Beginning on October 1, 2023, an entity exempt from taxation as provided by Section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. Section 501), as amended, to which an individual, person, or entity that is eligible to claim a refund as provided in this section submits all documentation and information required to make a refund application may make a claim for such individual's, person's, or entity's refund as provided in this section. Upon approval, the refund shall be made to such exempt entity.

(2) A taxpayer who is an individual, person, or entity that submits the required information to an exempt entity as described in subdivision (1) of this subsection shall be allowed to subtract from such taxpayer's Missouri adjusted gross income to determine Missouri taxable income an amount equal to the total amount eligible for a refund submitted to an exempt entity under subdivision (1) of this section for the same tax year. Such amount shall be deductible only to the extent that such amount is not deducted on the taxpayer's federal income tax return for that tax year. The department of revenue shall promulgate rules and regulations to administer the provisions of this section."; and

Further amend said bill and page, Section 142.822, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"142.822. 1. **(1) As used in this section and section 142.824, "nonprofit entity" means any entity that is exempt from taxation as provided in Section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. Section 501), as amended.**

(2) Motor fuel used for purposes of propelling motor vehicles on highways"; and

Further amend said bill, page, and section, Line 5, by deleting all of said line and inserting in lieu thereof the following:

"as specified in this section. **Beginning on and after October 1, 2023, any nonprofit entity to which a taxpayer who is eligible to claim a refund as provided in this section submits all documentation and information required to make a refund application may make a claim for such taxpayer's refund as provided in this section. Upon approval, the refund shall be made to such nonprofit entity.**"; and

Further amend said bill and section, Page 2, Line 26, by deleting all of said line and inserting in lieu thereof the following:

"is claimed. The claim shall **[**~~not be transferred or assigned, and shall~~**]** be filed on or after July"; and

Further amend said bill, page, and section, Lines 30-36, by deleting all of said lines and inserting in lieu thereof the following:

"(1) **[**~~Vehicle identification number of the motor vehicle into which the motor fuel was delivered;~~

~~(2)~~**]** Date of sale;

[~~(3)~~**]** **(2)** Name and address of purchaser;

[~~(4) Name and address of seller;~~

~~(5)~~**]** **(3)** Number of gallons purchased; **[**~~and~~**]**

[~~(6)~~**]** **(4)** Number of gallons purchased and charged Missouri fuel tax, as a separate item**; and**

(5) If the claim is submitted by a nonprofit entity:

(a) Documentation of the nonprofit entity's tax-exempt status; and

(b) A statement signed by the purchaser indicating that the nonprofit entity is entitled to the purchaser's refund."; and

Further amend said bill and section, Page 3, Line 57, by adding at the end of said line the following:

"**The requirement to maintain records shall be the responsibility of any nonprofit entity to which a purchaser submits claim records required by this section.**"; and

Further amend said bill, page, and section, Line 77, by adding the following after all of said section and line:

"142.824. 1. To claim a refund in accordance with section 142.815, a person shall present to the director a statement containing a written verification that the claim is made under penalties of perjury and lists the total amount of motor fuel purchased and used for exempt purposes. **Beginning on October 1, 2023, any nonprofit entity to which a person who is eligible to claim a refund as provided in this section submits all documentation and information required to make a refund application may make a claim for such person's refund as provided in this section. Upon approval, the refund shall be made to such nonprofit entity.** The claim shall **[**~~not be transferred or assigned and shall~~**]** be filed not more than three years after the date the motor fuel was imported, removed or sold if the claimant is a supplier, importer, exporter or distributor. If the claim is filed by the ultimate consumer, a consumer must file the claim within one year of the date of purchase or April fifteenth following the year of purchase, whichever is later. The claim statement may be submitted electronically, and shall be supported by documentation as approved by the director and shall include the following information:

(1) **[**~~Vehicle identification number of the motor vehicle into which the motor fuel was delivered;~~

~~(2)~~**]** Date of sale;

[~~(3)~~**]** **(2)** Name and address of purchaser;

[~~(4) Name and address of seller;~~

~~(5)~~**]** **(3)** Number of gallons purchased; **[**~~and~~**]**

[~~(6)~~**]** **(4)** Number of gallons purchased and charged Missouri fuel tax, as a separate item**; and**

(5) If the claim is submitted by a nonprofit entity:

(a) Documentation of the nonprofit entity's tax-exempt status; and

(b) A statement signed by the purchaser indicating that the nonprofit entity is entitled to the purchaser's refund.

2. If the original sales slip or invoice is lost or destroyed, a statement to that effect shall accompany the claim for refund, and the claim statement shall also set forth the serial number of the invoice. If the director finds the claim is otherwise regular, the director may allow such claim for refund.

3. The director may make any investigation necessary before refunding the motor fuel tax to a person and may investigate a refund after the refund has been issued and within the time frame for making adjustments to the tax pursuant to this chapter.

4. In any case where a refund would be payable to a supplier pursuant to this chapter, the supplier may claim a credit in lieu of such refund for a period not to exceed three years.

5. Every person shall maintain and keep for a period of three years records to substantiate all claims for refund of the motor fuel tax, together with invoices, original sales slips marked paid by the seller, bills of lading, and other pertinent records and paper as may be required by the director for reasonable administration of this chapter. **The requirement to maintain records shall be the responsibility of any nonprofit entity to which a purchaser submits claim records required by this section.**

6. Motor fuel tax that has been paid more than once with respect to the same gallon of motor fuel shall be refunded by the director to the person who last paid the tax after the subsequent taxable event upon submitting proof satisfactory to the director.

7. Motor fuel tax that has otherwise been erroneously paid by a person shall be refunded by the director upon proof shown satisfactory to the director.

8. If a refund is not issued within forty-five days of an accurate and complete filing, as required by this chapter, the director shall pay interest at the rate provided in section 32.065 accruing after the expiration of the forty-five-day period until the date the refund is issued.

9. The director shall promulgate rules as necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 1** was adopted.

Representative Bromley offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 519, Page 3, Section 142.822, Line 69, by deleting all of said line and inserting in lieu thereof the following:

"**9. The department of revenue shall develop a mobile application that allows claims to be submitted on a person's phone at the time of motor fuel purchase in lieu of the procedures set out under subsection 2 of this section. The application shall be designed so that the person submitting the claim is required to demonstrate that he or she is at the motor fuel pump. The development and maintenance of the application shall be paid with funds that come from the fuel tax road fund.**

[~~7.~~] 10. The director shall promulgate rules as necessary to implement the provisions of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Richey
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Doll	Fogle	Fountain Henderson
Gray	Hein	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Weber	Young	

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Atchison	Byrnes	Davidson	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter	Riggs	Riley	Walsh Moore	Windham
Woods				

VACANCIES: 000

On motion of Representative Bromley, **House Amendment No. 2** was adopted.

Representative Mayhew offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 519, Page 2, Section 148.822, Lines 30-36, by deleting said lines and inserting in lieu thereof the following:

"**[**~~(1) Vehicle identification number of the motor vehicle into which the motor fuel was delivered;~~"**]**
[~~(2)~~**] (1)** Date of sale;
[~~(3)~~**] 2.** Name and address of purchaser;
[~~(4) Name and address of seller;~~
~~(5)~~**] 3.** Number of gallons purchased; and
[~~(6)~~**] 4.** Number of gallons purchased and charged Missouri fuel tax, as a separate item,"; and

Further amend said bill, page, and section, Lines 37-52, by deleting all of said lines and inserting in lieu thereof the following:

"**4. To claim an exemption and refund in accordance with subdivision (2) of subsection 2 of this section, a person may elect to proceed under either subdivision (1) or (2) of this subsection:**

(1) For a receipt-based exemption and refund under this subdivision, a person shall present to the director a statement containing a written verification that the claim is made under penalty of perjury and that states the total fuel tax paid in the applicable tax year for each vehicle for which the exemption and refund is claimed. The claim shall not be transferred or assigned and shall be filed on or after January fifteenth but not later than April fifteenth after the close of the tax year for which the exemption and refund is claimed. A person claiming a refund under this subdivision shall not be entitled to claim a standard refund under subdivision (2) of this subsection for the same tax year. The claim statement may be submitted electronically and shall at a minimum include the following information:

(a) Date of sale;

(b) Name and address of purchaser;

(c) Number of gallons purchased;

(d) Number of gallons purchased and charged Missouri fuel tax, as a separate item; and

(e) An affirmation that such person is claiming the itemized refund and shall not claim the standard refund under subdivision (2) of this subsection; or

(2) For a standard refund under this subdivision, at the time a person files his or her Missouri income tax return, a person may select to claim the exemption and refund as a standard refund applied as an immediate refund or applied as a credit against the person's Missouri income tax liability under chapter 143. A person claiming a standard refund under this subdivision shall not be entitled to claim a receipt-based refund under subdivision (1) of this subsection for the same tax year. For the purposes of this subdivision, the term "standard refund" shall mean the exemption and refund provided under this section, applied for and claimed by a person as a set, flat amount under paragraph (a) of this subdivision, selected to be refunded to such person as either an immediate refund or credit applied against the person's Missouri income tax liability under chapter 143.

(a) The standard refund shall be allocated as follows:

a. Thirty dollars for the 2023 tax year;

b. Forty-five dollars for the 2024 tax year;

c. Sixty dollars for the 2025 tax year;

d. Seventy-five dollars for all tax years beginning on or after January 1, 2026.

(b) A person shall file a form, provided by the department of revenue, with such person's Missouri income tax return, if applicable. The claim shall not be transferred or assigned and the form shall be filed on or after January fifteenth but not later than April fifteenth after the close of the tax year for which the exemption and refund is claimed.

(c) Such form may be submitted electronically and at minimum shall include:

a. The person's selection of the standard refund taken as a refund or as a credit against chapter 143 income taxes, as provided under this subdivision, that he or she is claiming for the applicable tax year;

b. An affirmation that such person is claiming the standard refund and shall not claim the receipt-based refund under subdivision (1) of this subsection;

c. The vehicle identification number of the motor vehicle into which the motor fuel was delivered;

d. The name and address of the person making the claim;

e. Information or identification showing that such person was the owner of a vehicle licensed in Missouri;

f. An affirmation that such person made eligible purchases under this section in the tax year for which the exemption and refund is claimed; and

g. Any other information that the department may require to fulfill the obligations under this section.

5. The exemption and refund as reimbursed under the provisions of this section shall be paid out of the proceeds of the additional tax under subsection 3 of section 142.803. Refunds shall not exceed the tax collected under subsection 3 of section 142.803. If amount of refunds claimed under this section in a tax year exceeds the tax collected for the tax year, refunds shall be allowed based on the order in which they are claimed. The qualifications provided under subsections 4 and 5 of this section shall be subject to audit by the department."; and

Further amend the remaining subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 3** was adopted.

Representative Mayhew offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 519, Page 3, Section 142.822, Lines 66-69, by deleting all of said lines and inserting in lieu thereof the following:

"**[**~~6.~~**] 8. (1) Except as provided in subdivision (2) of this subsection,** the exemption and refund specified in this section shall be available only with regard to motor fuel delivered into a motor vehicle with a gross weight, as defined in section 301.010, of twenty-six thousand pounds or less.

(2) The exemption and refund specified in this subsection shall be available with regard to motor fuel delivered into a motor vehicle with a gross weight that exceeds twenty-six thousand pounds when the motor vehicle is owned by a corporation licensed in Missouri with its primary headquarters in Missouri, or owned by a sole proprietor whose home office is located in Missouri, provided that the corporation or sole proprietor submits documentation to the director that any exemption and refund claimed is based solely on fuel delivered into a motor vehicle while it was operating in the state of Missouri. If the motor vehicle was operated in multiple states, the applicant shall submit documentation that separates the fuel delivered to the vehicle while operating in other states from the fuel delivered to the vehicle while operating in the state of Missouri.

[~~7.~~**] 9.** The director shall promulgate rules as necessary to implement the provisions of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 4** was adopted.

On motion of Representative Mayhew, **HB 519, as amended**, was ordered perfected and printed.

HCS HB 207, relating to motor vehicle inspection requirements, was taken up by Representative Buchheit-Courtway.

Representative Buchheit-Courtway moved that the title of **HCS HB 207** be agreed to.

Representative Sassmann offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 207, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the words "motor vehicles, with a penalty provision."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sassmann, **House Amendment No. 1** was adopted.

Representative Sassmann offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 207, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.469. 1. Any vehicle owner may receive license plates as prescribed in this section, for any motor vehicle such person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight, after an annual payment of an emblem-use authorization fee to the Missouri conservation heritage foundation. The foundation hereby authorizes the use of its official emblems to be affixed on multiyear license plates as provided in this section. Any vehicle owner may annually apply for the use of the emblems.

2. Upon annual application and payment of a twenty-five dollar emblem-use authorization fee to the Missouri conservation heritage foundation, the foundation shall issue to the vehicle owner, without further charge, an emblem-use authorization statement, which shall be presented to the director of the department of revenue at the time of registration of a motor vehicle.

3. Upon presentation of the annual statement, payment of a fifteen dollar fee in addition to the regular registration fees and documents which may be required by law, the director of the department of revenue shall issue a license plate, which shall bear an emblem of the Missouri conservation heritage foundation in a form prescribed by the director, to the vehicle owner. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Notwithstanding the provisions of section 301.144, no additional fee shall be charged for the personalization of license plates pursuant to this section.

4. **Application for the emblem-use authorization and payment of the twenty-five-dollar contribution may also be made at the time of registration to the director of the department of revenue, who shall deposit the contribution to the credit of the Missouri conservation heritage foundation.**

5. A vehicle owner, who was previously issued a plate with a Missouri conservation heritage foundation emblem authorized by this section but who does not provide an emblem-use authorization statement at a subsequent time of registration, shall be issued a new plate which does not bear the foundation emblem, as otherwise provided by law.

[~~5.~~**] 6.** The director of the department of revenue may promulgate rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated under the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with the provisions of chapter 536. This section and

chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sassmann, **House Amendment No. 2** was adopted.

On motion of Representative Buchheit-Courtway, **HCS HB 207, as amended**, was adopted.

On motion of Representative Buchheit-Courtway, **HCS HB 207, as amended**, was ordered perfected and printed.

HB 403, relating to the large animal veterinary student loan program, was taken up by Representative Haden.

On motion of Representative Haden, the title of **HB 403** was agreed to.

Representative Haden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 403, Page 2, Section 340.381, Line 3, by inserting after the word "**and**" the word "**Dr.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haden, **House Amendment No. 1** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Patterson	Peters	Pollitt

Pouche	Reedy	Richey	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Hein
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Atchison	Bonacker	Byrnes	Doll
Ealy	Gray	Ingle	Lewis 6	Lonsdale
Nickson-Clark	Parker	Perkins	Plank	Reuter
Riggs	Stacy	Toalson Reisch	Windham	Woods

VACANCIES: 000

On motion of Representative Haden, **HB 403, as amended**, was ordered perfected and printed.

HCS HB 225, relating to the Missouri nuclear clean power act, was taken up by Representative Black.

On motion of Representative Black, the title of **HCS HB 225** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight

Lovasco	Marquart	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Richey	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Hein
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Atchison	Byrnes	Doll	Ealy
Gray	Ingle	Lewis 6	Lonsdale	Matthiesen
Nickson-Clark	Parker	Plank	Reuter	Riggs
Windham				

VACANCIES: 000

On motion of Representative Black, **HCS HB 225** was adopted.

On motion of Representative Black, **HCS HB 225** was ordered perfected and printed.

HCS HB 631, relating to the industrial minerals advisory council, was taken up by Representative Houx.

Representative Houx moved that the title of **HCS HB 631** be agreed to.

Representative Knight offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 631, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the words "department of natural resources."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1** was adopted.

Representative Bromley offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 631, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"256.700. 1. Any operator desiring to engage in surface mining who applies for a permit under section 444.772 shall, in addition to all other fees authorized under such section, annually submit a geologic resources fee. Such fee shall be deposited in the geologic resources fund established and expended under section 256.705. For any operator of a gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, there shall be no fee under this section.

2. The director of the department of natural resources may require a geologic resources fee for each permit not to exceed one hundred dollars. The director may also require a geologic resources fee for each site listed on a permit not to exceed one hundred dollars for each site. The director may also require a geologic resources fee for each acre permitted by the operator under section 444.772 not to exceed ten dollars per acre. If such fee is assessed, the fee per acre on all acres bonded by a single operator that exceeds a total of three hundred acres shall be reduced by fifty percent. In no case shall the geologic resources fee portion for any permit issued under section 444.772 be more than three thousand five hundred dollars.

3. Beginning August 28, 2007, the geologic resources fee shall be set at a permit fee of fifty dollars, a site fee of fifty dollars, and an acre fee of six dollars. Fees may be raised as allowed in this subsection by a regulation change promulgated by the director of the department of natural resources. Prior to such a regulation change, the director shall consult the industrial minerals advisory council created under section 256.710 in order to determine the need for such an increase in fees.

4. Fees imposed under this section shall become effective August 28, 2007, and shall expire on December 31, **[**~~2025~~**]** **2031**. No other provisions of sections 256.700 to 256.710 shall expire.

5. The department of natural resources may promulgate rules to implement the provisions of sections 256.700 to 256.710. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void."; and

Further amend said bill, Page 2, Section 256.710, Line 50, by inserting after all of said section and line the following:

"259.080. 1. It shall be unlawful to commence operations for the drilling of a well for oil or gas, or to commence operations to deepen any well to a different geological formation, or to commence injection activities for enhanced recovery of oil or gas or for disposal of fluids, without first giving the state geologist notice of intention to drill or intention to inject and first obtaining a permit from the state geologist under such rules and regulations as may be prescribed by the council.

2. The department of natural resources may conduct a comprehensive review, and propose a new fee structure, or propose changes to the oil and gas fee structure, which may include but need not be limited to permit application fees, operating fees, closure fees, and late fees, and an extraction or severance fee. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: oil and gas industry representatives, the advisory committee, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure or changes to the oil and gas fee structure with stakeholder agreement to the oil and gas council. The council shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the council approves, by vote of two-thirds majority, the fee structure recommendations, the council shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules under sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out in this section, they shall take effect on January first of the following year, at which point the existing fee structure shall expire. Any regulation

promulgated under this subsection shall be deemed beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation, disapproves the regulation by concurrent resolution. If the general assembly so disapproved any regulation filed under this subsection, the department and the council shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the council to further revise the fee structure as provided in this subsection shall expire on August 28, **[**~~2025~~**] 2031. If the council's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

3. Failure to pay the fees, or any portion thereof, established under this section or to submit required reports, forms or information by the due date shall result in the imposition of a late fee established by the council. The department may issue an administrative order requiring payment of unpaid fees or may request that the attorney general bring an action in the appropriate circuit court to collect any unpaid fee, late fee, interest, or attorney's fees and costs incurred directly in fee collection. Such action may be brought in the circuit court of Cole County, or, in the case of well fees, in the circuit court of the county in which the well is located.

260.262. A person selling lead-acid batteries at retail or offering lead-acid batteries for retail sale in the state shall:

(1) Accept, at the point of transfer, in a quantity at least equal to the number of new lead-acid batteries purchased, used lead-acid batteries from customers, if offered by customers;

(2) Post written notice which must be at least four inches by six inches in size and must contain the universal recycling symbol and the following language:

(a) It is illegal to discard a motor vehicle battery or other lead-acid battery;

(b) Recycle your used batteries; and

(c) State law requires us to accept used motor vehicle batteries, or other lead-acid batteries for recycling, in exchange for new batteries purchased; and

(3) Manage used lead-acid batteries in a manner consistent with the requirements of the state hazardous waste law;

(4) Collect at the time of sale a fee of fifty cents for each lead-acid battery sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the battery have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the seller as collection costs, shall be paid to the department of revenue in the form and manner required by the department and shall include the total number of batteries sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of batteries to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee. However, this fee shall not be paid on batteries sold for use in agricultural operations upon written certification by the purchaser; and

(5) The department of revenue shall administer, collect, and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the battery fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into the hazardous waste fund, created pursuant to section 260.391. The fee created in subdivision (4) and this subdivision shall be effective October 1, 2005. The provisions of subdivision (4) and this subdivision shall terminate December 31, **[**~~2023~~**] 2029**.

260.273. 1. Any person purchasing a new tire may present to the seller the used tire or remains of such used tire for which the new tire purchased is to replace.

2. A fee for each new tire sold at retail shall be imposed on any person engaging in the business of making retail sales of new tires within this state. The fee shall be charged by the retailer to the person who purchases a tire for use and not for resale. Such fee shall be imposed at the rate of fifty cents for each new tire sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the tires have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the tire retailer as collection costs, shall be paid to the department of revenue in the form and manner required by the department of revenue and shall include the total number of new tires sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of new tires to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee.

3. The department of revenue shall administer, collect and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the new tire fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into an appropriate subaccount of the solid waste management fund, created pursuant to section 260.330.

4. Up to five percent of the revenue available may be allocated, upon appropriation, to the department of natural resources to be used cooperatively with the department of elementary and secondary education for the purposes of developing environmental educational materials, programs, and curriculum that assist in the department's implementation of sections 260.200 to 260.345.

5. Up to fifty percent of the moneys received pursuant to this section may, upon appropriation, be used to administer the programs imposed by this section. Up to forty-five percent of the moneys received under this section may, upon appropriation, be used for the grants authorized in subdivision (2) of subsection 6 of this section. All remaining moneys shall be allocated, upon appropriation, for the projects authorized in section 260.276, except that any unencumbered moneys may be used for public health, environmental, and safety projects in response to environmental or public health emergencies and threats as determined by the director.

6. The department shall promulgate, by rule, a statewide plan for the use of moneys received pursuant to this section to accomplish the following:

(1) Removal of scrap tires from illegal tire dumps;

(2) Providing grants to persons that will use products derived from scrap tires, or use scrap tires as a fuel or fuel supplement; and

(3) Resource recovery activities conducted by the department pursuant to section 260.276.

7. The fee imposed in subsection 2 of this section shall begin the first day of the month which falls at least thirty days but no more than sixty days immediately following August 28, 2005, and shall terminate December 31, **[**~~2025~~**] 2031**.

260.380. 1. After six months from the effective date of the standards, rules and regulations adopted by the commission pursuant to section 260.370, hazardous waste generators located in Missouri shall:

(1) Promptly file and maintain with the department, on registration forms it provides for this purpose, information on hazardous waste generation and management as specified by rules and regulations. Hazardous waste generators shall pay a one hundred dollar registration fee upon initial registration, and a one hundred dollar registration renewal fee annually thereafter to maintain an active registration. Such fees shall be deposited in the hazardous waste fund created in section 260.391;

(2) Containerize and label all hazardous wastes as specified by standards, rules and regulations;

(3) Segregate all hazardous wastes from all nonhazardous wastes and from noncompatible wastes, materials and other potential hazards as specified by standards, rules and regulations;

(4) Provide safe storage and handling, including spill protection, as specified by standards, rules and regulations, for all hazardous wastes from the time of their generation to the time of their removal from the site of generation;

(5) Unless provided otherwise in the rules and regulations, utilize only a hazardous waste transporter holding a license pursuant to sections 260.350 to 260.430 for the removal of all hazardous wastes from the premises where they were generated;

(6) Unless provided otherwise in the rules and regulations, provide a separate manifest to the transporter for each load of hazardous waste transported from the premises where it was generated. The generator shall specify the destination of such load on the manifest. The manner in which the manifest shall be completed, signed and filed with the department shall be in accordance with rules and regulations;

(7) Utilize for treatment, resource recovery, disposal or storage of all hazardous wastes, only a hazardous waste facility authorized to operate pursuant to sections 260.350 to 260.430 or the federal Resource Conservation and Recovery Act, or a state hazardous waste management program authorized pursuant to the federal Resource Conservation and Recovery Act, or any facility exempted from the permit required pursuant to section 260.395;

(8) Collect and maintain such records, perform such monitoring or analyses, and submit such reports on any hazardous waste generated, its transportation and final disposition, as specified in sections 260.350 to 260.430 and rules and regulations adopted pursuant to sections 260.350 to 260.430;

(9) Make available to the department upon request samples of waste and all records relating to hazardous waste generation and management for inspection and copying and allow the department to make unhampered inspections at any reasonable time of hazardous waste generation and management facilities located on the generator's property and hazardous waste generation and management practices carried out on the generator's property;

(10) (a) Pay annually, on or before January first of each year, effective January 1, 1982, a fee to the state of Missouri to be placed in the hazardous waste fund. The fee shall be five dollars per ton or portion thereof of hazardous waste registered with the department as specified in subdivision (1) of this subsection for the twelve-month period ending June thirtieth of the previous year. However, the fee shall not exceed fifty-two thousand dollars per generator site per year nor be less than one hundred fifty dollars per generator site per year.

(b) All moneys payable pursuant to the provisions of this subdivision shall be promptly transmitted to the department of revenue, which shall deposit the same in the state treasury to the credit of the hazardous waste fund created in section 260.391.

(c) The hazardous waste management commission shall establish and submit to the department of revenue procedures relating to the collection of the fees authorized by this subdivision. Such procedures shall include, but not be limited to, necessary records identifying the quantities of hazardous waste registered, the form and submission of reports to accompany the payment of fees, the time and manner of payment of fees, which shall not be more often than quarterly.

(d) Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: cement kiln representatives, chemical companies, large and small hazardous waste generators, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the hazardous waste management commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structure set out in this section shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 4 of this section. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

2. Missouri treatment, storage, or disposal facilities shall pay annually, on or before January first of each year, a fee to the department equal to two dollars per ton or portion thereof for all hazardous waste received from outside the state. This fee shall be based on the hazardous waste received for the twelve-month period ending June thirtieth of the previous year.

3. Exempted from the requirements of this section are individual householders and farmers who generate only small quantities of hazardous waste and any person the commission determines generates only small quantities of hazardous waste on an infrequent basis, except that:

(1) Householders, farmers and exempted persons shall manage all hazardous wastes they may generate in a manner so as not to adversely affect the health of humans, or pose a threat to the environment, or create a public nuisance; and

(2) The department may determine that a specific quantity of a specific hazardous waste requires special management. Upon such determination and after public notice by press release or advertisement thereof, including instructions for handling and delivery, generators exempted pursuant to this subsection shall deliver, but without a manifest or the requirement to use a licensed hazardous waste transporter, such waste to:

(a) Any storage, treatment or disposal site authorized to operate pursuant to sections 260.350 to 260.430 or the federal Resource Conservation and Recovery Act, or a state hazardous waste management program authorized pursuant to the federal Resource Conservation and Recovery Act which the department designates for this purpose; or

(b) A collection station or vehicle which the department may arrange for and designate for this purpose.

4. Failure to pay the fee, or any portion thereof, prescribed in this section by the due date shall result in the imposition of a penalty equal to fifteen percent of the original fee. The fee prescribed in this section shall expire December 31, 2018, except that the department shall levy and collect this fee for any hazardous waste generated prior to such date and reported to the department.

260.392. 1. As used in sections 260.392 to 260.399, the following terms mean:

(1) "Cask", all the components and systems associated with the container in which spent fuel, high-level radioactive waste, highway route controlled quantity, or transuranic radioactive waste are stored;

(2) "High-level radioactive waste", the highly radioactive material resulting from the reprocessing of spent nuclear fuel including liquid waste produced directly in reprocessing and any solid material derived from such liquid waste that contains fission products in sufficient concentrations, and other highly radioactive material that the United States Nuclear Regulatory Commission has determined to be high-level radioactive waste requiring permanent isolation;

(3) "Highway route controlled quantity", as defined in 49 CFR Part 173.403, as amended, a quantity of radioactive material within a single package. Highway route controlled quantity shipments of thirty miles or less within the state are exempt from the provisions of this section;

(4) "Low-level radioactive waste", any radioactive waste not classified as high-level radioactive waste, transuranic radioactive waste, or spent nuclear fuel by the United States Nuclear Regulatory Commission, consistent with existing law. Shipment of all sealed sources meeting the definition of low-level radioactive waste, shipments of low-level radioactive waste that are within a radius of no more than fifty miles from the point of origin, and all naturally occurring radioactive material given written approval for landfill disposal by the Missouri department of natural resources under 10 CSR 80- 3.010 are exempt from the provisions of this section. Any low-level radioactive waste that has a radioactive half-life equal to or less than one hundred twenty days is exempt from the provisions of this section;

(5) "Shipper", the generator, owner, or company contracting for transportation by truck or rail of the spent fuel, high-level radioactive waste, highway route controlled quantity shipments, transuranic radioactive waste, or low-level radioactive waste;

(6) "Spent nuclear fuel", fuel that has been withdrawn from a nuclear reactor following irradiation, the constituent elements of which have not been separated by reprocessing;

(7) "State-funded institutions of higher education", any campus of any university within the state of Missouri that receives state funding and has a nuclear research reactor;

(8) "Transuranic radioactive waste", defined in 40 CFR Part 191.02, as amended, as waste containing more than one hundred nanocuries of alpha-emitting transuranic isotopes with half-lives greater than twenty years, per gram of waste. For the purposes of this section, transuranic waste shall not include:

(a) High-level radioactive wastes;

(b) Any waste determined by the Environmental Protection Agency with the concurrence of the Environmental Protection Agency administrator that does not need the degree of isolation required by this section; or

(c) Any waste that the United States Nuclear Regulatory Commission has approved for disposal on a case-by-case basis in accordance with 10 CFR Part 61, as amended.

2. Any shipper that ships high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste through or within the state shall be subject to the fees established in this subsection, provided that no state-funded institution of higher education that ships nuclear waste shall pay any such fee. These higher education institutions shall reimburse the Missouri state highway patrol directly for all costs related to shipment escorts. The fees for all other shipments shall be:

(1) One thousand eight hundred dollars for each truck transporting through or within the state high-level radioactive waste, transuranic radioactive waste, spent nuclear fuel or highway route controlled quantity shipments. All truck shipments of high-level radioactive waste, transuranic radioactive waste, spent nuclear fuel, or highway route controlled quantity shipments are subject to a surcharge of twenty-five dollars per mile for every mile over two hundred miles traveled within the state;

(2) One thousand three hundred dollars for the first cask and one hundred twenty-five dollars for each additional cask for each rail shipment through or within the state of high-level radioactive waste, transuranic radioactive waste, or spent nuclear fuel;

(3) One hundred twenty-five dollars for each truck or train transporting low-level radioactive waste through or within the state. The department of natural resources may accept an annual shipment fee as negotiated with a shipper or accept payment per shipment.

3. All revenue generated from the fees established in subsection 2 of this section shall be deposited into the environmental radiation monitoring fund established in section 260.750 and shall be used by the department of natural resources to achieve the following objectives and for purposes related to the shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste, including, but not limited to:

(1) Inspections, escorts, and security for waste shipment and planning;

(2) Coordination of emergency response capability;

(3) Education and training of state, county, and local emergency responders;

(4) Purchase and maintenance of necessary equipment and supplies for state, county, and local emergency responders through grants or other funding mechanisms;

(5) Emergency responses to any transportation incident involving the high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste;

(6) Oversight of any environmental remediation necessary resulting from an incident involving a shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste. Reimbursement for oversight of any such incident shall not reduce or eliminate the liability of any party responsible for the incident; such party may be liable for full reimbursement to the state or payment of any other costs associated with the cleanup of contamination related to a transportation incident;

(7) Administrative costs attributable to the state agencies which are incurred through their involvement as it relates to the shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste through or within the state.

4. Nothing in this section shall preclude any other state agency from receiving reimbursement from the department of natural resources and the environmental radiation monitoring fund for services rendered that achieve the objectives and comply with the provisions of this section.

5. Any unencumbered balance in the environmental radiation monitoring fund that exceeds three hundred thousand dollars in any given fiscal year shall be returned to shippers on a pro rata basis, based on the shipper's contribution into the environmental radiation monitoring fund for that fiscal year.

6. The department of natural resources, in coordination with the department of health and senior services and the department of public safety, may promulgate rules necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

7. All funds deposited in the environmental radiation monitoring fund through fees established in subsection 2 of this section shall be utilized, subject to appropriation by the general assembly, for the administration and enforcement of this section by the department of natural resources. All interest earned by the moneys in the fund shall accrue to the fund.

8. All fees shall be paid to the department of natural resources prior to shipment.

9. Notice of any shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, or spent nuclear fuel through or within the state shall be provided by the shipper to the governor's designee for advanced notification, as described in 10 CFR Parts 71 and 73, as amended, prior to such shipment entering the state. Notice of any shipment of low-level radioactive waste through or within the state shall be provided by the shipper to the Missouri department of natural resources before such shipment enters the state.

10. Any shipper who fails to pay a fee assessed under this section, or fails to provide notice of a shipment, shall be liable in a civil action for an amount not to exceed ten times the amount assessed and not paid. The action shall be brought by the attorney general at the request of the department of natural resources. If the action involves a facility domiciled in the state, the action shall be brought in the circuit court of the county in which the facility is located. If the action does not involve a facility domiciled in the state, the action shall be brought in the circuit court of Cole County.

11. Beginning on December 31, 2009, and every two years thereafter, the department of natural resources shall prepare and submit a report on activities of the environmental radiation monitoring fund to the general assembly. This report shall include information on fee income received and expenditures made by the state to enforce and administer the provisions of this section.

12. The provisions of this section shall not apply to high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste shipped by or for the federal government for military or national defense purposes.

13. The program authorized under this section shall automatically sunset on August 28, **[**~~2024~~**] 2030**.

260.475. 1. Every hazardous waste generator located in Missouri shall pay, in addition to the fees imposed in section 260.380, a fee of twenty-five dollars per ton annually on all hazardous waste which is discharged, deposited, dumped or placed into or on the soil as a final action, and two dollars per ton on all other hazardous waste transported off site. No fee shall be imposed upon any hazardous waste generator who registers less than ten tons of hazardous waste annually pursuant to section 260.380, or upon:

(1) Hazardous waste which must be disposed of as provided by a remedial plan for an abandoned or uncontrolled hazardous waste site;

(2) Fly ash waste, bottom ash waste, slag waste and flue gas emission control waste generated primarily from the combustion of coal or other fossil fuels;

(3) Solid waste from the extraction, beneficiation and processing of ores and minerals, including phosphate rock and overburden from the mining of uranium ore and smelter slag waste from the processing of materials into reclaimed metals;

(4) Cement kiln dust waste;

(5) Waste oil; or

(6) Hazardous waste that is:

(a) Reclaimed or reused for energy and materials;

(b) Transformed into new products which are not wastes;

(c) Destroyed or treated to render the hazardous waste nonhazardous; or

(d) Waste discharged to a publicly owned treatment works.

2. The fees imposed in this section shall be reported and paid to the department on an annual basis not later than the first of January. The payment shall be accompanied by a return in such form as the department may prescribe.

3. All moneys collected or received by the department pursuant to this section shall be transmitted to the department of revenue for deposit in the state treasury to the credit of the hazardous waste fund created pursuant to section 260.391. Following each annual reporting date, the state treasurer shall certify the amount deposited in the fund to the commission.

4. If any generator or transporter fails or refuses to pay the fees imposed by this section, or fails or refuses to furnish any information reasonably requested by the department relating to such fees, there shall be imposed, in addition to the fee determined to be owed, a penalty of fifteen percent of the fee shall be deposited in the hazardous waste fund.

5. If the fees or any portion of the fees imposed by this section are not paid by the date prescribed for such payment, there shall be imposed interest upon the unpaid amount at the rate of ten percent per annum from the date prescribed for its payment until payment is actually made, all of which shall be deposited in the hazardous waste fund.

6. The state treasurer is authorized to deposit all of the moneys in the hazardous waste fund in any of the qualified depositories of the state. All such deposits shall be secured in such a manner and shall be made upon such terms and conditions as are now or may hereafter be provided for by law relative to state deposits. Interest received on such deposits shall be credited to the hazardous waste fund.

7. This fee shall expire December 31, 2018, except that the department shall levy and collect this fee for any hazardous waste generated prior to such date and reported to the department.

8. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: cement kiln representatives, chemical companies, large and small hazardous waste generators, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the hazardous waste management commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structure set out in this section shall expire upon the effective date of the

commission-adopted fee structure, contrary to subsection 7 of this section. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

444.768. 1. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee, bond, or assessment structure as set forth in this chapter. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from regulated entities and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee, bond, or assessment structure with stakeholder agreement to the Missouri mining commission. The commission shall review such recommendations at a forthcoming regular or special meeting, but shall not vote on the proposed structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority, the fee, bond, or assessment structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year, at which point the existing fee, bond, or assessment structure shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 12 of section 444.772. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly within the first sixty days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee, bond, or assessment structure and shall continue to use the previous fee, bond, or assessment structure. The authority for the commission to further revise the fee, bond, or assessment structure as provided in this subsection shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

2. Failure to pay any fee, bond, or assessment, or any portion thereof, referenced in this section by the due date may result in the imposition of a late fee equal to fifteen percent of the unpaid amount, plus ten percent interest per annum. Any order issued by the department under this chapter may require payment of such amounts. The department may bring an action in the appropriate circuit court to collect any unpaid fee, late fee, interest, or attorney's fees and costs incurred directly in fee collection. Such action may be brought in the circuit court of the county in which the facility is located, or in the circuit court of Cole County.

444.772. 1. Any operator desiring to engage in surface mining shall make written application to the director for a permit.

2. Application for permit shall be made on a form prescribed by the commission and shall include:

(1) The name of all persons with any interest in the land to be mined;

(2) The source of the applicant's legal right to mine the land affected by the permit;

(3) The permanent and temporary post office address of the applicant;

(4) Whether the applicant or any person associated with the applicant holds or has held any other permits pursuant to sections 444.500 to 444.790, and an identification of such permits;

(5) The written consent of the applicant and any other persons necessary to grant access to the commission or the director to the area of land affected under application from the date of application until the expiration of any permit granted under the application and thereafter for such time as is necessary to assure compliance with all provisions of sections 444.500 to 444.790 or any rule or regulation promulgated pursuant to them. Permit applications submitted by operators who mine an annual tonnage of less than ten thousand tons shall be required to include written consent from the operator to grant access to the commission or the director to the area of land affected;

(6) A description of the tract or tracts of land and the estimated number of acres thereof to be affected by the surface mining of the applicant for the next succeeding twelve months; and

(7) Such other information that the commission may require as such information applies to land reclamation.

3. The application for a permit shall be accompanied by a map in a scale and form specified by the commission by regulation.

4. The application shall be accompanied by a bond, security or certificate meeting the requirements of section 444.778, a geologic resources fee authorized under section 256.700, and a permit fee approved by the commission not to exceed one thousand dollars. The commission may also require a fee for each site listed on a permit not to exceed four hundred dollars for each site. If mining operations are not conducted at a site for six months or more during any year, the fee for such site for that year shall be reduced by fifty percent. The commission may also require a fee for each acre bonded by the operator pursuant to section 444.778 not to exceed twenty dollars per acre. If such fee is assessed, the per-acre fee on all acres bonded by a single operator that exceed a total of two hundred acres shall be reduced by fifty percent. In no case shall the total fee for any permit be more than three thousand dollars. Permit and renewal fees shall be established by rule, except for the initial fees as set forth in this subsection, and shall be set at levels that recover the cost of administering and enforcing sections 444.760 to 444.790, making allowances for grants and other sources of funds. The director shall submit a report to the commission and the public each year that describes the number of employees and the activities performed the previous calendar year to administer sections 444.760 to 444.790. For any operator of a gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, the total cost of submitting an application shall be three hundred dollars. The issued permit shall be valid from the date of its issuance until the date specified in the mine plan unless sooner revoked or suspended as provided in sections 444.760 to 444.790. Beginning August 28, 2007, the fees shall be set at a permit fee of eight hundred dollars, a site fee of four hundred dollars, and an acre fee of ten dollars, with a maximum fee of three thousand dollars. Fees may be raised as allowed in this subsection after a regulation change that demonstrates the need for increased fees.

5. An operator desiring to have his or her permit amended to cover additional land may file an amended application with the commission. Upon receipt of the amended application, and such additional fee and bond as may be required pursuant to the provisions of sections 444.760 to 444.790, the director shall, if the applicant complies with all applicable regulatory requirements, issue an amendment to the original permit covering the additional land described in the amended application.

6. An operation may withdraw any land covered by a permit, excepting affected land, by notifying the commission thereof, in which case the penalty of the bond or security filed by the operator pursuant to the provisions of sections 444.760 to 444.790 shall be reduced proportionately.

7. Where mining or reclamation operations on acreage for which a permit has been issued have not been completed, the permit shall be renewed. The operator shall submit a permit renewal form furnished by the director for an additional permit year and pay a fee equal to an application fee calculated pursuant to subsection 4 of this section, but in no case shall the renewal fee for any operator be more than three thousand dollars. For any operator involved in any gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, the permit as to such acreage shall be renewed by applying on a permit renewal form furnished by the director for an additional permit year and payment of a fee of three hundred dollars. Upon receipt of the completed permit renewal form and fee from the operator, the director shall approve the renewal. With approval of the director and operator, the permit renewal may be extended for a portion of an additional year with a corresponding prorating of the renewal fee.

8. Where one operator succeeds another at any uncompleted operation, either by sale, assignment, lease or otherwise, the commission may release the first operator from all liability pursuant to sections 444.760 to 444.790 as to that particular operation if both operators have been issued a permit and have otherwise complied with the requirements of sections 444.760 to 444.790 and the successor operator assumes as part of his or her obligation pursuant to sections 444.760 to 444.790 all liability for the reclamation of the area of land affected by the former operator.

9. The application for a permit shall be accompanied by a plan of reclamation that meets the requirements of sections 444.760 to 444.790 and the rules and regulations promulgated pursuant thereto, and shall contain a verified statement by the operator setting forth the proposed method of operation, reclamation, and a conservation plan for the affected area including approximate dates and time of completion, and stating that the operation will meet the requirements of sections 444.760 to 444.790, and any rule or regulation promulgated pursuant to them.

10. At the time that a permit application is deemed complete by the director, the operator shall publish a notice of intent to operate a surface mine in any newspaper qualified pursuant to section 493.050 to publish legal notices in any county where the land is located. If the director does not respond to a permit application within forty-

five calendar days, the application shall be deemed to be complete. Notice in the newspaper shall be posted once a week for four consecutive weeks beginning no more than ten days after the application is deemed complete. The operator shall also send notice of intent to operate a surface mine by certified mail to the governing body of the counties or cities in which the proposed area is located, and to the last known addresses of all record landowners whose property is:

(1) Within two thousand six hundred forty feet, or one-half mile from the border of the proposed mine plan area; and

(2) Adjacent to the proposed mine plan area, land upon which the mine plan area is located, or adjacent land having a legal relationship with either the applicant or the owner of the land upon which the mine plan area is located.

The notices shall include the name and address of the operator, a legal description consisting of county, section, township and range, the number of acres involved, a statement that the operator plans to mine a specified mineral during a specified time, and the address of the commission. The notices shall also contain a statement that any person with a direct, personal interest in one or more of the factors the director may consider in issuing a permit may request a public meeting or file written comments to the director no later than fifteen days following the final public notice publication date. If any person requests a public meeting, the applicant shall cooperate with the director in making all necessary arrangements for the public meeting to be held in a reasonably convenient location and at a reasonable time for interested participants, and the applicant shall bear the expenses.

11. The director may approve a permit application or permit amendment whose operation or reclamation plan deviates from the requirements of sections 444.760 to 444.790 if it can be demonstrated by the operator that the conditions present at the surface mining location warrant an exception. The criteria accepted for consideration when evaluating the merits of an exception or variance to the requirements of sections 444.760 to 444.790 shall be established by regulations.

12. Fees imposed pursuant to this section shall become effective August 28, 2007, and shall expire on December 31, **[**~~2024~~**] 2030**. No other provisions of this section shall expire.

640.023. Notwithstanding any provision of law to the contrary, the department of natural resources shall not take any permitting or regulatory action based solely on guidance that has not been promulgated as a regulation, unless such use of guidance is agreed to by the permittee or person subject to such regulatory action.

640.100. 1. The safe drinking water commission created in section 640.105 shall promulgate rules necessary for the implementation, administration and enforcement of sections 640.100 to 640.140 and the federal Safe Drinking Water Act as amended.

2. No standard, rule or regulation or any amendment or repeal thereof shall be adopted except after a public hearing to be held by the commission after at least thirty days' prior notice in the manner prescribed by the rulemaking provisions of chapter 536 and an opportunity given to the public to be heard; the commission may solicit the views, in writing, of persons who may be affected by, knowledgeable about, or interested in proposed rules and regulations, or standards. Any person heard or registered at the hearing, or making written request for notice, shall be given written notice of the action of the commission with respect to the subject thereof. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated to administer and enforce sections 640.100 to 640.140 shall become effective only if the agency has fully complied with all of the requirements of chapter 536, including but not limited to section 536.028, if applicable, after June 9, 1998. All rulemaking authority delegated prior to June 9, 1998, is of no force and effect and repealed as of June 9, 1998, however, nothing in this section shall be interpreted to repeal or affect the validity of any rule adopted or promulgated prior to June 9, 1998. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in this chapter or chapter 644 shall affect the validity of any rule adopted and promulgated prior to June 9, 1998.

3. The commission shall promulgate rules and regulations for the certification of public water system operators, backflow prevention assembly testers and laboratories conducting tests pursuant to sections 640.100 to 640.140. Any person seeking to be a certified backflow prevention assembly tester shall satisfactorily complete standard, nationally recognized written and performance examinations designed to ensure that the person is competent to determine if the assembly is functioning within its design specifications. Any such state certification shall satisfy any need for local certification as a backflow prevention assembly tester. However, political subdivisions may set additional testing standards for individuals who are seeking to be certified as backflow

prevention assembly testers. Notwithstanding any other provision of law to the contrary, agencies of the state or its political subdivisions shall only require carbonated beverage dispensers to conform to the backflow protection requirements established in the National Sanitation Foundation standard eighteen, and the dispensers shall be so listed by an independent testing laboratory. The commission shall promulgate rules and regulations for collection of samples and analysis of water furnished by municipalities, corporations, companies, state establishments, federal establishments or individuals to the public. The department of natural resources or the department of health and senior services shall, at the request of any supplier, make any analyses or tests required pursuant to the terms of section 192.320 and sections 640.100 to 640.140. The department shall collect fees to cover the reasonable cost of laboratory services, both within the department of natural resources and the department of health and senior services, laboratory certification and program administration as required by sections 640.100 to 640.140. The laboratory services and program administration fees pursuant to this subsection shall not exceed two hundred dollars for a supplier supplying less than four thousand one hundred service connections, three hundred dollars for supplying less than seven thousand six hundred service connections, five hundred dollars for supplying seven thousand six hundred or more service connections, and five hundred dollars for testing surface water. Such fees shall be deposited in the safe drinking water fund as specified in section 640.110. The analysis of all drinking water required by section 192.320 and sections 640.100 to 640.140 shall be made by the department of natural resources laboratories, department of health and senior services laboratories or laboratories certified by the department of natural resources.

4. The department of natural resources shall establish and maintain an inventory of public water supplies and conduct sanitary surveys of public water systems. Such records shall be available for public inspection during regular business hours.

5. (1) For the purpose of complying with federal requirements for maintaining the primacy of state enforcement of the federal Safe Drinking Water Act, the department is hereby directed to request appropriations from the general revenue fund and all other appropriate sources to fund the activities of the public drinking water program and in addition to the fees authorized pursuant to subsection 3 of this section, an annual fee for each customer service connection with a public water system is hereby authorized to be imposed upon all customers of public water systems in this state. Each customer of a public water system shall pay an annual fee for each customer service connection.

(2) The annual fee per customer service connection for unmetered customers and customers with meters not greater than one inch in size shall be based upon the number of service connections in the water system serving that customer, and shall not exceed:

1 to 1,000 connections	$ 3.24
1,001 to 4,000 connections	3.00
4,001 to 7,000 connections	2.76
7,001 to 10,000 connections	2.40
10,001 to 20,000 connections	2.16
20,001 to 35,000 connections	1.92
35,001 to 50,000 connections	1.56
50,001 to 100,000 connections	1.32
More than 100,000 connections	1.08

(3) The annual user fee for customers having meters greater than one inch but less than or equal to two inches in size shall not exceed seven dollars and forty-four cents; for customers with meters greater than two inches but less than or equal to four inches in size shall not exceed forty-one dollars and sixteen cents; and for customers with meters greater than four inches in size shall not exceed eighty-two dollars and forty-four cents.

(4) Customers served by multiple connections shall pay an annual user fee based on the above rates for each connection, except that no single facility served by multiple connections shall pay a total of more than five hundred dollars per year.

6. Fees imposed pursuant to subsection 5 of this section shall become effective on August 28, 2006, and shall be collected by the public water system serving the customer beginning September 1, 2006, and continuing until such time that the safe drinking water commission, at its discretion, specifies a different amount under subsection 8 of this section. The commission shall promulgate rules and regulations on the procedures for billing, collection and delinquent payment. Fees collected by a public water system pursuant to subsection 5 of this section and fees established by the commission pursuant to subsection 8 of this section are state fees. The annual fee shall be enumerated separately from all other charges, and shall be collected in monthly, quarterly or annual increments. Such fees shall be transferred to the director of the department of revenue at frequencies not less than quarterly. Two percent of the revenue arising from the fees shall be retained by the public water system for the purpose of reimbursing its expenses for billing and collection of such fees.

7. Imposition and collection of the fees authorized in subsection 5 and fees established by the commission pursuant to subsection 8 of this section shall be suspended on the first day of a calendar quarter if, during the preceding calendar quarter, the federally delegated authority granted to the safe drinking water program within the department of natural resources to administer the Safe Drinking Water Act, 42 U.S.C. Section 300g-2, is withdrawn. The fee shall not be reinstated until the first day of the calendar quarter following the quarter during which such delegated authority is reinstated.

8. Notwithstanding any statutory fee amounts or maximums to the contrary, the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from public and private water suppliers, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the safe drinking water commission. The commission shall review such recommendations at a forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or six of nine commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year, at which point the existing fee structure shall expire. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

643.079. 1. Any air contaminant source required to obtain a permit issued under sections 643.010 to 643.355 shall pay annually beginning April 1, 1993, a fee as provided herein. For the first year the fee shall be twenty-five dollars per ton of each regulated air contaminant emitted. Thereafter, the fee shall be set every three years by the commission by rule and shall be at least twenty-five dollars per ton of regulated air contaminant emitted but not more than forty dollars per ton of regulated air contaminant emitted in the previous calendar year. If necessary, the commission may make annual adjustments to the fee by rule. The fee shall be set at an amount consistent with the need to fund the reasonable cost of administering sections 643.010 to 643.355, taking into account other moneys received pursuant to sections 643.010 to 643.355. For the purpose of determining the amount of air contaminant emissions on which the fees authorized under this section are assessed, a facility shall be considered one source as described in subsection 2 of section 643.078, except that a facility with multiple operating permits shall pay the emission fees authorized under this section separately for air contaminants emitted under each individual permit.

2. A source which produces charcoal from wood shall pay an annual emission fee under this subsection in lieu of the fee established in subsection 1 of this section. The fee shall be based upon a maximum fee of twenty-five dollars per ton and applied upon each ton of regulated air contaminant emitted for the first four thousand tons of each contaminant emitted in the amount established by the commission pursuant to subsection 1 of this section, reduced according to the following schedule:

(1) For fees payable under this subsection in the years 1993 and 1994, the fee shall be reduced by one hundred percent;

(2) For fees payable under this subsection in the years 1995, 1996 and 1997, the fee shall be reduced by eighty percent;

(3) For fees payable under this subsection in the years 1998, 1999 and 2000, the fee shall be reduced by sixty percent.

3. The fees imposed in subsection 2 of this section shall not be imposed or collected after the year 2000 unless the general assembly reimposes the fee.

4. Each air contaminant source with a permit issued under sections 643.010 to 643.355 shall pay the fee for the first four thousand tons of each regulated air contaminant emitted each year but no air contaminant source shall pay fees on total emissions of regulated air contaminants in excess of twelve thousand tons in any calendar year.

A permitted air contaminant source which emitted less than one ton of all regulated pollutants shall pay a fee equal to the amount per ton set by the commission. An air contaminant source which pays emission fees to a holder of a certificate of authority issued pursuant to section 643.140 may deduct such fees from any amount due under this section. The fees imposed in this section shall not be applied to carbon oxide emissions. The fees imposed in subsection 1 of this section and this subsection shall not be applied to sulfur dioxide emissions from any Phase I affected unit subject to the requirements of Title IV, Section 404, of the federal Clean Air Act, as amended, 42 U.S.C. Section 7651 et seq., any sooner than January 1, 2000. The fees imposed on emissions from Phase I affected units shall be consistent with and shall not exceed the provisions of the federal Clean Air Act, as amended, and the regulations promulgated thereunder. Any such fee on emissions from any Phase I affected unit shall be reduced by the amount of the service fee paid by that Phase I affected unit pursuant to subsection 8 of this section in that year. Any fees that may be imposed on Phase I sources shall follow the procedures set forth in subsection 1 of this section and this subsection and shall not be applied retroactively.

5. Moneys collected under this section shall be transmitted to the director of revenue for deposit in appropriate subaccounts of the natural resources protection fund created in section 640.220. A subaccount shall be maintained for fees paid by air contaminant sources which are required to be permitted under Title V of the federal Clean Air Act, as amended, 42 U.S.C. Section 7661 et seq., and used, upon appropriation, to fund activities by the department to implement the operating permits program authorized by Title V of the federal Clean Air Act, as amended. Another subaccount shall be maintained for fees paid by air contaminant sources which are not required to be permitted under Title V of the federal Clean Air Act as amended, and used, upon appropriation, to fund other air pollution control program activities. Another subaccount shall be maintained for service fees paid under subsection 8 of this section by Phase I affected units which are subject to the requirements of Title IV, Section 404, of the federal Clean Air Act Amendments of 1990 (42 U.S.C. Section 7651c), as amended, and used, upon appropriation, to fund air pollution control program activities. The provisions of section 33.080 to the contrary notwithstanding, moneys in the fund shall not revert to general revenue at the end of each biennium. Interest earned by moneys in the subaccounts shall be retained in the subaccounts. The per-ton fees established under subsection 1 of this section may be adjusted annually, consistent with the need to fund the reasonable costs of the program, but shall not be less than twenty-five dollars per ton of regulated air contaminant nor more than forty dollars per ton of regulated air contaminant. The first adjustment shall apply to moneys payable on April 1, 1994, and shall be based upon the general price level for the twelve-month period ending on August thirty-first of the previous calendar year.

6. The department may initiate a civil action in circuit court against any air contaminant source which has not remitted the appropriate fees within thirty days. In any judgment against the source, the department shall be awarded interest at a rate determined pursuant to section 408.030 and reasonable attorney's fees. In any judgment against the department, the source shall be awarded reasonable attorney's fees.

7. The department shall not suspend or revoke a permit for an air contaminant source solely because the source has not submitted the fees pursuant to this section.

8. Any Phase I affected unit which is subject to the requirements of Title IV, Section 404, of the federal Clean Air Act Amendments of 1990 (42 U.S.C. Section 7651c), as amended, shall pay annually beginning April 1, 1993, and terminating December 31, 1999, a service fee for the previous calendar year as provided herein. For the first year, the service fee shall be twenty-five thousand dollars for each Phase I affected generating unit to help fund the administration of sections 643.010 to 643.355. Thereafter, the service fee shall be annually set by the commission by rule, following public hearing, based on an annual allocation prepared by the department showing the details of all costs and expenses upon which such fees are based consistent with the department's reasonable needs to administer and implement sections 643.010 to 643.355 and to fulfill its responsibilities with respect to Phase I affected units, but such service fee shall not exceed twenty-five thousand dollars per generating unit. Any such Phase I affected unit which is located on one or more contiguous tracts of land with any Phase II generating unit that pays fees under subsection 1 or subsection 2 of this section shall be exempt from paying service fees under this subsection. A "contiguous tract of land" shall be defined to mean adjacent land, excluding public roads, highways and railroads, which is under the control of or owned by the permit holder and operated as a single enterprise.

9. The department of natural resources shall determine the fees due pursuant to this section by the state of Missouri and its departments, agencies and institutions, including two- and four-year institutions of higher education. The director of the department of natural resources shall forward the various totals due to the joint committee on capital improvements and the directors of the individual departments, agencies and institutions. The departments, as part of the budget process, shall annually request by specific line item appropriation funds to pay said fees and capital funding for projects determined to significantly improve air quality. If the general assembly fails to appropriate funds for emissions fees as specifically requested, the departments, agencies and institutions

shall pay said fees from other sources of revenue or funds available. The state of Missouri and its departments, agencies and institutions may receive assistance from the small business technical assistance program established pursuant to section 643.173.

10. Each retail agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan under 42 U.S.C. Section 7412(r), as amended, shall pay an annual registration fee of two hundred dollars. In addition, each retail agricultural facility that uses, stores, or sells anhydrous ammonia shall pay an annual tonnage fee calculated on the number of tons of anhydrous ammonia sold. The initial retail tonnage fee shall be set at one dollar and twenty-five cents per ton of anhydrous ammonia used or sold. Each distributor or terminal agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan program 3 under 40 CFR Part 68 shall pay an annual registration fee of five thousand dollars and shall not pay a tonnage fee. The annual registration fees and tonnage fee may be periodically revised under subsection 11 of this section. However, the fees collected shall be used exclusively for the purposes of administering the provisions of 42 U.S.C. Section 7412(r), as amended, for such agricultural facilities. Fees paid by agricultural air contaminant sources that use, store, or sell anhydrous ammonia for the purposes of implementing the requirements of 42 U.S.C. Section 7412(r), as amended, shall be deposited into the anhydrous ammonia risk management plan subaccount within the natural resources protection fund created in section 643.245. If the funding exceeds the reasonable costs to administer the programs as set forth in this section, the department of natural resources shall reduce fees for all registrants if the fees derived exceed the reasonable cost of administering the risk management plan under 42 U.S.C. Section 7412(r), as amended.

11. Notwithstanding any statutory fee amounts or maximums to the contrary, the department of natural resources may conduct a comprehensive review and propose changes to the fee structure authorized by sections 643.073, 643.075, 643.079, 643.225, 643.228, 643.232, 643.237, and 643.242 after holding stakeholder meetings in order to solicit stakeholder input from each of the following groups: the asbestos industry, electric utilities, mineral and metallic mining and processing facilities, cement kiln representatives, and any other interested industrial or business entities or interested parties. The department shall submit a proposed fee structure with stakeholder agreement to the air conservation commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments, may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the previous fee structure shall expire upon the effective date of the commission-adopted fee structure. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation, by concurrent resolution disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the commission shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

644.057. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the clean water fee structure set forth in sections 644.052, 644.053, and 644.061. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: agriculture, industry, municipalities, public and private wastewater facilities, and the development community. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the clean water commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. In no case shall the clean water commission adopt or recommend any clean water fee in excess of five thousand dollars. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments, may authorize the department to file the order of rulemaking for

such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structures set forth in sections 644.052, 644.053, and 644.061 shall expire upon the effective date of the commission-adopted fee structure, contrary to section 644.054. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure provided by this section shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bromley, **House Amendment No. 2** was adopted.

Representative Cook offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 631, Page 2, Section 256.710, Line 50, by inserting after all of said section and line the following:

"640.099. Notwithstanding the provisions of section 1.140 to the contrary, the provisions of sections 37.070, 67.4500, 67.4505, 67.4510, 67.4515, 67.4520, **[**~~192.105,~~**]** 247.060, 253.090, 442.014, 444.771, 444.773, 621.250, 640.018, 640.128, **[**~~640.850,~~**]** 643.020, 643.040, 643.050, 643.060, 643.079, 643.080, 643.130, 643.191, 643.225, 643.232, 643.237, 643.240, 643.242, 643.245, 643.250, 644.036, **[**~~644.051,~~**]** 644.054, 644.071, 644.145, 701.033, **[**~~701.058,~~**]** and this section shall be nonseverable, and if any provision is for any reason held to be invalid, such decision shall invalidate all of the remaining provisions of sections 37.070, 67.4500, 67.4505, 67.4510, 67.4515, 67.4520, **[**~~192.105,~~**]** 247.060, 253.090, 442.014, 444.771, 444.773, 621.250, 640.018, 640.128, **[**~~640.850,~~**]** 643.020, 643.040, 643.050, 643.060, 643.079, 643.080, 643.130, 643.191, 643.225, 643.232, 643.237, 643.240, 643.242, 643.245, 643.250, 644.036, **[**~~644.051,~~**]** 644.054, 644.071, 644.145, 701.033, **[**~~701.058,~~**]** and this section.

644.051. 1. It is unlawful for any person:

(1) To cause pollution of any waters of the state or to place or cause or permit to be placed any water contaminant in a location where it is reasonably certain to cause pollution of any waters of the state;

(2) To discharge any water contaminants into any waters of the state which reduce the quality of such waters below the water quality standards established by the commission;

(3) To violate any pretreatment and toxic material control regulations, or to discharge any water contaminants into any waters of the state which exceed effluent regulations or permit provisions as established by the commission or required by any federal water pollution control act;

(4) To discharge any radiological, chemical, or biological warfare agent or high-level radioactive waste into the waters of the state.

2. It shall be unlawful for any person to operate, use or maintain any water contaminant or point source in this state that is subject to standards, rules or regulations promulgated pursuant to the provisions of sections 644.006 to 644.141 unless such person holds an operating permit from the commission, subject to such exceptions as the commission may prescribe by rule or regulation. However, no operating permit shall be required of any person for any emission into publicly owned treatment facilities or into publicly owned sewer systems tributary to publicly owned treatment works.

3. It shall be unlawful for any person to construct, build, replace or make major modification to any point source or collection system that is principally designed to convey or discharge human sewage to waters of the state, unless such person obtains a construction permit from the commission, except as provided in this section. The following activities shall be excluded from construction permit requirements:

(1) Facilities greater than one million gallons per day that are authorized through a local supervised program, and are not receiving any department financial assistance;

(2) All sewer extensions or collection projects that are one thousand feet in length or less with fewer than two lift stations;

(3) All sewer collection projects that are authorized through a local supervised program; **[**~~and~~**]**

(4) **Any earthen basin constructed to retain and settle nontoxic, nonmetallic earthen materials such as soil, silt, and rock; and**

(5) Any other exclusions the commission may promulgate by rule.

4. A construction permit may be required by the department in the following circumstances:

[~~(a)~~**] (1)** Substantial deviation from the commission's design standards;

[~~(b)~~**] (2)** To address noncompliance;

[~~(c)~~**] (3)** When an unauthorized discharge has occurred or has the potential to occur; or

[~~(d)~~**] (4)** To correct a violation of water quality standards.

[~~In addition,~~**] 5.** Any point source that proposes to construct an earthen storage structure to hold, convey, contain, store or treat domestic, agricultural, or industrial process wastewater also shall be subject to the construction permit provisions of this subsection. All other construction-related activities at point sources shall be exempt from the construction permit requirements. All activities that are exempted from the construction permit requirement are subject to the following conditions:

[~~a.~~**] (1)** Any point source system designed to hold, convey, contain, store or treat domestic, agricultural or industrial process wastewater shall be designed by a professional engineer registered in Missouri in accordance with the commission's design rules;

[~~b.~~**] (2)** Such point source system shall be constructed in accordance with the registered professional engineer's design and plans; and

[~~c.~~**] (3)** Such point source system may receive a post-construction site inspection by the department prior to receiving operating permit approval. A site inspection may be performed by the department, upon receipt of a complete operating permit application or submission of an engineer's statement of work complete.

6. A governmental unit may apply to the department for authorization to operate a local supervised program, and the department may authorize such a program. A local supervised program would recognize the governmental unit's engineering capacity and ability to conduct engineering work, supervise construction and maintain compliance with relevant operating permit requirements.

[~~4.~~**] 7.** Before issuing any permit required by this section, the director shall issue such notices, conduct such hearings, and consider such factors, comments and recommendations as required by sections 644.006 to 644.141 or any federal water pollution control act. The director shall determine if any state or any provisions of any federal water pollution control act the state is required to enforce, any state or federal effluent limitations or regulations, water quality-related effluent limitations, national standards of performance, toxic and pretreatment standards, or water quality standards which apply to the source, or any such standards in the vicinity of the source, are being exceeded, and shall determine the impact on such water quality standards from the source. The director, in order to effectuate the purposes of sections 644.006 to 644.141, shall deny a permit if the source will violate any such acts, regulations, limitations or standards or will appreciably affect the water quality standards or the water quality standards are being substantially exceeded, unless the permit is issued with such conditions as to make the source comply with such requirements within an acceptable time schedule.

[~~5.~~**] 8.** The director shall grant or deny the permit within sixty days after all requirements of the Federal Water Pollution Control Act concerning issuance of permits have been satisfied unless the application does not require any permit pursuant to any federal water pollution control act. The director or the commission may require the applicant to provide and maintain such facilities or to conduct such tests and monitor effluents as necessary to determine the nature, extent, quantity or degree of water contaminant discharged or released from the source, establish and maintain records and make reports regarding such determination.

[~~6.~~**] 9.** The director shall promptly notify the applicant in writing of his or her action and if the permit is denied state the reasons for such denial. As provided by sections 621.250 and 640.013, the applicant may appeal to the administrative hearing commission from the denial of a permit or from any condition in any permit by filing a petition with the administrative hearing commission within thirty days of the notice of denial or issuance of the permit. After a final action is taken on a new or reissued general permit, a potential applicant for the general permit who can demonstrate that he or she is or may be adversely affected by any permit term or condition may appeal the terms and conditions of the general permit within thirty days of the department's issuance of the general permit. In

no event shall a permit constitute permission to violate the law or any standard, rule or regulation promulgated pursuant thereto. Once the administrative hearing commission has reviewed the appeal, the administrative hearing commission shall issue a recommended decision to the commission on permit issuance, denial, or any condition of the permit. The commission shall issue its own decision, based on the appeal, for permit issuance, denial, or any condition of the permit. If the commission changes a finding of fact or conclusion of law made by the administrative hearing commission, or modifies or vacates the decision recommended by the administrative hearing commission, it shall issue its own decision, which shall include findings of fact and conclusions of law. The commission shall mail copies of its final decision to the parties to the appeal or their counsel of record. The commission's decision shall be subject to judicial review pursuant to chapter 536, except that the court of appeals district with territorial jurisdiction coextensive with the county where the point source is to be located shall have original jurisdiction. No judicial review shall be available until and unless all administrative remedies are exhausted.

[~~7.~~**] 10.** In any hearing held pursuant to this section that involves a permit, license, or registration, the burden of proof is on the party specified in section 640.012. Any decision of the commission made pursuant to a hearing held pursuant to this section is subject to judicial review as provided in section 644.071.

[~~8.~~**] 11.** In any event, no permit issued pursuant to this section shall be issued if properly objected to by the federal government or any agency authorized to object pursuant to any federal water pollution control act unless the application does not require any permit pursuant to any federal water pollution control act.

[~~9.~~**] 12.** Permits may be modified, reissued, or terminated at the request of the permittee. All requests shall be in writing and shall contain facts or reasons supporting the request.

[~~10.~~**] 13.** No manufacturing or processing plant or operating location shall be required to pay more than one operating fee. Operating permits shall be issued for a period not to exceed five years after date of issuance, except that general permits shall be issued for a five-year period, and also except that neither a construction nor an annual permit shall be required for a single residence's waste treatment facilities. Applications for renewal of a site-specific operating permit shall be filed at least one hundred eighty days prior to the expiration of the existing permit. Applications seeking to renew coverage under a general permit shall be submitted at least thirty days prior to the expiration of the general permit, unless the permittee has been notified by the director that an earlier application must be made. General permits may be applied for and issued electronically once made available by the director.

[~~11.~~**] 14.** Every permit issued to municipal or any publicly owned treatment works or facility shall require the permittee to provide the clean water commission with adequate notice of any substantial new introductions of water contaminants or pollutants into such works or facility from any source for which such notice is required by sections 644.006 to 644.141 or any federal water pollution control act. Such permit shall also require the permittee to notify the clean water commission of any substantial change in volume or character of water contaminants or pollutants being introduced into its treatment works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility and the anticipated impact of such introduction on the quality or quantity of effluent to be released from such works or facility into waters of the state.

[~~12.~~**] 15.** The director or the commission may require the filing or posting of a bond as a condition for the issuance of permits for construction of temporary or future water treatment facilities or facilities that utilize innovative technology for wastewater treatment in an amount determined by the commission to be sufficient to ensure compliance with all provisions of sections 644.006 to 644.141, and any rules or regulations of the commission and any condition as to such construction in the permit. For the purposes of this section, "innovative technology for wastewater treatment" shall mean a completely new and generally unproven technology in the type or method of its application that bench testing or theory suggest has environmental, efficiency, and cost benefits beyond the standard technologies. No bond shall be required for designs approved by any federal agency or environmental regulatory agency of another state. The bond shall be signed by the applicant as principal, and by a corporate surety licensed to do business in the state of Missouri and approved by the commission. The bond shall remain in effect until the terms and conditions of the permit are met and the provisions of sections 644.006 to 644.141 and rules and regulations promulgated pursuant thereto are complied with.

[~~13.~~**] 16.** (1) The department shall issue or deny applications for construction and site-specific operating permits received after January 1, 2001, within one hundred eighty days of the department's receipt of an application. For general construction and operating permit applications received after January 1, 2001, that do not require a public participation process, the department shall issue or deny the permits within sixty days of the department's receipt of an application. For an application seeking coverage under a renewed general permit that does not require an individual public participation process, the director shall issue or deny the permit within sixty days of the

director's receipt of the application, or upon issuance of the general permit, whichever is later. In regard to an application seeking coverage under an initial general permit that does not require an individual public participation process, the director shall issue or deny the permit within sixty days of the department's receipt of the application. For an application seeking coverage under a renewed general permit that requires an individual public participation process, the director shall issue or deny the permit within ninety days of the director's receipt of the application, or upon issuance of the general permit, whichever is later. In regard to an application for an initial general permit that requires an individual public participation process, the director shall issue or deny the permit within ninety days of the director's receipt of the application.

(2) If the department fails to issue or deny with good cause a construction or operating permit application within the time frames established in subdivision (1) of this subsection, the department shall refund the full amount of the initial application fee within forty-five days of failure to meet the established time frame. If the department fails to refund the application fee within forty-five days, the refund amount shall accrue interest at a rate established pursuant to section 32.065.

(3) Permit fee disputes may be appealed to the commission within thirty days of the date established in subdivision (2) of this subsection. If the applicant prevails in a permit fee dispute appealed to the commission, the commission may order the director to refund the applicant's permit fee plus interest and reasonable attorney's fees as provided in sections 536.085 and 536.087. A refund of the initial application or annual fee does not waive the applicant's responsibility to pay any annual fees due each year following issuance of a permit.

(4) No later than December 31, 2001, the commission shall promulgate regulations defining shorter review time periods than the time frames established in subdivision (1) of this subsection, when appropriate, for different classes of construction and operating permits. In no case shall commission regulations adopt permit review times that exceed the time frames established in subdivision (1) of this subsection. The department's failure to comply with the commission's permit review time periods shall result in a refund of said permit fees as set forth in subdivision (2) of this subsection. On a semiannual basis, the department shall submit to the commission a report which describes the different classes of permits and reports on the number of days it took the department to issue each permit from the date of receipt of the application and show averages for each different class of permits.

(5) During the department's technical review of the application, the department may request the applicant submit supplemental or additional information necessary for adequate permit review. The department's technical review letter shall contain a sufficient description of the type of additional information needed to comply with the application requirements.

(6) Nothing in this subsection shall be interpreted to mean that inaction on a permit application shall be grounds to violate any provisions of sections 644.006 to 644.141 or any rules promulgated pursuant to sections 644.006 to 644.141.

[~~14.~~**] 17.** The department shall respond to all requests for individual certification under Section 401 of the Federal Clean Water Act within the lesser of sixty days or the allowed response period established pursuant to applicable federal regulations without request for an extension period unless such extension is determined by the commission to be necessary to evaluate significant impacts on water quality standards and the commission establishes a timetable for completion of such evaluation in a period of no more than one hundred eighty days.

[~~15.~~**] 18.** All permit fees generated pursuant to this chapter shall not be used for the development or expansion of total maximum daily loads studies on either the Missouri or Mississippi rivers.

[~~16.~~**] 19.** The department shall implement permit shield provisions equivalent to the permit shield provisions implemented by the U.S. Environmental Protection Agency pursuant to the Clean Water Act, Section 402(k), 33 U.S.C. Section 1342(k), and its implementing regulations, for permits issued pursuant to chapter 644.

[~~17.~~**] 20.** Prior to the development of a new general permit or reissuance of a general permit for aquaculture, land disturbance requiring a storm water permit, or reissuance of a general permit under which fifty or more permits were issued under a general permit during the immediately preceding five-year period for a designated category of water contaminant sources, the director shall implement a public participation process complying with the following minimum requirements:

(1) For a new general permit or reissuance of a general permit, a general permit template shall be developed for which comments shall be sought from permittees and other interested persons prior to issuance of the general permit;

(2) The director shall publish notice of his intent to issue a new general permit or reissue a general permit by posting notice on the department's website at least one hundred eighty days before the proposed effective date of the general permit;

(3) The director shall hold a public informational meeting to provide information on anticipated permit conditions and requirements and to receive informal comments from permittees and other interested persons. The director shall include notice of the public informational meeting with the notice of intent to issue a new general permit or reissue a general permit under subdivision (2) of this subsection. The notice of the public informational meeting, including the date, time and location, shall be posted on the department's website at least thirty days in advance of the public meeting. If the meeting is being held for reissuance of a general permit, notice shall also be made by electronic mail to all permittees holding the current general permit which is expiring. Notice to current permittees shall be made at least twenty days prior to the public meeting;

(4) The director shall hold a thirty-day public comment period to receive comments on the general permit template with the thirty-day comment period expiring at least sixty days prior to the effective date of the general permit. Scanned copies of the comments received during the public comment period shall be posted on the department's website within five business days after close of the public comment period;

(5) A revised draft of a general permit template and the director's response to comments submitted during the public comment period shall be posted on the department's website at least forty-five days prior to issuance of the general permit. At least forty-five days prior to issuance of the general permit the department shall notify all persons who submitted comments to the department that these documents have been posted to the department's website;

(6) Upon issuance of a new or renewed general permit, the general permit shall be posted to the department's website.

[~~18.~~**] 21.** Notices required to be made by the department pursuant to subsection **[**~~17~~**] 20** of this section may be made by electronic mail. The department shall not be required to make notice to any permittee or other person who has not provided a current electronic mail address to the department. In the event the department chooses to make material modifications to the general permit before its expiration, the department shall follow the public participation process described in subsection **[**~~17~~**] 20** of this section.

[~~19.The provisions of subsection 17 of this section shall become effective beginning January 1, 2013.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 3** was adopted.

On motion of Representative Houx, **HCS HB 631, as amended**, was adopted.

On motion of Representative Houx, **HCS HB 631, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 725, **HCS HBs 913 & 428**, **HCS HB 863**, **HS HCS HB 356**, **HCS HB 1162**, **HCS HB 766**, **HCS HBs 882 & 518** and **HCS HBs 651, 479 & 647** were placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 651, 479 & 647, relating to municipal franchise fees for video service providers, was taken up by Representative Richey.

On motion of Representative Richey, **HCS HBs 651, 479 & 647** was read the third time and passed by the following vote:

AYES: 117

Adams	Allen	Amato	Baker	Banderman
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Busick
Butz	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Farnan
Fogle	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Johnson 12	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Pollitt	Proudie
Quade	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	Weber	West	Wilson	Woods
Wright	Mr. Speaker			

NOES: 011

Appelbaum	Crossley	Fountain Henderson	Gray	Lavender
Merideth	Mosley	Steinhoff	Taylor 84	Terry
Unsicker				

PRESENT: 018

Anderson	Aune	Bangert	Baringer	Bland Manlove
Burnett	Burton	Clemens	Collins	Hein
Johnson 23	Lewis 25	Mann	Nurrenbern	Phifer
Strickler	Walsh Moore	Young		

ABSENT WITH LEAVE: 017

Aldridge	Atchison	Byrnes	Cupps	Doll
Ealy	Falkner	Ingle	Lewis 6	Mackey
Nickson-Clark	Parker	Plank	Pouche	Reuter
Thomas	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 725, relating to offenses involving teller machines, was taken up by Representative Francis.

On motion of Representative Francis, **HCS HB 725** was read the third time and passed by the following vote:

AYES: 116

Allen	Amato	Anderson	Aune	Baker
Banderman	Bangert	Baringer	Billington	Black
Boggs	Bonacker	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Busick
Butz	Casteel	Chappell	Christ	Coleman
Cook	Copeland	Crossley	Cupps	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Johnson 12
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lonsdale	Mackey	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	Morse
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 031

Adams	Appelbaum	Barnes	Bland Manlove	Bosley
Boyd	Burnett	Christofanelli	Clemens	Collins
Davidson	Davis	Fountain Henderson	Gray	Johnson 23
Lavender	Lewis 25	Lovasco	Mann	McMullen
Merideth	Mosley	Phifer	Proudie	Quade
Smith 163	Terry	Walsh Moore	Weber	Woods
Young				

PRESENT: 002

Burton	Smith 46

ABSENT WITH LEAVE: 014

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter	Taylor 84	Unsicker	Windham	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 913 & 428, relating to licensed child care facilities, was taken up by Representative Farnan.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nurrenbern
Phifer	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	McGaugh	Nickson-Clark	Parker
Plank	Reuter	Windham		

VACANCIES: 000

On motion of Representative Farnan, **HCS HBs 913 & 428** was read the third time and passed by the following vote:

AYES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis

Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mosley	Nurrenbern	Phifer	Quade
Sauls	Sharp 37	Shields	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 003

Mann	Merideth	Proudie

ABSENT WITH LEAVE: 013

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	McGaugh	Nickson-Clark	Parker
Plank	Reuter	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 863, relating to social objective scoring standards, was taken up by Representative O'Donnell.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis

Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Bosley	Brown 27	Burnett
Burton	Butz	Clemens	Collins	Crossley
Fogle	Fountain Henderson	Gray	Hein	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Phifer	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Atchison	Barnes	Brown 87	Byrnes
Doll	Ealy	Ingle	Lewis 6	Nickson-Clark
Nurrenbern	Parker	Plank	Reuter	Smith 155

VACANCIES: 000

On motion of Representative O'Donnell, **HCS HB 863** was read the third time and passed by the following vote:

AYES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew

McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burnett	Burton	Butz	Clemens	Collins
Crossley	Fogle	Fountain Henderson	Gray	Hein
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Atchison	Brown 87	Byrnes	Doll
Ealy	Ingle	Lewis 6	Nickson-Clark	Parker
Plank	Reuter	Smith 155		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HS HCS HB 356, relating to taxation, was taken up by Representative McGirl.

On motion of Representative McGirl, **HS HCS HB 356** was read the third time and passed by the following vote:

AYES: 148

Adams	Allen	Amato	Anderson	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight

Lavender	Lewis 25	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Phifer
Pollitt	Pouche	Proudie	Quade	Reedy
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 001

Davidson

PRESENT: 002

Appelbaum Burnett

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter	Smith 163			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 1162, relating to a graduate medical education grant program, was taken up by Representative Haden.

On motion of Representative Haden, **HCS HB 1162** was read the third time and passed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx

Hovis	Hudson	Hurlbert	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Phifer	Pollitt	Pouche	Proudie
Quade	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter	Smith 163			

VACANCIES: 000

Speaker Plocher declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell

Oehlerking	Owen	Patterson	Perkins	Peters
Phifer	Pollitt	Pouche	Proudie	Quade
Reedy	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Bland Manlove	Byrnes	Doll
Ealy	Ingle	Lewis 6	Nickson-Clark	Parker
Plank	Reuter			

VACANCIES: 000

HCS HB 766, relating to marijuana facilities, was taken up by Representative Roberts.

On motion of Representative Roberts, **HCS HB 766** was read the third time and passed by the following vote:

AYES: 147

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Phifer	Pollitt
Pouche	Proudie	Quade	Reedy	Richey
Riggs	Riley	Roberts	Sander	Sassmann

Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 002

Davidson Hardwick

PRESENT: 003

Bland Manlove Bosley Terry

ABSENT WITH LEAVE: 011

Aldridge	Atchison	Byrnes	Doll	Ealy
Ingle	Lewis 6	Nickson-Clark	Parker	Plank
Reuter				

VACANCIES: 000

Speaker Plocher declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 44, **HB 67**, **HB 487**, **HB 528**, **HB 547**, **HB 1021** and **HB 1055** were placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 694 - Consent and House Procedure
HR 757 - Consent and House Procedure
HR 758 - Consent and House Procedure
HR 820 - Consent and House Procedure
HR 1373 - Consent and House Procedure

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 770**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Billington, Dinkins, Francis, McGirl, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (3): Butz, Clemens and Mosley

Absent (1): Adams

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 271**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Boggs, Buchheit-Courtway, Gragg, Haden, Keathley, Lewis (25), Nickson-Clark, Pouche, Seitz, Stinnett, Toalson Reisch and Unsicker

Noes (1): Thomas

Absent (1): Fogle

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 604** and **HB 180**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Adams, Amato, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Perkins and Reedy

Noes (0)

Absent (3): Bangert, Lonsdale and Walsh Moore

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 876**, **HB 771**, **HB 676** and **HB 551**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Adams, Amato, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Perkins and Reedy

Noes (0)

Absent (3): Bangert, Lonsdale and Walsh Moore

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HCR 13**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 45 & 1066**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Houx, Mackey and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 76**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Houx and Mackey

Noes (0)

Present (1): Smith (46)

Absent (3): Baker, Bland Manlove and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 200**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 212**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 436**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 999**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 1082 & 1094**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1117**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1120**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Copeland, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Baker and Bland Manlove

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1196**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Houx and Myers

Noes (2): Mackey and Smith (46)

Absent (2): Baker and Bland Manlove

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 48**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 262**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 336**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 512**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 557**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 777**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 782**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1263**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HCRs 21 & 22**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HJR 20**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Cupps, Evans, Gregory, Haffner, O'Donnell, Riley and Roberts

Noes (2): Proudie and Strickler

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 576**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley and Roberts

Noes (1): Strickler

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 675**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Evans, Gregory, O'Donnell, Roberts and Strickler

Noes (3): Cupps, Haffner and Riley

Present (1): Proudie

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 714**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 870**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Evans, Gregory, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (2): Cupps and Haffner

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1028**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 1038**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Evans, Gregory, Haffner, O'Donnell, Proudie, Roberts and Strickler

Noes (2): Cupps and Riley

Absent (1): Ingle

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 1152**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (1): Ingle

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 37 - Rules - Administrative Oversight
HCS HB 188 - Rules - Legislative Oversight
HCS HB 250 - Rules - Regulatory Oversight
HCS HB 271 - Rules - Legislative Oversight
HB 437 - Rules - Administrative Oversight
HCS HB 992 - Rules - Legislative Oversight
HB 1008 - Rules - Legislative Oversight
HCS HBs 1064 & 667 - Rules - Regulatory Oversight

The following member's presence was noted: Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, March 28, 2023.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: SS SB 111

CHILDREN AND FAMILIES
Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 594
Executive session will be held: HB 822, HB 351, HB 716, HB 743

CONSENT AND HOUSE PROCEDURE
Tuesday, March 28, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 345
Executive session may be held on any matter referred to the committee.
Time change.
CANCELLED

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 513

ECONOMIC DEVELOPMENT
Wednesday, March 29, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 1083, HB 368

ELECTIONS AND ELECTED OFFICIALS
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1202
Executive session will be held: HB 391, HB 449, HB 783

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 29, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 633, HB 883, HB 350
Executive session will be held: HB 482, HB 627, HB 529, HB 159
Added HB 159.
AMENDED

EMERGING ISSUES
Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 602, HB 109, HB 929
Executive session will be held: HB 1169, HB 485, HB 699

FINANCIAL INSTITUTIONS
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 968, HR 12
Executive session will be held: HB 425, HB 1210

GENERAL LAWS
Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 926, HB 1039, HB 1045, HB 248, HB 93
Executive session will be held: HB 272, HB 273, HB 274, HB 628, HB 1009
Added HB 248, HB 93, HB 272, HB 273, HB 274, HB 628, and HB 1009.
AMENDED

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 29, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 823, HB 124, HB 517, HB 646, HB 954, HB 1295
Executive session will be held: HB 603, HB 157, HB 1208

HEALTHCARE REFORM
Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 100, HB 464, HB 1128, HB 342, HB 885

HIGHER EDUCATION
Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1173, HB 1287
Executive session will be held: HB 502, HB 515, HB 887

INSURANCE POLICY
Wednesday, March 29, 2023, 8:30 AM, House Hearing Room 5.
Executive session will be held: HB 643

LOCAL GOVERNMENT
Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 648, HB 1262, HB 1011, HB 92
Executive session will be held: HB 400, HB 344, HB 134, HB 1214

PENSIONS
Tuesday, March 28, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 1185
Executive session will be held: HB 257, HB 303

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 845, HB 873, HB 775
Executive session will be held: HB 393

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HJR 66, HB 654, HB 1394
Executive session will be held: HB 267, HB 347

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, March 28, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 431, HB 1076, HB 1097, HB 1134
Executive session will be held: HB 511, HB 590, HB 1141, HB 1144, HB 1252, HJR 7, HJR 11

SPECIAL COMMITTEE ON TOURISM
Tuesday, March 28, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: SCR 7, HB 224, HB 530, HB 434, HB 817
Removed HB 308.
AMENDED

TRANSPORTATION ACCOUNTABILITY
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1363, HB 1398
Executive session will be held: HB 520
Time change.
CORRECTED

TRANSPORTATION INFRASTRUCTURE
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: SS SCS SB 127, HB 1067, HB 734
Executive session will be held: HB 1166

UTILITIES
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 697, HB 891, HB 1143

VETERANS
Tuesday, March 28, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 836

HOUSE CALENDAR

FORTY-FOURTH DAY, TUESDAY, MARCH 28, 2023

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 1, (6 hours total debate on Perfection) - Smith (163)
HCS HB 2, (6 hours total debate on Perfection) - Smith (163)
HCS HB 3, (6 hours total debate on Perfection) - Smith (163)
HCS HB 4, (6 hours total debate on Perfection) - Smith (163)
HCS HB 5, (6 hours total debate on Perfection) - Smith (163)
HCS HB 6, (6 hours total debate on Perfection) - Smith (163)
HCS HB 7, (6 hours total debate on Perfection) - Smith (163)
HCS HB 8, (6 hours total debate on Perfection) - Smith (163)
HCS HB 9, (6 hours total debate on Perfection) - Smith (163)
HCS HB 10, (6 hours total debate on Perfection) - Smith (163)
HCS HB 11, (6 hours total debate on Perfection) - Smith (163)
HCS HB 12, (6 hours total debate on Perfection) - Smith (163)
HCS HB 13, (6 hours total debate on Perfection) - Smith (163)
HCS HB 15, (6 hours total debate on Perfection) - Smith (163)

HOUSE BILLS FOR PERFECTION

HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 870 - Shields
HCS HB 1263 - Brown (16)
HB 1117 - Seitz
HCS HB 675 - Gregory
HCS HBs 45 & 1066 - Haley
HCS HB 48 - Haley
HCS HB 76 - Kelley (127)
HB 136 - Hudson
HCS HB 155 - O'Donnell
HB 200 - Francis
HCS HB 316 - Riggs
HB 512 - Mayhew
HCS HB 521 - Henderson
HB 557 - Houx
HCS HB 576 - Shields
HCS HB 584 - Owen
HCS HB 586 - Owen

HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HB 1102 - Stephens
HCS HB 1109 - Thompson
HB 1120 - Hardwick
HCS HB 1152 - Bromley
HCS HB 1196 - Richey

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 1058 - Hausman
HCS HB 986 - Murphy
HB 196 - Henderson
HCS HB 939 - Wilson
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HB 774 - Gragg
HCS HB 90 - Veit
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HB 719 - Riley
HCS HBs 178, 179 & 401 - Van Schoiack
HCS HB 443 - Marquart
HCS HB 497 - Lewis (6)
HCS HB 543 - Griffith
HCS HB 657 - Smith (155)
HB 703 - Haffner
HCS HB 733 - Boggs
HCS HB 779 - Bromley
HCS HB 809 - O'Donnell
HB 995 - Baker
HCS HBs 1108 & 1181 - Hicks
HB 1154 - Houx

HOUSE BILLS FOR PERFECTION - CONSENT

(03/23/2023)

HCS HB 906 - Haden
HB 746 - Sauls

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting
HCS HCR 13 - Van Schoiack
HCS HCRs 21 & 22 - Byrnes

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HBs 971 & 970 - Stinnett
HCS HBs 882 & 518 - Byrnes

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-FOURTH DAY, TUESDAY, MARCH 28, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"My beloved brethren, be ye steadfast, unmovable, always abounding in the work of the Lord, for as much as ye know that your labor is not in vain in the Lord." (I Corinthians 15:58)

O giver of every good and perfect gift, we are grateful for the opportunities for good which have been ours; for the love in our homes; for the fellowship of friends; for the freedom to worship as we desire; and for the happy experience of serving our state in this House of Representatives. Keep us ever alive with gratitude for Your goodness to us to be here on this long day.

May the light of Your love and the triumph of Your truth purify us and send us out into this day to be true to You, loyal to our state, and caregivers of our citizens.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Luke Woodrum, Abby Millsap, Karter Moore, Tamauree Moore, Aubrey Jackson, Zoe Francis and Theo Francis.

The Journal of the forty-third day was approved as printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 971 & 970, relating to employment for people with disabilities, was taken up by Representative Stinnett.

Speaker Pro Tem Henderson assumed the Chair.

On motion of Representative Stinnett, **HCS HBs 971 & 970** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Quade	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Bland Manlove	Byrnes	Ealy
Hovis	Lonsdale	Phifer	Plank	Proudie
Reuter	West			

VACANCIES: 000

Speaker Pro Tem Henderson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 995, relating to pet shop operations, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HB 995** was agreed to.

On motion of Representative Baker, **HB 995** was ordered perfected and printed.

HCS HB 1058, relating to the prevention of child abductions, was taken up by Representative Hausman.

On motion of Representative Hausman, the title of **HCS HB 1058** was agreed to.

On motion of Representative Hausman, **HCS HB 1058** was adopted.

On motion of Representative Hausman, **HCS HB 1058** was ordered perfected and printed.

HCS HB 986, relating to libraries, was taken up by Representative Murphy.

On motion of Representative Murphy, the title of **HCS HB 986** was agreed to.

Representative Boyd offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 986, Page 3, Section 89.380, Line 25, by inserting after all of said section and line the following:

"143.183. 1. As used in this section, the following terms mean:

(1) "Nonresident entertainer", a person residing or registered as a corporation outside this state who, for compensation, performs any vocal, instrumental, musical, comedy, dramatic, dance or other performance in this state before a live audience and any other person traveling with and performing services on behalf of a nonresident entertainer, including a nonresident entertainer who is paid compensation for providing entertainment as an independent contractor, a partnership that is paid compensation for entertainment provided by nonresident entertainers, a corporation that is paid compensation for entertainment provided by nonresident entertainers, or any other entity that is paid compensation for entertainment provided by nonresident entertainers;

(2) "Nonresident member of a professional athletic team", a professional athletic team member who resides outside this state, including any active player, any player on the disabled list if such player is in uniform on the day of the game at the site of the game, and any other person traveling with and performing services on behalf of a professional athletic team;

(3) "Personal service income" includes exhibition and regular season salaries and wages, guaranteed payments, strike benefits, deferred payments, severance pay, bonuses, and any other type of compensation paid to the nonresident entertainer or nonresident member of a professional athletic team, but does not include prizes, bonuses or incentive money received from competition in a livestock, equine or rodeo performance, exhibition or show;

(4) "Professional athletic team" includes, but is not limited to, any professional baseball, basketball, football, soccer and hockey team.

2. Any person, venue, or entity who pays compensation to a nonresident entertainer shall deduct and withhold from such compensation as a prepayment of tax an amount equal to two percent of the total compensation if the amount of compensation is in excess of three hundred dollars paid to the nonresident entertainer. For purposes of this section, the term "person, venue, or entity who pays compensation" shall not be construed to include any person, venue, or entity that is exempt from taxation under 26 U.S.C. Section 501(c)(3), as amended, and that pays an amount to the nonresident entertainer for the entertainer's appearance but receives no benefit from the entertainer's appearance other than the entertainer's performance.

3. Any person, venue, or entity required to deduct and withhold tax pursuant to subsection 2 of this section shall, for each calendar quarter, on or before the last day of the month following the close of such calendar quarter, remit the taxes withheld in such form or return as prescribed by the director of revenue and pay over to the director of revenue or to a depository designated by the director of revenue the taxes so required to be deducted and withheld.

4. Any person, venue, or entity subject to this section shall be considered an employer for purposes of section 143.191, and shall be subject to all penalties, interest, and additions to tax provided in this chapter for failure to comply with this section.

5. Notwithstanding other provisions of this chapter to the contrary, the commissioner of administration, for all taxable years beginning on or after January 1, 1999, but none after December 31, 2030, shall annually estimate the amount of state income tax revenues collected pursuant to this chapter which are received from nonresident members of professional athletic teams and nonresident entertainers. For fiscal year 2000, and for each subsequent fiscal year for a period of thirty-one years, sixty percent of the annual estimate of taxes generated from the nonresident entertainer and professional athletic team income tax shall be allocated annually to the Missouri arts council trust fund, and shall be transferred, subject to appropriations, from the general revenue fund to the Missouri arts council trust fund established in section 185.100 and any amount transferred shall be in addition to such agency's budget base for each fiscal year. The director shall by rule establish the method of determining the portion of personal service income of such persons that is allocable to Missouri.

6. Notwithstanding the provisions of sections 186.050 to 186.067 to the contrary, the commissioner of administration, for all taxable years beginning on or after January 1, 1999, but for none after December 31, 2030, shall estimate annually the amount of state income tax revenues collected pursuant to this chapter which are received from nonresident members of professional athletic teams and nonresident entertainers. For fiscal year 2000, and for each subsequent fiscal year for a period of thirty-one years, ten percent of the annual estimate of taxes generated from the nonresident entertainer and professional athletic team income tax shall be allocated annually to the Missouri humanities council trust fund, and shall be transferred, subject to appropriations, from the general revenue fund to the Missouri humanities council trust fund established in section 186.055 and any amount transferred shall be in addition to such agency's budget base for each fiscal year.

7. Notwithstanding other provisions of section 182.812 to the contrary, the commissioner of administration, for all taxable years beginning on or after January 1, 1999, but for none after December 31, 2030, shall estimate annually the amount of state income tax revenues collected pursuant to this chapter which are received from nonresident members of professional athletic teams and nonresident entertainers. For fiscal year 2000, and for each subsequent fiscal year for a period of thirty-one years, ten percent of the annual estimate of taxes generated from the nonresident entertainer and professional athletic team income tax shall be allocated annually to the Missouri state library networking fund, and shall be transferred, subject to appropriations, from the general revenue fund to the secretary of state for distribution to public libraries for acquisition of library materials **and maintenance and repair of library facilities** as established in section 182.812 and any amount transferred shall be in addition to such agency's budget base for each fiscal year.

8. Notwithstanding other provisions of section 185.200 to the contrary, the commissioner of administration, for all taxable years beginning on or after January 1, 1999, but for none after December 31, 2030, shall estimate annually the amount of state income tax revenues collected pursuant to this chapter which are received from nonresident members of professional athletic teams and nonresident entertainers. For fiscal year 2000, and for each subsequent fiscal year for a period of thirty-one years, ten percent of the annual estimate of taxes generated from the nonresident entertainer and professional athletic team income tax shall be allocated annually to the Missouri public television broadcasting corporation special fund, and shall be transferred, subject to appropriations, from the general revenue fund to the Missouri public television broadcasting corporation special fund, and any amount transferred shall be in addition to such agency's budget base for each fiscal year; provided, however, that twenty-five percent of such allocation shall be used for grants to public radio stations which were qualified by the corporation for public broadcasting as of November 1, 1996. Such grants shall be distributed to each of such public radio stations in this state after receipt of the station's certification of operating and programming expenses for the prior fiscal year. Certification shall consist of the most recent fiscal year financial statement submitted by a station to the corporation for public broadcasting. The grants shall be divided into two categories, an annual basic service grant and an operating grant. The basic service grant shall be equal to thirty-five percent of the total amount and shall be divided equally among the public radio stations receiving grants. The remaining amount shall be distributed as an operating grant to the stations on the basis of the proportion that the total operating expenses of the individual station in the prior fiscal year bears to the aggregate total of operating expenses for the same fiscal year for all Missouri public radio stations which are receiving grants.

9. Notwithstanding other provisions of section 253.402 to the contrary, the commissioner of administration, for all taxable years beginning on or after January 1, 1999, but for none after December 31, 2030, shall estimate annually the amount of state income tax revenues collected pursuant to this chapter which are received from nonresident members of professional athletic teams and nonresident entertainers. For fiscal year 2000, and for each subsequent fiscal year for a period of thirty-one years, ten percent of the annual estimate of taxes generated

from the nonresident entertainer and professional athletic team income tax shall be allocated annually to the Missouri department of natural resources Missouri historic preservation revolving fund, and shall be transferred, subject to appropriations, from the general revenue fund to the Missouri department of natural resources Missouri historic preservation revolving fund established in section 253.402 and any amount transferred shall be in addition to such agency's budget base for each fiscal year.

10. This section shall not be construed to apply to any person who makes a presentation for professional or technical education purposes or to apply to any presentation that is part of a seminar, conference, convention, school, or similar program format designed to provide professional or technical education."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Boyd, **House Amendment No. 1** was adopted.

Representative Banderman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 986, Page 3, Section 89.380, Line 25, by inserting after all of said section and line the following:

"182.645. 1. The fiscal year for each consolidated public library district shall be July first to June thirtieth **unless otherwise set by the board of trustees**, and each year the librarian shall submit to the board of trustees a budget for the forthcoming fiscal year. The board shall approve the budget after making any changes therein that it deems necessary. The budget shall be approved on or before **[**~~June thirtieth~~**] the last day of the fiscal year** preceding the fiscal year for which the budget was prepared. The board on its own motion or at the request of the librarian, from time to time, may amend or modify the approved budget. A copy of the approved budget shall be filed with each county commission or county executive office of the counties comprising the consolidated public library district, and with the state auditor.

2. The treasurer of the board of trustees of a consolidated public library district shall receive and be the custodian of all money belonging to the district from whatever source derived. All funds of the consolidated public library district derived from local taxation to be used for normal operations of the district and received from the county collector, shall be kept in a consolidated library operating fund. All funds belonging to the district which are to be used for building purposes shall be kept in a consolidated library building fund; all funds derived from state aid or federal grants, other than land, building and furnishing grants, shall be kept in the consolidated library operating fund; and the board may establish any other funds that it deems necessary. The treasurer shall deposit all moneys belonging to the consolidated public library district in the depositaries that are selected by the board of trustees. The treasurer shall also be the custodian of all bonds or other securities belonging to the consolidated public library district.

3. Consolidated public library district moneys shall be disbursed by the treasurer by appropriate instrument of payment only upon due authorization of the consolidated public library district board of trustees and duly certified for payment by the president. The certification shall specify the amount to be paid, to whom payment is to be made and the purpose for which payment is being made. The board by resolution may direct that the signature of the president or treasurer be a facsimile signature in the manner provided by sections 105.273 to 105.278.

4. No authorization or certification shall be made, and no instrument of payment issued for the payment of any consolidated public library district indebtedness unless there is sufficient money in the treasury and the proper fund for the payment of the indebtedness and be in the proper form.

5. The treasurer of the board of trustees shall submit to the board of trustees, at each regularly scheduled meeting of the board, an accounting reflecting receipt and disbursement of funds belonging to the consolidated public library district."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Banderman, **House Amendment No. 2** was adopted.

Representative Van Schoiack offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 986, Pages 3 and 4, Section 182.806, Lines 1-12, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Van Schoiack, **House Amendment No. 3** was adopted.

On motion of Representative Murphy, **HCS HB 986, as amended**, was adopted.

On motion of Representative Murphy, **HCS HB 986, as amended**, was ordered perfected and printed.

HCS HB 774, relating to cave inspection fees, was taken up by Representative Gragg.

On motion of Representative Gragg, the title of **HCS HB 774** was agreed to.

Representative Gragg offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 774, Page 1, Section 293.620, Line 12, by deleting the word "**three**" and inserting in lieu thereof the word "**one**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gragg, **House Amendment No. 1** was adopted.

On motion of Representative Gragg, **HCS HB 774, as amended**, was adopted.

On motion of Representative Gragg, **HCS HB 774, as amended**, was ordered perfected and printed.

HCS HB 443, relating to motor vehicle safety, was taken up by Representative Marquart.

On motion of Representative Marquart, the title of **HCS HB 443** was agreed to.

Representative Marquart offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 443, Page 2, Section 307.179, Lines 25-26, by deleting said lines and inserting in lieu thereof the following:

"**[**~~(4)~~**] (5)** Children at least eighty pounds **[**~~or children~~**] and** more than four feet, nine inches in height**, or at least eight years of age,** shall be secured by a vehicle safety belt **[**~~or~~ "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Marquart, **House Amendment No. 1** was adopted.

Representative Lovasco offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 443, Page 1, Section 43.253, Line 10, by inserting after all of said section and line the following:

"307.173. 1. Any person may operate a motor vehicle with front sidewing vents or windows located immediately to the left and right of the driver that have a sun-screening device, in conjunction with safety glazing material, that has a light transmission of thirty-five percent or more plus or minus three percent and a luminous reflectance of thirty-five percent or less plus or minus three percent. Except as provided in subsection 5 of this section, any sun-screening device applied to front sidewing vents or windows located immediately to the left and right of the driver in excess of the requirements of this section shall be prohibited without a permit pursuant to a physician's prescription as described below. A permit to operate a motor vehicle with front sidewing vents or windows located immediately to the left and right of the driver that have a sun-screening device, in conjunction with safety glazing material, which permits less light transmission and luminous reflectance than allowed under the requirements of this subsection, may be issued by the department of public safety to a person having a serious medical condition which requires the use of a sun-screening device if the permittee's physician prescribes its use. The director of the department of public safety shall promulgate rules and regulations for the issuance of the permit. The permit shall allow operation of the vehicle by any titleholder or relative within the second degree by consanguinity or affinity, which shall mean a spouse, each grandparent, parent, brother, sister, niece, nephew, aunt, uncle, child, and grandchild of a person, who resides in the household. Except as provided in subsection 2 of this section, all sun-screening devices applied to the windshield of a motor vehicle are prohibited.

2. This section shall not prohibit labels, stickers, decalcomania, or informational signs on motor vehicles or the application of tinted or solar screening material to recreational vehicles as defined in section 700.010, provided that such material does not interfere with the driver's normal view of the road. This section shall not prohibit factory-installed tinted glass, the equivalent replacement thereof or tinting material applied to the upper portion of the motor vehicle's windshield which is normally tinted by the manufacturer of motor vehicle safety glass.

3. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

4. Any person who violates the provisions of this section is guilty of a class **[**~~C~~**] D** misdemeanor.

5. Any vehicle licensed with a historical license plate shall be exempt from the requirements of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lovasco, **House Amendment No. 2** was adopted.

On motion of Representative Marquart, **HCS HB 443, as amended**, was adopted.

On motion of Representative Marquart, **HCS HB 443, as amended**, was ordered perfected and printed.

HCS HB 543, relating to the towing of vehicles, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HCS HB 543** was agreed to.

On motion of Representative Griffith, **HCS HB 543** was adopted.

On motion of Representative Griffith, **HCS HB 543** was ordered perfected and printed.

HCS HB 733, relating to the expanding public sector career opportunities act, was taken up by Representative Boggs.

On motion of Representative Boggs, the title of **HCS HB 733** was agreed to.

On motion of Representative Boggs, **HCS HB 733** was adopted.

On motion of Representative Boggs, **HCS HB 733** was ordered perfected and printed.

HCS HB 809, relating to personal finance curriculum in schools, was taken up by Representative O'Donnell.

Representative O'Donnell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 809, Page 1, In the Title, Lines 2-3, by deleting the phrase "personal finance curriculum in schools" and inserting in lieu thereof the phrase "financial affairs"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1** was adopted.

Representative O'Donnell offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 809, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"30.753. 1. The state treasurer may invest in linked deposits; however, the total amount so deposited at any one time shall not exceed, in the aggregate, **[**~~eight hundred million~~**] one billion** dollars. **[**~~No more than three hundred thirty million dollars of~~**]** The aggregate deposit shall be used for linked deposits to eligible farming operations, eligible locally owned businesses, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, **[**~~and~~**]** eligible facility borrowers, **[**~~no more than one hundred ninety million of the aggregate deposit shall be used for linked deposits to~~**] and eligible** small businesses**[**~~,~~**].** No more than **[**~~twenty million dollars~~**] five percent** shall be used for linked deposits to eligible multitenant development enterprises, and no more than **[**~~twenty million dollars~~**] five percent** of the aggregate deposit shall be used for linked deposits to eligible residential property developers and eligible residential property owners, **and** no more than **[**~~two hundred twenty million dollars~~**] twenty percent** of the aggregate deposit shall be used for linked deposits to eligible job enhancement businesses**,** and no more than **[**~~twenty million dollars~~**] five percent** of the aggregate deposit shall be used for linked deposit loans to eligible water systems. Linked deposit loans may be made to eligible student borrowers, eligible alternative energy operations, eligible alternative energy consumers, and eligible governmental entities from the aggregate deposit. If demand for a particular type of linked deposit exceeds the initial allocation, and funds initially allocated to another type are available and not in demand, the state treasurer may commingle allocations among the types of linked deposits.

2. The minimum deposit to be made by the state treasurer to an eligible lending institution for eligible job enhancement business loans shall be ninety thousand dollars. Linked deposit loans for eligible job enhancement businesses may be made for the purposes of assisting with relocation expenses, working capital, interim construction, inventory, site development, machinery and equipment, or other expenses necessary to create or retain jobs in the recipient firm.

130.011. As used in this chapter, unless the context clearly indicates otherwise, the following terms mean:

(1) "Appropriate officer" or "appropriate officers", the person or persons designated in section 130.026 to receive certain required statements and reports;

(2) "Ballot measure" or "measure", any proposal submitted or intended to be submitted to qualified voters for their approval or rejection, including any proposal submitted by initiative petition, referendum petition, or by the general assembly or any local governmental body having authority to refer proposals to the voter;

(3) "Candidate", an individual who seeks nomination or election to public office. The term "candidate" includes an elected officeholder who is the subject of a recall election, an individual who seeks nomination by the individual's political party for election to public office, an individual standing for retention in an election to an office to which the individual was previously appointed, an individual who seeks nomination or election whether or not the specific elective public office to be sought has been finally determined by such individual at the time the individual meets the conditions described in paragraph (a) or (b) of this subdivision, and an individual who is a write-in candidate as defined in subdivision (28) of this section. A candidate shall be deemed to seek nomination or election when the person first:

(a) Receives contributions or makes expenditures or reserves space or facilities with intent to promote the person's candidacy for office; or

(b) Knows or has reason to know that contributions are being received or expenditures are being made or space or facilities are being reserved with the intent to promote the person's candidacy for office; except that, such individual shall not be deemed a candidate if the person files a statement with the appropriate officer within five days after learning of the receipt of contributions, the making of expenditures, or the reservation of space or facilities disavowing the candidacy and stating that the person will not accept nomination or take office if elected; provided that, if the election at which such individual is supported as a candidate is to take place within five days after the person's learning of the above-specified activities, the individual shall file the statement disavowing the candidacy within one day; or

(c) Announces or files a declaration of candidacy for office;

(4) "Cash", currency, coin, United States postage stamps, or any negotiable instrument which can be transferred from one person to another person without the signature or endorsement of the transferor;

(5) "Check", a check drawn on a state or federal bank, or a draft on a negotiable order of withdrawal account in a savings and loan association or a share draft account in a credit union;

(6) "Closing date", the date through which a statement or report is required to be complete;

(7) "Committee", a person or any combination of persons, who accepts contributions or makes expenditures for the primary or incidental purpose of influencing or attempting to influence the action of voters for or against the nomination or election to public office of one or more candidates or the qualification, passage or defeat of any ballot measure or for the purpose of paying a previously incurred campaign debt or obligation of a candidate or the debts or obligations of a committee or for the purpose of contributing funds to another committee:

(a) "Committee", does not include:

a. A person or combination of persons, if neither the aggregate of expenditures made nor the aggregate of contributions received during a calendar year exceeds five hundred dollars and if no single contributor has contributed more than two hundred fifty dollars of such aggregate contributions;

b. An individual, other than a candidate, who accepts no contributions and who deals only with the individual's own funds or property;

c. A corporation, cooperative association, partnership, proprietorship, or joint venture organized or operated for a primary or principal purpose other than that of influencing or attempting to influence the action of voters for or against the nomination or election to public office of one or more candidates or the qualification, passage or defeat of any ballot measure, and it accepts no contributions, and all expenditures it makes are from its own funds or property obtained in the usual course of business or in any commercial or other transaction and which are not contributions as defined by subdivision (12) of this section;

d. A labor organization organized or operated for a primary or principal purpose other than that of influencing or attempting to influence the action of voters for or against the nomination or election to public office of one or more candidates, or the qualification, passage, or defeat of any ballot measure, and it accepts no

contributions, and expenditures made by the organization are from its own funds or property received from membership dues or membership fees which were given or solicited for the purpose of supporting the normal and usual activities and functions of the organization and which are not contributions as defined by subdivision (12) of this section;

e. A person who acts as an authorized agent for a committee in soliciting or receiving contributions or in making expenditures or incurring indebtedness on behalf of the committee if such person renders to the committee treasurer or deputy treasurer or candidate, if applicable, an accurate account of each receipt or other transaction in the detail required by the treasurer to comply with all record-keeping and reporting requirements of this chapter;

f. Any department, agency, board, institution or other entity of the state or any of its subdivisions or any officer or employee thereof, acting in the person's official capacity;

(b) The term "committee" includes, but is not limited to, each of the following committees: campaign committee, candidate committee, continuing committee and political party committee;

(8) "Campaign committee", a committee, other than a candidate committee, which shall be formed by an individual or group of individuals to receive contributions or make expenditures and whose sole purpose is to support or oppose the qualification and passage of one or more particular ballot measures in an election or the retention of judges under the nonpartisan court plan, such committee shall be formed no later than thirty days prior to the election for which the committee receives contributions or makes expenditures, and which shall terminate the later of either thirty days after the general election or upon the satisfaction of all committee debt after the general election, except that no committee retiring debt shall engage in any other activities in support of a measure for which the committee was formed;

(9) "Candidate committee", a committee which shall be formed by a candidate to receive contributions or make expenditures in behalf of the person's candidacy and which shall continue in existence for use by an elected candidate or which shall terminate the later of either thirty days after the general election for a candidate who was not elected or upon the satisfaction of all committee debt after the election, except that no committee retiring debt shall engage in any other activities in support of the candidate for which the committee was formed. Any candidate for elective office shall have only one candidate committee for the elective office sought, which is controlled directly by the candidate for the purpose of making expenditures. A candidate committee is presumed to be under the control and direction of the candidate unless the candidate files an affidavit with the appropriate officer stating that the committee is acting without control or direction on the candidate's part;

(10) "Continuing committee", a committee of continuing existence which is not formed, controlled or directed by a candidate, and is a committee other than a candidate committee or campaign committee, whose primary or incidental purpose is to receive contributions or make expenditures to influence or attempt to influence the action of voters whether or not a particular candidate or candidates or a particular ballot measure or measures to be supported or opposed has been determined at the time the committee is required to file any statement or report pursuant to the provisions of this chapter. "Continuing committee" includes, but is not limited to, any committee organized or sponsored by a business entity, a labor organization, a professional association, a trade or business association, a club or other organization and whose primary purpose is to solicit, accept and use contributions from the members, employees or stockholders of such entity and any individual or group of individuals who accept and use contributions to influence or attempt to influence the action of voters. Such committee shall be formed no later than sixty days prior to the election for which the committee receives contributions or makes expenditures;

(11) "Connected organization", any organization such as a corporation, a labor organization, a membership organization, a cooperative, or trade or professional association which expends funds or provides services or facilities to establish, administer or maintain a committee or to solicit contributions to a committee from its members, officers, directors, employees or security holders. An organization shall be deemed to be the connected organization if more than fifty percent of the persons making contributions to the committee during the current calendar year are members, officers, directors, employees or security holders of such organization or their spouses;

(12) "Contribution", a payment, gift, loan, advance, deposit, or donation of money or anything of value for the purpose of supporting or opposing the nomination or election of any candidate for public office or the qualification, passage or defeat of any ballot measure, or for the support of any committee supporting or opposing candidates or ballot measures or for paying debts or obligations of any candidate or committee previously incurred for the above purposes. A contribution of anything of value shall be deemed to have a money value equivalent to the fair market value. "Contribution" includes, but is not limited to:

(a) A candidate's own money or property used in support of the person's candidacy other than expense of the candidate's food, lodging, travel, and payment of any fee necessary to the filing for public office;

(b) Payment by any person, other than a candidate or committee, to compensate another person for services rendered to that candidate or committee;

(c) Receipts from the sale of goods and services, including the sale of advertising space in a brochure, booklet, program or pamphlet of a candidate or committee and the sale of tickets or political merchandise;

(d) Receipts from fund-raising events including testimonial affairs;

(e) Any loan, guarantee of a loan, cancellation or forgiveness of a loan or debt or other obligation by a third party, or payment of a loan or debt or other obligation by a third party if the loan or debt or other obligation was contracted, used, or intended, in whole or in part, for use in an election campaign or used or intended for the payment of such debts or obligations of a candidate or committee previously incurred, or which was made or received by a committee;

(f) Funds received by a committee which are transferred to such committee from another committee or other source, except funds received by a candidate committee as a transfer of funds from another candidate committee controlled by the same candidate but such transfer shall be included in the disclosure reports;

(g) Facilities, office space or equipment supplied by any person to a candidate or committee without charge or at reduced charges, except gratuitous space for meeting purposes which is made available regularly to the public, including other candidates or committees, on an equal basis for similar purposes on the same conditions;

(h) The direct or indirect payment by any person, other than a connected organization, of the costs of establishing, administering, or maintaining a committee, including legal, accounting and computer services, fund raising and solicitation of contributions for a committee;

(i) "Contribution" does not include:

a. Ordinary home hospitality or services provided without compensation by individuals volunteering their time in support of or in opposition to a candidate, committee or ballot measure, nor the necessary and ordinary personal expenses of such volunteers incidental to the performance of voluntary activities, so long as no compensation is directly or indirectly asked or given;

b. An offer or tender of a contribution which is expressly and unconditionally rejected and returned to the donor within ten business days after receipt or transmitted to the state treasurer;

c. Interest earned on deposit of committee funds;

d. The costs incurred by any connected organization listed pursuant to subdivision **[**~~(4)~~**] (5)** of subsection 5 of section 130.021 for establishing, administering or maintaining a committee, or for the solicitation of contributions to a committee which solicitation is solely directed or related to the members, officers, directors, employees or security holders of the connected organization;

(13) "County", any one of the several counties of this state or the city of St. Louis;

(14) "Disclosure report", an itemized report of receipts, expenditures and incurred indebtedness which is prepared on forms approved by the Missouri ethics commission and filed at the times and places prescribed;

(15) "Election", any primary, general or special election held to nominate or elect an individual to public office, to retain or recall an elected officeholder or to submit a ballot measure to the voters, and any caucus or other meeting of a political party or a political party committee at which that party's candidate or candidates for public office are officially selected. A primary election and the succeeding general election shall be considered separate elections;

(16) **"Electronic means", any instrument, device, or service that facilitates an electronic withdrawal of funds from a bank account including, but not limited to, credit cards, debit cards, and the presentation of a credit or debit card account number;**

(17) "Expenditure", a payment, advance, conveyance, deposit, donation or contribution of money or anything of value for the purpose of supporting or opposing the nomination or election of any candidate for public office or the qualification or passage of any ballot measure or for the support of any committee which in turn supports or opposes any candidate or ballot measure or for the purpose of paying a previously incurred campaign debt or obligation of a candidate or the debts or obligations of a committee; a payment, or an agreement or promise to pay, money or anything of value, including a candidate's own money or property, for the purchase of goods, services, property, facilities or anything of value for the purpose of supporting or opposing the nomination or election of any candidate for public office or the qualification or passage of any ballot measure or for the support of any committee which in turn supports or opposes any candidate or ballot measure or for the purpose of paying a previously incurred campaign debt or obligation of a candidate or the debts or obligations of a committee. An expenditure of anything of value shall be deemed to have a money value equivalent to the fair market value. "Expenditure" includes, but is not limited to:

(a) Payment by anyone other than a committee for services of another person rendered to such committee;

(b) The purchase of tickets, goods, services or political merchandise in connection with any testimonial affair or fund-raising event of or for candidates or committees, or the purchase of advertising in a brochure, booklet, program or pamphlet of a candidate or committee;

(c) The transfer of funds by one committee to another committee;

(d) The direct or indirect payment by any person, other than a connected organization for a committee, of the costs of establishing, administering or maintaining a committee, including legal, accounting and computer services, fund raising and solicitation of contributions for a committee; but

(e) "Expenditure" does not include:

a. Any news story, commentary or editorial which is broadcast or published by any broadcasting station, newspaper, magazine or other periodical without charge to the candidate or to any person supporting or opposing a candidate or ballot measure;

b. The internal dissemination by any membership organization, proprietorship, labor organization, corporation, association or other entity of information advocating the election or defeat of a candidate or candidates or the passage or defeat of a ballot measure or measures to its directors, officers, members, employees or security holders, provided that the cost incurred is reported pursuant to subsection 2 of section 130.051;

c. Repayment of a loan, but such repayment shall be indicated in required reports;

d. The rendering of voluntary personal services by an individual of the sort commonly performed by volunteer campaign workers and the payment by such individual of the individual's necessary and ordinary personal expenses incidental to such volunteer activity, provided no compensation is, directly or indirectly, asked or given;

e. The costs incurred by any connected organization listed pursuant to subdivision **[**~~(4)~~**] (5)** of subsection 5 of section 130.021 for establishing, administering or maintaining a committee, or for the solicitation of contributions to a committee which solicitation is solely directed or related to the members, officers, directors, employees or security holders of the connected organization;

f. The use of a candidate's own money or property for expense of the candidate's personal food, lodging, travel, and payment of any fee necessary to the filing for public office, if such expense is not reimbursed to the candidate from any source;

[~~(17)~~**] (18)** "Exploratory committees", a committee which shall be formed by an individual to receive contributions and make expenditures on behalf of this individual in determining whether or not the individual seeks elective office. Such committee shall terminate no later than December thirty-first of the year prior to the general election for the possible office;

[~~(18)~~**] (19)** "Fund-raising event", an event such as a dinner, luncheon, reception, coffee, testimonial, rally, auction or similar affair through which contributions are solicited or received by such means as the purchase of tickets, payment of attendance fees, donations for prizes or through the purchase of goods, services or political merchandise;

[~~(19)~~**] (20)** "In-kind contribution" or "in-kind expenditure", a contribution or expenditure in a form other than money;

[~~(20)~~**] (21)** "Labor organization", any organization of any kind, or any agency or employee representation committee or plan, in which employees participate and which exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work;

[~~(21)~~**] (22)** "Loan", a transfer of money, property or anything of ascertainable monetary value in exchange for an obligation, conditional or not, to repay in whole or in part and which was contracted, used, or intended for use in an election campaign, or which was made or received by a committee or which was contracted, used, or intended to pay previously incurred campaign debts or obligations of a candidate or the debts or obligations of a committee;

[~~(22)~~**] (23)** "Person", an individual, group of individuals, corporation, partnership, committee, proprietorship, joint venture, any department, agency, board, institution or other entity of the state or any of its political subdivisions, union, labor organization, trade or professional or business association, association, political party or any executive committee thereof, or any other club or organization however constituted or any officer or employee of such entity acting in the person's official capacity;

[~~(23)~~**] (24)** "Political merchandise", goods such as bumper stickers, pins, hats, ties, jewelry, literature, or other items sold or distributed at a fund-raising event or to the general public for publicity or for the purpose of raising funds to be used in supporting or opposing a candidate for nomination or election or in supporting or opposing the qualification, passage or defeat of a ballot measure;

[~~(24)~~**] (25)** "Political party", a political party which has the right under law to have the names of its candidates listed on the ballot in a general election;

[~~(25)~~**] (26)** "Political party committee", a state, district, county, city, or area committee of a political party, as defined in section 115.603, which may be organized as a not-for-profit corporation under Missouri law, and which committee is of continuing existence, and has the primary or incidental purpose of receiving contributions and making expenditures to influence or attempt to influence the action of voters on behalf of the political party;

[~~(26)~~**] (27)** "Public office" or "office", any state, judicial, county, municipal, school or other district, ward, township, or other political subdivision office or any political party office which is filled by a vote of registered voters;

[~~(27)~~**] (28)** "Regular session", includes that period beginning on the first Wednesday after the first Monday in January and ending following the first Friday after the second Monday in May;

[~~(28)~~**] (29)** "Write-in candidate", an individual whose name is not printed on the ballot but who otherwise meets the definition of candidate in subdivision (3) of this section.

130.021. 1. Every committee shall have a treasurer who, except as provided in subsection 10 of this section, shall be a resident of this state and reside in the district or county in which the committee sits. A committee may also have a deputy treasurer who, except as provided in subsection 10 of this section, shall be a resident of this state and reside in the district or county in which the committee sits, to serve in the capacity of committee treasurer in the event the committee treasurer is unable for any reason to perform the treasurer's duties.

2. Every candidate for offices listed in subsection 1 of section 130.016 who has not filed a statement of exemption pursuant to that subsection and every candidate for offices listed in subsection 6 of section 130.016 who is not excluded from filing a statement of organization and disclosure reports pursuant to subsection 6 of section 130.016 shall form a candidate committee and appoint a treasurer. Thereafter, all contributions on hand and all further contributions received by such candidate and any of the candidate's own funds to be used in support of the person's candidacy shall be deposited in a candidate committee depository account established pursuant to the provisions of subsection 4 of this section, and all expenditures shall be made through the candidate, treasurer or deputy treasurer of the person's candidate committee. Nothing in this chapter shall prevent a candidate from appointing himself or herself as a committee of one and serving as the person's own treasurer, maintaining the candidate's own records and filing all the reports and statements required to be filed by the treasurer of a candidate committee.

3. A candidate who has more than one candidate committee supporting the person's candidacy shall designate one of those candidate committees as the committee responsible for consolidating the aggregate contributions to all such committees under the candidate's control and direction as required by section 130.041.

4. (1) Every committee shall have a single official fund depository within this state which shall be a federally or state-chartered bank, a federally or state-chartered savings and loan association, or a federally or state-chartered credit union in which the committee shall open and thereafter maintain at least one official depository account in its own name. An "official depository account" shall be a checking account or some type of negotiable draft or negotiable order of withdrawal account, and the official fund depository shall, regarding an official depository account, be a type of financial institution which provides a record of deposits, cancelled checks or other cancelled instruments of withdrawal evidencing each transaction by maintaining copies within this state of such instruments and other transactions. All contributions which the committee receives in money, checks and other negotiable instruments shall be deposited in a committee's official depository account. Contributions shall not be accepted and expenditures shall not be made by a committee except by or through an official depository account and the committee treasurer, deputy treasurer or candidate**; however, a committee may utilize a credit card or debit card in the name of the committee when authorized by the treasurer, deputy treasurer, or candidate, provided that all expenditures made by the committee through a credit card are paid through the official depository account**. Contributions received by a committee shall not be commingled with any funds of an agent of the committee, a candidate or any other person, except that contributions from a candidate of the candidate's own funds to the person's candidate committee shall be deposited to an official depository account of the person's candidate committee. No expenditure shall be made by a committee when the office of committee treasurer is vacant except that when the office of a candidate committee treasurer is vacant, the candidate shall be the treasurer until the candidate appoints a new treasurer.

(2) A committee treasurer, deputy treasurer or candidate may withdraw funds from a committee's official depository account and deposit such funds in one or more savings accounts in the committee's name in any bank, savings and loan association or credit union within this state, and may also withdraw funds from an official depository account for investment in the committee's name in any certificate of deposit, bond or security. Proceeds from interest or dividends from a savings account or other investment or proceeds from withdrawals from a savings account or from the sale of an investment shall not be expended or reinvested, except in the case of renewals of certificates of deposit, without first redepositing such proceeds in an official depository account. Investments, other

than savings accounts, held outside the committee's official depository account at any time during a reporting period shall be disclosed by description, amount, any identifying numbers and the name and address of any institution or person in which or through which it is held in an attachment to disclosure reports the committee is required to file. Proceeds from an investment such as interest or dividends or proceeds from its sale, shall be reported by date and amount. In the case of the sale of an investment, the names and addresses of the persons involved in the transaction shall also be stated. Funds held in savings accounts and investments, including interest earned, shall be included in the report of money on hand as required by section 130.041.

(3) Notwithstanding any other provision of law to the contrary, funds held in candidate committees, campaign committees, debt service committees, and exploratory committees shall be liquid such that these funds shall be readily available for the specific and limited purposes allowed by law. These funds may be invested only in short-term treasury instruments or short-term bank certificates with durations of one year or less, or that allow the removal of funds at any time without any additional financial penalty other than the loss of interest income. Continuing committees, political party committees, and other committees such as out-of-state committees not formed for the benefit of any single candidate or ballot issue shall not be subject to the provisions of this subdivision. This subdivision shall not be interpreted to restrict the placement of funds in an interest-bearing checking account.

5. The treasurer or deputy treasurer acting on behalf of any person or organization or group of persons which is a committee by virtue of the definitions of committee in section 130.011 and any candidate who is not excluded from forming a committee in accordance with the provisions of section 130.016 shall file a statement of organization with the appropriate officer within twenty days after the person or organization becomes a committee but no later than the date for filing the first report required pursuant to the provisions of section 130.046. The statement of organization shall contain the following information:

(1) The name, mailing address and telephone number, if any, of the committee filing the statement of organization. If the committee is deemed to be affiliated with a connected organization as provided in subdivision (11) of section 130.011, the name of the connected organization, or a legally registered fictitious name which reasonably identifies the connected organization, shall appear in the name of the committee. If the committee is a candidate committee, the name of the candidate shall be a part of the committee's name;

(2) The name, mailing address and telephone number of the candidate;

(3) The name, mailing address and telephone number of the committee treasurer, and the name, mailing address and telephone number of its deputy treasurer if the committee has named a deputy treasurer;

(4) The names, mailing addresses and titles of its officers, if any;

(5) The name and mailing address of any connected organizations with which the committee is affiliated;

(6) The name and mailing address of its depository, **[**~~and~~**]** the name and account number of each account the committee has in the depository**, and the account number and issuer of any credit card in the committee's name**. The account number of each account shall be redacted prior to disclosing the statement to the public;

(7) Identification of the major nature of the committee such as a candidate committee, campaign committee, continuing committee, political party committee, incumbent committee, or any other committee according to the definition of committee in section 130.011;

(8) In the case of the candidate committee designated in subsection 3 of this section, the full name and address of each other candidate committee which is under the control and direction of the same candidate, together with the name, address and telephone number of the treasurer of each such other committee;

(9) The name and office sought of each candidate supported or opposed by the committee;

(10) The ballot measure concerned, if any, and whether the committee is in favor of or opposed to such measure.

6. A committee may omit the information required in subdivisions (9) and (10) of subsection 5 of this section if, on the date on which it is required to file a statement of organization, the committee has not yet determined the particular candidates or particular ballot measures it will support or oppose.

7. A committee which has filed a statement of organization and has not terminated shall not be required to file another statement of organization, except that when there is a change in any of the information previously reported as required by subdivisions (1) to (8) of subsection 5 of this section an amended statement of organization shall be filed within twenty days after the change occurs, but no later than the date of the filing of the next report required to be filed by that committee by section 130.046.

8. Upon termination of a committee, a termination statement indicating dissolution shall be filed not later than ten days after the date of dissolution with the appropriate officer or officers with whom the committee's statement of organization was filed. The termination statement shall include: the distribution made of any remaining surplus funds and the disposition of any deficits; and the name, mailing address and telephone number of the individual responsible for preserving the committee's records and accounts as required in section 130.036.

9. Any statement required by this section shall be signed and attested by the committee treasurer or deputy treasurer, and by the candidate in the case of a candidate committee.

10. A committee domiciled outside this state shall be required to file a statement of organization and appoint a treasurer residing in this state and open an account in a depository within this state; provided that either of the following conditions prevails:

(1) The aggregate of all contributions received from persons domiciled in this state exceeds twenty percent in total dollar amount of all funds received by the committee in the preceding twelve months; or

(2) The aggregate of all contributions and expenditures made to support or oppose candidates and ballot measures in this state exceeds one thousand five hundred dollars in the current calendar year.

11. If a committee domiciled in this state receives a contribution of one thousand five hundred dollars or more from any committee domiciled outside of this state, the committee domiciled in this state shall file a disclosure report with the commission. The report shall disclose the full name, mailing address, telephone numbers and domicile of the contributing committee and the date and amount of the contribution. The report shall be filed within forty-eight hours of the receipt of such contribution if the contribution is received after the last reporting date before the election.

12. Each legislative and senatorial district committee shall retain only one address in the district it sits for the purpose of receiving contributions.

130.031. 1. No contribution of cash in an amount of more than one hundred dollars shall be made by or accepted from any single contributor for any election by a continuing committee, a campaign committee, a political party committee, an exploratory committee or a candidate committee.

2. **[**~~Except for expenditures from a petty cash fund which is established and maintained by withdrawals of funds from the committee's depository account and with records maintained pursuant to the record-keeping requirements of section 130.036 to account for expenditures made from petty cash,~~**]** Each expenditure of more than fifty dollars, except an in-kind expenditure, shall be made by check **signed by the committee treasurer, deputy treasurer, or candidate or by other electronic means authorized by the treasurer, deputy treasurer, or candidate and** drawn on the committee's depository **[**~~and signed by the committee treasurer, deputy treasurer or candidate~~**] or credit card in the name of the committee and authorized by the treasurer, deputy treasurer, or candidate**. A single expenditure **[**~~from a petty~~**] of** cash **[**~~fund~~**]** shall not exceed fifty dollars, and the aggregate of all expenditures **[**~~from a petty~~**] of** cash **[**~~fund~~**]** during a calendar year shall not exceed the lesser of five thousand dollars or ten percent of all expenditures made by the committee during that calendar year. **[**~~A check made payable to "cash" shall not be made except to replenish a petty cash fund.~~**]**

3. No contribution shall be made or accepted and no expenditure shall be made or incurred, directly or indirectly, in a fictitious name, in the name of another person, or by or through another person in such a manner as to conceal the identity of the actual source of the contribution or the actual recipient and purpose of the expenditure. Any person who receives contributions for a committee shall disclose to that committee's treasurer, deputy treasurer or candidate the recipient's own name and address and the name and address of the actual source of each contribution such person has received for that committee. Any person who makes expenditures for a committee shall disclose to that committee's treasurer, deputy treasurer or candidate such person's own name and address, the name and address of each person to whom an expenditure has been made and the amount and purpose of the expenditures the person has made for that committee.

4. No anonymous contribution of more than twenty-five dollars shall be made by any person, and no anonymous contribution of more than twenty-five dollars shall be accepted by any candidate or committee. If any anonymous contribution of more than twenty-five dollars is received, it shall be returned immediately to the contributor, if the contributor's identity can be ascertained, and if the contributor's identity cannot be ascertained, the candidate, committee treasurer or deputy treasurer shall immediately transmit that portion of the contribution which exceeds twenty-five dollars to the state treasurer and it shall escheat to the state.

5. The maximum aggregate amount of anonymous contributions which shall be accepted in any calendar year by any committee shall be the greater of five hundred dollars or one percent of the aggregate amount of all contributions received by that committee in the same calendar year. If any anonymous contribution is received which causes the aggregate total of anonymous contributions to exceed the foregoing limitation, it shall be returned immediately to the contributor, if the contributor's identity can be ascertained, and, if the contributor's identity cannot be ascertained, the committee treasurer, deputy treasurer or candidate shall immediately transmit the anonymous contribution to the state treasurer to escheat to the state.

6. Notwithstanding the provisions of subsection 5 of this section, contributions from individuals whose names and addresses cannot be ascertained which are received from a fund-raising activity or event, such as defined in section 130.011, shall not be deemed anonymous contributions, provided the following conditions are met:

(1) There are twenty-five or more contributing participants in the activity or event;

(2) The candidate, committee treasurer, deputy treasurer or the person responsible for conducting the activity or event makes an announcement that it is illegal for anyone to make or receive a contribution in excess of one hundred dollars unless the contribution is accompanied by the name and address of the contributor;

(3) The person responsible for conducting the activity or event does not knowingly accept payment from any single person of more than one hundred dollars unless the name and address of the person making such payment is obtained and recorded pursuant to the record-keeping requirements of section 130.036;

(4) A statement describing the event shall be prepared by the candidate or the treasurer of the committee for whom the funds were raised or by the person responsible for conducting the activity or event and attached to the disclosure report of contributions and expenditures required by section 130.041. The following information to be listed in the statement is in addition to, not in lieu of, the requirements elsewhere in this chapter relating to the recording and reporting of contributions and expenditures:

(a) The name and mailing address of the person or persons responsible for conducting the event or activity and the name and address of the candidate or committee for whom the funds were raised;

(b) The date on which the event occurred;

(c) The name and address of the location where the event occurred and the approximate number of participants in the event;

(d) A brief description of the type of event and the fund-raising methods used;

(e) The gross receipts from the event and a listing of the expenditures incident to the event;

(f) The total dollar amount of contributions received from the event from participants whose names and addresses were not obtained with such contributions and an explanation of why it was not possible to obtain the names and addresses of such participants;

(g) The total dollar amount of contributions received from contributing participants in the event who are identified by name and address in the records required to be maintained pursuant to section 130.036.

7. No candidate or committee in this state shall accept contributions from any out-of-state committee unless the out-of-state committee from whom the contributions are received has filed a statement of organization pursuant to section 130.021 or has filed the reports required by sections 130.049 and 130.050, whichever is applicable to that committee.

8. Any person publishing, circulating, or distributing any printed matter relative to any candidate for public office or any ballot measure shall on the face of the printed matter identify in a clear and conspicuous manner the person who paid for the printed matter with the words "Paid for by" followed by the proper identification of the sponsor pursuant to this section. For the purposes of this section, "printed matter" shall be defined to include any pamphlet, circular, handbill, sample ballot, advertisement, including advertisements in any newspaper or other periodical, sign, including signs for display on motor vehicles, or other imprinted or lettered material; but "printed matter" is defined to exclude materials printed and purchased prior to May 20, 1982, if the candidate or committee can document that delivery took place prior to May 20, 1982; any sign personally printed and constructed by an individual without compensation from any other person and displayed at that individual's place of residence or on that individual's personal motor vehicle; any items of personal use given away or sold, such as campaign buttons, pins, pens, pencils, book matches, campaign jewelry, or clothing, which is paid for by a candidate or committee which supports a candidate or supports or opposes a ballot measure and which is obvious in its identification with a specific candidate or committee and is reported as required by this chapter; and any news story, commentary, or editorial printed by a regularly published newspaper or other periodical without charge to a candidate, committee or any other person.

(1) In regard to any printed matter paid for by a candidate from the candidate's personal funds, it shall be sufficient identification to print the first and last name by which the candidate is known.

(2) In regard to any printed matter paid for by a committee, it shall be sufficient identification to print the name of the committee as required to be registered by subsection 5 of section 130.021 and the name and title of the committee treasurer who was serving when the printed matter was paid for.

(3) In regard to any printed matter paid for by a corporation or other business entity, labor organization, or any other organization not defined to be a committee by subdivision (7) of section 130.011 and not organized especially for influencing one or more elections, it shall be sufficient identification to print the name of the entity, the name of the principal officer of the entity, by whatever title known, and the mailing address of the entity, or if the entity has no mailing address, the mailing address of the principal officer.

(4) In regard to any printed matter paid for by an individual or individuals, it shall be sufficient identification to print the name of the individual or individuals and the respective mailing address or addresses, except that if more than five individuals join in paying for printed matter it shall be sufficient identification to print the words "For a list of other sponsors contact:" followed by the name and address of one such individual responsible for causing the matter to be printed, and the individual identified shall maintain a record of the names and amounts paid by other individuals and shall make such record available for review upon the request of any person. No person shall accept for publication or printing nor shall such work be completed until the printed matter is properly identified as required by this subsection.

9. Any broadcast station transmitting any matter relative to any candidate for public office or ballot measure as defined by this chapter shall identify the sponsor of such matter as required by federal law.

10. The provisions of subsection 8 or 9 of this section shall not apply to candidates for elective federal office, provided that persons causing matter to be printed or broadcast concerning such candidacies shall comply with the requirements of federal law for identification of the sponsor or sponsors.

11. It shall be a violation of this chapter for any person required to be identified as paying for printed matter pursuant to subsection 8 of this section or paying for broadcast matter pursuant to subsection 9 of this section to refuse to provide the information required or to purposely provide false, misleading, or incomplete information.

12. It shall be a violation of this chapter for any committee to offer chances to win prizes or money to persons to encourage such persons to endorse, send election material by mail, deliver election material in person or contact persons at their homes; except that, the provisions of this subsection shall not be construed to prohibit hiring and paying a campaign staff.

130.036. 1. The candidate, treasurer or deputy treasurer of a committee shall maintain accurate records and accounts on a current basis. The records and accounts shall be maintained in accordance with accepted normal bookkeeping procedures and shall contain the bills, receipts, deposit records, cancelled checks**, credit card statements, and records** and other detailed information necessary to prepare and substantiate any statement or report required to be filed pursuant to this chapter. Every person who acts as an agent for a committee in receiving contributions, making expenditures or incurring indebtedness for the committee shall, on request of that committee's treasurer, deputy treasurer or candidate, but in any event within five days after any such action, render to the candidate, committee treasurer or deputy treasurer a detailed account thereof, including names, addresses, dates, exact amounts and any other details required by the candidate, treasurer or deputy treasurer to comply with this chapter. Notwithstanding the provisions of subsection 4 of section 130.021 prohibiting commingling of funds, an individual, trade or professional association, business entity, or labor organization which acts as an agent for a committee in receiving contributions may deposit contributions received on behalf of the committee to the agent's account within a financial institution within this state, for purposes of facilitating transmittal of the contributions to the candidate, committee treasurer or deputy treasurer. Such contributions shall not be held in the agent's account for more than five days after the date the contribution was received by the agent, and shall not be transferred to the account of any other agent or person, other than the committee treasurer.

2. Unless a contribution is rejected by the candidate or committee and returned to the donor or transmitted to the state treasurer within ten business days after its receipt, it shall be considered received and accepted on the date received, notwithstanding the fact that it was not deposited by the closing date of a reporting period.

3. Notwithstanding the provisions of section 130.041 that only contributors of more than one hundred dollars shall be reported by name and address for all committees, the committee's records shall contain a listing of each contribution received by the committee, including those accepted and those which are rejected and either returned to the donor or transmitted to the state treasurer. Each contribution, regardless of the amount, shall be recorded by date received, name and address of the contributor and the amount of the contribution, except that any contributions from unidentifiable persons which are received through fund-raising activities and events as permitted in subsection 6 of section 130.031 shall be recorded to show the dates and amounts of all such contributions received together with information contained in statements required by subsection 6 of section 130.031. The procedure for recording contributions shall be of a type which enables the candidate, committee treasurer or deputy treasurer to maintain a continuing total of all contributions received from any one contributor.

4. **[**~~Notwithstanding the provisions of section 130.041 that certain expenditures need not be identified in reports by name and address of the payee,~~**]** The committee's records shall include a listing of each expenditure made and each contract, promise or agreement to make an expenditure, showing the date and amount of each transaction, the name and address of the person to whom the expenditure was made or promised, and the purpose of each expenditure made or promised.

5. In the case of a committee which makes expenditures for both the support or opposition of any candidate and the passage or defeat of a ballot measure, the committee treasurer shall maintain records segregated according to each candidate or measure for which the expenditures were made.

6. Records shall indicate which transactions, either contributions received or expenditures made, were cash transactions or in-kind transactions.

7. Any candidate who, pursuant to section 130.016, is exempt from the requirements to form a committee shall maintain records of each contribution received or expenditure made in support of his candidacy. Any other person or combination of persons who, although not deemed to be a committee according to the definition of the term "committee" in section 130.011, accepts contributions or makes expenditures, other than direct contributions from the person's own funds, for the purpose of supporting or opposing the election or defeat of any candidate or for the purpose of supporting or opposing the qualifications, passage or defeat of any ballot measure shall maintain records of each contribution received or expenditure made. The records shall include name, address and amount pertaining to each contribution received or expenditure made and any bills, receipts, cancelled checks or other documents relating to each transaction.

8. All records and accounts of receipts and expenditures shall be preserved for at least three years after the date of the election to which the records pertain. Records and accounts regarding supplemental disclosure reports or reports not required pursuant to an election shall be preserved for at least three years after the date of the report to which the records pertain. Such records shall be available for inspection by the **[**~~campaign finance review board~~**]** **Missouri ethics commission** and its duly authorized representatives.

130.041. 1. Except as provided in subsection 5 of section 130.016, the candidate, if applicable, treasurer or deputy treasurer of every committee which is required to file a statement of organization, shall file a legibly printed or typed disclosure report of receipts and expenditures. The reports shall be filed with the appropriate officer designated in section 130.026 at the times and for the periods prescribed in section 130.046. Except as provided in sections 130.049 and 130.050, each report shall set forth:

(1) The full name, as required in the statement of organization pursuant to subsection 5 of section 130.021, and mailing address of the committee filing the report and the full name, mailing address and telephone number of the committee's treasurer and deputy treasurer if the committee has named a deputy treasurer;

(2) The amount of money, including cash on hand at the beginning of the reporting period;

(3) Receipts for the period, including:

(a) Total amount of all monetary contributions received which can be identified in the committee's records by name and address of each contributor. In addition, the candidate committee shall make a reasonable effort to obtain and report the employer, or occupation if self-employed or notation of retirement, of each person from whom the committee received one or more contributions which in the aggregate total in excess of one hundred dollars and shall make a reasonable effort to obtain and report a description of any contractual relationship over five hundred dollars between the contributor and the state if the candidate is seeking election to a state office or between the contributor and any political subdivision of the state if the candidate is seeking election to another political subdivision of the state;

(b) Total amount of all anonymous contributions accepted;

(c) Total amount of all monetary contributions received through fund-raising events or activities from participants whose names and addresses were not obtained with such contributions, with an attached statement or copy of the statement describing each fund-raising event as required in subsection 6 of section 130.031;

(d) Total dollar value of all in-kind contributions received;

(e) A separate listing by name and address and employer, or occupation if self-employed or notation of retirement, of each person from whom the committee received contributions, in money or any other thing of value, aggregating more than one hundred dollars, together with the date and amount of each such contribution;

(f) A listing of each loan received by name and address of the lender and date and amount of the loan. For each loan of more than one hundred dollars, a separate statement shall be attached setting forth the name and address of the lender and each person liable directly, indirectly or contingently, and the date, amount and terms of the loan;

(4) Expenditures for the period, including:

(a) The total dollar amount of expenditures made by check drawn on the committee's depository;

(b) The total dollar amount of expenditures made in cash;

(c) The total dollar value of all in-kind expenditures made;

(d) **The total dollar amount of expenditures made via electronic means;**

(e) The full name and mailing address of each person to whom an expenditure of money or any other thing of value in the amount of more than one hundred dollars has been made, contracted for or incurred, together with the date, amount and purpose of each expenditure. Expenditures of one hundred dollars or less may be grouped and

listed by categories of expenditure showing the total dollar amount of expenditures in each category, except that the report shall contain an itemized listing of each payment made to campaign workers by name, address, date, amount and purpose of each payment and the aggregate amount paid to each such worker;

[~~(e)~~**] (f)** A list of each loan made, by name and mailing address of the person receiving the loan, together with the amount, terms and date;

(5) The total amount of cash on hand as of the closing date of the reporting period covered, including amounts in depository accounts and in petty cash fund;

(6) The total amount of outstanding indebtedness as of the closing date of the reporting period covered;

(7) The amount of expenditures for or against a candidate or ballot measure during the period covered and the cumulative amount of expenditures for or against that candidate or ballot measure, with each candidate being listed by name, mailing address and office sought. For the purpose of disclosure reports, expenditures made in support of more than one candidate or ballot measure or both shall be apportioned reasonably among the candidates or ballot measure or both. In apportioning expenditures to each candidate or ballot measure, political party committees and continuing committees need not include expenditures for maintaining a permanent office, such as expenditures for salaries of regular staff, office facilities and equipment or other expenditures not designed to support or oppose any particular candidates or ballot measures; however, all such expenditures shall be listed pursuant to subdivision (4) of this subsection;

(8) A separate listing by full name and address of any committee including a candidate committee controlled by the same candidate for which a transfer of funds or a contribution in any amount has been made during the reporting period, together with the date and amount of each such transfer or contribution;

(9) A separate listing by full name and address of any committee, including a candidate committee controlled by the same candidate from which a transfer of funds or a contribution in any amount has been received during the reporting period, together with the date and amount of each such transfer or contribution;

(10) Each committee that receives a contribution which is restricted or designated in whole or in part by the contributor for transfer to a particular candidate, committee or other person shall include a statement of the name and address of that contributor in the next disclosure report required to be filed after receipt of such contribution, together with the date and amount of any such contribution which was so restricted or designated by that contributor, together with the name of the particular candidate or committee to whom such contribution was so designated or restricted by that contributor and the date and amount of such contribution.

2. For the purpose of this section and any other section in this chapter except sections 130.049 and 130.050 which requires a listing of each contributor who has contributed a specified amount, the aggregate amount shall be computed by adding all contributions received from any one person during the following periods:

(1) In the case of a candidate committee, the period shall begin on the date on which the candidate became a candidate according to the definition of the term "candidate" in section 130.011 and end at 11:59 p.m. on the day of the primary election, if the candidate has such an election or at 11:59 p.m. on the day of the general election. If the candidate has a general election held after a primary election, the next aggregating period shall begin at 12:00 midnight on the day after the primary election day and shall close at 11:59 p.m. on the day of the general election. Except that for contributions received during the thirty-day period immediately following a primary election, the candidate shall designate whether such contribution is received as a primary election contribution or a general election contribution;

(2) In the case of a campaign committee, the period shall begin on the date the committee received its first contribution and end on the closing date for the period for which the report or statement is required;

(3) In the case of a political party committee or a continuing committee, the period shall begin on the first day of January of the year in which the report or statement is being filed and end on the closing date for the period for which the report or statement is required; except, if the report or statement is required to be filed prior to the first day of July in any given year, the period shall begin on the first day of July of the preceding year.

3. The disclosure report shall be signed and attested by the committee treasurer or deputy treasurer and by the candidate in case of a candidate committee.

4. The words "consulting or consulting services, fees, or expenses", or similar words, shall not be used to describe the purpose of a payment as required in this section. The reporting of any payment to such an independent contractor shall be on a form supplied by the appropriate officer, established by the ethics commission and shall include identification of the specific service or services provided including, but not limited to, public opinion polling, research on issues or opposition background, print or broadcast media production, print or broadcast media purchase, computer programming or data entry, direct mail production, postage, rent, utilities, phone solicitation, or fund raising, and the dollar amount prorated for each service."; and

Further amend said bill, Page 2, Section 170.281, Line 30, by inserting after all of said section and line the following:

"285.1000. For purposes of sections 285.1000 to 285.1055, the following terms shall mean:

(1) "Administrative fund" or "Show-Me MyRetirement Savings administrative fund", the Show-Me MyRetirement Savings administrative fund described in section 285.1045;

(2) "Association", any legal association of individuals, corporations, limited liability companies, partnerships, associations, or other entities that has been in continuous existence for at least one year;

(3) "Board", the Show-Me MyRetirement Savings board established under section 285.1005;

(4) "Eligible employee", an individual who is employed by a participating employer, who has wages or other compensation that is allocable to the state, and who is eighteen years of age or older. "Eligible employee" shall not include any of the following:

(a) Any employee covered under the federal Railway Labor Act, 45 U.S.C. Section 151;

(b) Any employee on whose behalf an employer makes contributions to a multiemployer pension trust fund under 29 U.S.C. Section 186; or

(c) Any individual who is an employee of:

a. The federal government;

b. Any state government in the United States; or

c. Any county, municipal corporation, or political subdivision of any state in the United States;

(5) "Eligible employer", a person or entity engaged in a business, industry, profession, trade, or other enterprise in the state of Missouri, whether for profit or not for profit, provided that such a person or entity employs no more than fifty employees. A person or entity that qualifies as an eligible employer but that later employs more than fifty employees shall be permitted to remain an eligible employer for a period of five years, beginning on the date on which the person or entity first employs more than fifty employees. After such five-year period has ended, the person or entity shall immediately cease to qualify as an eligible employer and shall be prohibited from further participation in the plan unless the employer no longer has more than fifty employees. An employer includes an association and its members. For purposes of this subdivision, an eligible employer shall not include:

(a) The federal government;

(b) The state of Missouri;

(c) Any county, municipal corporation, or political subdivision of the state of Missouri; or

(d) Five years after the commencement of the program, an employer that maintains a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan, for its employees or that has effectively done so in form and operation at any time within the current or two preceding calendar years. If an employer does not maintain a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan, for a portion of a calendar year ending on or after the effective date of sections 285.1000 to 285.1055 and adopts such a plan effective for the remainder of that calendar year, the employer shall not be treated as an eligible employer for that remainder of the year;

(6) "ERISA", the Employee Retirement Income Security Act of 1974, as amended, 29 U.S.C. Section 1001 et seq.;

(7) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(8) "Participant", an eligible employee or other individual who has a balance credited to his or her account under the plan;

(9) "Participating employer", an eligible employer that is participating in the plan provided for by sections 285.1000 to 285.1055;

(10) "Plan" or "Show-Me MyRetirement Savings plan", the multiple-employer retirement savings plan established by sections 285.1000 to 285.1055, which shall be treated as a single plan under Title I of ERISA and is described in Sections 401(a), 401(k), and 413(c) of the Internal Revenue Code of 1986, as amended, in which multiple employers may choose to participate regardless of whether any relationship exists between and among the employers other than their participation in the plan. Based on the context, the term "plan" may also refer to multiple plans if multiple plans are established under sections 285.1000 to 285.1055;

(11) "Self-employed individual", an individual who is eighteen years of age or older, is self-employed, and has self-employment income or other compensation from self-employment that is allocable to the state of Missouri;

(12) "Specified tax-favored retirement plan", a retirement plan that is tax-qualified under, or is described in and satisfies the requirements of, Section 401(a), 401(k), 403(a), 403(b), 408(k)(Simplified Employee Pension), or 408(p)(SIMPLE-IRA) of the Internal Revenue Code of 1986, as amended;

(13) "Total fees and expenses", all fees, costs, and expenses including, but not limited to, administrative expenses, investment expenses, investment advice expenses, accounting costs, actuarial costs, legal costs, marketing expenses, education expenses, trading costs, insurance annuitization costs, and other miscellaneous costs;

(14) "Trust", the trust in which the assets of the plan are held.

285.1005. 1. The "Show-Me MyRetirement Savings Board" is hereby established in the office of the state treasurer.

2. The board shall consist of the following members, with the state treasurer, or his or her designee, serving as chair:

(1) The state treasurer, or his or her designee;

(2) An individual who has skill, knowledge, and experience in the field of retirement savings and investments, to be appointed by the governor with the advice and consent of the senate;

(3) An individual who has skill, knowledge, and experience relating to small business, to be appointed by the governor with the advice and consent of the senate;

(4) Three members of the house of representatives, to be appointed by the speaker of the house of representatives, to include one representative from the minority party; and

(5) Three members of the senate, to be appointed by the president pro tempore of the senate, to include one senator from the minority party.

3. The governor, the president pro tempore of the senate, and the speaker of the house of representatives shall make the respective initial appointments to the board for terms of office beginning on January 1, 2024.

4. Members of the board appointed by the governor, the president pro tempore of the senate, and the speaker of the house of representatives shall serve at the pleasure of the appointing authority.

5. The term of office of each member of the board shall be four years. Any member is eligible to be reappointed. If there is a vacancy for any reason, the appropriate appointing authority shall make an appointment, to become immediately effective, for the unexpired term.

6. All members of the board shall serve without compensation and shall be reimbursed from the administrative fund for necessary travel expenses incurred in carrying out the duties of the board.

7. A majority of the voting members of the board shall constitute a quorum for the transaction of business.

285.1010. 1. The board, subject to the authority granted under sections 285.1000 to 285.1055, shall design, develop, and implement the plan and, to that end, may conduct market, legal, and feasibility analyses.

2. The members of the board shall be fiduciaries of the plan under ERISA, and the board shall have the following powers, authorities, and duties:

(1) To establish, implement, and maintain the plan, in each case acting on behalf of the state of Missouri, including, in its discretion, more than one plan;

(2) To cause the plan, trust, and arrangements and accounts established under the plan to be designed, established, and operated:

(a) In accordance with best practices for retirement savings vehicles;

(b) To encourage participation, saving, sound investment practices, and appropriate selection of default investments;

(c) To maximize simplicity and ease of administration for eligible employers;

(d) To minimize costs, including by collective investment and economies of scale; and

(e) To promote portability of benefits;

(3) To arrange for collective, common, and pooled investment of assets of the plan and trust, including investments in conjunction with other funds with which assets are permitted to be collectively invested, to save costs through efficiencies and economies of scale;

(4) To develop and disseminate educational information designed to educate participants and citizens about the benefits of planning and saving for retirement and to help participants and citizens decide the level of participation and savings strategies that may be appropriate, including information in furtherance of financial capability and financial literacy;

(5) To adopt rules and regulations necessary or advisable for the implementation of sections 285.1000 to 285.1055 and the administration and operation of the plan consistent with the Internal Revenue Code and regulations thereunder, including to ensure that the plan satisfies all criteria for favorable federal tax-qualified treatment, and complies, to the extent necessary, with ERISA and any other applicable federal or Missouri law. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void;

(6) To arrange for and facilitate compliance with the plan or arrangements established thereunder with all applicable requirements for the plan under the Internal Revenue Code, ERISA, and any other applicable federal or Missouri law and accounting requirements, and to provide or arrange for assistance to eligible employers, eligible employees, and self-employed individuals in complying with applicable law and tax-related requirements in a cost-effective manner. The board may establish any processes deemed reasonably necessary or advisable to verify whether a person or entity is an eligible employer, including reference to online data and possible use of questions in employer tax filings;

(7) To employ or retain a plan administrator; executive director; staff; trustee; record-keeper; investment managers; investment advisors; and other administrative, professional, and expert advisors and service providers, none of whom shall be members of the board and all of whom shall serve at the pleasure of the board, which shall determine their duties and compensation. The board may authorize the executive director and other officials to oversee requests for proposals or other public competitions and enter into contracts on behalf of the board or conduct any business necessary for the efficient operation of the plan or the board;

(8) To establish procedures for the timely and fair resolution of participant and other disputes related to accounts or program operation and, if necessary, determine the eligibility of an employer, employee, or other individual to participate in the plan;

(9) To develop and implement an investment policy that defines the plan's investment objectives, consistent with the objectives of the plan, and that provides for policies and procedures consistent with those investment objectives;

(10) (a) To designate appropriate default investments that include a mix of asset classes, such as target date and balanced funds;

(b) To seek to minimize participant fees and expenses of investment and administration;

(c) To strive to design and implement investment options available to holders of accounts established as part of the plan and other plan features that are intended to achieve maximum possible income replacement balanced with an appropriate level of risk, consistent with the investment objectives under the investment policy. The investment options may encompass a range of risk and return opportunities and allow for a rate of return commensurate with an appropriate level of risk in view of the investment objectives under the policy. The menu of investment options shall be determined taking into account the nature and objectives of the plan, the desirability of limiting investment choices under the plan to a reasonable number, based on behavioral research findings, and the extensive investment choices available to participants in the event that funds roll over to an individual retirement account (IRA) outside the program; and

(d) In accordance with subdivision (7) of this subsection, the board, to the extent it deems necessary or advisable, in carrying out its responsibilities and exercising its powers under sections 285.1000 to 285.1055, shall employ or retain appropriate entities or personnel to assist or advise it or to whom to delegate the carrying out of such responsibilities and exercising of such powers;

(11) To discharge its duties and see that the members of the board discharge their duties with respect to the plan solely in the interests of the participants as follows:

(a) For the exclusive purpose of providing benefits to participants and defraying reasonable expenses of administering the plan; and

(b) With the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with those matters would use in the conduct of an enterprise of a like character and with like aims;

(12) To cause expenses incurred to initiate, implement, maintain, and administer the plan to be paid from contributions to, or investment returns or assets of the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law;

(13) To collect application, account, or administrative fees and to accept any grants, gifts, legislative appropriations, loans, and other moneys from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, or entity to defray the costs of administering and operating the plan;

(14) To make and enter into competitively procured contracts, agreements, or arrangements with; to collaborate and cooperate with; and to retain, employ, and contract with or for any of the following to the extent necessary or desirable for the effective and efficient design, implementation, and administration of the plan consistent with the purposes set forth in sections 285.1000 to 285.1055 and to maximize outreach to eligible employers and eligible employees:

(a) Services of private and public financial institutions, depositories, consultants, actuaries, counsel, auditors, investment advisors, investment administrators, investment management firms, other investment firms, third-party administrators, other professionals and service providers, and state public retirement systems;

(b) Research, technical, financial, administrative, and other services; and

(c) Services of other state agencies to assist the board in the exercise of its powers and duties;

(15) To develop and implement an outreach plan to gain input and disseminate information regarding the plan and retirement savings in general;

(16) To cause moneys to be held and invested and reinvested under the plan;

(17) To ensure that all contributions under the plan shall be used only to:

(a) Pay benefits to participants under the plan;

(b) Pay the costs of administering the plan; and

(c) Make investments for the benefit of the plan, and ensure that no assets of the plan or trust are transferred to the general revenue fund or to any other fund of the state or are otherwise encumbered or used for any purpose other than those specified in this paragraph or section 285.1045;

(18) To make provisions for the payment of costs of administration and operation of the program and trust;

(19) To evaluate the need for and procure as needed insurance against any and all loss in connection with the property, assets, or activities of the program, including fiduciary liability coverage;

(20) To evaluate the need for and procure as needed pooled private insurance;

(21) To indemnify, including procurement of insurance as needed for this purpose, each member of the board from personal loss or liability resulting from a member's action or inaction as a member of the board and as a fiduciary;

(22) To collaborate with and evaluate the role of financial advisors or other financial professionals, including in assisting and providing guidance for covered employees; and

(23) To carry out the powers and duties of the program under sections 285.1000 to 285.1055 and exercise any and all other powers as are appropriate to effect the purposes, objectives, and provisions of such sections pertaining to the program.

3. A board member, program administrator, or other staff of the board shall not:

(1) Directly or indirectly, have any interest in the making of any investment under the program or in any gains or profits accruing from any such investment;

(2) Borrow any program-related funds or deposits, or use any such funds or deposits in any manner, for himself or herself or as an agent or partner of others; or

(3) Become an endorser, surety, or obligor on investments made under the program.

4. Each board member shall be subject to the provisions of sections 105.452 and 105.454.

285.1015. 1. The board shall, consistent with federal law and regulation, adopt and implement the plan, which shall remain in compliance with federal law and regulations once implemented and shall be called the "Show-Me MyRetirement Savings Plan".

2. In accordance with terms and conditions specified and regulations promulgated by the board, the plan shall:

(1) Be set forth in documents prescribing the terms and conditions of the plan;

(2) Be available on a voluntary basis to eligible employers and self-employed individuals;

(3) Be available to eligible members of an association who may elect to participate in the plan if the association or its members do not maintain a plan or a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan;

(4) Enroll self-employed individuals who wish to participate;

(5) Provide participants the option to terminate their participation at any time;

(6) Allow voluntary pre-tax or designated Roth 401(k) contributions;

(7) Allow voluntary employer contributions;

(8) Be overseen by the board and its designees;

(9) Be administered and managed by one or more trustees, other fiduciaries, custodians, third-party administrators, investment managers, record-keepers, or other service providers;

(10) Provide on a uniform basis, if and when the board so determines, in its discretion, for an increase of each participant's contribution rate, by a minimum increment of one percent of salary or wages per year, for each additional year the participant is employed or is participating in the plan up to the maximum percentage of such participant's salary or wages that may be contributed to the plan under federal law. Any such increases shall apply to participants, as determined by the board, by default or only if initiated by affirmative participant election;

(11) Provide for direct deposit of contributions into investments under the plan. To the extent consistent with ERISA, the investment alternatives under the plan shall be limited to an automatic investment for participants who do not actively and affirmatively elect a particular investment option, which unless the board provides otherwise, shall be a diversified target date fund, including a series of such diversified funds to apply to different participants depending on their choice or their target retirement dates, a principal-protected option, and at least four additional investment alternatives as may be selected by the board in its discretion. To the extent consistent with ERISA, the investment options may, at the discretion of the board, include a principal-protection fund as a temporary "security corridor" option that applies as the sole initial investment before participants may choose other investments or as the initial default investment for a specified period of time or up to a specified dollar amount of contributions or account balance;

(12) Be professionally managed;

(13) Provide for reports on the status of each participant's account to be provided to each participant at least quarterly and make best efforts to provide participants frequent or continual online access to information on the status of their accounts;

(14) When possible and practicable, use existing employer and public infrastructure to facilitate contributions, record keeping, and outreach and use pooled or collective investment arrangements;

(15) Provide that each account holder owns the contributions to or earnings on amounts contributed to his or her account under the plan and that the state and employers have no proprietary interest in those contributions or earnings;

(16) Be designed and implemented in a manner consistent with federal law to the extent that it applies;

(17) Make provisions for the participation in the plan of individuals who are not employees, if allowed under federal law;

(18) Establish rules and procedures governing the distribution of funds from the plan, including such distributions as may be permitted or required by the plan and any applicable provisions of ERISA, the tax-qualification rules, and the other tax laws, with the objectives of maximizing financial security in retirement, protecting spousal rights, and assisting participants to effectively manage the decumulation of their savings and to receive payment of their benefits under the plan. The board shall have the authority, in its discretion, to provide for one or more reasonably priced distribution options to provide a source of fixed regular retirement income, including income for life or for the participant's life expectancy, or for joint lives and life expectancies, as applicable;

(19) Establish rules and procedures promoting portability of benefits, including the ability to make roll-overs or transfers to and from the plan that are exempt from federal income tax, provided that any roll-over is initiated by participants; and

(20) Encourage choices by employers in the state to adopt a specified tax-favored retirement plan, including the plan.

285.1020. The board shall adopt rules to implement the plan that:

(1) Establish the processes for enrollment and contributions under the plan, including withholding by participating employers of employee payroll deduction contributions from wages and remittance for deposit to the plan; voluntary contributions by others, including self-employed individuals and independent contractors, through payroll deduction or otherwise; the making of default contributions using default investments; and participant selection of alternative contribution rates or amounts and alternative investments from among the options offered under the plan;

(2) Conduct outreach to individuals, employers, other stakeholders, and the public regarding the plan. The rules shall specify the contents, frequency, timing, and means of required disclosures from the plan to eligible employees, participants, and self-employed individuals, eligible employers, participating employers, and other interested parties. These disclosures shall include, but not be limited to:

(a) The benefits associated with tax-favored retirement saving;

(b) The potential advantages and disadvantages associated with participating in the plan;

(c) Instructions for enrolling and making contributions;

(d) The potential availability of a saver's tax credit, including the eligibility conditions for the credit and instructions on how to claim it;

(e) A disclaimer that employees seeking tax, investment, or other financial advice should contact appropriate professional advisors, and that participating employers are not in a position to provide such advice and are not liable for decisions individuals make in relation to the plan;

(f) The potential implications of account balances under the plan for the application of asset limits under certain public assistance programs;

(g) A disclaimer that the account owner is solely responsible for investment performance, including market gains and losses, and that plan accounts and rates of return are not guaranteed by any employer, the state, the board, any board member or state official, or the plan;

(h) Any additional information about retirement and saving and other information designed to promote financial literacy and capability, which may take the form of links to, or explanations of how to obtain, such information; and

(i) Instructions on how to obtain additional information about the plan; and

(3) Ensure that the assets of the trust and plan shall at all times be preserved, invested, and expended only for the purposes set forth in sections 285.1000 to 285.1055, and that no property rights therein shall exist in favor of the state, except as provided under section 285.1045.

285.1025. An eligible employer, a participating employer, or other employer is not and shall not be liable for or bear responsibility for:

(1) An employee's decision as to which investments to choose;

(2) Participants' or the board's investment decisions;

(3) The administration, investment, investment returns, or investment performance of the plan including, but not limited to, any interest rate or other rate of return on any contribution or account balance, provided that the eligible employer, participating employer, or other employer is not involved in the administration or investment of the plan;

(4) The plan design or the benefits paid to participants; or

(5) Any loss, failure to realize any gain, or any other adverse consequences including, but not limited to, any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person solely and directly as a result of participating in the plan.

285.1030. 1. The state of Missouri; the board; each member of the board; any other state official, state board, commission, and agency; any member, officer, and employee thereof; and the plan:

(1) Shall not guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance; and

(2) Shall not be liable or responsible for any loss, deficiency, failure to realize any gain, or any other adverse consequences including, but not limited to, any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person as a result of participating in the plan.

2. The debts, contracts, and obligations of the plan or the board are not the debts, contracts, and obligations of the state, and neither the faith and credit nor the taxing power of the state is pledged directly or indirectly to the payment of the debts, contracts, and obligations of the plan or the board.

3. Nothing in sections 285.1000 to 285.1055 shall be construed to guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance.

285.1035. 1. Individual account information relating to accounts under the plan and relating to individual participants including, but not limited to, names, addresses, telephone numbers, email addresses, personal identification information, investments, contributions, and earnings shall be confidential and shall be maintained as confidential, provided that such information may be disclosed:

(1) To the extent necessary to administer the plan in a manner consistent with sections 285.1000 to 285.1055, ERISA, the Internal Revenue Code, or any other federal or Missouri law; or

(2) If the individual who provides the information or who is the subject of the information expressly agrees in writing to the disclosure of the information.

2. Information required to be confidential under subsection 1 of this section shall be considered a "closed record" as that term is defined in section 610.010, regardless as to whether such information has been disclosed as allowed by subsection 1 of this section.

285.1040. The board may enter into an intergovernmental agreement or memorandum of understanding with the state of Missouri, another state or states, and any agency thereof to receive outreach, technical assistance, enforcement and compliance services, collection or dissemination of information pertinent to the plan, subject to such obligations of confidentiality as may be agreed or required by law, or other services or assistance. The state of Missouri, another state or states, and any agency thereof that enters into such agreements or memoranda of understanding shall collaborate to provide the outreach, assistance, information, and compliance or other services or assistance to the board. The memoranda of understanding may cover the sharing of costs incurred in gathering and disseminating information and the reimbursement of costs for any enforcement activities or assistance.

285.1045. 1. There is hereby created in the state treasury the "Show-Me MyRetirement Savings Administrative Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Subject to appropriation, moneys in the fund shall be distributed by the state treasurer solely for the administration of sections 285.1000 to 285.1055.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. The Show-Me MyRetirement Savings administrative fund shall consist of:

(1) Moneys appropriated to the administrative fund by the general assembly;

(2) Moneys transferred to the administrative fund from the federal government, other state agencies, or local governments;

(3) Moneys from the payment of application, account, administrative, or other fees and the payment of other moneys due to the board;

(4) Any gifts, donations, or grants made to the state of Missouri for deposit in the administrative fund;

(5) Moneys collected for the administrative fund from contributions to, or investment returns or assets of, the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law; and

(6) Earnings on moneys in the administrative fund.

5. To the extent consistent with ERISA, the tax qualification rules, and other federal law, the board shall accept any grants, gifts, appropriations, or other moneys from the state; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity solely for deposit into the administrative fund, whether for investment or administrative expenses.

6. To enable or facilitate the start-up and continuing operation, maintenance, administration, and management of the program until the plan accumulates sufficient balances and can generate sufficient funding through fees assessed on program accounts for the plan to become financially self-sustaining:

(1) The board may borrow from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity working capital funds and other funds as may be necessary for this purpose, provided that such funds are borrowed in the name of the plan and board only and that any such borrowings shall be payable solely from the revenues of the plan; and

(2) The board may enter into long-term procurement contracts with one or more financial providers that provide a fee structure that would assist the plan in avoiding or minimizing the need to borrow or to rely upon general assets of the state.

7. Subject to appropriation, the state of Missouri may pay administrative costs associated with the creation, maintenance, operation, and management of the plan and trust until sufficient assets are available in the administrative fund for that purpose. Thereafter, all administrative costs of the administrative fund, including any repayment of start-up funds provided by the state of Missouri, shall be repaid only out of moneys on deposit therein. However, private funds or federal funding received in order to implement the program until the administrative fund is self-sustaining shall not be repaid unless those funds were offered contingent upon the promise of such repayment.

8. The board may use the moneys in the administrative fund solely to pay the administrative costs and expenses of the plan and the administrative costs and expenses the board incurs in the performance of its duties under sections 285.1000 to 285.1055.

9. The state treasurer's office shall follow the competitive bids procedure adopted by the office of administration for the following:

(1) The contracting or hiring of a contractor with the relevant skills, knowledge, and expertise determined by the board for managing the program, every five years; and

(2) At the state treasurer's discretion, the contracting or hiring of a contractor who has qualified staff with the relevant skills, knowledge, and expertise as determined by the state treasurer's office when the number of the participants in the plan reaches fifty thousand participants.

The office of administration is authorized to provide the state treasurer's office with the necessary assistance and services as may be needed.

285.1050. 1. The board shall keep an accurate account of all the activities, operations, receipts, and expenditures of the plan, the trust, and the board. Each year, a full audit of the books and accounts of the board pertaining to those activities, operations, receipts and expenditures, personnel, services, or facilities shall be conducted by a certified public accountant and shall include, but not be limited to, direct and indirect costs attributable to the use of outside consultants, independent contractors, and any other persons who are not state employees for the administration of the plan. For the purposes of the audit, the auditors shall have access to the properties and records of the plan and board and may prescribe methods of accounting and the rendering of periodic reports in relation to projects undertaken by the plan.

2. By August first of each year, the board shall submit to the governor, the state treasurer, the president pro tempore of the senate, and the speaker of the house of representatives a public report on the operation of the plan and trust and activities of the board, including an audited financial report, prepared in accordance with generally accepted accounting principles, detailing the activities, operations, receipts, and expenditures of the plan and board during the preceding calendar year. The report shall also include a summary of the benefits provided by the plan, the number of participants, average account balance, the number of participating employers, the contribution formulas and amounts of contributions made by participants and by each participating employer, the withdrawals, the account balances, total assets under management, investments, investment returns, fees and expenses associated with the investments and with the administration of the plan, projected activities of the plan for the current calendar year, and any other information regarding the plan and its operations that the board may determine to provide.

285.1055. 1. The board shall establish the plan so that individuals are able to begin contributing under the plan on or before September 1, 2025.

2. The board may, in its discretion, phase in the plan so that the ability to contribute first applies on different dates for different classes of individuals, including employees of employers of different sizes or types and individuals who are not employees; provided that, any such staged or phased-in implementation schedule shall be substantially completed on or before September 1, 2025.

361.020. 1. The division of finance shall have charge of the execution of**:**

(1) The laws relating to banks, trust companies, and the banking business of this state; **[**~~credit unions; and of~~**]**

(2) The laws relating to persons**[**~~, copartnerships and corporations~~**] or entities** engaged in the small loan **or consumer credit** business in this state**;**

(3) The laws relating to persons and entities engaged in the mortgage loan business in this state; and

(4) The laws relating to persons and entities engaged in any other financial-services-related business over which the division of finance is granted express authority.

2. The director of finance may institute, in the name of the state of Missouri, and defend suits in the courts of this state and the United States.

361.098. 1. The members of the state banking and savings and loan board shall receive as compensation for their services the sum of one hundred dollars per day while discharging their duties**[**~~,~~**]** and shall be entitled to receive their necessary traveling and other expenses incurred while actually engaged in the performance of their duties as such members**, which shall be paid out of the division of finance fund**.

2. **[**~~A majority of the~~**] Any three** members of the board shall constitute a quorum for the transaction of any business, for the performance of any duty**,** or for the exercise of any power of the board.

3. The board may meet and exercise its powers in any place in this state and shall meet at any time upon the call of its chairman or of the director of the division of finance or of any two members of the board.

4. The board shall have an official seal bearing the inscription, "State Banking and Savings and Loan Board of the State of Missouri", which shall be judicially noticed.

5. The division of finance may provide administrative services to the board to assist the board with fulfilling its statutory responsibilities.

361.106. 1. As used in this section, the following terms mean:

(1) "Bulletin", an informal written communication to inform or educate individuals or entities licensed, chartered, or regulated by the division of finance and the general public about a regulatory topic or issue. A "bulletin" is informational in nature and is not an evaluation of specific facts and circumstances;

(2) "Industry letter", a written communication from the director of finance in response to a specific individual or entity chartered, licensed, or regulated by the division of finance that provides the position of the division of finance on a particular regulatory topic or issue with respect to a specific set of facts and circumstances.

2. Notwithstanding any law to the contrary, the director of finance may at his or her discretion issue bulletins addressing the business of the individuals and entities licensed, chartered, or regulated by the division in this state. Bulletins shall not have the force or effect of law and shall not be considered statements of general applicability that would require promulgation by rule.

3. Notwithstanding any law to the contrary, the director of finance may at his or her discretion issue industry letters in response to a written request from an individual or entity licensed, chartered, or regulated by the division that seeks the position of the division of finance on the application of law. In addition to any materials or information requested by the division, the written request for an industry letter shall include:

(1) A brief summary of the applicable laws and rules that pertain to the request;

(2) A detailed statement of facts regarding every relevant aspect of the proposed business activity, transaction, event, or circumstance;

(3) A discussion of current statutes, rules, and legal principles relevant to the facts set forth;

(4) A statement by the person or entity requesting the industry letter of the person's own opinion regarding the matter and the basis for such opinion; and

(5) A statement that the proposed business activity or transaction has not commenced or, if it has commenced, the present status of the proposed business activity or transaction.

4. With respect to the requesting person or entity, an industry letter is binding on the division. The requesting person or entity shall not be subject to any administrative proceeding or penalty for any acts or omissions done in reliance on an industry letter, so long as no change in any material fact or law has occurred and so long as the requesting person or entity did not misrepresent or omit a material fact.

5. An industry letter request and response shall be confidential, but the director may publish an industry letter with nonidentifying facts and information from the request.

6. After redacting all identifying information, the director may publish industry letters for informational purposes. Because the division may have a different position in response to similar but nonidentical facts and circumstances, published industry letters shall not have the force or effect of law, shall not be binding on the division, and shall not be considered statements of general applicability that would require promulgation by rule.

7. Industry letters issued under this section are distinct from letters issued by the director under subsection 5 of section 362.106, and this section shall not apply to section 362.106.

361.160. 1. The director of finance at least once each year, either personally or by a deputy or examiner appointed by the director, shall visit and examine every bank and trust company organized and doing business under the laws of this state, and every other corporation which is by law required to report to the director; except, for banks or trust companies receiving a Camel/MOECA 1 or Camel/MOECA 2 rating from the division of finance, the director of finance at least once each eighteen calendar months, or for a private trust company at least once each thirty-six months, either personally or by a deputy or examiner appointed by the director, shall visit and examine such bank or trust company, and the director of finance, at the director's discretion, may conduct the director's examination, or any part thereof, on the basis of information contained in examination reports of other states, the Federal Deposit Insurance Corporation or the Federal Reserve Board or in audits performed by certified public accountants. For purposes of this subsection, a private trust company is one that does not engage in trust company business with the general public or otherwise hold itself out as a trustee or fiduciary for hire by advertising, solicitation, or other means and instead operates for the primary benefit of a family, relative of same family, or single family lineage, regardless of whether compensation is received or anticipated. The director shall be afforded

prompt and free access to any workpapers upon which a certified public accountant bases an audit. A certified public accountant shall retain workpapers for a minimum of three years after the date of issuance of the certified public accountant's report to the bank or trust company. The director or the director's agent may concentrate the examinations on institutions which the director believes have safety or soundness concerns.

2. The director, or the deputy or examiners designated by the director for that purpose, shall have power to examine any such corporation whenever, in the director's judgment, it may be deemed necessary or expedient, and shall have power to examine every agency located in this state of any foreign banking corporation and every branch in this state of any out-of-state bank, for the purpose of ascertaining whether it has violated any law of this state, and for such other purposes and as to such other matters as the director may prescribe.

3. The director and the director's deputy and examiners shall have power to administer oaths to any person whose testimony may be required in such examination or investigation of any such corporation or agency, and to compel the appearance and attendance of any person for the purpose of any such examination or investigation.

4. On every such examination inquiry shall be made as to the condition and resources of such corporation, the mode of conducting and managing its affairs, the actions of its directors or trustees, the investment of its funds, the safety and prudence of its management, the security afforded to its creditors, and whether the requirements of its charter and of law have been complied with in the administration of its affairs, and as to such other matters as the director may prescribe.

5. The director may also make such special investigations as the director deems necessary to determine whether any individual or corporation has violated any of the provisions of this law.

6. Such examination may be made and such inquiry instituted or continued in the discretion of the director after the director has taken possession of the property and business of any such corporation, until it shall resume business or its affairs shall be finally liquidated in accordance with the provisions of this chapter.

7. The result of each examination shall be certified by the director or the examiner upon the records of the corporation examined **[**~~and the result of all examinations during the biennial period shall be embodied in the report to be made by the director of the department of commerce and insurance to the legislature~~**]**.

8. The director may contract with regulators in other states to provide for the examination of Missouri branches of out-of-state banks and branches of banks whose home state is Missouri. The agreements may provide for the payment by the home state of the cost of examinations conducted by the host state at the request of the home state regulators.

361.260. 1. Whenever the director shall have reason to believe that the capital stock of any corporation subject to the provisions of this chapter is reduced by impairment or otherwise, below the amount required by law, or by its certificates or articles of agreement, **[**~~he~~**] the director** shall issue a notice of charges in respect thereof.

2. Whenever **[**~~it shall appear to~~**]** the director **has reason to believe**, from any examination **or investigation** made by **[**~~him~~**] the director** or his **or her** examiners, that any corporation subject to the provisions of this chapter, or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation, or any foreign corporation licensed by the director to do business under this chapter or chapter 362 is engaging in **[**~~or~~**],** has engaged in, or **[**~~there is reasonable cause to believe that the corporation or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation~~**]** is about to engage in**[**~~,~~**]:**

(1) An unsafe or unsound practice in conducting the business of such corporation **[**~~or is violating or has violated, or there is reasonable cause to believe that the corporation or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation is about to violate~~**];**

(2) A **violation of** law, rule, **or director-imposed written** condition **[**~~imposed, in writing, by the director in connection with the granting of any application or other request by the corporation or~~**];**

(3) A violation of any written agreement entered into with the director**[**~~,~~**];** or

(4) A violation of the corporation's charter,

the director may issue and serve upon the corporation or such director, officer, employee, agent, or other person a notice of charges in respect thereof.

3. Whenever it shall appear to the director that any corporation subject to the provisions of this chapter does not keep its books and accounts in such manner as to enable him **or her** readily to ascertain its true condition or that wrong entries or unlawful uses of the funds of the corporation have been made, the director may issue and serve upon the corporation or any appropriate director, officer, employee, agent, or other person a notice of charges in respect thereof.

4. The notice of charges shall contain a statement of the facts constituting the deficiencies, **[**~~the~~**]** alleged violation or violations, improper use of funds, or **[**~~the~~**]** unsafe or unsound practice or practices**[**~~,~~**]** and shall fix a time and place at which a **contested** hearing will be held to determine whether an order to cease and desist therefrom should **[**~~issue~~**] be issued** against the corporation or the director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation.

5. In the event the party or parties so served shall fail to appear at the hearing, or shall consent to the cease and desist order, or in the event the director shall find that the fact of any deficiency, violation, unsafe or unsound practice, inadequate recordkeeping, or improper use of funds specified has been established, the director may issue and serve upon the corporation or the director, officer, employee, agent, or other person participating in the conduct of the affairs of the corporation an order to cease and desist from the actions, violations, or practices charged.

6. The **cease and desist** order**:**

(1) May require the corporation or its directors, officers, employees, agents, and other persons participating in the conduct of the affairs of such corporation to cease and desist from **[**~~same and, further,~~**] such actions, violations, or practices;**

(2) May require the corporation or its directors, officers, employees, agents, and other persons participating in the conduct of the affairs of such corporation to take affirmative action to correct the conditions resulting from any such actions, violations, or practices**[**~~.~~**];**

(3) Shall require that, if the director determines that the capital of the corporation is impaired, **[**~~the order shall require that~~**]** the corporation make good the deficiency forthwith or within a time specified in the order**[**~~.~~**];**

(4) May, if the director determines that the corporation does not keep adequate records, **[**~~the order may~~**]** determine and prescribe such books of account as the director, in his **or her** discretion, shall require of the corporation for the purpose of keeping accurate and convenient records of the transactions and accounts**[**~~.~~**]; and**

(5) Shall, if the director **[**~~shall determine~~**] determines** that wrong entries or unlawful uses of the funds of the corporation have been made, **[**~~he shall~~**]** order that the entries shall be corrected**[**~~,~~**]** and **that** the sums unlawfully paid out **be** restored by the person or persons responsible for the wrongful or illegal payment thereof.

[~~6.~~**] 7.** If a notice of charges served under this section specifies, on the basis of particular facts and circumstances, that a corporation's books and records are so incomplete or inaccurate that the director is unable, through the normal supervisory process, to determine the financial condition of that corporation or the details or purpose of any transaction or transactions that may have a material effect on the financial condition of that corporation, the director may issue a temporary order requiring the cessation of any activity or practice which gave rise, whether in whole or in part, to the incomplete or inaccurate state of the books or records, or affirmative action to restore such books or records to a complete and accurate state, until the completion of the proceedings under this section. Any temporary order issued under this subsection shall become effective upon service and, unless set aside, limited or suspended by a court, shall remain in effect and enforceable until the earlier of the completion of the proceedings initiated under this section or the date on which the director determines by examination or otherwise that the corporation's books and records are accurate and reflect the financial condition of the corporation.

[~~7.~~**] 8.** Whenever it shall appear to the director that the violation or threatened violation or the unsafe or unsound practice or practices specified in the notice of charges served upon the corporation or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation pursuant to subsection 4 of this section, or the continuation thereof, is likely to cause insolvency or significant dissipation of assets or earnings of the corporation, or is likely to weaken the condition of the corporation or otherwise prejudice the interests of its depositors prior to the completion of the proceedings conducted pursuant to said subsection, the director may issue a temporary order, effective immediately, requiring the corporation or such director, officer, employee, agent, or other person to cease and desist from any such violation or practice and to take affirmative action to prevent such insolvency, dissipation, condition, or prejudice pending completion of such proceedings. Such order shall remain effective and enforceable pending the completion of the administrative proceedings pursuant to such notice and until such time as the director shall dismiss the charges specified in such notice or if a cease and desist order is issued against the corporation or such director, officer, employee, agent, or other person, until the effective date of such order. The corporation, director, officer, employee, agent, or other person may, within ten days after having been served with a temporary cease and desist order, apply to the circuit court of Cole County for an order setting aside, limiting, or suspending the enforcement, operation, or effectiveness of such order.

[~~8.~~**] 9.** If any corporation, or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation shall fail or refuse to comply with any duly issued order provided for in this chapter and chapter 362, the corporation or such director, officer, employee, agent, or other person shall pay a civil penalty of not more than one thousand dollars per day for each day the failure or refusal shall continue. The penalty shall be assessed and collected by the director of the division. In determining the amount of the penalty, the

director shall take into account the appropriateness of the penalty with respect to the size of the financial resources and good faith of the corporation or person charged, the gravity of the violation, the history of previous violations, and such other matters as justice may require. In addition to the penalty, the director may, in his **or her** discretion, report the delinquency to the attorney general, with a request that **[**~~he~~**] the attorney general** proceed as provided in section 361.270, and in the event of such request, the attorney general shall proceed.

361.262. 1. Whenever it shall appear to the director, from any examination **or investigation** made by **[**~~him~~**] the director** or **[**~~his~~**] the director's** examiners, that**:**

(1) Any director, officer, or any other person participating in the conduct of the affairs of a corporation subject to this chapter has **[**~~committed any violation of~~**]:**

(a) Violated a law or regulation **[**~~or of~~**];**

(b) Violated a cease and desist order**[**~~, or has violated~~**];**

(c) Violated any **director-imposed written** condition **[**~~imposed in writing by the director~~**]** in connection with the grant of any application or other request by such corporation **[**~~or~~**];**

(d) Violated any written agreement between such corporation and the director**[**~~, or has~~**];**

(e) Engaged or participated in any unsafe or unsound practice in connection with the corporation**[**~~, or has~~**]; or**

(f) Committed or engaged in any act, omission, or practice **[**~~which~~**] that** constitutes a breach of his **or her** fiduciary duty to the corporation**[**~~,~~**];** and

(2) The director determines that**:**

(a) The corporation has suffered or will probably suffer financial loss or other damage **[**~~or that~~**];**

(b) The interests of its depositors**, beneficiaries, or other customers** could be prejudiced by reason of such violation or practice or breach of fiduciary duty**[**~~,~~**];** or **[**~~that~~**]**

(c) The director **[**~~or~~**],** officer**,** or other person has received financial gain by reason of **[**~~such~~**] his or her** violation or practice or breach of fiduciary duty**[**~~,~~**];** and

(3) The director determines that such violation or practice or breach of fiduciary duty is**:**

(a) One involving personal dishonesty on the part of such director, officer**,** or other person**[**~~,~~**];** or

(b) One **[**~~which~~**] that** demonstrates a willful or continuing disregard for the safety or soundness of the corporation,

the director may serve upon such director, officer, or other person a written notice of **[**~~his~~**] the director's** intention to remove him **or her** from office.

2. **[**~~When~~**] If** it **[**~~shall appear~~**] appears** to the director**,** from any examination **[**~~made by him or his examiners~~**] or investigation,** that **the conduct or practice of** any director or officer of a corporation subject to this chapter, **[**~~by conduct or practice~~**]** with respect to **[**~~another~~**]** such corporation or **[**~~any~~**] other corporation or** business institution **[**~~which~~**]:**

(1) Resulted in financial loss or other damage**[**~~, has~~**];**

(2) Evidenced either **[**~~his~~**]:**

(a) Personal dishonesty**;** or

(b) A willful or continuing disregard for **[**~~its~~**] the corporation's** safety and soundness**;** and**[**~~, in addition, has~~**]**

(3) Evidenced his **or her** unfitness to continue as a director or officer **[**~~and whenever it shall appear to the director that any other person participating in the conduct of the affairs of a corporation subject to this chapter, by conduct or practice with respect to such corporation or other corporation or other business institution which resulted in financial loss or other damage, has evidenced either his personal dishonesty or willful or continuing disregard for its safety and soundness and, in addition, has evidenced his unfitness to participate in the conduct of the affairs of such corporation~~**]**,

then the director may serve upon such director**[**~~,~~**] or** officer**[**~~, or other person~~**]** a written notice of intention to remove him **or her** from office or to prohibit his **or her** further participation in any manner in the conduct of the affairs of the corporation or from any other banking, savings, or trust institution supervised by the director.

3. If it appears to the director, from any examination or investigation, that the conduct or practice of any person participating in the affairs of a corporation subject to this chapter, with respect to the corporation or other corporation or business institution:

(1) Resulted in financial loss or other damage;

(2) Evidenced either:

(a) Personal dishonesty; or

(b) A willful or continuing disregard for safety and sound practices; and

(3) Evidenced the person's unfitness to participate in the affairs of the corporation,

then the director may serve upon such person a written notice of intention to remove him or her from office or to prohibit him or her from any further participation in the affairs of the corporation or of any other banking, savings, or trust institution supervised by the director.

[~~3.~~**] 4.** Whenever it shall appear to the director to be necessary for the protection of any corporation or its depositors, **[**~~he~~**] beneficiaries, or other customers, the director** may, by written notice to such effect served upon any director, officer, or other person referred to in subsection 1**, 2,** or **[**~~2~~**] 3** of this section, suspend him **or her** from office or prohibit him **or her** from further participation in any manner in the conduct of the affairs of the corporation. Such suspension or prohibition shall become effective upon service of such notice and shall remain in effect pending the completion of the administrative proceedings pursuant to the notice served under subsection 1**, 2,** or **[**~~2~~**] 3** of this section and until such time as the director shall dismiss the charges specified in such notice or, if an order of removal or prohibition is issued against the director or officer or other person, until the effective date of any such order. Copies of any such notice shall also be served upon the corporation of which he **or she** is a director or officer or in the conduct of whose affairs he **or she** has participated.

[~~4.~~**] 5.** Except as provided in subsection **[**~~5~~**] 6** of this section, any person who, pursuant to an order issued under this section, has been removed or suspended from office in a corporation or prohibited from participating in the conduct of the affairs of a corporation may not, while such order is in effect, continue or commence to hold any office in, or participate in any manner in, the conduct of the affairs of any other corporation subject to the provisions of this chapter.

[~~5.~~**] 6.** If, on or after the date an order is issued under this section **[**~~which~~**] that** removes or suspends from office any person or prohibits such person from participating in the conduct of the affairs of a corporation**[**~~,~~**] and** such party receives the written consent of the director, subsection **[**4**] 5** of this section shall, to the extent of such consent, cease to apply to such person with respect to the **[**~~corporation~~**] terms and conditions** described in the written consent and the director shall publicly disclose such consent. Any violation of subsection **[**4**] 5** of this section by any person who is subject to an order described in such subsection shall be treated as a violation of the order.

361.715. 1. Upon the filing of the application, the filing of a certified audit, the payment of the investigation fee and the approval by the director of the necessary bond, the director shall cause, investigate, and determine whether the character, responsibility, and general fitness of the principals of the applicant or any affiliates are such as to command confidence and warrant belief that the business of the applicant will be conducted honestly and efficiently and that the applicant is in compliance with all other applicable state and federal laws. If satisfied, the director shall issue to the applicant a license pursuant to the provisions of sections 361.700 to 361.727. In processing a renewal license, the director shall require the same information and follow the same procedures described in this subsection.

2. Each licensee shall pay to the director before the issuance of the license, and annually thereafter on or before April fifteenth of each year, a license fee of **[**~~three~~**] four** hundred dollars.

3. The director may assess a reasonable charge, not to exceed **[**~~three~~**] four** hundred dollars, for any application to amend and reissue an existing license.

364.030. 1. No person shall engage in the business of a financing institution in this state without a license therefor as provided in this chapter; except, however, that no bank, trust company, loan and investment company, licensed sales finance company, registrant under the provisions of sections 367.100 to 367.200, or person who makes only occasional purchases of retail time contracts or accounts under retail charge agreements and which purchases are not being made in the course of repeated or successive purchase of retail installment contracts from the same seller, shall be required to obtain a license under this chapter but shall comply with all the laws of this state applicable to the conduct and operation of a financing institution.

2. The application for the license shall be in writing, under oath and in the form prescribed by the director. The application shall contain the name of the applicant; date of incorporation, if incorporated; the address where the business is or is to be conducted and similar information as to any branch office of the applicant; the name and resident address of the owner or partners or, if a corporation or association, of the directors, trustees and principal officers, and other pertinent information as the director may require.

3. The license fee for each calendar year or part thereof shall be the sum of **[**~~five~~**] six** hundred dollars for each place of business of the licensee in this state which shall be paid into the general revenue fund. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time.

4. Each license shall specify the location of the office or branch and must be conspicuously displayed therein. In case the location is changed, the director shall either endorse the change of location of the license or mail the licensee a certificate to that effect, without charge.

5. Upon the filing of an application, and the payment of the fee, the director shall issue a license to the applicant to engage in the business of a financing institution under and in accordance with the provisions of this chapter for a period which shall expire the last day of December next following the date of its issuance. The license shall not be transferable or assignable. No licensee shall transact any business provided for by this chapter under any other name.

364.105. 1. No person shall engage in the business of a premium finance company in this state without first registering as a premium finance company with the director.

2. The annual registration fee shall be **[**~~five~~**] six** hundred dollars payable to the director as of the first day of July of each year. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time.

3. Registration shall be made on forms prepared by the director and shall contain the following information:

(1) Name, business address and telephone number of the premium finance company;

(2) Name and business address of corporate officers and directors or principals or partners;

(3) A sworn statement by an appropriate officer, principal or partner of the premium finance company that:

(a) The premium finance company is financially capable to engage in the business of insurance premium financing; and

(b) If a corporation, that the corporation is authorized to transact business in this state;

(4) If any material change occurs in the information contained in the registration form, a revised statement shall be submitted to the director accompanied by an additional fee of three hundred dollars.

365.030. 1. No person shall engage in the business of a sales finance company in this state without a license as provided in this chapter; except, that no bank, trust company, savings and loan association, loan and investment company or registrant under the provisions of sections 367.100 to 367.200 authorized to do business in this state is required to obtain a license under this chapter but shall comply with all of the other provisions of this chapter.

2. The application for the license shall be in writing, under oath and in the form prescribed by the director. The application shall contain the name of the applicant; date of incorporation, if incorporated; the address where the business is or is to be conducted and similar information as to any branch office of the applicant; the name and resident address of the owner or partners or, if a corporation or association, of the directors, trustees and principal officers, and such other pertinent information as the director may require.

3. The license fee for each calendar year or part thereof shall be the sum of **[**~~five~~**] six** hundred dollars for each place of business of the licensee in this state. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time.

4. Each license shall specify the location of the office or branch and must be conspicuously displayed there. In case the location is changed, the director shall either endorse the change of location on the license or mail the licensee a certificate to that effect, without charge.

5. Upon the filing of the application, and the payment of the fee, the director shall issue a license to the applicant to engage in the business of a sales finance company under and in accordance with the provisions of this chapter for a period which shall expire the last day of December next following the date of its issuance. The license shall not be transferable or assignable. No licensee shall transact any business provided for by this chapter under any other name.

367.140. 1. Every lender shall, at the time of filing application for certificate of registration as provided in section 367.120 hereof, pay the sum of **[**~~five~~**] six** hundred dollars as an annual registration fee for the period ending the thirtieth day of June next following the date of payment and in full payment of all expenses for investigations, examinations and for the administration of sections 367.100 to 367.200, except as provided in section 367.160, and thereafter a like fee shall be paid on or before June thirtieth of each year; provided, that if a lender is supervised by the commissioner of finance under any other law, the charges for examination and supervision required to be paid under said law shall be in lieu of the annual fee for registration and examination required under this section. The fee shall be made payable to the director of revenue. If the initial registration fee for any certificate of registration is for a period of less than twelve months, the registration fee shall be prorated according to the number of months that said period shall run. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time.

2. Upon receipt of such fee and application for registration, and provided the bond, if required by the director, has been filed, the director shall issue to the lender a certificate containing the lender's name and address and reciting that such lender is duly and properly registered to conduct the supervised business. The lender shall keep this certificate of registration posted in a conspicuous place at the place of business recited in the registration certificate. Where the lender engages in the supervised business at or from more than one office or place of business, such lender shall obtain a separate certificate of registration for each such office or place of business.

3. Certificates of registration shall not be assignable or transferable except that the lender named in any such certificate may obtain a change of address of the place of business therein set forth. Each certificate of registration shall remain in full force and effect until surrendered, revoked, or suspended as herein provided.

407.640. 1. A credit services organization shall file a registration statement with the director of finance before conducting business in this state. The registration statement must contain:

(1) The name and address of the credit services organization; and

(2) The name and address of any person who directly or indirectly owns or controls ten percent or more of the outstanding shares of stock in the credit services organization.

2. The registration statement must also contain either:

(1) A full and complete disclosure of any litigation or unresolved complaint filed by or with a governmental authority of this state relating to the operation of the credit services organization; or

(2) A notarized statement that states that there has been no litigation or unresolved complaint filed by or with a governmental authority of this state relating to the operation of the credit services organization.

3. The credit services organization shall update the statement not later than the ninetieth day after the date on which a change in the information required in the statement occurs.

4. Each credit services organization registering under this section shall maintain a copy of the registration statement in the office of the credit services organization. The credit services organization shall allow a buyer to inspect the registration statement on request.

5. The director of finance may charge each credit services organization that files a registration statement with the director of finance a reasonable fee not to exceed **[**~~three~~**] four** hundred dollars to cover the cost of filing. The director of finance may not require a credit services organization to provide information other than that provided in the registration statement as part of the registration process.

408.145. 1. To encourage competitive equality, lenders issuing credit cards in this state pursuant to the authority of section 408.100 or 408.200**[**~~,~~**]** may **[**~~in addition to lawful interest, contract for, charge and collect fees for~~**] issue** such credit cards **[**~~which~~**] under such terms and conditions that** any lender in any contiguous state is permitted to **[**~~charge~~**] utilize** for credit cards issued in such contiguous state by such state's statutes. State-chartered lenders **[**~~charging such fees~~**] issuing credit cards** in reliance on this subsection shall file a copy of the pertinent statutes of one contiguous state authorizing credit card **[**~~fees~~**] terms and conditions** with the director of finance or such lender's principal state regulator. The director of finance or other principal state regulator shall, within thirty days after receipt of the filing, approve or disapprove of such **[**~~fees~~**] terms and conditions** on the sole basis of whether the statutes of such contiguous state permit such **[**~~fees,~~**] terms and conditions** and without regard to the restrictions placed upon credit cards by subsection 2 of this section. When the lender is chartered by the federal government, or any agency thereunder, or is unregulated, such lender shall file with and be approved by the Missouri attorney general under the same provision as provided a state-chartered lender.

2. "Credit card" as used in this section shall mean a credit device defined as such in the federal Consumer Credit Protection Act and regulations thereunder, except:

(1) The term shall be limited to credit devices which permit the holder to purchase goods and service upon presentation to third parties whether or not the credit card also permits the holder to obtain loans of any other type; and

(2) Such credit device shall only provide credit which is not secured by real or personal property.

3. "Lender" as used in this section shall mean any category of depository or nondepository creditor. Notwithstanding the provisions of **[**~~section 408.140~~**] sections 408.100 to 408.190 to the contrary**, the lender shall declare on each credit card contract whether the credit card **[**~~fees are governed by section 408.140, or by~~**] is issued pursuant to** this section.

408.500. 1. Lenders, other than banks, trust companies, credit unions, savings banks and savings and loan companies, in the business of making unsecured loans of five hundred dollars or less shall obtain a license from the director of the division of finance. An annual license fee of **[**~~five~~**] six** hundred dollars per location shall be required. The license year shall commence on January first each year and the license fee may be prorated for expired months. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time. The provisions of this section shall not apply to pawnbroker loans, consumer credit loans as authorized under chapter 367, nor to a check accepted and deposited or cashed by the payee business on the same or

the following business day. The disclosures required by the federal Truth in Lending Act and regulation Z shall be provided on any loan, renewal or extension made pursuant to this section and the loan, renewal or extension documents shall be signed by the borrower.

2. Entities making loans pursuant to this section shall contract for and receive simple interest and fees in accordance with sections 408.100 and 408.140. Any contract evidencing any fee or charge of any kind whatsoever, except for bona fide clerical errors, in violation of this section shall be void. Any person, firm or corporation who receives or imposes a fee or charge in violation of this section shall be guilty of a class A misdemeanor.

3. Notwithstanding any other law to the contrary, cost of collection expenses, which include court costs and reasonable attorneys fees, awarded by the court in suit to recover on a bad check or breach of contract shall not be considered as a fee or charge for purposes of this section.

4. Lenders licensed pursuant to this section shall conspicuously post in the lobby of the office, in at least fourteen-point bold type, the maximum annual percentage rates such licensee is currently charging and the statement:

NOTICE:

This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

5. The lender shall provide the borrower with a notice in substantially the following form set forth in at least ten-point bold type, and receipt thereof shall be acknowledged by signature of the borrower:

(1) This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

(2) You may cancel this loan without costs by returning the full principal balance to the lender by the close of the lender's next full business day.

6. The lender shall renew the loan upon the borrower's written request and the payment of any interest and fees due at the time of such renewal; however, upon the first renewal of the loan agreement, and each subsequent renewal thereafter, the borrower shall reduce the principal amount of the loan by not less than five percent of the original amount of the loan until such loan is paid in full. However, no loan may be renewed more than six times.

7. When making or negotiating loans, a licensee shall consider the financial ability of the borrower to reasonably repay the loan in the time and manner specified in the loan contract. All records shall be retained at least two years.

8. A licensee who ceases business pursuant to this section must notify the director to request an examination of all records within ten business days prior to cessation. All records must be retained at least two years.

9. Any lender licensed pursuant to this section who fails, refuses or neglects to comply with the provisions of this section, or any laws relating to consumer loans or commits any criminal act may have its license suspended or revoked by the director of finance after a hearing before the director on an order of the director to show cause why such order of suspension or revocation should not be entered specifying the grounds therefor which shall be served on the licensee at least ten days prior to the hearing.

10. Whenever it shall appear to the director that any lender licensed pursuant to this section is failing, refusing or neglecting to make a good faith effort to comply with the provisions of this section, or any laws relating to consumer loans, the director may issue an order to cease and desist which order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure or refusal shall continue. The penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the gravity of the violation, the history of previous violations, and such other matters as justice may require.

427.300. 1. This section shall be known, and may be cited as, the "Commercial Financing Disclosure Law".

2. For purposes of this section, the following terms mean:

(1) "Account":

(a) Includes:

a. A right to payment of a monetary obligation, whether or not earned by performance, for one of the following:

(i) Property that has been or is to be sold, leased, licensed, assigned, or otherwise disposed of;

(ii) Services rendered or to be rendered;

(iii) A policy of insurance issued or to be issued;

(iv) A secondary obligation incurred or to be incurred;

(v) Energy provided or to be provided;

(vi) The use or hire of a vessel under a charter or other contract;

(vii) Arising out of the use of a credit or charge card or information contained on or for use with the card; or

(viii) As winnings in a lottery or other game of chance operated or sponsored by a state, governmental unit of a state, or person licensed or authorized to operate the game by a state or governmental unit of a state; and

b. Health care insurance receivables; and

(b) Shall not include:

a. Rights to payment evidenced by chattel paper or an instrument;

b. Commercial tort claims;

c. Deposit accounts;

d. Investment property;

e. Letter-of-credit rights or letters of credit; or

f. Rights to payment for moneys or funds advanced or sold, other than rights arising out of the use of a credit or charge card or information contained on or for use with the card;

(2) "Accounts receivable purchase transaction", any transaction in which the business forwards or otherwise sells to the provider all or a portion of the business's accounts or payment intangibles at a discount to their expected value. For purposes of this section, the provider's characterization of an accounts receivable purchase transaction as a purchase is conclusive that the accounts receivable purchase transaction is not a loan or a transaction for the use, forbearance, or detention of moneys;

(3) "Broker", any person who, for compensation or the expectation of compensation, obtains a commercial financing product or an offer for a commercial financing product from a third party that would, if executed, be binding upon that third party and communicates that offer to a business located in this state. The term "broker" excludes a "provider", or any individual or entity whose compensation is not based or dependent upon the terms of the specific commercial financing product obtained or offered;

(4) "Business", an individual or group of individuals, sole proprietorship, corporation, limited liability company, trust, estate, cooperative, association, or limited or general partnership engaged in a business activity;

(5) "Business purpose transaction", any transaction where the proceeds are provided to a business or are intended to be used to carry on a business and not for personal, family, or household purposes. For purposes of determining whether a transaction is a business purpose transaction, the provider may rely on any written statement of intended purpose signed by the business. The statement may be a separate statement or may be contained in an application, agreement, or other document signed by the business or the business owner or owners;

(6) "Commercial financing product", any commercial loan, accounts receivable purchase transaction, commercial open-end credit plan, or each to the extent the transaction is a business purpose transaction;

(7) "Commercial loan", a loan to a business, whether secured or unsecured;

(8) "Commercial open-end credit plan", commercial financing extended by any provider under a plan in which:

(a) The provider reasonably contemplates repeat transactions; and

(b) The amount of financing that may be extended to the business during the term of the plan, up to any limit set by the provider, is generally made available to the extent that any outstanding balance is repaid;

(9) "Depository institution", any of the following:

(a) A bank, trust company, or industrial loan company doing business under the authority of, or in accordance with, a license, certificate, or charter issued by the United States, this state, or any other state, district, territory, or commonwealth of the United States that is authorized to transact business in this state;

(b) A federally chartered savings and loan association, federal savings bank, or federal credit union that is authorized to transact business in this state; and

(c) A savings and loan association, savings bank, or credit union organized under the laws of this or any other state that is authorized to transact business in this state;

(10) "General intangible", any personal property, including things in action, other than accounts, chattel paper, commercial tort claims, deposit accounts, documents, goods, instruments, investment property, letter-of-credit rights, letters of credit, moneys, and oil, gas, or other minerals before extraction. "General intangible" also includes payment intangibles and software;

(11) "Payment intangible", a general intangible under which the account debtor's principal obligation is a monetary obligation;

(12) "Provider", a person who consummates more than five commercial financing products to a business located in this state in any calendar year. "Provider" also includes a person who enters into a written agreement with a depository institution to arrange for the extension of a commercial financing product by the depository institution to a business via an online lending platform administered by the person. The fact that a provider extends a specific offer for a commercial financing product on behalf of a depository institution shall not be construed to mean that the provider engaged in lending or financing or originated such loan or financing.

3. (1) A provider who consummates a commercial financing product shall disclose the terms of the commercial financing product as required by this section. The disclosures shall be provided at or before consummation of the transaction. Only one disclosure is required for each commercial financing product, and a disclosure is not required as a result of the modification, forbearance, or change to a consummated commercial financing product.

(2) A provider shall disclose the following in connection with each commercial financing product:

(a) The total amount of funds provided to the business under the terms of the commercial financing product. This disclosure shall be labeled "Total Amount of Funds Provided";

(b) The total amount of funds disbursed to the business under the terms of the commercial financing product, if less than the total amount of funds provided, as a result of any fees deducted or withheld at disbursement and any amount paid to a third party on behalf of the business. This disclosure shall be labeled "Total Amount of Funds Disbursed";

(c) The total amount to be paid to the provider pursuant to the commercial financing product agreement. This disclosure shall be labeled "Total of Payments";

(d) The total dollar cost of the commercial financing product under the terms of the agreement, derived by subtracting the total amount of funds provided from the total of payments. This calculation shall include any fees or charges deducted by the provider from the "Total Amount of Funds Provided". This disclosure shall be labeled "Total Dollar Cost of Financing";

(e) The manner, frequency, and amount of each payment. This disclosure shall be labeled "Payments". If the payments may vary, the provider shall instead disclose the manner, frequency, and the estimated amount of the initial payment labeled "Estimated Payments", and the commercial financing product agreement shall include a description of the methodology for calculating any variable payment and the circumstances when payments may vary; and

(f) A statement of whether there are any costs or discounts associated with prepayment of the commercial financing product, including a reference to the paragraph in the agreement that creates the contractual rights of the parties related to prepayment. This disclosure shall be labeled "Prepayment".

4. This section shall not apply to the following:

(1) A provider that is a depository institution or a subsidiary or service corporation that is:

(a) Owned and controlled by a depository institution; and

(b) Regulated by a federal banking agency;

(2) A provider that is a lender regulated under the federal Farm Credit Act, 12 U.S.C. Sec. 2001 et seq.;

(3) A commercial financing product that is:

(a) Secured by real property;

(b) A lease; or

(c) A purchase-money obligation that is incurred as all or part of the price of the collateral or for value given to enable the business to acquire rights in or the use of the collateral if the value is in fact so used;

(4) A commercial financing product in which the recipient is a motor vehicle dealer or an affiliate of such a dealer, or a vehicle rental company, or an affiliate of such a company, pursuant to a commercial loan or commercial open-end credit plan of at least fifty thousand dollars or a commercial financing product offered by a person in connection with the sale or lease of products or services that such person manufactures, licenses, or distributes, or whose parent company or any of its directly or indirectly owned and controlled subsidiaries manufactures, licenses, or distributes;

(5) A commercial financing product that is a factoring transaction, purchase, sale, advance, or similar of accounts receivables owed to a health care provider because of a patient's personal injury treated by the health care provider;

(6) A provider who is licensed as a money transmitter in accordance with a license, certificate, or charter issued by this state, or any other state, district, territory, or commonwealth of the United States; or

(7) A provider who consummates no more than five commercial financing products in this state in a twelve-month period.

5. (1) No person shall engage in business as a broker for commercial financing within this state, for compensation, unless prior to conducting such business, the person has filed a registration with the division of finance within the department of commerce and insurance and has on file a good and sufficient bond as specified in this subsection. The registration shall be effective upon receipt by the division of finance of a completed registration form and the required registration fee, and shall remain effective until the time of renewal.

(2) After filing an initial registration form, a broker shall file, on or before January thirty-first of each year, a renewal registration form along with the required renewal registration fee.

(3) The broker shall pay a one-hundred-dollar registration fee upon the filing of an initial registration and a fifty-dollar renewal fee upon the filing of a renewal registration.

(4) The registration form required by this subsection shall include:

(a) The name of the broker;

(b) The name in which the broker is transacted if different from that stated in paragraph (a) of this subdivision;

(c) The address of the broker's principal office, which may be outside this state;

(d) Whether any officer, director, manager, operator, or principal of the broker has been convicted of a felony involving an act of fraud, dishonesty, breach of trust, or money laundering; and

(e) The name and address in this state of a designated agent upon whom service of process may be made.

(5) If information in a registration form changes or otherwise becomes inaccurate after filing, the broker shall not be required to file a further registration form prior to the time of renewal.

(6) Each broker shall obtain a surety bond issued by a surety company authorized to do business in this state. The amount of the bond shall be ten thousand dollars. The bond shall be in favor of the state of Missouri. Any person damaged by the broker's breach of contract or of any obligation arising therefrom, or by any violation of this section, may bring an action against the bond to recover damages suffered. The aggregate liability of the surety shall be only for actual damages and in no event shall exceed the amount of the bond.

(7) Employees regularly employed by a broker who has complied with this subsection shall not be required to file a registration or obtain a surety bond when acting within the scope of their employment for the broker.

6. (1) Any person who violates any provision of this section shall be punished by a fine of five hundred dollars per incident, not to exceed twenty thousand dollars for all aggregated violations arising from the use of the transaction documentation or materials found to be in violation of this section. Any person who violates any provision of this section after receiving written notice of a prior violation from the attorney general shall be punished by a fine of one thousand dollars per incident, not to exceed fifty thousand dollars for all aggregated violations arising from the use of the transaction documentation or materials found to be in violation of this section.

(2) Violation of any provision of this section shall not affect the enforceability or validity of the underlying agreement.

(3) This section shall not create a private right of action against any person or other entity based upon compliance or noncompliance with its provisions.

(4) Authority to enforce compliance with this section is vested exclusively in the attorney general of this state.

7. The requirements of subsections 3 and 5 of this section shall take effect upon the earlier of:

(1) Six months after the division of finance finalizes promulgating rules, if the division intends to promulgate rules; or

(2) February 28, 2024, if the division does not promulgate rules.

8. The division of finance may promulgate rules implementing this section. If the division of finance intends to promulgate rules, it shall declare its intent to do so no later than February 28, 2024. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers

vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

569.010. As used in this chapter the following terms mean:

(1) "Cave or cavern", any naturally occurring subterranean cavity enterable by a person including, without limitation, a pit, pothole, natural well, grotto, and tunnel, whether or not the opening has a natural entrance;

(2) "Enter unlawfully or remain unlawfully", a person enters or remains in or upon premises when he or she is not licensed or privileged to do so. A person who, regardless of his or her purpose, enters or remains in or upon premises which are at the time open to the public does so with license and privilege unless he or she defies a lawful order not to enter or remain, personally communicated to him or her by the owner of such premises or by other authorized person. A license or privilege to enter or remain in a building which is only partly open to the public is not a license or privilege to enter or remain in that part of the building which is not open to the public;

(3) "Nuclear power plant", a power generating facility that produces electricity by means of a nuclear reactor owned by a utility or a consortium utility. Nuclear power plant shall be limited to property within the structure or fenced yard, as defined in section 563.011;

(4) **"Teller machine", an automated teller machine (ATM) or interactive teller machine (ITM) that is a remote computer terminal or other device owned or controlled by a financial institution or a private business that allows individuals to obtain financial services, including obtaining cash, transferring or transmitting moneys or digital currencies, payment of bills, or loading moneys or digital currency to a payment card, without physical in-person assistance from another person. "Teller machine" does not include personally owned electronic devices used to access financial services;**

(5) "To tamper", to interfere with something improperly, to meddle with it, displace it, make unwarranted alterations in its existing condition, or to deprive, temporarily, the owner or possessor of that thing;

[~~(5)~~**] (6)** "Utility", an enterprise which provides gas, electric, steam, water, sewage disposal, or communication, video, internet, or voice over internet protocol services, and any common carrier. It may be either publicly or privately owned or operated.

569.100. 1. A person commits the offense of property damage in the first degree if such person:

(1) Knowingly damages property of another to an extent exceeding seven hundred fifty dollars; or

(2) Damages property to an extent exceeding seven hundred fifty dollars for the purpose of defrauding an insurer; **[**~~or~~**]**

(3) Knowingly damages a motor vehicle of another and the damage occurs while such person is making entry into the motor vehicle for the purpose of committing the crime of stealing therein or the damage occurs while such person is committing the crime of stealing within the motor vehicle**; or**

(4) Knowingly damages, modifies, or destroys a teller machine or otherwise makes it inoperable.

2. The offense of property damage in the first degree committed under subdivision (1) or (2) of subsection 1 of this section is a class E felony, unless the offense of property damage in the first degree was committed under subdivision (1) of subsection 1 of this section and the victim was intentionally targeted as a law enforcement officer, as defined in section 556.061, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer, in which case it is a class D felony. The offense of property damage in the first degree committed under subdivision (3) of subsection 1 of this section is a class D felony unless committed as a second or subsequent violation of subdivision (3) of subsection 1 of this section in which case it is a class B felony. **The offense of property damage in the first degree committed under subdivision (4) of subsection 1 of this section is a class D felony unless committed for the purpose of executing any scheme or artifice to defraud or obtain any property, the value of which exceeds seven hundred fifty dollars or the damage to the teller machine exceeds seven hundred fifty dollars in which case it is a class C felony; except that, if the offense of property damage in the first degree committed under subdivision (4) of subsection 1 of this section is committed to obtain the personal financial credentials of another person or committed as a second or subsequent violation of subdivision (4) of subsection 1 of this section, the offense of property damage in the first degree is a class B felony.**

570.010. As used in this chapter, the following terms mean:

(1) "Adulterated", varying from the standard of composition or quality prescribed by statute or lawfully promulgated administrative regulations of this state lawfully filed, or if none, as set by commercial usage;

(2) "Appropriate", to take, obtain, use, transfer, conceal, retain or dispose;

(3) "Check", a check or other similar sight order or any other form of presentment involving the transmission of account information for the payment of money;

(4) "Coercion", a threat, however communicated:

(a) To commit any offense; or

(b) To inflict physical injury in the future on the person threatened or another; or

(c) To accuse any person of any offense; or

(d) To expose any person to hatred, contempt or ridicule; or

(e) To harm the credit or business reputation of any person; or

(f) To take or withhold action as a public servant, or to cause a public servant to take or withhold action; or

(g) To inflict any other harm which would not benefit the actor. A threat of accusation, lawsuit or other invocation of official action is justified and not coercion if the property sought to be obtained by virtue of such threat was honestly claimed as restitution or indemnification for harm done in the circumstances to which the accusation, exposure, lawsuit or other official action relates, or as compensation for property or lawful service. The defendant shall have the burden of injecting the issue of justification as to any threat;

(5) "Credit device", a writing, card, code, number or other device purporting to evidence an undertaking to pay for property or services delivered or rendered to or upon the order of a designated person or bearer;

(6) "Dealer", a person in the business of buying and selling goods;

(7) "Debit device", a writing, card, code, number or other device, other than a check, draft or similar paper instrument, by the use of which a person may initiate an electronic fund transfer, including but not limited to devices that enable electronic transfers of benefits to public assistance recipients;

(8) "Deceit or deceive", making a representation which is false and which the actor does not believe to be true and upon which the victim relies, as to a matter of fact, law, value, intention or other state of mind, or concealing a material fact as to the terms of a contract or agreement. The term "deceit" does not, however, include falsity as to matters having no pecuniary significance, or puffing by statements unlikely to deceive ordinary persons in the group addressed. Deception as to the actor's intention to perform a promise shall not be inferred from the fact alone that he did not subsequently perform the promise;

(9) "Deprive":

(a) To withhold property from the owner permanently; or

(b) To restore property only upon payment of reward or other compensation; or

(c) To use or dispose of property in a manner that makes recovery of the property by the owner unlikely;

(10) "Electronic benefits card" or "EBT card", a debit card used to access food stamps or cash benefits issued by the department of social services;

(11) "Financial institution", a bank, trust company, savings and loan association, or credit union;

(12) "Food stamps", the nutrition assistance program in Missouri that provides food and aid to low-income individuals who are in need of benefits to purchase food operated by the United States Department of Agriculture (USDA) in conjunction with the department of social services;

(13) "Forcibly steals", a person, in the course of stealing, uses or threatens the immediate use of physical force upon another person for the purpose of:

(a) Preventing or overcoming resistance to the taking of the property or to the retention thereof immediately after the taking; or

(b) Compelling the owner of such property or another person to deliver up the property or to engage in other conduct which aids in the commission of the theft;

(14) "Internet service", an interactive computer service or system or an information service, system, or access software provider that provides or enables computer access by multiple users to a computer server, and includes, but is not limited to, an information service, system, or access software provider that provides access to a network system commonly known as the internet, or any comparable system or service and also includes, but is not limited to, a world wide web page, newsgroup, message board, mailing list, or chat area on any interactive computer service or system or other online service;

(15) "Means of identification", anything used by a person as a means to uniquely distinguish himself or herself;

(16) "Merchant", a person who deals in goods of the kind or otherwise by his or her occupation holds oneself out as having knowledge or skill peculiar to the practices or goods involved in the transaction or to whom such knowledge or skill may be attributed by his or her employment of an agent or broker or other intermediary who by his or her occupation holds oneself out as having such knowledge or skill;

(17) "Mislabeled", varying from the standard of truth or disclosure in labeling prescribed by statute or lawfully promulgated administrative regulations of this state lawfully filed, or if none, as set by commercial usage; or represented as being another person's product, though otherwise accurately labeled as to quality and quantity;

(18) "Pharmacy", any building, warehouse, physician's office, hospital, pharmaceutical house or other structure used in whole or in part for the sale, storage, or dispensing of any controlled substance as defined in chapter 195;

(19) "Property", anything of value, whether real or personal, tangible or intangible, in possession or in action, and shall include but not be limited to the evidence of a debt actually executed but not delivered or issued as a valid instrument;

(20) "Public assistance benefits", anything of value, including money, food, EBT cards, food stamps, commodities, clothing, utilities, utilities payments, shelter, drugs and medicine, materials, goods, and any service including institutional care, medical care, dental care, child care, psychiatric and psychological service, rehabilitation instruction, training, transitional assistance, or counseling, received by or paid on behalf of any person under chapters 198, 205, 207, 208, 209, and 660, or benefits, programs, and services provided or administered by the Missouri department of social services or any of its divisions;

(21) "Services" includes transportation, telephone, electricity, gas, water, or other public service, cable television service, video service, voice over internet protocol service, or internet service, accommodation in hotels, restaurants or elsewhere, admission to exhibitions and use of vehicles;

(22) "Stealing-related offense", federal and state violations of criminal statutes against stealing, robbery, or buying or receiving stolen property and shall also include municipal ordinances against the same if the offender was either represented by counsel or knowingly waived counsel in writing and the judge accepting the plea or making the findings was a licensed attorney at the time of the court proceedings;

(23) **"Teller machine", an automated teller machine (ATM) or interactive teller machine (ITM) that is a remote computer terminal or other device owned or controlled by a financial institution or a private business that allows individuals to obtain financial services, including obtaining cash, transferring or transmitting moneys or digital currencies, payment of bills, or loading moneys or digital currency to a payment card, without physical in-person assistance from another person. "Teller machine" does not include personally owned electronic devices used to access financial services;**

(24) "Video service", the provision of video programming provided through wireline facilities located at least in part in the public right-of-way without regard to delivery technology, including internet protocol technology whether provided as part of a tier, on demand, or a per-channel basis. This definition includes cable service as defined by 47 U.S.C. Section 522(6), but does not include any video programming provided by a commercial mobile service provider as "commercial mobile service" is defined in 47 U.S.C. Section 332(d), or any video programming provided solely as part of and via a service that enables users to access content, information, electronic mail, or other services offered over the public internet, and includes microwave television transmission, from a multipoint distribution service not capable of reception by conventional television receivers without the use of special equipment;

[~~(24)~~**] (25)** "Voice over internet protocol service", a service that:

(a) Enables real-time, two-way voice communication;

(b) Requires a broadband connection from the user's location;

(c) Requires internet protocol-compatible customer premises equipment; and

(d) Permits users generally to receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network;

[~~(25)~~**] (26)** "Writing" includes printing, any other method of recording information, money, coins, negotiable instruments, tokens, stamps, seals, credit cards, badges, trademarks and any other symbols of value, right, privilege or identification.

570.030. 1. A person commits the offense of stealing if he or she:

(1) Appropriates property or services of another with the purpose to deprive him or her thereof, either without his or her consent or by means of deceit or coercion;

(2) Attempts to appropriate anhydrous ammonia or liquid nitrogen of another with the purpose to deprive him or her thereof, either without his or her consent or by means of deceit or coercion; or

(3) For the purpose of depriving the owner of a lawful interest therein, receives, retains or disposes of property of another knowing that it has been stolen, or believing that it has been stolen.

2. The offense of stealing is a class A felony if the property appropriated consists of any of the following containing any amount of anhydrous ammonia: a tank truck, tank trailer, rail tank car, bulk storage tank, field nurse, field tank or field applicator.

3. The offense of stealing is a class B felony if:

(1) The property appropriated or attempted to be appropriated consists of any amount of anhydrous ammonia or liquid nitrogen;

(2) The property consists of any animal considered livestock as the term livestock is defined in section 144.010, or any captive wildlife held under permit issued by the conservation commission, and the value of the animal or animals appropriated exceeds three thousand dollars and that person has previously been found guilty of appropriating any animal considered livestock or captive wildlife held under permit issued by the conservation commission. Notwithstanding any provision of law to the contrary, such person shall serve a minimum prison term of not less than eighty percent of his or her sentence before he or she is eligible for probation, parole, conditional release, or other early release by the department of corrections;

(3) A person appropriates property consisting of a motor vehicle, watercraft, or aircraft, and that person has previously been found guilty of two stealing-related offenses committed on two separate occasions where such offenses occurred within ten years of the date of occurrence of the present offense;

(4) The property appropriated or attempted to be appropriated consists of any animal considered livestock as the term is defined in section 144.010 if the value of the livestock exceeds ten thousand dollars; or

(5) The property appropriated or attempted to be appropriated is owned by or in the custody of a financial institution and the property is taken or attempted to be taken physically from an individual person to deprive the owner or custodian of the property.

4. The offense of stealing is a class C felony if the value of the property or services appropriated is twenty-five thousand dollars or more **or the property is a teller machine or the contents of a teller machine, including cash, regardless of the value or amount**.

5. The offense of stealing is a class D felony if:

(1) The value of the property or services appropriated is seven hundred fifty dollars or more;

(2) The offender physically takes the property appropriated from the person of the victim; or

(3) The property appropriated consists of:

(a) Any motor vehicle, watercraft or aircraft;

(b) Any will or unrecorded deed affecting real property;

(c) Any credit device, debit device or letter of credit;

(d) Any firearms;

(e) Any explosive weapon as defined in section 571.010;

(f) Any United States national flag designed, intended and used for display on buildings or stationary flagstaffs in the open;

(g) Any original copy of an act, bill or resolution, introduced or acted upon by the legislature of the state of Missouri;

(h) Any pleading, notice, judgment or any other record or entry of any court of this state, any other state or of the United States;

(i) Any book of registration or list of voters required by chapter 115;

(j) Any animal considered livestock as that term is defined in section 144.010;

(k) Any live fish raised for commercial sale with a value of seventy-five dollars or more;

(l) Any captive wildlife held under permit issued by the conservation commission;

(m) Any controlled substance as defined by section 195.010;

(n) Ammonium nitrate;

(o) Any wire, electrical transformer, or metallic wire associated with transmitting telecommunications, video, internet, or voice over internet protocol service, or any other device or pipe that is associated with conducting electricity or transporting natural gas or other combustible fuels; or

(p) Any material appropriated with the intent to use such material to manufacture, compound, produce, prepare, test or analyze amphetamine or methamphetamine or any of their analogues.

6. The offense of stealing is a class E felony if:

(1) The property appropriated is an animal;

(2) The property is a catalytic converter; or

(3) A person has previously been found guilty of three stealing-related offenses committed on three separate occasions where such offenses occurred within ten years of the date of occurrence of the present offense.

7. The offense of stealing is a class D misdemeanor if the property is not of a type listed in subsection 2, 3, 5, or 6 of this section, the property appropriated has a value of less than one hundred fifty dollars, and the person has no previous findings of guilt for a stealing-related offense.

8. The offense of stealing is a class A misdemeanor if no other penalty is specified in this section.

9. If a violation of this section is subject to enhanced punishment based on prior findings of guilt, such findings of guilt shall be pleaded and proven in the same manner as required by section 558.021.

10. The appropriation of any property or services of a type listed in subsection 2, 3, 5, or 6 of this section or of a value of seven hundred fifty dollars or more may be considered a separate felony and may be charged in separate counts.

11. The value of property or services appropriated pursuant to one scheme or course of conduct, whether from the same or several owners and whether at the same or different times, constitutes a single criminal episode and may be aggregated in determining the grade of the offense, except as set forth in subsection 10 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 809, Page 20, Line 3, by inserting after all of the said line the following:

"Further amend said bill and page, Section 170.281, Line 3, by inserting after the word "**economy**" the following:

"**; personal finance may include courses offered in vocational or technical curricula**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative O'Donnell, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative O'Donnell, **HCS HB 809, as amended**, was adopted.

On motion of Representative O'Donnell, **HCS HB 809, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 1** was agreed to.

HCS HB 1 was laid over.

HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 2** was agreed to.

HCS HB 2 was laid over.

HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 3** was agreed to.

HCS HB 3 was laid over.

HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 4** was agreed to.

HCS HB 4 was laid over.

HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 5** was agreed to.

HCS HB 5 was laid over.

HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 6** was agreed to.

HCS HB 6 was laid over.

HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expend only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 7** was agreed to.

HCS HB 7 was laid over.

HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 8** was agreed to.

HCS HB 8 was laid over.

HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 9** was agreed to.

HCS HB 9 was laid over.

HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 10** was agreed to.

HCS HB 10 was laid over.

HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 11** was agreed to.

HCS HB 11 was laid over.

HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023 and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 12** was agreed to.

HCS HB 12 was laid over.

HCS HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 13** was agreed to.

HCS HB 13 was laid over.

HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 15** was agreed to.

HCS HB 15 was laid over.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 90, relating to court automation, was taken up by Representative Veit.

Representative Veit moved that the title of **HCS HB 90** be agreed to.

Representative Keathley offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 90, Page 1, In the Title, Line 3, by deleting the word "automation" and inserting in lieu thereof the word "operations"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Keathley, **House Amendment No. 1** was adopted.

Representative Unsicker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 90, Page 2, Section 476.055, Line 44, by inserting after the word "records" the phrase "**requiring implementation of multi-factor verification and principles of least privilege**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative O'Donnell assumed the Chair.

Representative Unsicker moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Unsicker:

AYES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Collins	Crossley
Doll	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Phifer
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

NOES: 092

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Boyd	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Falkner	Farnan	Gallick	Gragg	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Jones
Kalberloh	Keathley	Kelley 127	Kelly 141	Lewis 6
Lonsdale	Lovasco	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Shields
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 027

Aldridge	Atchison	Bland Manlove	Bonacker	Bromley
Byrnes	Clemens	Copeland	Ealy	Evans
Francis	Gray	Gregory	Houx	Hudson
Hurlbert	Justus	Knight	Marquart	Myers
Nurrenbern	Plank	Reuter	Sharpe 4	Smith 155
Smith 163	Windham			

VACANCIES: 000

Representative Schnelting offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 90, Page 3, Section 476.055, Line 58, by inserting after all of said line and section the following:

"509.520. 1. Notwithstanding any provision of law to the contrary, beginning August 28, **[**~~2009~~**] 2023**, pleadings, attachments, or exhibits filed with the court in any case, as well as any judgments issued by the court, shall not include:

(1) The full Social Security number of any party or any child who is the subject to an order of custody or support;

(2) The full credit card number or other financial account number of any party**; and**

(3) Any personal identifying information, including name, address, and year of birth, of a minor and, if applicable, any next friend. Such information shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.

2. Contemporaneously with the filing of every petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the filing party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the petitioner or movant, if a person;

(2) If known to the petitioner or movant, the name and address of the current employer and the Social Security number of the respondent; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

3. Contemporaneously with the filing of every responsive pleading petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the responding party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the responding party, if a person;

(2) If known to the responding party, the name and address of the current employer and the Social Security number of the petitioner or movant; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

4. The full Social Security number of any party or child subject to an order of custody or support shall be retained by the court on the confidential case filing sheet or other confidential record maintained in conjunction with the administration of the case. The full credit card number or other financial account number of any party may be retained by the court on a confidential record if it is necessary to maintain the number in conjunction with the administration of the case.

5. Any document described in subsection 1 of this section shall, in lieu of the full number, include only the last four digits of any such number.

6. Except as provided in section 452.430, the clerk shall not be required to redact any document described in subsection 1 of this section issued or filed before August 28, 2009, prior to releasing the document to the public.

7. For good cause shown, the court may release information contained on the confidential case filing sheet; except that, any state agency acting under authority of chapter 454 shall have access to information contained herein without court order in carrying out their official duty."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schnelting, **House Amendment No. 3** was adopted.

Representative Shields offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 90, Page 3, Section 467.055, Line 58, by inserting after all of said section and line the following:

"**[**~~217.785. 1. As used in this section, the term "Missouri postconviction drug treatment program" means a program of noninstitutional and institutional correctional programs for the monitoring, control and treatment of certain drug abuse offenders.~~

~~2. The department of corrections shall establish by regulation the "Missouri Postconviction Drug Treatment Program". The program shall include noninstitutional and institutional placement. The institutional phase of the program may include any offender under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.~~

~~3. Any first-time offender who has been found guilty of violating the provisions of chapter 195 or 579, or whose controlled substance abuse was a precipitating or contributing factor in the commission of his offense, and who is placed on probation may be required to participate in the noninstitutional phase of the program, which may include education, treatment and rehabilitation programs. Persons required to attend a program pursuant to this section may be charged a reasonable fee to cover the costs of the program. Failure of an offender to complete successfully the noninstitutional phase of the program shall be sufficient cause for the offender to be remanded to the sentencing court for assignment to the institutional phase of the program or any other authorized disposition.~~

~~4. A probationer shall be eligible for assignment to the institutional phase of the postconviction drug treatment program if he has failed to complete successfully the noninstitutional phase of the program. If space is available, the sentencing court may assign the offender to the institutional phase of the program as a special condition of probation, without the necessity of formal revocation of probation.~~

~~5. The availability of space in the institutional program shall be determined by the department of corrections. If the sentencing court is advised that there is no space available, then the court shall consider other authorized dispositions.~~

~~6. Any time after ninety days and prior to one hundred twenty days after assignment of the offender to the institutional phase of the program, the department shall submit to the court a report outlining the performance of the offender in the program. If the department determines that the offender will not participate or has failed to complete the program, the department shall advise the sentencing court, who shall cause the offender to be brought before the court for consideration of revocation of the probation or other authorized disposition. If the offender successfully completes the program, the department shall release the individual to the appropriate probation and parole district office and so advise the court.~~

~~7. Time spent in the institutional phase of the program shall count as time served on the sentence.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 4** was adopted.

Representative Keathley offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 90, Page 3, Section 476.055, Line 58, by inserting after all of said section and line the following:

"485.060. 1. Each court reporter for a circuit judge shall receive an annual salary of twenty-six thousand nine hundred dollars beginning January 1, 1985, until December 31, 1985, and beginning January 1, 1986, an annual salary of thirty thousand dollars.

2. Such annual salary shall be modified by any salary adjustment provided by section 476.405.

3. Beginning January 1, 2022, the annual salary, as modified under section 476.405, shall be adjusted upon meeting the minimum number of cumulative years of service as a court reporter with a circuit court of this state by the following schedule:

(1) For each court reporter with zero to five years of service: the annual salary shall be increased only by any salary adjustment provided by section 476.405;

(2) For each court reporter with six to ten years of service: the annual salary shall be increased by **the whole sum of** five and one-quarter percent **in addition to the increase provided by subdivision (1) of this subsection**;

(3) For each court reporter with eleven to fifteen years of service: the annual salary shall be increased by **the whole sum of** eight and one-quarter percent **in addition to the increase provided by subdivision (2) of this subsection**;

(4) For each court reporter with sixteen to twenty years of service: the annual salary shall be increased by **the whole sum of** eight and one-half percent **in addition to the increase provided by subdivision (3) of this subsection**; or

(5) For each court reporter with twenty-one or more years of service: the annual salary shall be increased by **the whole sum of** eight and three-quarters percent **in addition to the increase provided by subdivision (4) of this subsection**.

[~~A court reporter may receive multiple adjustments under this subsection as his or her cumulative years of service increase, but only one percentage listed in subdivisions (1) to (5) of this subsection shall apply to the annual salary at a time.~~**]**

4. Salaries shall be payable in equal monthly installments on the certification of the judge of the court or division in whose court the reporter is employed. If paid by the state, the salaries of such court reporters shall be paid in semimonthly or monthly installments, as designated by the commissioner of administration."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Keathley, **House Amendment No. 5** was adopted.

On motion of Representative Veit, **HCS HB 90, as amended**, was adopted.

On motion of Representative Veit, **HCS HB 90, as amended**, was ordered perfected and printed.

HCS HB 497, relating to public schools, was taken up by Representative Lewis (6).

On motion of Representative Lewis (6), the title of **HCS HB 497** was agreed to.

Representative Barnes offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 497, Page 30, Section 173.232, Line 50, by inserting after the word "**education.**" the following phrase "**Such content areas shall be construed to include certificated teaching positions for students who are blind or visually impaired and students who are deaf or hearing impaired.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes, **House Amendment No. 1** was adopted.

Representative Bangert offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 497, Page 28, Section 169.596, Line 34, by inserting after all of said section and line the following:

"**170.025. 1. Each school district and charter school shall ensure that:**

(1) Each elementary school under the control of such school district or charter school provides instruction in cursive writing so that students create readable documents through legible cursive handwriting by the end of the fifth grade; and

(2) Each student passes with proficiency a teacher-constructed test demonstrating competency in both reading and writing cursive.

2. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bangert, **House Amendment No. 2** was adopted.

Representative McGaugh offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 497, Page 15, Section 160.665, Line 71, by inserting after all of said section and line the following:

"162.471. 1. The government and control of an urban school district is vested in a board of seven directors.

2. Except as provided in section 162.563, each director shall be a voter of the district who has resided within this state for one year next preceding the director's election or appointment and who is at least twenty-four years of age. All directors, except as otherwise provided in sections 162.481, 162.492, and 162.563, shall hold their offices for six years and until their successors are duly elected and qualified. All vacancies occurring in the board**[**~~, except as provided in section 162.492,~~**]** shall be filled by appointment by the board as soon as practicable, and the person appointed shall hold office until the next school board election, when a successor shall be elected for the remainder of the unexpired term. The power of the board to perform any official duty during the existence of a vacancy continues unimpaired thereby.

162.492. 1. In all urban districts containing the greater part of the population of a city which has more than three hundred thousand inhabitants, the election authority of the city in which the greater portion of the school district lies, and of the county if the district includes territory not within the city limits, shall serve ex officio as a redistricting commission. The commission shall on or before November 1, 2018, divide the school district into five subdistricts, all subdistricts being of compact and contiguous territory and as nearly equal in the number of inhabitants as practicable and thereafter the board shall redistrict the district into subdivisions as soon as practicable after each United States decennial census. In establishing the subdistricts each member shall have one vote and a majority vote of the total membership of the commission is required to make effective any action of the commission.

2. School elections for the election of directors shall be held on municipal election days in 2014 and 2016. At the election in 2014, directors shall be elected to hold office until 2019 and until their successors are elected and qualified. At the election in 2016, directors shall be elected until 2019 and until their successors are elected and qualified. Beginning in 2019, school elections for the election of directors shall be held on the local election date as specified in the charter of a home rule city with more than four hundred thousand inhabitants and located in more than one county. Beginning at the election for school directors in 2019, the number of directors on the board shall be reduced from nine to seven. Two directors shall be at-large directors and five directors shall represent the subdistricts, with one director from each of the subdistricts. At the 2019 election, one of the at-large directors and the directors from subdistricts one, three, and five shall be elected for a two-year term, and the other at-large director and the directors from subdistricts two and four shall be elected for a four-year term. Thereafter, all seven directors

shall serve a four-year term. Directors shall serve until the next election and until their successors, then elected, are duly qualified as provided in this section. In addition to other qualifications prescribed by law, each member elected from a subdistrict shall be a resident of the subdistrict from which he or she is elected. The subdistricts shall be numbered from one to five.

3. The five candidates, one from each of the subdistricts, who receive a plurality of the votes cast by the voters of that subdistrict and the at-large candidates receiving a plurality of the at-large votes shall be elected. The name of no candidate for nomination shall be printed on the ballot unless the candidate has at least sixty days prior to the election filed a declaration of candidacy with the secretary of the board of directors containing the signatures of at least two hundred fifty registered voters who are residents of the subdistrict within which the candidate for nomination to a subdistrict office resides, and in case of at-large candidates the signatures of at least five hundred registered voters. The election authority shall determine the validity of all signatures on declarations of candidacy.

4. In any election either for at-large candidates or candidates elected by the voters of subdistricts, if there are more than two candidates, a majority of the votes are not required to elect but the candidate having a plurality of the votes shall be elected.

5. The names of all candidates shall appear upon the ballot without party designation and in the order of the priority of the times of filing their petitions of nomination. No candidate may file both at large and from a subdistrict and the names of all candidates shall appear only once on the ballot, nor may any candidate file more than one declaration of candidacy. All declarations shall designate the candidate's residence and whether the candidate is filing at large or from a subdistrict and the numerical designation of the subdistrict or at-large area.

6. The provisions of all sections relating to seven-director school districts shall also apply to and govern urban districts in cities of more than three hundred thousand inhabitants, to the extent applicable and not in conflict with the provisions of those sections specifically relating to such urban districts.

7. Vacancies which occur on the school board **[**~~between the dates of election shall be filled by special election if such vacancy happens more than six months prior to the time of holding an election as provided in subsection 2 of this section. The state board of education shall order a special election to fill such a vacancy. A letter from the commissioner of education, delivered by certified mail to the election authority or authorities that would normally conduct an election for school board members shall be the authority for the election authority or authorities to proceed with election procedures. If a vacancy occurs less than six months prior to the time of holding an election as provided in subsection 2 of this section, no special election shall occur and the vacancy shall be filled at the next election day on which local elections are held as specified in the charter of any home rule city with more than four hundred thousand inhabitants and located in more than one county~~**] shall be filled in the manner provided in section 162.471**.

162.611. Any member failing to attend the meetings of the board for three consecutive regular meetings, unless excused by the board for reasons satisfactory to the board, shall be deemed to have vacated his **or her** seat; and the secretary of the board shall certify that fact to the **[**~~mayor~~**] board**. The secretary shall likewise certify to the **[**~~mayor~~**] board** any other vacancy occurring in the board. Any vacancy shall be filled by the **[**~~mayor~~**] board** by appointment for the remainder of the term."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 3** was adopted.

Representative Steinhoff offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 497, Page 16, Section 168.110, Line 37, by inserting after all of the said section and line the following:

"168.400. 1. Sections 168.400 to 168.415 shall be known and may be cited as the "Missouri Professional Teacher and Administrator Act". This section shall become effective September 1, 1988, and shall establish programs for the following public school personnel:

(1) The preservice teacher or student in training;

(2) The beginning teacher;

(3) The practicing teacher; and

(4) The administrator.

2. **[**~~Preservice teacher programs established under this section shall include, but need not be limited to, the following provisions:~~

~~(1) A program of entry-level testing of all prospective teacher education students shall be established at all colleges and universities offering approved teacher education programs and, with the advice of the advisory council as provided in section 168.015, shall be administered by the commissioner of education, who shall cause the department of elementary and secondary education to develop or select such tests to establish abilities necessary to receive a satisfactory rating, and to establish procedures for the administering of the test;~~

~~(2) The entry-level tests developed under this subsection shall include, but need not be limited to, an examination of basic oral and written communication skills and of basic mathematics skills, and may include both oral and written examinations;~~

~~(3) Each prospective teacher education student shall be required to obtain a satisfactory rating prior to admission into the approved teacher education program;~~

~~(4)~~**]** The department of elementary and secondary education, with the advice of the advisory council as provided in section 168.015, shall establish and monitor exit requirements from approved teacher education programs which shall be met by all preservice teacher education students seeking certification in Missouri, and specific criteria for a preservice teacher assessment that all candidates for certification shall meet. The preservice teacher assessment established under this **[**~~subdivision~~**] subsection** shall include, but need not be limited to, classroom achievement, practice teaching evaluation and observation, successful participation in assessment centers, interviews, tests and other evaluation measures. The department of elementary and secondary education shall promulgate rules to allow all preservice teacher education students who have been employed for at least two years as teacher assistants to utilize their teacher assistant experience to bypass the practice teaching evaluation and observation process. These rules shall allow the certified teacher working with the teacher assistant to observe and evaluate the teacher assistant's practice teaching. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536. The preservice teacher assessment shall be reviewed by the certifying authority prior to issuance of a certificate. An unsatisfactory assessment shall result in the nonissuance of a certificate. Persons who are aggrieved by the nonissuance of a certificate may appeal such nonissuance in the manner provided in section 168.071. Any costs associated with **[**~~the entry-level tests or~~**]** the exit requirements established under this subsection shall be borne by each institution and costs defrayal included in the incidental fees charged to the student.

3. Each approved teacher education program shall require the faculty teaching preservice teacher education courses to further their professional development through direct personal involvement in the public schools in grades kindergarten through twelve on a periodic basis. As used in this subsection, the term "faculty" shall include, but need not be limited to, full- and part-time classroom instructors, and supervisors of practice teaching at institutions offering an approved teacher education program.

4. Beginning teacher assistance programs established under this section shall include, but need not be limited to, the following provisions:

(1) Such programs shall require each school district to provide a plan of professional development for the first two years of teaching for any teacher who does not have prior teaching experience. The professional development plan shall include assistance from a professional development committee, which is hereby established in each school district, which committee shall work with beginning teachers and experienced teachers in identifying instructional concerns and remedies; serve as a confidential consultant upon a teacher's request; assess faculty needs and develop in-service opportunities for school staff; and present to the proper authority faculty suggestions, ideas and recommendations pertaining to classroom instruction within the school district. The members of each professional development committee shall be selected by the teachers employed by the school district in question. The professional development plan may include guidance from a district-designated faculty member employed at a grade level comparable to the instructional grade level of the beginning teacher, and such other forms of assistance which the school district may choose to offer. The professional development committee may apply to the state board of education for a grant, which shall be in addition to any state aid provided to the committee for activities identified in this subdivision. The grant thus awarded shall be used by the committee to provide in-service training to the teachers of the district on teaching children identified as at risk of failing in school as defined in section 167.273. The department of elementary and secondary education shall provide resource materials and assist the committee if such assistance is requested;

(2) Such programs shall include assistance from the teacher education program which provided the teacher's training if such training was provided in a Missouri college or university. Such assistance from the college or university may include retraining, internships, counseling, and in-service training.

5. The practicing teacher assistance programs established under this section shall include, but need not be limited to, programs of professional development and improvement as provided for experienced teachers by the professional development committee established under subsection 4 of this section, and in-service opportunities as provided by the local school district for all practicing teachers.

6. (1) The administrator assistance programs established under this section shall include, but shall not be limited to, programs of professional development and improvement for superintendents, principals, assistant principals, and other school district personnel charged with administrative duties.

(2) Establishment of programs by local districts and organizations for the training of school board members are encouraged and recommended."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Steinhoff, **House Amendment No. 4** was adopted.

Representative Black offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 497, Page 15, Section 160.665, Line 71, by inserting after all of the said section and line the following:

"163.011. As used in this chapter unless the context requires otherwise:

(1) "Adjusted operating levy", the sum of tax rates for the current year for teachers' and incidental funds for a school district as reported to the proper officer of each county pursuant to section 164.011;

(2) "Average daily attendance", the quotient or the sum of the quotients obtained by dividing the total number of hours attended in a term by resident pupils between the ages of five and twenty-one by the actual number of hours school was in session in that term. To the average daily attendance of the following school term shall be added the full-time equivalent average daily attendance of summer school students. "Full-time equivalent average daily attendance of summer school students" shall be computed by dividing the total number of hours, except for physical education hours that do not count as credit toward graduation for students in grades nine, ten, eleven, and twelve, attended by all summer school pupils by the number of hours required in section 160.011 in the school term. For purposes of determining average daily attendance under this subdivision, the term "resident pupil" shall include all children between the ages of five and twenty-one who are residents of the school district and who are attending kindergarten through grade twelve in such district. If a child is attending school in a district other than the district of residence and the child's parent is teaching in the school district or is a regular employee of the school district which the child is attending, then such child shall be considered a resident pupil of the school district which the child is attending for such period of time when the district of residence is not otherwise liable for tuition. Average daily attendance for students below the age of five years for which a school district may receive state aid based on such attendance shall be computed as regular school term attendance unless otherwise provided by law;

(3) "Current operating expenditures":

(a) For the fiscal year 2007 calculation, "current operating expenditures" shall be calculated using data from fiscal year 2004 and shall be calculated as all expenditures for instruction and support services except capital outlay and debt service expenditures minus the revenue from federal categorical sources; food service; student activities; categorical payments for transportation costs pursuant to section 163.161; state reimbursements for early childhood special education; the career ladder entitlement for the district, as provided for in sections 168.500 to 168.515; the vocational education entitlement for the district, as provided for in section 167.332; and payments from other districts;

(b) In every fiscal year **[**~~subsequent to fiscal year 2007~~**] from 2008 to 2024**, current operating expenditures shall be the amount in paragraph (a) of this subdivision plus any increases in state funding pursuant to sections 163.031 and 163.043 subsequent to fiscal year 2005, not to exceed five percent, per recalculation, of the state

revenue received by a district in the 2004-05 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments for any district from the first preceding calculation of the state adequacy target;

(c) a. In fiscal years 2025 and 2026, current operating expenditures shall be the amount in paragraph (a) of this subdivision plus any increases in state funding under sections 163.031 and 163.043 subsequent to fiscal year 2005, not to exceed six percent, per recalculation, of the state revenue received by a district in the 2004-05 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments for any district from the first preceding calculation of the state adequacy target;

b. In fiscal years 2027 and 2028, current operating expenditures shall be the amount in paragraph (a) of this subdivision plus any increases in state funding under sections 163.031 and 163.043 subsequent to fiscal year 2005, not to exceed seven percent, per recalculation, of the state revenue received by a district in the 2004-05 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments for any district from the first preceding calculation of the state adequacy target;

c. In fiscal years 2029 and 2030, current operating expenditures shall be the amount in paragraph (a) of this subdivision plus any increases in state funding under sections 163.031 and 163.043 subsequent to fiscal year 2005, not to exceed eight percent, per recalculation, of the state revenue received by a district in the 2004-05 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments for any district from the first preceding calculation of the state adequacy target;

d. In fiscal years 2031 and 2032, and in all subsequent biennial fiscal years, current operating expenditures shall be the amount in paragraph (a) of this subdivision plus any increases in state funding under sections 163.031 and 163.043 subsequent to fiscal year 2005, not to exceed nine percent, per recalculation, of the state revenue received by a district in the 2004-05 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments for any district from the first preceding calculation of the state adequacy target. Reimbursements of any increased costs incurred as a result of the calculation required under this paragraph in fiscal year 2033 and any subsequent fiscal year shall be subject to appropriations;

(4) "District's tax rate ceiling", the highest tax rate ceiling in effect subsequent to the 1980 tax year or any subsequent year. Such tax rate ceiling shall not contain any tax levy for debt service;

(5) "Dollar-value modifier", an index of the relative purchasing power of a dollar, calculated as one plus fifteen percent of the difference of the regional wage ratio minus one, provided that the dollar value modifier shall not be applied at a rate less than 1.0**. As used in this subdivision, the following terms mean**:

(a) "County wage per job", the total county wage and salary disbursements divided by the total county wage and salary employment for each county and the City of St. Louis as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year;

(b) "Regional wage per job":

a. The total Missouri wage and salary disbursements of the metropolitan area as defined by the Office of Management and Budget divided by the total Missouri metropolitan wage and salary employment for the metropolitan area for the county signified in the school district number or the City of St. Louis, as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year and recalculated upon every decennial census to incorporate counties that are newly added to the description of metropolitan areas; or if no such metropolitan area is established, then:

b. The total Missouri wage and salary disbursements of the micropolitan area as defined by the Office of Management and Budget divided by the total Missouri micropolitan wage and salary employment for the micropolitan area for the county signified in the school district number, as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year, if a micropolitan area for such county has been established and recalculated upon every decennial census to incorporate counties that are newly added to the description of micropolitan areas; or

c. If a county is not part of a metropolitan or micropolitan area as established by the Office of Management and Budget, then the county wage per job, as defined in paragraph (a) of this subdivision, shall be used for the school district, as signified by the school district number;

(c) "Regional wage ratio", the ratio of the regional wage per job divided by the state median wage per job;

(d) "State median wage per job", the fifty-eighth highest county wage per job;

(6) "Free and reduced price lunch pupil count", for school districts not eligible for and those that do not choose the USDA Community Eligibility Option, the number of pupils eligible for free and reduced price lunch on the last Wednesday in January for the preceding school year who were enrolled as students of the district, as approved by the department in accordance with applicable federal regulations. For eligible school districts that choose the USDA Community Eligibility Option, the free and reduced price lunch pupil count shall be the percentage of free and reduced price lunch students calculated as eligible on the last Wednesday in January of the most recent school year that included household applications to determine free and reduced price lunch count multiplied by the district's average daily attendance figure;

(7) "Free and reduced price lunch threshold" shall be calculated by dividing the total free and reduced price lunch pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(8) "Limited English proficiency pupil count", the number in the preceding school year of pupils aged three through twenty-one enrolled or preparing to enroll in an elementary school or secondary school who were not born in the United States or whose native language is a language other than English or are Native American or Alaskan native, or a native resident of the outlying areas, and come from an environment where a language other than English has had a significant impact on such individuals' level of English language proficiency, or are migratory, whose native language is a language other than English, and who come from an environment where a language other than English is dominant; and have difficulties in speaking, reading, writing, or understanding the English language sufficient to deny such individuals the ability to meet the state's proficient level of achievement on state assessments described in Public Law **[**~~107-10~~**] 107-110**, the ability to achieve successfully in classrooms where the language of instruction is English, or the opportunity to participate fully in society;

(9) "Limited English proficiency threshold" shall be calculated by dividing the total limited English proficiency pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(10) "Local effort":

(a) For the fiscal year 2007 calculation, "local effort" shall be computed as the equalized assessed valuation of the property of a school district in calendar year 2004 divided by one hundred and multiplied by the performance levy less the percentage retained by the county assessor and collector plus one hundred percent of the amount received in fiscal year 2005 for school purposes from intangible taxes, fines, escheats, payments in lieu of taxes and receipts from state-assessed railroad and utility tax, one hundred percent of the amount received for school purposes pursuant to the merchants' and manufacturers' taxes under sections 150.010 to 150.370, one hundred percent of the amounts received for school purposes from federal properties under sections 12.070 and 12.080 except when such amounts are used in the calculation of federal impact aid pursuant to P.L. 81-874, fifty percent of Proposition C revenues received for school purposes from the school district trust fund under section 163.087, and one hundred percent of any local earnings or income taxes received by the district for school purposes. Under this paragraph, for a special district established under sections 162.815 to 162.940 in a county with a charter form of government and with more than one million inhabitants, a tax levy of zero shall be utilized in lieu of the performance levy for the special school district;

(b) In every year subsequent to fiscal year 2007, "local effort" shall be the amount calculated under paragraph (a) of this subdivision plus any increase in the amount received for school purposes from fines. If a district's assessed valuation has decreased subsequent to the calculation outlined in paragraph (a) of this subdivision, the district's local effort shall be calculated using the district's current assessed valuation in lieu of the assessed valuation utilized in the calculation outlined in paragraph (a) of this subdivision. When a change in a school district's boundary lines occurs because of a boundary line change, annexation, attachment, consolidation, reorganization, or dissolution under section 162.071, 162.081, sections 162.171 to 162.201, section 162.221, 162.223, 162.431, 162.441, or 162.451, or in the event that a school district assumes any territory from a district that ceases to exist for any reason, the department of elementary and secondary education shall make a proper adjustment to each affected district's local effort, so that each district's local effort figure conforms to the new boundary lines of the district. The department shall compute the local effort figure by applying the calendar year 2004 assessed valuation data to the new land areas resulting from the boundary line change, annexation, attachment, consolidation, reorganization, or dissolution and otherwise follow the procedures described in this subdivision;

(11) "Membership" shall be the average of:

(a) The number of resident full-time students and the full-time equivalent number of part-time students who were enrolled in the public schools of the district on the last Wednesday in September of the previous year and who were in attendance one day or more during the preceding ten school days; and

(b) The number of resident full-time students and the full-time equivalent number of part-time students who were enrolled in the public schools of the district on the last Wednesday in January of the previous year and who were in attendance one day or more during the preceding ten school days, plus the full-time equivalent number of summer school pupils. "Full-time equivalent number of part-time students" is determined by dividing the total number of hours for which all part-time students are enrolled by the number of hours in the school term. "Full-time equivalent number of summer school pupils" is determined by dividing the total number of hours for which all summer school pupils were enrolled by the number of hours required pursuant to section 160.011 in the school term. Only students eligible to be counted for average daily attendance shall be counted for membership;

(12) "Operating levy for school purposes", the sum of tax rates levied for teachers' and incidental funds plus the operating levy or sales tax equivalent pursuant to section 162.1100 of any transitional school district containing the school district, in the payment year, not including any equalized operating levy for school purposes levied by a special school district in which the district is located;

(13) "Performance district", any district that has met performance standards and indicators as established by the department of elementary and secondary education for purposes of accreditation under section 161.092 and as reported on the final annual performance report for that district each year; for calculations to be utilized for payments in fiscal years subsequent to fiscal year 2018, the number of performance districts shall not exceed twenty-five percent of all public school districts;

(14) "Performance levy", three dollars and forty-three cents;

(15) "School purposes" pertains to teachers' and incidental funds;

(16) "Special education pupil count", the number of public school students with a current individualized education program or services plan and receiving services from the resident district as of December first of the preceding school year, except for special education services provided through a school district established under sections 162.815 to 162.940 in a county with a charter form of government and with more than one million inhabitants, in which case the sum of the students in each district within the county exceeding the special education threshold of each respective district within the county shall be counted within the special district and not in the district of residence for purposes of distributing the state aid derived from the special education pupil count;

(17) "Special education threshold" shall be calculated by dividing the total special education pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(18) "State adequacy target", the sum of the current operating expenditures of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, divided by the total average daily attendance of all included performance districts. The department of elementary and secondary education shall first calculate the state adequacy target for fiscal year 2007 and recalculate the state adequacy target every two years using the most current available data. The recalculation shall never result in a decrease from the state adequacy target as calculated for fiscal years 2017 and 2018 and any state adequacy target figure calculated subsequent to fiscal year 2018. Should a recalculation result in an increase in the state adequacy target amount, fifty percent of that increase shall be included in the state adequacy target amount in the year of recalculation, and fifty percent of that increase shall be included in the state adequacy target amount in the subsequent year. The state adequacy target may be adjusted to accommodate available appropriations as provided in subsection 7 of section 163.031;

(19) "Teacher", any teacher, teacher-secretary, substitute teacher, supervisor, principal, supervising principal, superintendent or assistant superintendent, school nurse, social worker, counselor or librarian who shall, regularly, teach or be employed for no higher than grade twelve more than one-half time in the public schools and who is certified under the laws governing the certification of teachers in Missouri;

(20) "Weighted average daily attendance", the average daily attendance plus the product of twenty-five hundredths multiplied by the free and reduced price lunch pupil count that exceeds the free and reduced price lunch threshold, plus the **[**~~product of seventy-five hundredths multiplied by the~~**]** number of **the** special education pupil count that exceeds the special education threshold, plus the product of six-tenths multiplied by the number of limited English proficiency pupil count that exceeds the limited English proficiency threshold. For special districts established under sections 162.815 to 162.940 in a county with a charter form of government and with more than

one million inhabitants, weighted average daily attendance shall be the average daily attendance plus the product of twenty-five hundredths multiplied by the free and reduced price lunch pupil count that exceeds the free and reduced price lunch threshold, plus the **[**~~product of seventy-five hundredths multiplied by the sum~~**]** **number** of the special education pupil count that exceeds the threshold for each county district, plus the product of six-tenths multiplied by the limited English proficiency pupil count that exceeds the limited English proficiency threshold. None of the districts comprising a special district established under sections 162.815 to 162.940 in a county with a charter form of government and with more than one million inhabitants**[**~~,~~**]** shall use any special education pupil count in calculating their weighted average daily attendance.

163.031. 1. The department of elementary and secondary education shall calculate and distribute to each school district qualified to receive state aid under section 163.021 an amount determined by multiplying the district's weighted average daily attendance by the state adequacy target, multiplying this product by the dollar value modifier for the district, and subtracting from this product the district's local effort and subtracting payments from the classroom trust fund under section 163.043.

2. Other provisions of law to the contrary notwithstanding:

(1) For districts with an average daily attendance of more than three hundred fifty in the school year preceding the payment year:

(a) For the 2008-09 school year, the state revenue per weighted average daily attendance received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the state revenue received by a district in the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the dollar value modifier, and dividing this product by the weighted average daily attendance computed for the 2005-06 school year;

(b) For each year subsequent to the 2008-09 school year, the amount shall be no less than that computed in paragraph (a) of this subdivision, multiplied by the weighted average daily attendance pursuant to section 163.036, less any increase in revenue received from the classroom trust fund under section 163.043;

(2) For districts with an average daily attendance of three hundred fifty or less in the school year preceding the payment year:

(a) For the 2008-09 school year, the state revenue received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the greater of state revenue received by a district in the 2004-05 or 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the dollar value modifier;

(b) For each year subsequent to the 2008-09 school year, the amount shall be no less than that computed in paragraph (a) of this subdivision;

(3) The department of elementary and secondary education shall make an addition in the payment amount specified in subsection 1 of this section to assure compliance with the provisions contained in this subsection.

3. School districts that meet the requirements of section 163.021 shall receive categorical add-on revenue as provided in this subsection. The categorical add-on for the district shall be the sum of: seventy-five percent of the district allowable transportation costs under section 163.161; the career ladder entitlement for the district, as provided for in sections 168.500 to 168.515; the vocational education entitlement for the district, as provided for in section 167.332; and the district educational and screening program entitlements as provided for in sections 178.691 to 178.699. The categorical add-on revenue amounts may be adjusted to accommodate available appropriations.

4. For any school district meeting the eligibility criteria for state aid as established in section 163.021, but which is considered an option district under section 163.042 and therefore receives no state aid, the commissioner of education shall present a plan to the superintendent of the school district for the waiver of rules and the duration of said waivers, in order to promote flexibility in the operations of the district and to enhance and encourage efficiency in the delivery of instructional services as provided in section 163.042.

5. (1) **(a)** No less than seventy-five percent of the state revenue received under the provisions of subsections 1 and 2 of this section shall be placed in the teachers' fund, and the remaining percent of such moneys shall be placed in the incidental fund. No less than seventy-five percent of one-half of the funds received from the school district trust fund distributed under section 163.087 shall be placed in the teachers' fund. One hundred percent of revenue received under the provisions of section 163.161 shall be placed in the incidental fund. One hundred percent of revenue received under the provisions of sections 168.500 to 168.515 shall be placed in the teachers' fund.

(b) Beginning in fiscal year 2025, eighty-five percent of additional revenue resulting from the percentage increase in each biennial calculation described in paragraph (c) of subdivision (3) of section 163.011 shall be placed in the teachers' fund, and the remaining percent of such moneys shall be placed in the incidental fund.

(2) A school district shall spend for certificated compensation and tuition expenditures each year:

(a) An amount equal to at least seventy-five percent of the state revenue received under the provisions of subsections 1 and 2 of this section;

(b) An amount equal to at least seventy-five percent of one-half of the funds received from the school district trust fund distributed under section 163.087 during the preceding school year; and

(c) Beginning in fiscal year 2008, as much as was spent per the second preceding year's weighted average daily attendance for certificated compensation and tuition expenditures the previous year from revenue produced by local and county tax sources in the teachers' fund, plus the amount of the incidental fund to teachers' fund transfer calculated to be local and county tax sources by dividing local and county tax sources in the incidental fund by total revenue in the incidental fund.

In the event a district fails to comply with this provision, the amount by which the district fails to spend funds as provided herein shall be deducted from the district's state revenue received under the provisions of subsections 1 and 2 of this section for the following year, provided that the state board of education may exempt a school district from this provision if the state board of education determines that circumstances warrant such exemption.

6. (1) If a school district's annual audit discloses that students were inappropriately identified as eligible for free and reduced price lunch, special education, or limited English proficiency and the district does not resolve the audit finding, the department of elementary and secondary education shall require that the amount of aid paid pursuant to the weighting for free and reduced price lunch, special education, or limited English proficiency in the weighted average daily attendance on the inappropriately identified pupils be repaid by the district in the next school year and shall additionally impose a penalty of one hundred percent of such aid paid on such pupils, which penalty shall also be paid within the next school year. Such amounts may be repaid by the district through the withholding of the amount of state aid.

(2) In the 2017-18 school year and in each subsequent school year, if a district experiences a decrease in its gifted program enrollment of twenty percent or more from the previous school year, an amount equal to the product of the difference between the number of students enrolled in the gifted program in the current school year and the number of students enrolled in the gifted program in the previous school year multiplied by six hundred eighty dollars shall be subtracted from the district's current year payment amount. The provisions of this subdivision shall apply to districts entitled to receive state aid payments under both subsections 1 and 2 of this section but shall not apply to any school district with an average daily attendance of three hundred fifty or less.

7. Notwithstanding any provision of law to the contrary, in any fiscal year during which the total formula appropriation is insufficient to fully fund the entitlement calculation of this section, the department of elementary and secondary education shall adjust the state adequacy target in order to accommodate the appropriation level for the given fiscal year. In no manner shall any payment modification be rendered for any district qualified to receive payments under subsection 2 of this section based on insufficient appropriations.

8. Notwithstanding any provision of law to the contrary, school districts that receive revenue from the tax authorized under sections 148.030, 148.140, 148.620, and 148.720 shall, beginning January 1, 2020, and every January first thereafter, report the amount of said revenue received by the district to the department. The department shall, based on the data submitted by the district, determine the total amount of revenue the district would have received from the tax authorized under sections 148.030, 148.140, 148.620, and 148.720 absent the provisions of section 148.720, and remit the following amount to each applicable district not less than thirty days after the conclusion of each calendar year. The amount remitted to each district shall be the total of the revenue received by the district from the tax authorized under sections 148.030, 148.140, 148.620, and 148.720 during the applicable calendar year times one and five thousand six hundred twenty-five ten thousandths minus the total of the revenue received by the district from the tax authorized under sections 148.030, 148.140, 148.620, and 148.720 during the same calendar year. This payment shall be in addition to payments authorized under subsections 1, 2, and 7 of this section and shall be made from the annual appropriation to fund this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 5** was adopted.

Representative Haley offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 497, Page 15, Section 160.665, Line 71, by inserting after all of the said section and line the following:

"163.172. 1. **(1)** In school year 1994-95 and thereafter until school year 2006-07, the minimum teacher's salary shall be eighteen thousand dollars. Beginning in school year 2006-07, the minimum teacher's salary shall be twenty-two thousand dollars; in school year 2007-08, the minimum teacher's salary shall be twenty-three thousand dollars; in school year 2008-09, the minimum teacher's salary shall be twenty-four thousand dollars; in school year 2009-10 and **[**~~thereafter~~**] in each subsequent school year through the 2023-24 school year**, the minimum teacher's salary shall be twenty-five thousand dollars.

(2) For the 2024-25 school year and in all subsequent school years, the minimum teacher's salary shall be thirty-eight thousand dollars.

(3) Beginning in the school year 1996-97 until school year 2006-07, for any full-time teacher with a master's degree and at least ten years' teaching experience in a public school or combination of public schools, the minimum salary shall be twenty-four thousand dollars. Beginning in the school year 2006-07, for any full-time teacher with a master's degree in an academic teaching field and at least ten years' teaching experience in a public school or combination of public schools, the minimum salary shall be thirty thousand dollars; in the 2007-08 school year such minimum salary shall be thirty-one thousand dollars; in the 2008-09 school year such minimum salary shall be thirty-two thousand dollars; and in the 2009-10 school year **and in each subsequent school year through the 2023-24 school year,** such minimum salary shall be thirty-three thousand dollars.

(4) For the 2024-25 school year and in all subsequent school years, the minimum teacher's salary for any full-time teacher with a master's degree in an academic teaching field directly related to the teacher's assignment and at least ten years' teaching experience in a public school or combination of public schools shall be as follows:

(a) In the 2024-25 school year, forty-four thousand dollars;

(b) In the 2025-26 school year, forty-five thousand dollars; and

(c) In the 2026-27 school year and in all subsequent school years, forty-six thousand dollars.

2. Beginning with the budget requests for fiscal year 1991, the commissioner of education shall present to the appropriate committees of the general assembly information on the average Missouri teacher's salary, regional average salary data, and national average salary data.

3. All school salary information shall be public information.

4. As used in this section, the term "salary" shall be defined as the salary figure which appears on the teacher's contract and as determined by the local school district's basic salary schedule and does not include supplements for extra duties.

5. The minimum salary for any fully certificated teacher employed on a less than full-time basis by a school district, state school for the severely handicapped, the Missouri School for the Deaf, or the Missouri School for the Blind shall be prorated to reflect the amounts provided in subsection 1 of this section.

6. (1) There is hereby created in the state treasury the "Teacher Baseline Salary Grant Fund", which shall consist of moneys appropriated under subsection 7 of this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in this fund shall be used solely to increase minimum teacher's salaries as provided in this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

7. (1) There is hereby created the "Teacher Baseline Salary Grant" program. The general assembly may appropriate amounts to the teacher baseline salary grant fund created in subsection 6 of this section. The total amount appropriated to such fund shall not exceed the amount necessary to assist each school district in increasing minimum teacher's salaries to the minimum amount as required under this section.

(2) For the 2024-25, 2025-26, and 2026-27 school years and subject to the appropriation of moneys to the teacher baseline salary grant fund, each school district may apply to the department of elementary and secondary education for a grant of moneys from the teacher baseline salary grant fund to assist such district in increasing minimum teacher's salaries as required under this section.

(3) Moneys granted to a school district under this subsection shall not exceed seventy percent of the amount necessary for such district to increase minimum teacher's salaries as required under this section. The remaining thirty percent of the amount necessary for such district to increase minimum teacher's salaries as required under this section shall be allocated by such district from local effort moneys received as calculated under this chapter.

(4) No grant shall be made from the teacher baseline salary grant fund after June 30, 2027.

8. Subsections 6 and 7 of this section shall expire on December 31, 2027."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haley, **House Amendment No. 6** was adopted.

On motion of Representative Lewis (6), **HCS HB 497, as amended**, was adopted.

On motion of Representative Lewis (6), **HCS HB 497, as amended**, was ordered perfected and printed.

Representative Patterson suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 036

Allen	Amato	Banderman	Billington	Brown 16
Brown 27	Busick	Christ	Cook	Cupps
Davis	Diehl	Doll	Evans	Francis
Gallick	Hardwick	Hinman	Kelley 127	Kelly 141
Lovasco	McGirl	Morse	Murphy	Owen
Peters	Richey	Riggs	Roberts	Sander
Seitz	Shields	Smith 155	Thompson	Van Schoiack
Veit				

NOES: 002

Hurlbert	Keathley

PRESENT: 085

Anderson	Appelbaum	Aune	Bland Manlove	Bonacker
Boyd	Bromley	Brown 149	Buchheit-Courtway	Burger
Butz	Chappell	Christofanelli	Coleman	Collins
Crossley	Davidson	Deaton	Dinkins	Falkner
Farnan	Fogle	Gragg	Gregory	Griffith
Haffner	Haley	Hausman	Hein	Henderson
Hicks	Houx	Hovis	Hudson	Johnson 23
Jones	Justus	Kalberloh	Knight	Lewis 25
Lewis 6	Lonsdale	Mann	Matthiesen	McGaugh
McMullen	Merideth	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Parker	Patterson	Pollitt

Pouche	Reedy	Riley	Sassmann	Schulte
Schwadron	Sharp 37	Sharpe 4	Smith 163	Smith 46
Sparks	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Titus
Toalson Reisch	Unsicker	Voss	Walsh Moore	Weber
West	Wilson	Wright	Young	Mr. Speaker

ABSENT WITH LEAVE: 040

Adams	Aldridge	Atchison	Baker	Bangert
Baringer	Barnes	Black	Boggs	Bosley
Brown 87	Burnett	Burton	Byrnes	Casteel
Clemens	Copeland	Ealy	Fountain Henderson	Gray
Haden	Ingle	Johnson 12	Lavender	Mackey
Marquart	Mayhew	Mosley	Perkins	Phifer
Plank	Proudie	Quade	Reuter	Sauls
Schnelting	Stacy	Waller	Windham	Woods

VACANCIES: 000

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

MOTION

Representative Merideth moved that Rule 49(6)(a), (b), and (c) be suspended for the purpose of suspending the balancing rule on **HCS HB 1**, **HCS HB 2**, **HCS HB 3**, **HCS HB 4**, **HCS HB 5**, **HCS HB 6**, **HCS HB 7**, **HCS HB 8**, **HCS HB 9**, **HCS HB 10**, **HCS HB 11**, **HCS HB 12**, **HCS HB 13**, and **HCS HB 15**.

Which motion was defeated by the following vote:

AYES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

NOES: 103

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	O'Donnell	Oehlerking
Owen	Parker	Patterson	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Atchison	Burnett	Byrnes	Ealy
Farnan	Lonsdale	Marquart	Myers	Perkins
Peters	Plank	Proudie	Windham	

VACANCIES: 000

HCS HB 1 was laid over.

HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,007,088,254"; and

Further amend said bill, Page 5, Section 2.025, Line 10, by deleting "1,036,506,078" and inserting "1,023,381,078"; and

Further amend said bill, Page 8, Section 2.031, Line 27, by deleting "25,000,000" and inserting "10,500,000"; and

Further amend said bill, Page 26, Section 2.355, Line 11, by deleting "84,500,000" and inserting "56,023,768"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2, Page 4, Section 2.021, Line 6, by inserting immediately after "(0291)" the following:

"(one-time)"; and

Further amend said bill, said page, Section 2.022, Line 5, by inserting immediately after "(0291)" the following:

"(one-time)"; and

Further amend said bill, Page 8, Section 2.031, Line 31, by deleting "25,000,000" and inserting "39,500,000"; and

Further amend said bill, Page 18, Section 2.242, Line 8, by deleting "1,622,750" and inserting "1,822,750"; and

Further amend said bill, Page 25, Section 2.340, Line 24, by deleting "37.500,000" and inserting "59,711,461"; and

Further amend said bill, Page 26, Section 2.343, Line 17, by inserting immediately thereafter the following:

"From Child Care Discretionary Federal Emergency Relief 2021 Fund (2468)……$6,264,771"; and

Further amend said bill, said page, Section 2.355, Line 12, by inserting after the word "program" the following:

"in a city with more than twenty-seven thousand but fewer than thirty thousand inhabitants and located in a county with more than one million inhabitants"; and

Further amend said bill, said page, said section, Line 13, by inserting immediately after the word "in" the following:

"a"; and

Further amend said bill, said page, said section, Line 19, by inserting immediately after "(2468)" the following:

"(one-time)"; and

Further amend said bill, Page 27, Section 2.365, Line 15, by inserting immediately after the following:

"Section 2.367. To the Department of Elementary and Secondary Education
For a not-for-profit organization affiliated with the school district located in a city with more than twenty-seven thousand but fewer than thirty thousand inhabitants and located in a county with more than one million inhabitants, provided that said organization offers academic and enrichment programs to students who qualify for free and reduced lunch and who are enrolled in the district
From General Revenue Fund (0101) (one-time)……..$250,000"; and

Further amend said bill, Page 32, Section 2.505, by deleting Line 4 through and including Line 9, and inserting in lieu thereof the following:

"No funds shall be expended in furtherance of the 58th percentile of the current child care market for provider rates, as determined from the 2021-2022 child care market rate survey, and no funds shall be expended in furtherance of any rate enhancement greater than the rate in effect on January 1, 2023, and no funds shall be expended in furtherance of any benefit greater than that provided for by the applicable traditional or transitional child care subsidy income eligibility threshold."; and

Further amend said bill, said page, Section 2.510, by deleting Line 4 through and including Line 9, and inserting in lieu thereof the following:

"No funds shall be expended in furtherance of the 58th percentile of the current child care market for provider rates, as determined from the 2021-2022 child care market rate survey, and no funds shall be expended in furtherance of any rate enhancement greater than the rate in effect on January 1, 2023, and no funds shall be expended in furtherance of any benefit greater than that provided for by the applicable traditional or transitional child care subsidy income eligibility threshold."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Smith (163) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,007,305,626"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 3** was adopted.

HCS HB 2, as amended, was laid over.

HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 8, Page 9, Section 8.085, Line 6, by deleting "2,322,374" and inserting "2,555,002"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

HCS HB 8, as amended, was laid over.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,007,453,972"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 4** was adopted.

HCS HB 2, as amended, was laid over.

HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 5, Page 24, Section 5.450, Line 7, by deleting "$104,408,903" and inserting "$104,427,372"; and

Further amend said bill, said page, Section 5.460, Line 12, by deleting "$224,415,945" and inserting "$224,434,414"; and

Further amend said bill, said page, Section 5.465, Line 8, by deleting "$396,071,314" and inserting "$396,137,127"; and

Further amend said bill, Page 25, Section 5.470, Line 7, by deleting "$718,150,190" and inserting "$718,216,003"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

HCS HB 5, as amended, was laid over.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,003,788,254"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 5** was adopted.

HCS HB 2, as amended, was laid over.

HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 11, Page 61, Section 11.770, Line 37, by inserting immediately thereafter the following:

"Section 11.772. To the Department of Social Services
For the MO HealthNet Division
For the Transformation of Rural Community Health (ToRCH) Rural Hospital Health Hub
From General Revenue Fund (0101)…….$3,750,000
From Title XIX - Federal Fund (0163)…….....7,500,000
From Federal Reimbursement Allowance Fund (0142)…..3,750,000
Total.…….$15,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

HCS HB 11, as amended, was laid over.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,006,242,254"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 6** was adopted.

HCS HB 2, as amended, was laid over.

HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023 and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 12, Page 12, Section 12.265, Line 4, by deleting "218,497" and inserting "1,514,497"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

HCS HB 12, as amended, was laid over.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,007,038,254"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 7** was adopted.

HCS HB 2, as amended, was laid over.

HCS HB 8, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 8, Page 5, Section 8.005, Line 94, by inserting immediately thereafter the following:

"For a communication platform for active duty National Guardsmen, first responders, and veterans to receive direct access to chaplains and provide suicide prevention information and resources
From General Revenue Fund (0101) . . . . . 500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

HCS HB 8, as amended, was laid over.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,007,288,254"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 8** was adopted.

HCS HB 2, as amended, was laid over.

HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 7, Page 6, Section 7.051, Line 9, by deleting "Missouri Technology Investment Fund (0172)" and inserting "General Revenue Fund (0101) (one-time)"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

HCS HB 7, as amended, was laid over.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,007,038,254"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 9** was adopted.

HCS HB 2, as amended, was laid over.

HCS HB 7, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 7, Page 6, Section 7.046, Line 10, by inserting immediately thereafter the following:

"Section 7.047. To the Department of Economic Development
For an organization in a city with more than eighteen thousand but fewer than twenty thousand inhabitants and located in a county with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants, and performs business development, advocacy, and evaluations
From General Revenue Fund (0101) (one-time).....$500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

HCS HB 7, as amended, was laid over.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,000,709,037"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 10** was adopted.

Representative Richey offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 2, Page 32, Section 2.515, Line 17, by inserting immediately thereafter the following:

"Section 2.520. To the Department of Elementary and Secondary Education
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with “Diversity, Equity, Inclusion,” or “Diversity, Inclusion, Belonging,” or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 11** was adopted by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 097

Amato	Baker	Banderman	Billington	Black
Boggs	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Mr. Speaker			

NOES: 048

Adams	Allen	Anderson	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bonacker	Bosley
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Appelbaum	Atchison	Brown 27	Burnett
Byrnes	Casteel	Ealy	Evans	Haffner
Kalberloh	Marquart	Murphy	Plank	Pollitt
Stephens	Windham	Wright		

VACANCIES: 000

Representative Chappell offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Bill No. 2, Page 16, Section 2.185, Line 9, by deleting "253,122,775" and inserting "245,374,470"; and

Further amend said bill, said page, Section 2.200, Line 6, by deleting "42,866,000" and inserting "37,224,756"; and

Further amend said bill, said page, Section 2.205, Line 6, by deleting "3,500,000" and inserting "3,225,567"; and

Further amend said bill, Page 17, Section 2.215, Line 6, by deleting "21,000,000" and inserting "18,942,832"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Chappell, **House Amendment No. 12** was adopted.

Representative Lavender offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 9, by inserting after "$6,375" the following:

", and further provided any funds not utilized to meet the June 2024 school payment and would be otherwise unexpended, be distributed to local educational agencies based on their highest weighted average daily attendance of the four previous fiscal years"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 13** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 8, by deleting ", provided that the State Adequacy Target"; and

Further amend said bill, said page, said section, Line 9, by deleting "pursuant to Section 163.011 RSMo shall not exceed $6,375"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Merideth moved that **House Amendment No. 14** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 046

Adams	Amato	Anderson	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Butz	Clemens	Collins	Crossley
Doll	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

NOES: 102

Allen	Baker	Banderman	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davis	Deaton	Diehl
Dinkins	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 163

Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Atchison	Burnett	Burton
Byrnes	Davidson	Ealy	Evans	Houx
Marquart	Murphy	Plank	Smith 155	Windham

VACANCIES: 000

Representative Merideth offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for House Bill No. 2, Page 25, Section 2.340, Line 24, by deleting "37.500,000" and inserting "95,591,461"; and

Further amend said bill, Page 26, Section 2.343, Line 17, by inserting immediately thereafter the following:

"From Child Care Discretionary Federal Emergency Relief 2021 Fund (2468)……$16,384,771"; and

Further amend said bill, Page 32, Section 2.505, by deleting Line 4 through and including Line 9, and inserting in lieu thereof the following:

"No funds shall be expended in furtherance of the 75th percentile of the current child care market for provider rates, as determined from the 2021-2022 child care market rate survey, and no funds shall be expended in furtherance of any rate enhancement greater than the rate in effect on January 1, 2023, and no funds shall be expended in furtherance of any benefit greater than that provided for by the applicable traditional or transitional child care subsidy income eligibility threshold."; and

Further amend said bill, said page, Section 2.510, by deleting Line 4 through and including Line 9, and inserting in lieu thereof the following:

"No funds shall be expended in furtherance of the 75th percentile of the current child care market for provider rates, as determined from the 2021-2022 child care market rate survey, and no funds shall be expended in furtherance of any rate enhancement greater than the rate in effect on January 1, 2023, and no funds shall be expended in furtherance of any benefit greater than that provided for by the applicable traditional or transitional child care subsidy income eligibility threshold."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 15** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 044

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 87
Burton	Butz	Collins	Crossley	Doll
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Mosley	Nickson-Clark	Nurrenbern	Phifer
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

NOES: 104

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Atchison	Burnett	Byrnes
Clemens	Ealy	Evans	Hicks	Houx
Marquart	Merideth	Murphy	Plank	Windham

VACANCIES: 000

Representative Merideth offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 22, by inserting immediately thereafter the following:

"For Universal Pre-Kindergarten Education regardless of income level
From Lottery Proceeds Fund (0291).....138,046,274"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Merideth moved that **House Amendment No. 16** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 043

Adams	Anderson	Aune	Baringer	Barnes
Bosley	Brown 27	Brown 87	Burton	Butz
Clemens	Collins	Crossley	Doll	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

NOES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Atchison	Bangert	Bland Manlove
Burnett	Byrnes	Ealy	Houx	Johnson 23
Marquart	Murphy	Plank	Smith 155	Windham

VACANCIES: 000

Representative Mackey offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for House Bill No. 2, Page 34, Section 2.620, Line 6, by inserting immediately thereafter the following:

"Section 2.625. To the Department of Elementary and Secondary Education
The Department shall conduct biannual reviews of seclusion and restraint data reported to the Department from local educational agencies. The Department shall publish on the Department's website biannual reports on the seclusion and restraint trends, along with best practices related to specific named strategies, classroom management policies and protocols, and behavior intervention techniques."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Mackey, **House Amendment No. 17** was adopted.

Representative Taylor (84) offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for House Bill No. 2, Page 26, Section 2.355, Line 11, by deleting "84,500,000" and inserting "82,300,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Amendment No. 18 was withdrawn.

Representative Taylor (84) offered **House Amendment No. 19**.

House Amendment No. 19

AMEND House Committee Substitute for House Bill No. 2, Page 5, Section 2.025, Line 10, by inserting immediately thereafter the following:

"For reimbursements to local educational agencies in high need areas for transportation to extracurricular activities From Department of Elementary and Secondary Education Federal Emergency Relief 2021 Fund (2434)…$20,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Speaker Pro Tem Henderson resumed the Chair.

Representative Taylor (84) moved that **House Amendment No. 19** be adopted.

Which motion was defeated.

Representative Bosley offered **House Amendment No. 20**.

House Amendment No. 20

AMEND House Committee Substitute for House Bill No. 2, Page 11, Section 2.095, Line 7, by deleting "50,000,000" and inserting "49,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

House Amendment No. 20 was withdrawn.

Representative Bosley offered **House Amendment No. 21**.

House Amendment No. 21

AMEND House Committee Substitute for House Bill No. 2, Page 24, Section 2.330, Line 10, by inserting immediately thereafter the following:

"For the purpose of enhancing the availability and quality of after-school programs for students who reside in high crime and high poverty communities
From FMAP Enhancement Fund (0181).……..10,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Deaton raised a point of order that **House Amendment No. 21** is in violation of Rule 49(6).

The Chair ruled the point of order well taken.

Representative Bosley offered **House Amendment No. 22**.

House Amendment No. 22

AMEND House Committee Substitute for House Bill No. 2, Page 26, Section 2.355, Line 19, by inserting immediately thereafter the following:

"For supporting the continued operations of early childhood care centers located in neighborhood settings
From Child Care Discretionary Federal Emergency Relief 2021 Fund (2468).……..$5,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 22** be adopted.

Which motion was defeated.

Representative Bosley offered **House Amendment No. 23**.

House Amendment No. 23

AMEND House Committee Substitute for House Bill No. 2, Page 26, Section 2.355, Line 19, by inserting immediately thereafter the following:

"For the creation of on-site child care facilities at two public high schools in a city not within a county, including capital improvement, staff, food, and other supplies necessary to run such facilities, to provide services to their students who have children
From Child Care Discretionary Federal Emergency Relief 2021 Fund (2468)……..$500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 23** be adopted.

Which motion was defeated.

Representative Steinhoff offered **House Amendment No. 24**.

House Amendment No. 24

AMEND House Committee Substitute for House Bill No. 2, Page 4, Section 2.016, Line 17, by inserting immediately thereafter the following:

"Section 2.018. To the Department of Elementary and Secondary Education
For reimbursement grants to local educational agencies for teacher pay raises, in an amount up to $5,000 per teacher
From Lottery Proceeds Fund (0291)…….$350,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Steinhoff moved that **House Amendment No. 24** be adopted.

Which motion was defeated.

Representative Hein offered **House Amendment No. 25**.

House Amendment No. 25

AMEND House Committee Substitute for House Bill No. 2, Page 4, Section 2.016, Line 17, by inserting immediately thereafter the following:

"Section 2.018. To the Department of Elementary and Secondary Education
For reimbursement grants to local educational agencies for teacher pay raises, in an amount up to $1,000 per teacher
From Lottery Proceeds Fund (0291)…….$75,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Hein moved that **House Amendment No. 25** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Hein:

AYES: 047

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender

Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

NOES: 097

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Kalberloh	Keathley	Kelley 127	Kelly 141
Lewis 6	Lonsdale	Lovasco	Mayhew	McGaugh
McGirl	McMullen	Murphy	O'Donnell	Oehlerking
Owen	Parker	Patterson	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Atchison	Burnett	Byrnes	Diehl
Ealy	Hausman	Houx	Justus	Knight
Marquart	Matthiesen	Morse	Myers	Perkins
Peters	Plank	Titus	Windham	

VACANCIES: 000

Representative Steinhoff offered **House Amendment No. 26**.

House Amendment No. 26

AMEND House Committee Substitute for House Bill No. 2, Page 26, Section 2.355, Line 11, by deleting "84,500,000" and inserting "69,500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Steinhoff moved that **House Amendment No. 26** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 27**.

House Amendment No. 27

AMEND House Committee Substitute for House Bill No. 2, Page 15, Section 2.180, Line 12, by inserting immediately thereafter:

"Section 2.181. To the Department of Elementary and Secondary Education
For placing full-time dedicated social workers in elementary and secondary public and charter public schools across Missouri, provided that such social workers shall maintain professional licensure under Chapter 337, RSMo, and further provided that schools may hire one social worker for every five hundred pupils in their school as determined by such school's prior year average daily attendance, and further provided that no social worker shall receive a salary of less than $50,000
From General Revenue Fund (0101).....$108,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Deaton raised a point of order that **House Amendment No. 27** is in violation of Rule 49(6).

House Amendment No. 27 was withdrawn.

Representative Fogle offered **House Amendment No. 28**.

House Amendment No. 28

AMEND House Committee Substitute for House Bill No. 2, Page 15, Section 2.160, Line 5, by inserting immediately thereafter the following:

"Section 2.165. To the Department of Elementary and Secondary Education
For the Missouri Healthy Schools, Successful Students Program
From Elementary and Secondary Education - Federal Fund (0105) $383,148"; and

Further amend said bill, Page 17, Section 2.215, Line 6, by inserting immediately thereafter the following:

"For the Stronger Connections Grant Program
Program Distribution
From Elementary and Secondary Education - Federal Fund (0105)…….15,082,238"; and

Further amend said bill, Page 18, Section 2.242, Line 9, by inserting immediately thereafter the following:

"From Lottery Proceeds Fund (0291)…….200,000"; and

Further amend said bill, Page 19, Section 2.244, Line 19, by inserting immediately thereafter the following:

"Section 2.245. To the Department of Elementary and Secondary Education
For the Project Extended Impact program
From Elementary and Secondary Education - Federal Fund (0105)…….$3,316,380"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Fogle moved that **House Amendment No. 28** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Aune:

AYES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Matthiesen	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

NOES: 096

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Kalberloh
Keathley	Kelley 127	Kelly 141	Lewis 6	Lonsdale
Lovasco	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright				

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Atchison	Brown 149	Burnett	Byrnes
Davidson	Ealy	Farnan	Hausman	Houx
Justus	Knight	Marquart	Myers	Plank
Sparks	Thompson	Windham	Mr. Speaker	

VACANCIES: 000

Representative Lavender offered **House Amendment No. 29**.

House Amendment No. 29

AMEND House Committee Substitute for House Bill No. 2, Page 11, Section 2.100, Line 11, by inserting immediately thereafter the following:

"From Lottery Proceeds Fund (0291)……20,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 29** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lavender:

AYES: 047

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

NOES: 099

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Kalberloh	Keathley	Kelley 127	Kelly 141
Lewis 6	Lonsdale	Lovasco	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Atchison	Burnett	Byrnes	Ealy
Falkner	Hausman	Houx	Justus	Knight
Marquart	Matthiesen	Myers	Plank	Shields
Toalson Reisch	Windham			

VACANCIES: 000

Representative Merideth offered **House Amendment No. 30**.

House Amendment No. 30

AMEND House Committee Substitute for House Bill No. 2, Page 3, Section 2.015, Line 11, by deleting "2,007,538,254" and inserting "2,003,475,254"; and

Further amend said bill, said page, said section, Line 13, by deleting "240,685,685" and inserting "244,748,685"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 30** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 31**.

House Amendment No. 31

AMEND House Committee Substitute for House Bill No. 2, Page 8, Section 2.031, Line 27, by deleting "25,000,000" and inserting "20,495,999"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 31** be adopted.

Which motion was defeated.

Representative Hudson assumed the Chair.

HCS HB 2, as amended, was laid over.

HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 3, Page 13, Section 3.147, Line 8, by deleting "58,874,242" and inserting "16,821,212"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 3, Page 9, Section 3.130, Line 19, by deleting the word "on" and inserting in lieu thereof "one"; and

Further amend said bill, Page 10, Section 3.130, Line 50, by inserting immediately after the word "academic" the following:

"success"; and

Further amend said bill, Page 13, Section 3.150, Line 5, by deleting "54,435,104" and inserting "57,459,407"; and

Further amend said bill, Page 14, Section 3.155, Line 5, by deleting "45,210,410" and inserting "47,717,718"; and

Further amend said bill, said page, Section 3.160, Line 4, by deleting "93,072,851" and inserting "98,210,000"; and

Further amend said bill, said page, Section 3.165, Line 4, by deleting "17,408,467" and inserting "18,369,594"; and

Further amend said bill, said page, said section, Line 8, by deleting "9,761,158" and inserting "10,249,216"; and

Further amend said bill, Page 15, Section 3.170, Line 4, by deleting "40,958,484" and inserting "43,235,216"; and

Further amend said bill, said page, Section 3.175, Line 5, by deleting "30,743,623" and inserting "32,447,941"; and

Further amend said bill, said page, Section 3.180, Line 5, by deleting "25,942,588" and inserting "27,361,293"; and

Further amend said bill, Page 16, Section 3.185, Line 5, by deleting "21,921,332" and inserting "23,137,115"; and

Further amend said bill, said page, Section 3.190, Line 4, by deleting "10,285,158" and inserting "10,856,865"; and

Further amend said bill, said page, Section 3.195, Line 4, by deleting "215,914,049" and inserting "238,661,889"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Richey offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 3, Page 20, Section 3.305, Line 5, by inserting immediately thereafter the following:

"Section 3.307. To the Department of Higher Education and Workforce Development and public institutions of higher education
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with "Diversity, Equity, Inclusion," or "Diversity, Inclusion, Belonging," or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 3** was adopted.

Representative Merideth offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 3, Page 12, Section 3.140, Line 7, by deleting "10,489,991" and inserting "13,241,668"; and

Further amend said bill, Page 13, Section 3.145, Line 6, by deleting "536,217" and inserting "680,105"; and

Further amend said bill, said page, Section 3.150, Line 6, by deleting "6,050,959" and inserting "11,313,246"; and

Further amend said bill, Page 14, Section 3.155, Line 6, by deleting "4,935,757" and inserting "9,298,474"; and

Further amend said bill, said page, Section 3.160, Line 5, by deleting "9,670,119" and inserting "18,608,757"; and

Further amend said bill, said page, Section 3.165, Line 5, by deleting "1,814,072" and inserting "3,486,433"; and

Further amend said bill, Page 15, Section 3.170, Line 5, by deleting "4,576,165" and inserting "8,537,679"; and

Further amend said bill, said page, Section 3.175, Line 6, by deleting "3,342,740" and inserting "6,308,254"; and

Further amend said bill, said page, Section 3.180, Line 6, by deleting "2,431,511" and inserting "4,900,058"; and

Further amend said bill, Page 16, Section 3.185, Line 6, by deleting "2,394,327" and inserting "2,394,327"; and

Further amend said bill, said page, Section 3.190, Line 5, by deleting "1,148,979" and inserting "2,143,749"; and

Further amend said bill, said page, Section 3.195, Line 5, by deleting "46,842,748" and inserting "86,423,989"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 87	Butz
Clemens	Collins	Crossley	Doll	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Proudie	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

NOES: 105

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Atchison	Bland Manlove	Brown 27	Burnett
Burton	Christofanelli	Ealy	Houx	Marquart
Plank	Sharp 37	Stephens	Toalson Reisch	Windham

VACANCIES: 000

Representative Weber offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 3, Page 19, Section 3.300, Line 6, by inserting immediately after the word "status" the following:

", except students who graduated from a high school in Missouri,"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Weber moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Weber:

AYES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Barnes	Bland Manlove	Bosley	Brown 87	Burton
Butz	Clemens	Collins	Crossley	Doll
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Proudie	Quade	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

NOES: 095

Allen	Baker	Banderman	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Lonsdale	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright

PRESENT: 005

Brown 16	Lewis 6	Lovasco	Sander	Shields

ABSENT WITH LEAVE: 019

Aldridge	Amato	Atchison	Baringer	Brown 27
Burnett	Cupps	Ealy	Gregory	Houx
Knight	Marquart	Owen	Plank	Sharp 37
Stephens	Toalson Reisch	Windham	Mr. Speaker	

VACANCIES: 000

HCS HB 3, as amended, was laid over.

HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Clemens offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 4, Page 14, Section 4.425, Line 20, by inserting after said line the following:

"For Interstate 70 capacity improvements
From General Revenue (0101) . . . . . 859,000,000 "; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Deaton raised a point of order that **House Amendment No. 1** is in violation of Rule 49(6).

Representative Hudson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Lavender offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 4, Page 12, Section 4.400, Line 5, by deleting "23,246,740" and inserting "23,680,534 "; and

Further amend said bill, Page 13, Section 4.405, Line 7, by deleting "372,820" and inserting "382,365 "; and

Further amend said bill, said page, and said section, Line 8, by deleting "286,376" and inserting "303,070"; and

Further amend said bill, said page, and said section, Line 9, by deleting "178,233,086" and inserting "183,602,093"; and

Further amend said bill, said page, and said section, Line 10, by deleting "419,295" and inserting "428,759"; and

Further amend said bill, said page, and said section, Line 11, by deleting "115,278" and inserting "118,385"; and

Further amend said bill, said page, and said section, Line 12, by deleting "359,878" and inserting "376,628"; and

Further amend said bill and said page, Section 4.410, Line 8, by deleting "94,817" and inserting "94,965"; and

Further amend said bill, said page, and said section, Line 9, by deleting "64,009" and inserting "64,268"; and

Further amend said bill, said page, and said section, Line 10, by deleting "111,304" and inserting "111,451"; and

Further amend said bill, said page, and said section, Line 11, by deleting "27,234" and inserting "27,282"; and

Further amend said bill, said page, and said section, Line 12, by deleting "91,365" and inserting "91,625"; and

Further amend said bill, said page, and said section, Line 13, by deleting "54,808,630" and inserting "55,177,388"; and

Further amend said bill, Page 14, Section 4.425, Line 17, by deleting "88,938,770" and inserting "92,144,104"; and

Further amend said bill, Page 16, Section 4.450, Line 12, by deleting "493,356" and inserting "522,138"; and

Further amend said bill, said page, and said section, Line 15, by deleting "178,514,697" and inserting "183,659,452"; and

Further amend said bill, Page 17, Section 4.460, Line 13, by deleting "14,286,083" and inserting "14,745,449"; and

Further amend said bill and said page, Section 4.475, Line 6, by deleting "642,455" and inserting "658,912"; and

Further amend said bill, said page, and said section, Line 9, by deleting "653,101" and inserting "666,760"; and

Further amend said bill and said section, Page 18, Line 12, by deleting "722,468" and inserting "738,785"; and

Further amend said bill, said page, and said section, Line 15, by deleting "198,601" and inserting "203,958"; and

Further amend said bill, said page, and said section, Line 18, by deleting "619,994" and inserting "648,873"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Richey offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 4, Page 23, Section 4.600, Line 7, by inserting after all of said section and line the following:

"Section 4.605. To the Department of Revenue and the Department of Transportation
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with "Diversity, Equity, Inclusion," or "Diversity, Inclusion, Belonging," or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 101

Allen	Baker	Banderman	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Collins	Crossley

Doll	Fogle	Fountain Henderson	Gray	Hein
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Proudie	Quade	Sander	Sauls
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Amato	Atchison	Burnett	Chappell
Clemens	Ealy	Falkner	Ingle	Marquart
Murphy	Myers	Plank	Sharp 37	Stephens
Windham	Wright			

VACANCIES: 000

Representative Bosley offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 4, Page 23, Section 4.555, Line 12, by deleting "including $25,000,000"; and

Further amend said bill, said page, and said section, Line 13, by deleting "25,000,000" and inserting "22,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Lavender offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 4, Page 7, Section 4.060, Line 4, by deleting "1,684,000,000" and inserting "1,641,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 4, Page 2, Section 4.005, Line 7, by deleting "8,940,714" and inserting "940,714"; and

Further amend said bill, said page, and said section, Line 12, by deleting "10,653,226" and inserting "18,653,226"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 4, Page 18, Section 4.490, Line 5, by deleting "(including $7,000,000 one-time)"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

HCS HB 4, as amended, was laid over.

HCS HB 5, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Richey offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 5, Page 29, Section 5.615, Line 5, by inserting immediately thereafter the following:

"Section 5.620. To the Office of Administration
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with “Diversity, Equity, Inclusion,” or “Diversity, Inclusion, Belonging,” or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 2** was adopted.

Representative Nurrenbern offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 5, Page 13, Section 5.100, Line 8, by deleting "1,099,529" and inserting "949,529"; and

Further amend said bill, said page, said section, Line 11, by deleting "3,860,128" and inserting "4,010,128"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Nurrenbern, **House Amendment No. 3** was adopted.

HCS HB 5, as amended, was laid over.

HCS HB 3, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Nurrenbern offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 3, Page 9, Section 3.130, Line 16, by deleting "200,000" and inserting "350,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Nurrenbern, **House Amendment No. 6** was adopted.

HCS HB 3, as amended, was laid over.

HCS HB 5, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Johnson (12) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 5, Page 5, Section 5.025, Line 21, by deleting "21,138,537" and inserting "21,038,537"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Johnson (12) moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 054

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 16
Brown 27	Brown 87	Burton	Butz	Chappell
Clemens	Crossley	Davis	Doll	Fogle
Fountain Henderson	Gray	Haley	Hein	Johnson 12
Johnson 23	Lavender	Lewis 25	Lovasco	Mackey
Mann	Matthiesen	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Pouche	Proudie	Quade
Sander	Sauls	Schwadron	Shields	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

NOES: 091

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Deaton	Diehl
Dinkins	Evans	Farnan	Francis	Gragg
Gregory	Griffith	Haden	Haffner	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Mayhew	McGaugh	McGirl	McMullen
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Reedy
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Seitz	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Atchison	Burnett	Collins	Ealy
Falkner	Gallick	Houx	Ingle	Marquart
Morse	Murphy	Plank	Reuter	Sharp 37
Sharpe 4	Stephens	Windham		

VACANCIES: 000

Representative Bosley offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 5, Page 6, Section 5.030, Line 32, by deleting "21,751,721" and inserting "21,601,721"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 5** was adopted.

HCS HB 5, as amended, was laid over.

HCS HB 7, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Bosley offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 7, Page 6, Section 7.046, Line 10, by inserting immediately thereafter the following:

"Section 7.047. To the Department of Economic Development
For a program in a city not within a county to provide grants to businesses in low-income communities, in the amount of $15,000 each, for the purpose of repairing the facades of such businesses
From Economic Development Advancement Fund (0783) (one-time)..... $150,000
From General Revenue Fund (0101) (one-time)……..$150,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 3** was adopted.

HCS HB 7, as amended, was laid over.

HCS HB 5, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Aune offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 5, Page 29, Section 5.615, Line 1, by deleting Line 1 through and including Line 5 in their entirety; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Aune moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 87
Burton	Butz	Clemens	Crossley	Doll
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Proudie	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

NOES: 106

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Atchison	Brown 27	Burnett	Collins
Ealy	Johnson 12	Marquart	Morse	Murphy
Plank	Sharp 37	Stephens	Windham	

VACANCIES: 000

Representative Nurrenbern offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 5, Page 5, Section 5.025, Line 21, by deleting "21,138,537" and inserting "16,634,536"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Nurrenbern moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

HCS HB 5, as amended, was laid over.

HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 6, Page 21, Section 6.241, Line 3, by deleting "(0101)" and inserting "(0101) (one-time)"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Richey offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 6, Page 40, Section 6.735, Line 11, by inserting immediately thereafter the following:

"Section 6.740. To the Department of Agriculture, the Department of Natural Resources, and the Department of Conservation
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with “Diversity, Equity, Inclusion,” or “Diversity, Inclusion, Belonging,” or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 2** was adopted.

HCS HB 6, as amended, was laid over.

HCS HB 7, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 7, Page 6, Section 7.046, Line 10, by deleting "(0101)" and inserting "(0101) (one-time)"; and

Further amend said bill, said page, said section, said line, by deleting "450,000" and inserting "300,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 4** was adopted.

Representative Richey offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 7, Page 29, Section 7.950, Line 7, by inserting immediately thereafter the following:

"Section 7.955. To the Department of Economic Development, the Department of Commerce and Insurance, and the Department of Labor and Industrial Relations
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with “Diversity, Equity, Inclusion,” or “Diversity, Inclusion, Belonging,” or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 5** was adopted.

Representative Bosley offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 7, Page 11, Section 7.130, Line 6, by inserting immediately thereafter the following:

"Section 7.131. To the Department of Economic Development
For a celebration commemorating the emancipation of black slaves in the United States, provided that fifty percent (50%) of such funds shall be disbursed for the purposes of this section no later than December 31, 2025, and further provided that the department shall provide the General Assembly with a report by December 31, 2025, of its efforts to implement the provision of this section
From Division of Tourism Supplemental Revenue Fund (0274).....$1,500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Riggs offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 7, Page 4, Section 7.025, Line 4, by deleting "30,450,000" and inserting "29,700,000"; and

Further amend said bill, said page, Section 7.030, Line 10, by deleting "15,450,000" and inserting "14,700,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Riggs, **House Amendment No. 7** was adopted.

Representative Riggs offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 7, Page 5, Section 7.035, Line 5, by inserting immediately thereafter the following:

"Section 7.036. To the Department of Economic Development
For a grant to a nonprofit corporation located in a city with more than sixteen thousand but fewer than eighteen thousand inhabitants and that is the county seat of a county with more than twenty-five thousand but fewer than thirty thousand inhabitants, and works to promote economic growth through business recruitment and business expansion by establishing a program that builds regional economies through scalable startups
From General Revenue Fund (0101) (one-time).....$750,000; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Riggs, **House Amendment No. 8** was adopted.

Representative Bosley offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 7, Page 6, Section 7.051, Line 9, by inserting immediately thereafter the following:

"Section 7.052. To the Department of Economic Development
For a mini-grant program to provide grants ranging in amount from $8,000 to $10,000 to new businesses, for the purpose of covering startup and other operational costs associated with the first year of opening and operating a business
From Coronavirus State Fiscal Recovery- Health & Economic Impacts Fund (2463) (one-time) . . . . . $2,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

Representative Bosley offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 7, Page 4, Section 7.015, Line 24, by inserting immediately thereafter the following:

"Section 7.016. To the Department of Economic Development
For a community organization located within a city not within a county that improves existing housing located within low-income areas in that community, for the purposes of improving the safety, health, and economic vitality of low-income neighborhoods
From Economic Development Advancement Fund (0783) (one-time).....$500,000;" and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 10** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 7, Page 4, Section 7.015, Line 24, by inserting immediately thereafter the following:

"Section 7.015. To the Department of Economic Development
For the implementation of the proposed “Employer-Provided Child Care Tax Credit” and the “Missouri Child Care Contribution Tax Credit” programs
From Economic Development Advancement Fund (0783) (Not to exceed 5.00 F.T.E.).…….……$455,955"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 11** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Johnson 23	Lavender	Lewis 25
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Proudie	Quade	Sauls	Shields
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	

NOES: 103

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Lewis 6
Lonsdale	Lovasco	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Smith 155	Smith 163	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

PRESENT: 001

Matthiesen

ABSENT WITH LEAVE: 015

Aldridge	Atchison	Burnett	Ealy	Houx
Ingle	Knight	Mackey	Marquart	Morse
Plank	Sharp 37	Stephens	Windham	Young

VACANCIES: 000

Representative Merideth offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Bill No. 7, Page 12, Section 7.140, Line 8, by inserting immediately thereafter the following:

"Section 7.141. To the Department of Economic Development
For grants to support homeless shelters, including infrastructure and wrap around services
Missouri Housing Trust Fund (0254).…….$3,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 12** be adopted.

Which motion was defeated.

HCS HB 7, as amended, was laid over.

HCS HB 8, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 8, Page 17, Section 8.155, Line 4, by deleting "(including $92,184 one-time)"; and

Further amend said bill, said page, and said section, Line 6, by inserting after the word "Service" the words "(including $92,184 one-time)"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 3** was adopted.

Representative Richey offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 8, Page 29, Section 8.605, Line 6, by inserting after all of said section and line the following:

"Section 8.606. To the Department of Public Safety and the Department of National Guard
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with “Diversity, Equity, Inclusion,” or “Diversity, Inclusion, Belonging,” or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt

ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 4** was adopted.

Representative Taylor (84) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 8, Page 4, Section 8.005, Line 52, by inserting after the word "academies" the following:

", provided that the department track each recipients' zip-code of residency, gender, race, and institution attended"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Taylor (84) moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

HCS HB 8, as amended, was laid over.

HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Richey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 9, Page 20, Section 9.400, Line 6, by inserting after all of said section and line the following:

"Section 9.405. To the Department of Corrections
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with "Diversity, Equity, Inclusion," or "Diversity, Inclusion, Belonging," or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 1** was adopted.

Representative Lovasco offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 9, Page 20, Section 9.400, Line 6, by inserting after all of said section and line the following:

"Section 9.405. To the Department of Corrections
In reference to all sections of Part 1 of this act:
No funds shall be expended for the purchase or use of, or otherwise in support of, any drugs used for the purpose of implementing the death penalty in the state of Missouri."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Lovasco moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 063

Adams	Allen	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Buchheit-Courtway	Burton	Butz	Clemens
Collins	Crossley	Cupps	Davidson	Doll
Farnan	Fogle	Fountain Henderson	Gray	Hein
Hinman	Ingle	Johnson 12	Johnson 23	Keathley
Lavender	Lewis 25	Lovasco	Mackey	Mann
Matthiesen	McMullen	Merideth	Mosley	Murphy
Nickson-Clark	Nurrenbern	Patterson	Perkins	Peters
Phifer	Proudie	Quade	Roberts	Sander
Schwadron	Smith 155	Smith 46	Steinhoff	Stinnett
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

NOES: 087

Amato	Baker	Banderman	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Davis	Deaton	Diehl	Dinkins
Falkner	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Mayhew	McGaugh	McGirl	Myers	O'Donnell
Oehlerking	Owen	Parker	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Sassmann	Schnelting	Schulte	Seitz	Sharpe 4
Shields	Smith 163	Sparks	Stacy	Taylor 48

Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Atchison	Bangert	Burnett	Ealy
Evans	Marquart	Morse	Plank	Sauls
Sharp 37	Stephens	Windham		

VACANCIES: 000

HCS HB 9, as amended, was laid over.

HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 10, Page 15, Section 10.110, Line 227, by inserting immediately thereafter the following:

"For home and community based services for the enhancement of telehealth and digital healthcare options; the purchase of transcranial magnetic stimulation equipment; the addition of new modules and enhancement of functionality of the existing statewide platform utilized by behavioral health providers for healthcare management; supporting provider onboarding expenses for data systems, excluding any ongoing costs; and equipment and supplies related to training and education
Expense and Equipment
From HCBS FMAP Enhancement Fund (2444) (one-time).…….5,813,152"; and

Further amend said bill, Page 16, Section 10.115, Line 11, by deleting "28,304,688" and inserting "30,536,122"; and

Further amend said bill, said page, said section, Line 13, by inserting immediately thereafter the following:

"From HCBS FMAP Enhancement Fund (2444).……695,667"; and

Further amend said bill, said page, said section, Line 22, by inserting immediately thereafter the following:

"From HCBS FMAP Enhancement Fund (2444).……1,495,965"; and

Further amend said bill, said page, said section, Line 32, by deleting "264,194,970" and inserting "285,214,930"; and

Further amend said bill, Page 17, said section, Line 34, by inserting immediately thereafter the following:

"From HCBS FMAP Enhancement Fund (2444)……5,934,647"; and

Further amend said bill, said page, said section, Line 44, by inserting immediately thereafter the following:

"From HCBS FMAP Enhancement Fund (2444)……3,285,909"; and

Further amend said bill, said page, said section, Line 54, by deleting "91,159,187" and inserting "97,806,271"; and

Further amend said bill, said page, said section, Line 56, by inserting immediately thereafter the following:

"From HCBS FMAP Enhancement Fund (2444)……..2,080,591"; and

Further amend said bill, Page 18, said section, Line 66, by inserting immediately thereafter the following:

"From HCBS FMAP Enhancement Fund (2444)…….694,069"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 10, Page 38, Section 10.575, Line 6, by inserting immediately thereafter the following:

"Section 10.576. To the Department of Mental Health
For medical and health related services performed by any clinic, physician's office, or any other place or facility in which abortions are performed or induced other than a hospital, or any affiliate or associate of any such clinic, physician's office, or place or facility in which abortions are performed or induced other than a hospital
From General Revenue Fund (0101)…….$0
From Federal and Other Funds (Various) …..0
Total…… ……$0"; and

Further amend said bill, Page 66, Section 10.955, Line 6, by inserting immediately thereafter the following:

"Section 10.956. To the Department of Health and Senior Services
For medical and health related services performed by any clinic, physician's office, or any other place or facility in which abortions are performed or induced other than a hospital, or any affiliate or associate of any such clinic, physician's office, or place or facility in which abortions are performed or induced other than a hospital
From General Revenue Fund (0101)…….$0
From Federal and Other Funds (Various) …..0
Total…….. $0"; and

Further amend said bill, Page 67, Section 10.1100, Line 9, by inserting immediately thereafter the following:

"Section 10.1105. To the Department of Mental Health and the Department of Health and Senior Services
In reference to all sections, except Section 10.576 and Section 10.956, in Part 1 and Part 2 of this act:
No funds shall be expended to any clinic, physician's office, or any other place or facility in which abortions are performed or induced other than a hospital, or any affiliate or associate of any such clinic, physician's office, or place or facility in which abortions are performed or induced other than a hospital."; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Smith (163) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 10, Page 60, Section 10.830, Line 17, by inserting immediately after "(0419)" the following:

"(including $20,100,000 one-time)"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Smith (163), **House Amendment No. 3** was adopted.

Representative Smith (163) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 10, Page 60, Section 10.830, Line 16, by deleting "Senior Services Growth and Development Fund" and inserting "Senior Services Growth and Development Program Fund"; and

Further amend said bill, said page, said section, Line 17, by deleting "Senior Services Growth and Development Fund" and inserting "Senior Services Growth and Development Program Fund"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Smith (163), **House Amendment No. 4** was adopted.

Representative Richey offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 10, Page 67, Section 10.1010, Line 7, by inserting immediately thereafter the following:

"Section 10.1015. To the Department of Mental Health and the Department of Health and Senior Services
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with “Diversity, Equity, Inclusion,” or “Diversity, Inclusion, Belonging,” or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Richey, **House Amendment No. 5** was adopted.

Representative Crossley offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 10, Page 49, Section 10.750, Line 5, by inserting immediately thereafter the following:

"Section 10.752. To the Department of Health and Senior Services
For the Division of Community and Public Health
For a non-profit organization located in a city with more than four hundred thousand inhabitants and located in more than one county, which rescues local food, prepares nutritious meals, and serves to address the core causes of hunger
From Temporary Assistance for Needy Families Fund (0199)……..$250,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Crossley, **House Amendment No. 6** was adopted.

Representative Lavender offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 10, Page 10, Section 10.110, Line 64, by inserting immediately thereafter the following:

"For programs providing safe and sober housing environments that meet the housing needs of individuals in any stage of addiction recovery
From Opioid Addiction Treatment and Recovery Fund (0705)…….3,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Lavender offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 10, Page 27, Section 10.410, Line 12, by deleting "1,410,243,391" and inserting "1,534,029,048"; and

Further amend said bill, said page, said section, Line 15, by inserting immediately thereafter the following:

"From Coronavirus State Fiscal Recovery - Health and Economic Impacts Fund (2463)…….63,754,161"; and

Further amend said bill, Page 59, Section 10.810, Line 12, by deleting "460,445,694" and inserting "500,504,469"; and

Further amend said bill, said page, said section, Line 13, by inserting immediately thereafter the following:

"From Coronavirus State Fiscal Recovery - Health and Economic Impacts Fund (2463)…….20,631,741"; and

Further amend said bill, said page, Section 10.815, Line 27, by deleting "460,664,647" and inserting "500,690,515"; and

Further amend said bill, said page, said section, Line 28, by inserting immediately thereafter the following:

"From Coronavirus State Fiscal Recovery - Health and Economic Impacts Fund (2463).……20,614,793"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lavender:

AYES: 071

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Barnes	Bonacker	Bosley	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Butz	Byrnes	Clemens	Collins	Crossley
Dinkins	Doll	Fogle	Fountain Henderson	Gallick
Gray	Griffith	Haley	Hein	Henderson
Hinman	Ingle	Johnson 12	Johnson 23	Kalberloh
Lavender	Lewis 25	Mackey	Mann	Matthiesen
McGaugh	Merideth	Mosley	Nickson-Clark	Nurrenbern
Oehlerking	Peters	Phifer	Proudie	Quade
Reedy	Reuter	Roberts	Sander	Sauls
Schwadron	Shields	Smith 155	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Thompson	Unsicker
Waller	Walsh Moore	Weber	Woods	Wright
Young				

NOES: 073

Baker	Banderman	Billington	Black	Boggs
Boyd	Bromley	Brown 149	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Diehl
Evans	Falkner	Farnan	Francis	Gragg
Haden	Haffner	Hardwick	Hausman	Hicks
Hovis	Hudson	Hurlbert	Jones	Justus
Keathley	Kelley 127	Kelly 141	Lewis 6	Lovasco
Mayhew	McGirl	McMullen	Murphy	Myers
O'Donnell	Owen	Parker	Patterson	Perkins
Pollitt	Pouche	Richey	Riggs	Riley
Sassmann	Schnelting	Schulte	Seitz	Smith 163
Sparks	Stacy	Stephens	Taylor 48	Thomas
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
West	Wilson	Mr. Speaker		

PRESENT: 002

Gregory	Lonsdale

ABSENT WITH LEAVE: 017

Aldridge	Atchison	Bangert	Baringer	Bland Manlove
Burnett	Busick	Ealy	Houx	Knight
Marquart	Morse	Plank	Sharp 37	Sharpe 4
Stinnett	Windham			

VACANCIES: 000

Representative Lavender offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 10, Page 58, Section 10.810, Line 4, by deleting "sixty percent (60%)" and inserting "eighty percent (80%)"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 9** be adopted.

Which motion was defeated.

HCS HB 10, as amended, was laid over.

HCS HB 11, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 11, Page 12, Section 11.107, Line 12, by deleting "4,632,628" and inserting "4,632,624"; and

Further amend said bill, Page 15, Section 11.135, Line 11, by deleting "2,537,271" and inserting "2,537,351"; and

Further amend said bill, Page 29, Section 11.247, Line 10, by deleting "2,891,492" and inserting "2,891,920"; and

Further amend said bill, Page 30, Section 11.300, Line 10, by deleting "1,038,395" and inserting "1,027,628"; and

Further amend said bill, said section, Page 31, Line 11, by deleting "1,027,628" and inserting "2,758,127"; and

Further amend said bill, Page 45, Section 11.500, Line 16, by deleting "2,341,719" and inserting "2,341,750"; and

Further amend said bill, said page, Section 11.505, Line 15, by deleting "257,267" and "257,264"; and

Further amend said bill, said page, said section, Line 18, by deleting "1,125,000" and inserting "1,125,020"; and

Further amend said bill, Page 52, Section 11.700, Line 22, by deleting "302,776,81" and inserting "302,776,815"; and

Further amend said bill, Page 66, Section 11.830, Line 10, by deleting "6743,946" and inserting "673,946"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Speaker Plocher resumed the Chair.

Representative Smith (163) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 11, Page 66, Section 11.830, Line 14, by inserting immediately thereafter the following:

"Section 11.832. To the Department of Social Services
For medical and health related services performed by any clinic, physician's office, or any other place or facility in which abortions are performed or induced other than a hospital, or any affiliate or associate of any such clinic, physician's office, or place or facility in which abortions are performed or induced other than a hospital
From General Revenue Fund (0101)…….$0
From Federal and Other Funds (Various) …..__0
Total…… ……$0"; and

Further amend said bill, Page 75, Section 11.3035, Line 6, by inserting immediately thereafter the following:

"Section 11.3055. To the Department of Social Services
In reference to all sections, except Section 11.832, in Part 1 and Part 2 of this act:
No funds shall be expended to any clinic, physician's office, or any other place or facility in which abortions are performed or induced other than a hospital, or any affiliate or associate of any such clinic, physician's office, or place or facility in which abortions are performed or induced other than a hospital."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 3** was adopted.

Representative Hudson resumed the Chair.

Representative Deaton offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 11, Page 23, Section 11.163, Line 6, by inserting immediately after "(0199)" the following:

"(one-time)"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Deaton, **House Amendment No. 4** was adopted.

Representative Black offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 11, Page 51, Section 11.700, Line 11, by deleting "151,665,220" and inserting "150,415,220"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 5** was adopted.

HCS HB 11, as amended, was laid over.

HCS HB 8, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Black offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 8, Page 4, Section 8.005, Line 50, by inserting after said line the following:

"Program Distribution . . . . . 1,250,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 6** was adopted.

HCS HB 8, as amended, was laid over.

HCS HB 11, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Young offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 11, Page 23, Section 11.163, Line 6, by inserting immediately thereafter the following:

"Section 11.164. To the Department of Social Services
For the Family Support Division
For a not-for-profit organization located in a city with more than four hundred thousand inhabitants and located in more than one county with 25 or more years of experience in ensuring every child receives a great foundation for academic success provided that such organization meets the needs of children birth to age 12
From Temporary Assistance for Needy Families Federal Fund (0199).……..$62,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Young, **House Amendment No. 6** was adopted.

Representative Richey offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 11, Page 60, Section 11.770, Line 6, by inserting immediately after the word "location," the following:

"number of abortions provided in each hospital, amount spent on marketing for emergency departments, all investment securities held by participating hospitals,"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 7** was adopted.

Representative Unsicker offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 11, Page 10, Section 11.075, Line 22, by deleting said line in its entirety and inserting the following:

"For Title IV-E reimbursements to counties, the City of St. Louis, and other organizations who receive public dollars for"; and

Further amend said bill, said page, said section, Line 25, by deleting "500,000" and inserting "600,000"; and

Further amend said bill, said page, said section, Line 34, by deleting "pilot"; and

Further amend said bill, said page, said section, Line 35, by deleting said line in its entirety and inserting the following:

"who are the subject of child abuse and neglect investigations under Chapter 210 and potential court proceedings under Chapter 211"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Unsicker, **House Amendment No. 8** was adopted.

Representative Bosley offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 11, Page 65, Section 11.815, Line 12, by inserting immediately thereafter the following:

"Section 11.817. To the Department of Social Services
For the MO HealthNet Division
For individuals eligible for MO HealthNet for Pregnant Women (MPW) and MO HealthNet for Show-Me Health Babies (SMHB) programs
For pregnancy-related and postpartum MO HealthNet coverage for up to twelve (12) months, provided that coverage shall not be extended until approval of a state plan amendment by the Centers for Medicare and Medicaid Services (CMS) is granted
From FMAP Enhancement Fund (0181)……$4,196,069
From Title XXI - Children's Health Insurance Program Federal Fund (0159)……8,129,842
Total……$12,325,911"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Bosley:

AYES: 063

Adams	Amato	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burton	Butz
Clemens	Collins	Crossley	Dinkins	Fogle
Fountain Henderson	Gallick	Gray	Griffith	Haley
Hein	Henderson	Ingle	Johnson 12	Johnson 23
Lewis 25	Lonsdale	Mackey	Mann	McGirl
Merideth	Mosley	Nickson-Clark	Nurrenbern	Oehlerking
Phifer	Pollitt	Proudie	Quade	Reedy
Reuter	Sander	Sauls	Schwadron	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Thompson
Unsicker	Veit	Walsh Moore	Weber	Wilson
Woods	Wright	Young		

NOES: 082

Allen	Baker	Banderman	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Burger	Busick	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Evans
Falkner	Farnan	Gragg	Gregory	Haden
Haffner	Hardwick	Hausman	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Lewis 6

Lovasco	Mayhew	McGaugh	McMullen	Murphy
Myers	O'Donnell	Owen	Parker	Patterson
Perkins	Peters	Pouche	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Seitz	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Titus	Toalson Reisch	Van Schoiack	Voss	Waller
West	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Atchison	Bland Manlove	Burnett	Byrnes
Doll	Ealy	Francis	Houx	Knight
Lavender	Marquart	Matthiesen	Morse	Plank
Sharp 37	Sharpe 4	Windham		

VACANCIES: 000

Representative Richey offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 11, Page 73, Section 11.2080, Line 6, by inserting immediately thereafter the following:

"Section 11.2085. To the Department of Social Services
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with "Diversity, Equity, Inclusion," or "Diversity, Inclusion, Belonging," or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 10** was adopted.

Representative Lavender offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 11, Page 8, Section 11.060, Line 18, by deleting said line in its entirety; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 11** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Bill No. 11, Page 58, Section 11.760, Line 21, by deleting "495,530,261" and inserting "461,400,862"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Merideth moved that **House Amendment No. 12** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 058

Adams	Amato	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 16
Brown 27	Brown 87	Burton	Butz	Clemens
Collins	Crossley	Dinkins	Doll	Falkner
Fogle	Fountain Henderson	Gray	Griffith	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Lonsdale	Mackey	Mann	McGaugh	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Proudie
Quade	Sander	Sauls	Schwadron	Smith 46
Steinhoff	Stephens	Strickler	Taylor 84	Terry
Thompson	Unsicker	Veit	Walsh Moore	Weber
Woods	Wright	Young		

NOES: 089

Allen	Baker	Banderman	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Buchheit-Courtway	Burger	Busick	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Diehl
Evans	Farnan	Gallick	Gragg	Gregory
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Lewis 6	Lovasco	Matthiesen
Mayhew	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Seitz	Shields
Smith 155	Smith 163	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Titus	Van Schoiack	Voss
Waller	West	Wilson	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Atchison	Bland Manlove	Burnett	Byrnes
Ealy	Francis	Houx	Knight	Marquart
Morse	Plank	Sharp 37	Sharpe 4	Toalson Reisch
Windham				

VACANCIES: 000

Representative Lavender offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for House Bill No. 11, Page 27, Section 11.215, Line 12, by inserting immediately thereafter the following:

"Section 11.217. To the Department of Social Services
Funds are to be transferred out of the State Treasury to the VOCA Stabilization Federal Fund (0153)
From FMAP Enhancement Fund (0181).…….$100,000,000"; and

Further amend said bill, said page, Section 11.220, Line 7, by inserting immediately thereafter the following:

"From VOCA Stabilization Federal Fund (0153).…….100,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Deaton raised a point of order that **House Amendment No. 13** is in violation of Rule 49(6).

Representative Hudson requested a parliamentary ruling.

Speaker Plocher resumed the Chair.

The Chair ruled the point of order well taken.

Representative Hudson resumed the Chair.

HCS HB 11, as amended, was laid over.

HCS HB 12, as amended, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023 and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Richey offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 12, Page 22, Section 12.600, Line 12, by inserting immediately thereafter the following:

"Section 12.605. To the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Office of Prosecution Services, Supreme Court, Commission on Retirement, Removal, and Discipline of Judges, Office of the State Public Defender, Senate, House of Representatives, Committee on Legislative Research, and Joint Committees of the General Assembly
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with "Diversity, Equity, Inclusion," or "Diversity, Inclusion, Belonging," or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Office of Prosecution Services, Supreme Court, Commission on Retirement, Removal, and Discipline of Judges, Office of the State Public Defender, Senate, House of Representatives, Committee on Legislative Research, and Joint Committees of the General Assembly from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 082

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Boyd	Bromley	Brown 16
Buchheit-Courtway	Busick	Casteel	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Evans	Farnan	Gragg
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Lewis 6	Lonsdale	Lovasco	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Titus	Toalson Reisch	Van Schoiack	Voss	West
Wilson	Mr. Speaker			

NOES: 052

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bonacker	Bosley	Brown 27
Brown 87	Burton	Butz	Chappell	Clemens
Collins	Crossley	Dinkins	Doll	Fogle

Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Proudie	Quade	Sander	Sauls	Smith 46
Steinhoff	Stephens	Strickler	Taylor 84	Terry
Unsicker	Waller	Walsh Moore	Weber	Woods
Wright	Young			

PRESENT: 012

Brown 149	Burger	Falkner	Gregory	Griffith
Haden	Hovis	O'Donnell	Reedy	Shields
Thompson	Veit			

ABSENT WITH LEAVE: 017

Aldridge	Atchison	Bland Manlove	Burnett	Byrnes
Cupps	Ealy	Francis	Gallick	Houx
Knight	Marquart	Morse	Plank	Sharp 37
Sharpe 4	Windham			

VACANCIES: 000

Representative Unsicker offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 12, Page 14, Section 12.320, Line 3, by inserting after the word "automation" the following:

"requiring implementation of multi-factor verification and principles of least privilege"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Unsicker moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Unsicker:

AYES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Doll	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Quade	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

NOES: 103

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick

Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Lewis 6	Lonsdale
Lovasco	Mayhew	McGaugh	McGirl	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 015

Aldridge	Atchison	Bland Manlove	Burnett	Byrnes
Ealy	Houx	Knight	Marquart	Matthiesen
Morse	Plank	Sharp 37	Sharpe 4	Windham

VACANCIES: 000

Representative Nurrenbern offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 12, Page 9, Section 12.185, Line 12, by inserting immediately after the word "Program" the following:

", provided that the State Treasurer shall submit to the General Assembly biannual reports on education assistance organizations (EAOs) and disbursements of empowerment scholarship accounts (ESAs), including funds in EAOs, numbers of scholarships disbursed, and demographics of students receiving ESAs"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Nurrenbern moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Lavender offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 12, Page 16, Section 12.345, Line 11, by inserting immediately thereafter the following:

"Expense and Equipment
Opioid Addiction Treatment and Recovery Fund (0705). . . . . .345,755"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Bosley offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 12, Page 10, Section 12.245, Line 2, by deleting "16,131,364" and inserting "15,631,364"; and

Further amend said bill, said page, and said section, Line 7, by deleting "3,109,487" and inserting "3,459,487"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bosley moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Lovasco offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 12, Page 3, Section 12.025, Line 8, by deleting said line through and including Line 12; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Lovasco moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 12, Page 4, Section 12.030, Line 9, by deleting "8,912,601" and inserting "17,310,278"; and

Further amend said bill, said page, said section, Line 13, by deleting "1,851,667" and inserting "3,710,000"; and

Further amend said bill, said page, said section, Line 16, by deleting "2,101,667" and inserting "3,500,000"; and

Further amend said bill, Page 5, Section 12.035, Line 5, by deleting "12,602,323" and inserting "21,000,000"; and

Further amend said bill, said page, Section 12.045, Line 5, by deleting "1,641,667" and inserting "3,500,000"; and

Further amend said bill, Page 7, Section 12.130, Line 3, by deleting "3,350,000" and inserting "3,600,000"; and

Further amend said bill, Page 8, Section 12.135, Line 4, by deleting "3,250,000" and inserting "3,500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Deaton raised a point of order that **House Amendment No. 8** is in violation of Rule 49(6).

Speaker Pro Tem Henderson resumed the Chair.

The Chair ruled the point of order well taken.

HCS HB 12, as amended, was laid over.

HCS HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Richey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 13, Page 1, Section 13.000, Line 1, by inserting immediately after "Section 13.000." the following:

"Each appropriation in this act shall consist of the item or items in each section of Part 1 of this act, for the amount and purpose and from the fund designated in each section of Part 1, as well as all additional clarifications of purpose in Part 2 of this act that make reference by section to said item or items in Part 1. Any clarification of purpose in Part 2 shall state the section or sections in Part 1 to which it attaches and shall, together with the language of said section(s) in Part 1, form the complete statement of purpose of the appropriation. As such, the provisions of Part 2 of this act shall not be severed from Part 1, and if any clarification of purpose in Part 2 is for any reason held to be invalid, such decision shall invalidate all of the appropriations in this act of which said clarification of purpose is a part."; and

Further amend said bill, Page 13, Section 13.025, Line 7, by inserting immediately thereafter the following:

"PART 2
Section 13.200. To the Office of Administration.
In reference to all sections in Part 1 of this act:

No funds shall be expended for staffing, vendors, consultants, or programs associated with "Diversity, Equity, Inclusion," or "Diversity, Inclusion, Belonging," or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 079

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Boyd	Bromley	Brown 149
Buchheit-Courtway	Busick	Casteel	Christ	Christofanelli
Coleman	Cook	Cupps	Davidson	Davis
Deaton	Diehl	Evans	Farnan	Gragg
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Lovasco	Matthiesen
Mayhew	McMullen	Murphy	Myers	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schwadron
Seitz	Smith 163	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Titus	Toalson Reisch	Van Schoiack
Voss	West	Wilson	Mr. Speaker	

NOES: 060

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bonacker	Bosley	Brown 27
Brown 87	Burton	Butz	Chappell	Clemens
Collins	Crossley	Dinkins	Doll	Falkner
Fogle	Fountain Henderson	Francis	Gray	Hein
Ingle	Johnson 12	Johnson 23	Knight	Lavender
Lewis 25	Mackey	Mann	McGaugh	McGirl
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Proudie	Quade	Sander	Sauls	Sharpe 4
Shields	Smith 155	Smith 46	Steinhoff	Stephens
Strickler	Taylor 84	Terry	Unsicker	Waller
Walsh Moore	Weber	Woods	Wright	Young

PRESENT: 012

Brown 16	Burger	Copeland	Gallick	Gregory
Griffith	Hovis	O'Donnell	Reedy	Schulte
Thompson	Veit			

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Bland Manlove	Burnett	Byrnes
Ealy	Houx	Marquart	Morse	Plank
Sharp 37	Windham			

VACANCIES: 000

HCS HB 13, as amended, was laid over.

HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023, was again taken up by Representative Smith (163).

Representative Hudson resumed the Chair.

Representative Richey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 15, Page 3, Section 15.040, Line 1, by deleting said line through and including Line 4; and

Further amend said bill, Page 4, Section 15.050, Line 1 through and including Line 4, by deleting said lines in their entirety; and

Further amend said bill, Page 33, Section 15.1070, Line 6, by inserting immediately thereafter the following:

"Section 15.1080. To all departments and the Supreme Court
In reference to all sections in Part 1 of this act:
No funds shall be expended for staffing, vendors, consultants, or programs associated with "Diversity, Equity, Inclusion," or "Diversity, Inclusion, Belonging," or any other initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the departments or Supreme Court from following federal and state employment and anti-discrimination laws."; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 075

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Boyd	Bromley	Brown 149
Buchheit-Courtway	Burger	Busick	Casteel	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Evans

Farnan	Gragg	Gregory	Haden	Haffner
Haley	Hardwick	Hausman	Hicks	Hinman
Hudson	Hurlbert	Jones	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Mayhew	McMullen
Murphy	Myers	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Seitz	Smith 155	Smith 163	Sparks
Stacy	Taylor 48	Thomas	Titus	Toalson Reisch
Van Schoiack	Voss	West	Wilson	Mr. Speaker

NOES: 071

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bonacker	Bosley	Brown 16
Brown 27	Brown 87	Burton	Butz	Chappell
Clemens	Collins	Crossley	Dinkins	Doll
Falkner	Fogle	Fountain Henderson	Francis	Gallick
Gray	Hein	Henderson	Ingle	Johnson 12
Johnson 23	Justus	Kalberloh	Knight	Lavender
Lewis 25	Lovasco	Mackey	Mann	Matthiesen
McGaugh	McGirl	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Pouche	Proudie	Quade
Reedy	Sander	Sauls	Schwadron	Sharpe 4
Shields	Smith 46	Steinhoff	Stephens	Stinnett
Strickler	Taylor 84	Terry	Thompson	Unsicker
Waller	Walsh Moore	Weber	Woods	Wright
Young				

PRESENT: 005

Griffith	Hovis	O'Donnell	Schulte	Veit

ABSENT WITH LEAVE: 012

Aldridge	Atchison	Bland Manlove	Burnett	Byrnes
Ealy	Houx	Marquart	Morse	Plank
Sharp 37	Windham			

VACANCIES: 000

Speaker Plocher resumed the Chair.

MOTION

Representative Richey, having voted on the prevailing side, moved that the vote by which **House Amendment No. 1** to **HCS HB 15** was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 131

Allen	Amato	Anderson	Baker	Banderman
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Butz	Casteel	Chappell	Christ	Christofanelli

Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mann	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Pollitt
Pouche	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Unsicker	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Young
Mr. Speaker				

NOES: 001

Proudie

PRESENT: 016

Adams	Appelbaum	Aune	Bangert	Baringer
Bosley	Clemens	Ingle	Johnson 12	Johnson 23
Mackey	Mosley	Nickson-Clark	Walsh Moore	Weber
Woods				

ABSENT WITH LEAVE: 015

Aldridge	Atchison	Bland Manlove	Burnett	Byrnes
Ealy	Gray	Houx	Marquart	Morse
Plank	Sharp 37	Smith 155	Toalson Reisch	Windham

VACANCIES: 000

On motion of Representative Richey, **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 071

Allen	Baker	Banderman	Billington	Boggs
Boyd	Bromley	Brown 149	Buchheit-Courtway	Burger
Busick	Casteel	Christ	Christofanelli	Coleman
Cook	Cupps	Davis	Deaton	Diehl
Evans	Farnan	Gragg	Gregory	Haffner
Haley	Hardwick	Hausman	Hicks	Hinman
Hudson	Hurlbert	Jones	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Lovasco	Mayhew
McGirl	McMullen	Murphy	Myers	Oehlerking

Owen	Parker	Patterson	Perkins	Peters
Pollitt	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Seitz	Smith 155
Smith 163	Sparks	Stacy	Taylor 48	Thomas
Titus	Van Schoiack	Voss	West	Wilson
Mr. Speaker				

NOES: 068

Anderson	Appelbaum	Aune	Bangert	Baringer
Barnes	Black	Bonacker	Bosley	Brown 16
Brown 27	Brown 87	Burton	Butz	Chappell
Clemens	Collins	Crossley	Doll	Falkner
Fogle	Fountain Henderson	Francis	Gallick	Haden
Hein	Henderson	Ingle	Johnson 12	Johnson 23
Justus	Kalberloh	Knight	Lavender	Lewis 25
Mackey	Mann	Matthiesen	McGaugh	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Pouche
Proudie	Quade	Reedy	Sander	Sauls
Schwadron	Sharpe 4	Shields	Smith 46	Steinhoff
Stinnett	Strickler	Taylor 84	Terry	Thompson
Unsicker	Veit	Waller	Walsh Moore	Weber
Woods	Wright	Young		

PRESENT: 005

Copeland	Griffith	Hovis	O'Donnell	Schulte

ABSENT WITH LEAVE: 019

Adams	Aldridge	Amato	Atchison	Bland Manlove
Burnett	Byrnes	Davidson	Dinkins	Ealy
Gray	Houx	Marquart	Morse	Plank
Sharp 37	Stephens	Toalson Reisch	Windham	

VACANCIES: 000

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 15, Page 12, Section 15.255, Line 7, by deleting "2,505,26" and inserting "2,505,268"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

HCS HB 15, as amended, was laid over.

HCS HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 1** was adopted.

On motion of Representative Smith (163), **HCS HB 1** was ordered perfected and printed.

HCS HB 2, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 2, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 2, as amended**, was ordered perfected and printed.

HCS HB 3, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 3, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 3, as amended**, was ordered perfected and printed.

HCS HB 4, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 4, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 4, as amended**, was ordered perfected and printed.

HCS HB 5, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 5, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 5, as amended**, was ordered perfected and printed.

HCS HB 6, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 6, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 6, as amended**, was ordered perfected and printed.

HCS HB 7, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 7, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 7, as amended**, was ordered perfected and printed.

HCS HB 8, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 8, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 8, as amended**, was ordered perfected and printed.

HCS HB 9, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 9, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 9, as amended**, was ordered perfected and printed.

HCS HB 10, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 10, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 10, as amended**, was ordered perfected and printed.

HCS HB 11, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 11, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 11, as amended**, was ordered perfected and printed.

HCS HB 12, as amended, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023 and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 12, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 12, as amended**, was ordered perfected and printed.

HCS HB 13, as amended, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 13, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 13, as amended**, was ordered perfected and printed.

HCS HB 15, as amended, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 15, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 15, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 519 - Fiscal Review
HB 110 - Crime Prevention and Public Safety
HB 331 - Professional Registration and Licensing
HB 451 - Crime Prevention and Public Safety
HB 606 - Elementary and Secondary Education
HB 649 - Financial Institutions
HB 821 - Elementary and Secondary Education
HB 843 - Elementary and Secondary Education
HB 901 - Elementary and Secondary Education
HB 946 - Elementary and Secondary Education
HB 1293 - Emerging Issues
HB 1325 - Special Committee on Urban Issues
HB 1393 - General Laws

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 925 - Agriculture Policy

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 3 - Transportation Infrastructure
SCS SCR 4 - Special Committee on Homeland Security
SCR 6 - Health and Mental Health Policy
SCR 8 - Special Committee on Tourism

REFERRAL OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was referred to the Committee indicated:

SJR 26 - Children and Families

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SBs 3 & 69 - Economic Development
SS#2 SCS SBs 4, 42 & 89 - Elementary and Secondary Education
SCS SB 13 - Financial Institutions
SB 20 - Pensions
SS SB 24 - Crime Prevention and Public Safety
SB 28 - Crime Prevention and Public Safety
SB 34 - General Laws
SS SCS SB 40 - General Laws
SS SCS SBs 45 & 90 - General Laws
SB 47 - Special Committee on Tax Reform
SS SCS SB 70 - Professional Registration and Licensing
SS SCS SB 72 - Judiciary
SS SB 75 - Pensions
SS SB 82 - Children and Families
SS SCS SBs 94, 52, 57, 58 & 67 - Economic Development
SS#2 SCS SB 96 - Special Committee on Tax Reform
SS SCS SB 100 - Special Committee on Government Accountability
SB 101 - Insurance Policy
SCS SB 103 - Judiciary
SB 109 - Agriculture Policy

SS SB 116 - Professional Registration and Licensing
SS SCS SBs 119 & 120 - General Laws
SS SB 139 - Veterans
SS SB 181 - Insurance Policy
SB 186 - Special Committee on Public Policy
SCS SB 187 - Financial Institutions

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 351**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Gragg, Hausman, Johnson (12), Jones, Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (1): Kelley (127)

Absent (0)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 716**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 743**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 822**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Committee on Pensions, Chairman Hovis reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 257**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Bromley, Brown (27), Clemens, Hovis, Marquart, Owen, Steinhoff and West

Noes (0)

Absent (2): Oehlerking and Reuter

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 303**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Bromley, Brown (27), Clemens, Hovis, Marquart, Oehlerking, Owen, Steinhoff and West

Noes (0)

Absent (1): Reuter

Special Committee on Government Accountability, Chairman Richey reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 489**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Cupps, Davidson, Deaton, Hein, Lonsdale, Lovasco, Mayhew, Perkins, Richey and Wilson

Noes (7): Anderson, Bosley, Boyd, Mann, Nurrenbern, Phifer and Sander

Absent (2): Knight and Stinnett

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 836**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Barnes, Billington, Gray, Griffith, Morse, Peters, Pouche, Schulte and Seitz

Noes (0)

Absent (5): Atchison, Bland Manlove, Bromley, Fountain Henderson and Hardwick

COMMITTEE CHANGES

March 28, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following changes to the Corrections and Public Institutions committee:

I hereby remove the following member from the committee:

Representative Rasheen Aldridge

I hereby appoint the following member to the committee:

Representative Yolonda Fountain Henderson

I hereby appoint Representative Marlene Terry to the position of Ranking Minority Member.

If you have any questions, please feel free to contact my office.

Best Regards,

/s/ Crystal Quade
Minority Caucus Floor Leader
District 132

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, March 29, 2023.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 3.
Public hearing will be held: SS SB 111
Note location change.
CORRECTED

AGRICULTURE POLICY
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 1044, HB 1052

CONSENT AND HOUSE PROCEDURE
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HR 694, HR 757, HR 758, HR 1373, HR 820
Executive session will be held: HR 694, HR 757, HR 758, HR 1373, HR 820, HB 345
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 513

ECONOMIC DEVELOPMENT
Wednesday, March 29, 2023, 8:15 AM, House Hearing Room 1.
Public hearing will be held: HB 1083, HB 368

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, March 29, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 633, HB 883, HB 350
Executive session will be held: HB 482, HB 627, HB 529, HB 159
Added HB 159.
AMENDED

EMERGING ISSUES
Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 602, HB 109, HB 929
Executive session will be held: HB 485
Removed HB 1169.
AMENDED

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, March 29, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 823, HB 124, HB 517, HB 646, HB 954, HB 1295
Executive session will be held: HB 603, HB 157, HB 1208

HIGHER EDUCATION
Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1173, HB 1287
Executive session will be held: HB 502, HB 515, HB 887

INSURANCE POLICY
Wednesday, March 29, 2023, 8:30 AM, House Hearing Room 5.
Executive session will be held: HB 643

PROFESSIONAL REGISTRATION AND LICENSING
Wednesday, March 29, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 845, HB 873, HB 775, HB 331
Executive session will be held: HB 393
Added HB 331.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Wednesday, March 29, 2023, 12:30 PM or upon morning recess (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS HB 188, HCS HB 271, HCS HB 992, HB 1008
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HJR 66, HB 654, HB 1394
Executive session will be held: HB 267, HB 347

SPECIAL COMMITTEE ON TAX REFORM
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 511, HB 590, HB 1141, HB 1144, HB 1252, HJR 7, HJR 11

TRANSPORTATION ACCOUNTABILITY
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1363, HB 1398
Executive session will be held: HB 520
Time change.
CORRECTED

TRANSPORTATION INFRASTRUCTURE
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: SS SCS SB 127, HB 1067, HB 734
Executive session will be held: HB 1166

UTILITIES
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 697, HB 891, HB 1143

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, March 29, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Presentation by Karen Buschmann, Missouri Chamber of Commerce and Industry, on statewide workforce issues.

HOUSE CALENDAR

FORTY-FIFTH DAY, WEDNESDAY, MARCH 29, 2023

HOUSE BILLS FOR PERFECTION

HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 870 - Shields
HCS HB 1263 - Brown (16)
HB 1117 - Seitz
HCS HB 675 - Gregory
HCS HBs 45 & 1066 - Haley
HCS HB 48 - Haley
HCS HB 76 - Kelley (127)
HB 136 - Hudson
HCS HB 155 - O'Donnell
HB 200 - Francis
HCS HB 316 - Riggs
HB 512 - Mayhew
HCS HB 521 - Henderson
HB 557 - Houx
HCS HB 576 - Shields
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HB 1102 - Stephens
HCS HB 1109 - Thompson
HB 1120 - Hardwick
HCS HB 1152 - Bromley
HCS HB 1196 - Richey

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 419 - Hudson
HCS HB 183 - Burger
HB 196 - Henderson
HCS HB 939 - Wilson
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HB 719 - Riley
HCS HBs 178, 179 & 401 - Van Schoiack
HCS HB 657 - Smith (155)
HB 703 - Haffner
HCS HB 779 - Bromley
HCS HBs 1108 & 1181 - Hicks
HB 1154 - Houx

HOUSE BILLS FOR PERFECTION - CONSENT

(03/23/2023)

HCS HB 906 - Haden
HB 746 - Sauls

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting
HCS HCR 13 - Van Schoiack
HCS HCRs 21 & 22 - Byrnes

HOUSE BILLS FOR THIRD READING

HCS HB 1133 - Perkins
HCS HB 1015 - Myers
HB 519, (Fiscal Review 3/28/23) - Mayhew
HCS HB 207 - Buchheit-Courtway
HB 403 - Haden
HCS HB 225 - Black
HCS HB 631 - Houx

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HBs 882 & 518 - Byrnes

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-FIFTH DAY, WEDNESDAY, MARCH 29, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Watch ye, stand fast in the faith, quit you. Like men, be strong." (I Corinthians 16:13)

All praise, honor and glory be to You, O Creator Almighty, for Your loving kindness and Your tender mercies which have been ours all the days of our lives. Protect us in our freedom and preserve us in our faith by Your spirit of truth made known to us as we pray in the People's House, especially after a long day yesterday.

Inspire our hearts and clear our minds of stress and strain so that inner peace may be ours again and enduring cooperation may come to our chamber.

In this hour, may we as a state embrace current issues and keep the candles of faith, hope and love bright, that all may see the way to a better life for all citizens.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-fourth day was approved as printed.

PERFECTION OF HOUSE BILLS

HB 44, **HB 67**, **HB 487**, **HB 528**, **HB 547**, **HB 1021**, **HB 1055**, **HCS HB 870**, **HCS HB 1263**, **HB 1117**, **HCS HB 675**, **HCS HBs 45 & 1066**, **HCS HB 48**, **HCS HB 76**, **HB 136**, **HCS HB 155**, **HB 200**, **HCS HB 316**, **HB 512**, **HCS HB 521**, **HB 557**, **HCS HB 576**, **HCS HB 584**, **HCS HB 586**, **HCS HB 777**, **HCS HB 824**, **HCS HB 1038**, **HCS HBs 1082 & 1094**, **HB 1102**, **HCS HB 1109**, **HB 1120**, **HCS HB 1152** and **HCS HB 1196** were placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1120, relating to liens on stored property, was taken up by Representative Hardwick.

Representative Hardwick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1120, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the words "commercial activity."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 1** was adopted.

On motion of Representative Hardwick, **HB 1120, as amended**, was ordered perfected and printed.

HCS HB 870, relating to tax credits for child care, was taken up by Representative Shields.

On motion of Representative Shields, the title of **HCS HB 870** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 870, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"135.341. 1. As used in this section, the following terms shall mean:

(1) "CASA", an entity which receives funding from the court-appointed special advocate fund established under section 476.777, including an association based in this state, affiliated with a national association, organized to provide support to entities receiving funding from the court-appointed special advocate fund;

(2) "Child advocacy centers", the regional child assessment centers listed in subsection 2 of section 210.001, including an association based in this state, affiliated with a national association, and organized to provide support to entities listed in subsection 2 of section 210.001;

(3) "Contribution", the amount of donation to a qualified agency;

(4) "Crisis care center", entities contracted with this state which provide temporary care for children whose age ranges from birth through seventeen years of age whose parents or guardian are experiencing an unexpected and unstable or serious condition that requires immediate action resulting in short-term care, usually three to five continuous, uninterrupted days, for children who may be at risk for child abuse, neglect, or in an emergency situation;

(5) "Department", the department of revenue;

(6) "Director", the director of the department of revenue;

(7) "Qualified agency", CASA, child advocacy centers, or a crisis care center;

(8) "Tax liability", the tax due under chapter 143 other than taxes withheld under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2013, **and ending on or before December 31, 2022,** a tax credit may be claimed in an amount equal to up to fifty percent of a verified contribution to a qualified agency and shall be named the champion for children tax credit. **For all tax years beginning on or after January 1, 2023, a tax credit may be claimed in an amount equal to up to seventy percent of a verified contribution to a qualified agency.** The minimum amount of any tax credit issued shall not be less than fifty dollars and shall be applied to taxes due under chapter 143, excluding sections 143.191 to 143.265. A contribution verification shall be issued to the taxpayer by the agency receiving the contribution. Such contribution verification shall include the taxpayer's name, Social Security number, amount of tax credit, amount of contribution, the name and address of the agency receiving the credit, and the date the contribution was made. The tax credit provided under this subsection shall be initially filed for the year in which the verified contribution is made.

3. The cumulative amount of the tax credits redeemed shall not exceed one million dollars for all fiscal years ending on or before June 30, 2019, and one million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019**, and ending on or before June 30, 2023. For all fiscal years beginning on or after July 1, 2023, there shall be no limit imposed on the cumulative amount of tax credits that may be redeemed pursuant to this section**. **[**~~The amount available shall be equally divided among the three qualified agencies: CASA, child advocacy centers, or crisis care centers, to be used towards tax credits issued. In the event tax credits claimed under one agency do not total the allocated amount for that agency, the unused portion for that agency will be made available to the remaining agencies equally. In the event the total amount of tax credits claimed for any one agency exceeds the amount available for that agency, the amount redeemed shall and will be apportioned equally to all eligible taxpayers claiming the credit under that agency.~~**]**

4. Prior to December thirty-first of each year, each qualified agency shall apply to the department of social services in order to verify their qualified agency status. Upon a determination that the agency is eligible to be a qualified agency, the department of social services shall provide a letter of eligibility to such agency. No later than February first of each year, the department of social services shall provide a list of qualified agencies to the department of revenue. All tax credit applications to claim the champion for children tax credit shall be filed between July first and April fifteenth of each fiscal year. A taxpayer shall apply for the champion for children tax credit by attaching a copy of the contribution verification provided by a qualified agency to such taxpayer's income tax return.

5. Any amount of tax credit which exceeds the tax due or which is applied for and otherwise eligible for issuance but not issued shall not be refunded but may be carried over to any subsequent tax year, not to exceed a total of five years.

6. Tax credits may not be assigned, transferred or sold.

7. **[**~~(1) In the event a credit denial, due to lack of available funds, causes a balance due notice to be generated by the department of revenue, or any other redeeming agency, the taxpayer will not be held liable for any penalty or interest, provided the balance is paid, or approved payment arrangements have been made, within sixty days from the notice of denial.~~

~~(2) In the event the balance is not paid within sixty days from the notice of denial, the remaining balance shall be due and payable under the provisions of chapter 143.~~

~~8.~~**]** The department may promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

[~~9.~~**] 8.** Pursuant to section 23.253, of the Missouri sunset act:

(1) The program authorized under this section shall be reauthorized as of **[**~~December 31, 2019,~~**] August 28, 2023,** and shall expire on December 31, **[**~~2025~~**] 2029**, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such credits.

[~~10.~~**] 9.** Beginning on March 29, 2013, any verified contribution to a qualified agency made on or after January 1, 2013, shall be eligible for tax credits as provided by this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Unsicker moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Shields, **HCS HB 870** was adopted.

On motion of Representative Shields, **HCS HB 870** was ordered perfected and printed.

HB 200, relating to the German heritage corridor of Missouri, was taken up by Representative Francis.

On motion of Representative Francis, the title of **HB 200** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Cupps	Davidson	Davis
Deaton	Diehl	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Sauls
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 011

Bland Manlove	Buchheit-Courtway	Burnett	Copeland	Dinkins
Ealy	Nickson-Clark	Plank	Richey	Sharp 37
Windham				

VACANCIES: 000

On motion of Representative Francis, **HB 200** was ordered perfected and printed.

HB 1102, relating to the labeling of prescriptions, was taken up by Representative Stephens.

On motion of Representative Stephens, the title of **HB 1102** was agreed to.

On motion of Representative Stephens, **HB 1102** was ordered perfected and printed.

HCS HB 1263, relating to protecting Missouri's economy during a state of emergency declared by the governor, was taken up by Representative Brown (16).

Representative Brown (16) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1263, Page 1, In the Title, Line 3, by deleting the words "state of emergency declared by the governor" and inserting in lieu thereof the words "shutdown order"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brown (16), **House Amendment No. 1** was adopted.

Representative Brown (16) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1263, Page 1, Section 44.251, Lines 3-9, by deleting all of said lines and inserting in lieu thereof the following:

"**2. As used in this section, "shutdown order" means any order by the state or any agency or political**"; and

Further amend said bill and section, Page 2, Line 17, by deleting all of said line and inserting in lieu thereof the following:

"**(3) The state and its political subdivisions may be required to**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Francis assumed the Chair.

On motion of Representative Brown (16), **House Amendment No. 2** was adopted.

On motion of Representative Brown (16), **HCS HB 1263, as amended**, was adopted.

On motion of Representative Brown (16), **HCS HB 1263, as amended**, was ordered perfected and printed.

HCS HB 779, relating to the department of natural resources, was taken up by Representative Bromley.

On motion of Representative Bromley, the title of **HCS HB 779** was agreed to.

On motion of Representative Bromley, **HCS HB 779** was adopted.

On motion of Representative Bromley, **HCS HB 779** was ordered perfected and printed.

Speaker Plocher resumed the Chair.

On motion of Representative Shields, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1152, relating to public utility water connections, was taken up by Representative Bromley.

Representative Bromley moved that the title of **HCS HB 1152** be agreed to.

Representative Hovis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1152, Page 1, In the Title, Line 3, by deleting the words "public utility water connections" and inserting in lieu thereof the words "water systems"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 1** was adopted.

Representative Hovis offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1152, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"204.300. 1. In all counties except counties of the first classification which have a charter form of government and which contain all or any portion of a city with a population of three hundred fifty thousand or more inhabitants, the governing body of the county, by resolution, order, or ordinance, shall appoint five trustees, the majority of whom shall reside within the boundaries of the district. In the event the district extends into any county bordering the county in which the greater portion of the district lies, the presiding commissioner or other chief executive officer of the adjoining county shall be an additional member of the appointed board of trustees. **Subject to the provisions of section 105.454,** the trustees may be paid reasonable compensation by the district for their

services~~[; except that, any compensation schedule shall be approved by resolution of the board of trustees~~**] outside their duties as trustees. Each trustee of the board may receive an attendance fee not to exceed one hundred dollars for attending each regularly called board meeting, or special meeting, but shall not be paid for attending more than two meetings in any calendar month, except that in a county of the first classification, a trustee shall not be paid for attending more than four meetings in any calendar month. However, no trustee shall be paid more than one attendance fee if such trustee attends more than one board meeting in a calendar week. Each trustee of the board shall be reimbursed for his or her actual expenditures in the performance of his or her duties on behalf of the district**. The board of trustees shall be responsible for the control and operation of the sewer district. The term of each board member shall be five years; except that, members of the governing body of the county sitting upon the board shall not serve beyond the expiration of their term as members of such governing body of the county. The first board of trustees shall be appointed for terms ranging from one to five years so as to establish one vacancy per year thereafter. If the governing body of the county with the right of appointment under this section fails to appoint a trustee to fill a vacancy on the board within sixty days after receiving written notice from the common sewer district of the existence of such vacancy, then the vacancy may be filled by a majority of the remaining members then in office of the board of trustees of such common sewer district. **Subject to the provisions of section 105.454,** the trustees may be paid reasonable compensation by the district for their services~~[; except that, any compensation schedule shall be approved by resolution, order, or ordinance of the governing body of the county. Any and all expenses incurred in the performance of their duties shall be reimbursed by the district~~**] outside their duties as trustees. Each trustee of the board may receive an attendance fee not to exceed one hundred dollars for attending each regularly called board meeting, or special meeting, but shall not be paid for attending more than two meetings in any calendar month, except that in a county of the first classification, a trustee shall not be paid for attending more than four meetings in any calendar month. However, no trustee shall be paid more than one attendance fee if such trustee attends more than one board meeting in a calendar week. Each trustee of the board shall be reimbursed for his or her actual expenditures in the performance of his or her duties on behalf of the district**. The board of trustees shall have the power to employ and fix the compensation of such staff as may be necessary to discharge the business and purposes of the district, including clerks, attorneys, administrative assistants, and any other necessary personnel. The board of trustees shall select a treasurer, who may be either a member of the board of trustees or another qualified individual. The treasurer selected by the board shall give such bond as may be required by the board of trustees. The board of trustees shall appoint the sewer engineer for the county in which the greater part of the district lies as chief engineer for the district, and the sewer engineer shall have the same powers, responsibilities and duties in regard to planning, construction and maintenance of the sewers, and treatment facilities of the district as he now has by virtue of law in regard to the sewer facilities within the county for which he is elected. If there is no sewer engineer in the county in which the greater part of the district lies, the board of trustees may employ a registered professional engineer as chief engineer for the district under such terms and conditions as may be necessary to discharge the business and purposes of the district. The provisions of this subsection shall not apply to any county of the first classification which has a charter form of government and which contains all or any portion of a city with a population of three hundred fifty thousand or more inhabitants.

2. In any county of the first classification which has a charter form of government and which contains all or any portion of a city with a population of three hundred fifty thousand or more inhabitants, **[**~~and in any county of the first classification without a charter form of government and which has a population of more than sixty-three thousand seven hundred but less than seventy-five thousand,~~**]** there shall be a ten-member board of trustees to consist of the county executive, the mayors of the five cities constituting the largest users by flow during the previous fiscal year, the mayors of three cities which are not among the five largest users and who are members of the advisory board of the district established pursuant to section 204.310, and one member of the county legislature to be appointed by the county executive, with the concurrence of the county legislature. If the county executive does not appoint such members of the county legislature to the board of trustees within sixty days, the county legislature shall make the appointments. The advisory board members shall be appointed annually by the advisory board. In the event the district extends into any county bordering the county in which the greater portion of the district lies, the number of members on the board of trustees shall be increased to a total of eleven and the presiding commissioner or county executive of the adjoining county shall be an additional member of the board of trustees. The trustees **of a district with an eleven-member board and located in two counties** shall receive no compensation for their services**[**~~,~~**]** but may be compensated for their reasonable expenses normally incurred in the performance of their duties. **Each trustee of a ten-member board may receive an attendance fee not to exceed one hundred dollars**

for attending each regularly called board meeting, or special meeting, but shall not be paid for attending more than two meetings in any calendar month. However, no trustee of a ten-member board shall be paid more than one attendance fee if such trustee attends more than one board meeting in a calendar week. Each trustee of a ten-member board shall be reimbursed for his or her actual expenditures in the performance of his or her duties on behalf of the district. Subject to the provisions of section 105.454, the trustees of a ten-member board may be paid reasonable compensation by the district for their services outside their duties as trustees. The board of trustees may employ and fix the compensation of such staff as may be necessary to discharge the business and purposes of the district, including clerks, attorneys, administrative assistants, and any other necessary personnel. The board of trustees may employ and fix the duties and compensation of an administrator for the district. The administrator shall be the chief executive officer of the district subject to the supervision and direction of the board of trustees and shall exercise the powers, responsibilities and duties heretofore exercised by the chief engineer prior to September 28, 1983. The administrator of the district may, with the approval of the board of trustees, retain consulting engineers for the district under such terms and conditions as may be necessary to discharge the business and purposes of the district. The provisions of this subsection shall only apply to counties of the first classification which have a charter form of government and which contain all or any portion of a city with a population of three hundred fifty thousand or more inhabitants.

204.610. 1. There shall be five trustees, appointed or elected as provided for in the circuit court decree or amended decree of incorporation for a reorganized common sewer district, who shall reside within the boundaries of the district. Each trustee shall be a voter of the district and shall have resided in said district for twelve months immediately prior to the trustee's election or appointment. A trustee shall be at least twenty-five years of age and shall not be delinquent in the payment of taxes at the time of the trustee's election or appointment. Regardless of whether or not the trustees are elected or appointed, in the event the district extends into any county bordering the county in which the greater portion of the district lies, the presiding commissioner or other chief executive officer of the adjoining county shall be an additional member of the board of trustees, or the governing body of such bordering county may appoint a citizen from such county to serve as an additional member of the board of trustees. Said additional trustee shall meet the qualifications set forth in this section for a trustee.

2. **[**~~The trustees shall receive no compensation for their services but may be compensated for reasonable expenses normally incurred in the performance of their duties.~~**]** **Each trustee of the board may receive an attendance fee not to exceed one hundred dollars for attending each regularly called board meeting, or special meeting, but shall not be paid for attending more than two meetings in any calendar month. However, no trustee shall be paid more than one attendance fee if such trustee attends more than one board meeting in a calendar week. Each trustee of the board shall be reimbursed for his or her actual expenditures in the performance of his or her duties on behalf of the district. Subject to the provisions of section 105.454, the trustees may be paid reasonable compensation by the district for their services outside their duties as trustees.** The board of trustees may employ and fix the compensation of such staff as may be necessary to discharge the business and purposes of the district, including clerks, attorneys, administrative assistants, and any other necessary personnel. The board of trustees may employ and fix the duties and compensation of an administrator for the district. The administrator shall be the chief executive officer of the district subject to the supervision and direction of the board of trustees. The administrator of the district may, with the approval of the board of trustees, retain consulting engineers for the district under such terms and conditions as may be necessary to discharge the business and purposes of the district.

3. Except as provided in subsection 1 of this section, the term of office of a trustee shall be five years. The remaining trustees shall appoint a person qualified under this section to fill any vacancy on the board. The initial trustees appointed by the circuit court shall serve until the first Tuesday after the first Monday in June or until the first Tuesday after the first Monday in April, depending upon the resolution of the trustees. In the event that the trustees are elected, said elections shall be conducted by the appropriate election authority under chapter 115. Otherwise, trustees shall be appointed by the county commission in accordance with the qualifications set forth in subsection 1 of this section.

4. Notwithstanding any other provision of law, if there is only one candidate for the post of trustee, then no election shall be held, and the candidate shall assume the responsibilities of office at the same time and in the same manner as if elected. If there is no candidate for the post of trustee, then no election shall be held for that post and it shall be considered vacant, to be filled under the provisions of subsection 3 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 2** was adopted.

On motion of Representative Bromley, **HCS HB 1152, as amended**, was adopted.

On motion of Representative Bromley, **HCS HB 1152, as amended**, was ordered perfected and printed.

HCS HB 939, relating to the Missouri works program, was taken up by Representative Wilson.

Representative Wilson moved that the title of **HCS HB 939** be agreed to.

Representative Smith (155) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 939, Page 1, In the Title, Lines 2-3, by deleting the words "the Missouri works program" and inserting in lieu thereof the words "income tax incentives for economic development investments"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (155), **House Amendment No. 1** was adopted.

Representative Smith (155) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 939, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**135.1210. 1. As used in this section, the following terms mean:**

(1) "Eligible customer", a person who uses any railroad or railroad-related property, facilities, or structures located wholly or partly within the state of Missouri to directly or indirectly transport property, commodities, or goods, or who is served by any railroad, or who stores railcars on any railroad in Missouri;

(2) "Eligible taxpayer":

(a) Any short line railroad company located wholly or partly in the state of Missouri that is classified by the United States Surface Transportation board as a Class II or Class III railroad; or

(b) Any owner or lessee of a rail siding, industrial spur, or industry track located on or adjacent to any railroad in the state of Missouri;

and subject to the state income tax imposed under chapter 143, 147, or 148, excluding the withholding tax imposed under sections 143.191 to 143.265, who made qualified railroad track expenditures in Missouri or qualified new rail infrastructure expenditures in Missouri during the tax year for which a credit under this section is claimed;

(3) "Eligible vendor", a person who provides railroad-related services directly to an eligible taxpayer;

(4) "Person", the same meaning as defined under section 1.020;

(5) "Qualified amount", for any eligible taxpayer in a given tax year, an amount equal to fifty percent of an eligible taxpayer's qualified railroad track expenditures or qualified new rail infrastructure expenditures; provided that:

(a) For qualified railroad track expenditures, the amount of tax credit shall not exceed an amount equal to the product of five thousand dollars multiplied by the number of miles of railroad track owned or leased in the state by a Class II or Class III railroad as of the close of the tax year; and

(b) For qualified new rail infrastructure expenditures, the amount of tax credit shall not exceed one million dollars for each new rail-served customer project of an eligible taxpayer;

(6) "Qualified new rail infrastructure expenditures", gross expenditures for new rail infrastructure by an eligible taxpayer, which includes the construction of new track infrastructure such as industrial leads, switches, spurs, sidings, rail loading docks, and transloading structures involved with servicing new customer locations or expansions by any railroad located in Missouri;

(7) "Qualified railroad expenditures", gross expenditures for maintenance, reconstruction, or replacement of railroad infrastructure, including track, roadbed, bridges, industrial leads and sidings, and track-related structures owned or leased by a Class II or Class III railroad located in Missouri. "Qualified railroad expenditures" does not include expenditures used to generate a federal tax credit or expenditures funded by a state or federal grant;

(8) "Railroad-related services", includes, but is not limited to, the following: transport of freight by rail; loading and unloading of freight transported by rail; railroad bridge services; railroad track construction; provision of railroad track material or equipment; locomotive or freight train car leasing or rental; provision of railroad financial services, including banking or insurance; maintenance of a railroad's right-of-way, including vegetation control; and freight train car repair, rehabilitation, or remanufacturing repair services;

(9) "Tax credit", a credit against the tax otherwise due under chapter 143, 147, or 148, excluding withholding tax imposed under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2024, an eligible taxpayer shall be allowed to claim a nonrefundable tax credit for qualified railroad track expenditures in Missouri or for qualified new rail infrastructure expenditures in Missouri against the taxpayer's state tax liability in an amount equal to the taxpayer's qualified amount.

3. An eligible taxpayer who seeks to claim a tax credit under this section shall submit a certificate of eligibility to the Missouri department of economic development after completion of the qualified railroad expenditures or qualified new rail infrastructure expenditures. The certificate shall include the number of miles of railroad track owned or leased in this state and a description of the amount of qualified railroad expenditures or qualified new rail infrastructure expenditures completed. The certificate shall be made on forms and in the manner prescribed by the department and considered in the order received.

4. If the department of economic development determines that the taxpayer meets the requirements to claim a tax credit under this section, the department may issue a certificate of eligibility to the eligible taxpayer. The certificate shall be numbered for identification and declare its date of issuance and the amount of the tax credit allowed under this section.

5. (1) The cumulative amount of tax credits under this section authorized for qualified railroad track expenditures in this state shall not exceed four million five hundred thousand dollars per tax year. If the amount of tax credits claimed in a tax year under this section exceeds four million five hundred thousand dollars, tax credits shall be allowed based on the order in which they are claimed.

(2) The cumulative amount of tax credits under this section authorized for qualified new rail infrastructure expenditures in this state shall not exceed ten million dollars per tax year. If the amount of tax credits claimed in a tax year under this section exceeds ten million dollars, tax credits shall be allowed based on the order in which they are claimed.

6. Any unused portion of a tax credit allowed under this section may be carried forward for up to five subsequent tax years immediately following the tax year the credit was allowed.

7. (1) Subject to the requirements of this subsection, an eligible taxpayer who earns and is entitled to the credit or to an unused portion of the credit allowed by this section may transfer all or a portion of the unused credit by written agreement to any eligible customer, eligible vendor, or any taxpayer subject to tax imposed under chapter 143, 147, or 148, excluding withholding tax imposed under 143.191 to 143.265, at any time during the year in which the credit is earned and the five years following the year of the qualified expenditures. The taxpayer originally allowed the tax credit and the subsequent transferee shall jointly file a copy of the written credit transfer agreement with the department of revenue. The agreement shall include the name, address, and taxpayer identification number of the parties to the transfer; the amount of the credit being transferred; the year the credit was originally allowed to the transferring taxpayer; and the tax year or years for which the credit may be claimed. In the event of such a transfer, the transferee may claim the credit

on the transferee's income tax return originally filed during the calendar year in which the transfer takes place and in the case of carryover of the credit, on the transferee's returns for the number of years of carryover available to the transferor at the time of the transfer unless earlier exhausted.

(2) In the event that after the transfer the department of revenue determines that the amount of credit properly available under this section is less than the amount claimed by the transferor of the credit or that the credit is subject to recapture, the department shall assess the amount of overstated or recaptured credit as taxes due from the transferor and not the transferee. The assessment shall be made in the manner provided for a deficiency in taxes under state law.

8. The department of economic development shall prepare an annual report for the general assembly outlining tax credit transfers that take place each calendar year, listing the qualified railroad expenditures and qualified new rail infrastructure expenditures for each eligible taxpayer and a statement summarizing the investments made by the eligible taxpayer.

9. The department of economic development may promulgate rules governing the allowance of the income tax credit provided for in this section, including provisions for the verification of the timeliness of a claim, the process and documentation required for the department of economic development to approve an income tax credit for qualified railroad expenditures or qualified new rail infrastructure expenditures, and any documentation that the department of economic development shall require in order to determine that an eligible taxpayer, eligible customer, or eligible vendor meets the requirements of this section. In addition to other needed rules, the department of economic development may promulgate rules prescribing, in the case of S corporations, partnerships, trusts, or estates, a method of attributing the credit under this section to the shareholders, partners, or beneficiaries in proportion to their share of the income from the S corporation, partnership, trust, or estate.

10. The department of revenue and the department of economic development shall promulgate all necessary rules and regulations for the administration of this section including, but not limited to, rules relating to the verification of a taxpayer's qualified amount. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

11. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December thirty-first, six years after the effective date unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (155), **House Amendment No. 2** was adopted.

On motion of Representative Wilson, **HCS HB 939, as amended**, was adopted.

On motion of Representative Wilson, **HCS HB 939, as amended**, was ordered perfected and printed.

Representative Hinman assumed the Chair.

HCS HB 657, relating to a tax credit for qualified railroad infrastructure investments, was taken up by Representative Smith (155).

On motion of Representative Smith (155), the title of **HCS HB 657** was agreed to.

Representative Murphy raised a point of order that a member was in violation of Rule 84.

The Chair reminded members to confine their comments to the bill at hand.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Diehl	Dinkins	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Thompson
Titus	Van Schoiack	Waller	Wilson	Wright
Mr. Speaker				

NOES: 037

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Butz	Collins	Crossley	Doll	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mann	Merideth
Mosley	Nurrenbern	Quade	Sharp 37	Smith 46
Strickler	Taylor 84	Terry	Unsicker	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 025

Aldridge	Bland Manlove	Burnett	Burton	Byrnes
Clemens	Deaton	Ealy	Evans	Mackey
Nickson-Clark	Phifer	Plank	Proudie	Reuter
Richey	Sauls	Steinhoff	Stephens	Toalson Reisch
Veit	Voss	Walsh Moore	West	Windham

VACANCIES: 000

On motion of Representative Smith (155), **HCS HB 657** was adopted.

On motion of Representative Smith (155), **HCS HB 657** was ordered perfected and printed.

Speaker Plocher resumed the Chair.

HB 1154, relating to alternative therapies, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HB 1154** was agreed to.

Representative Houx offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1154, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"**191.479. 1. For the purpose of this section, a "bona fide physician-patient relationship" means a relationship between a physician and a patient in which the physician:**

(1) Has completed an assessment of the patient's medical history and current medical condition, including an in-person examination of the patient;

(2) Has consulted with the patient with respect to the patient's medical condition; and

(3) Is available to provide follow-up care and treatement to the patient.

2. Notwithstanding the provisions of chapter 195 or 579 or any other provision of law to the contrary, any person who acquires, uses, produces, possesses, transfers, or administers psilocybin for the person's own therapeutic use shall not be in violation of state or local law and shall not be subject to a civil fine, penalty, or sanction so long as the following conditions are met:

(1) The person is twenty-one years of age or older;

(2) The person suffers from posttraumatic stress disorder, major depressive disorder, or a substance use disorder or requires end-of-life care;

(3) The person:

(a) Has enrolled in a clinical trial to study the use of psilocybin to treat posttraumatic stress disorder, major depressive disorder, or substance use disorders or for end-of-life care; or

(b) Sought to enroll in a clinical trial described in paragraph (a) of this subdivision but was declined due to lack of space or lack of existing clinical trials for which the person was eligible;

(4) The person informs the department of health and senior services that the person plans to acquire, use, produce, possess, transfer, or administer psilocybin in accordance with this section;

(5) The person provides the department of health and senior services with:

(a) Documentation from a physician with whom the patient has a bona fide physician-patient relationship that the person suffers from posttraumatic stress disorder, major depressive disorder, or a substance use disorder or requires end-of-life care;

(b) The name of a person who will be present with the person when they use psilocybin who is one of the following;

a. A licensed physician;

b. A licensed therapist; or

c. Licensed by the federal government or other government entity in the therapeutic use of psilocybin;

(c) The address of the location where the use of psilocybin will take place; and

(d) The time period, not to exceed twelve months, during which the person will use psilocybin;

(6) The person ensures that a laboratory licensed by the state to test controlled substances tests the psilocybin the person intends to ingest; and

(7) The person limits the use of psilocybin to no more than one hundred and fifty milligrams of psilocybin analyte (4-phosphoryloxy-N, N-dimethyltryptamine) during any twelve month period.

3. Notwithstanding the provisions of chapter 195 or 579 or any other provision of law to the contrary:

(1) Any person twenty-one years of age or older who assists another person in any of the acts allowed under subsection 2 of this section shall not be in violation of state or local law and shall not be subject to a civil fine, penalty, or sanction; and

(2) Any laboratory licensed by the state to test controlled substances or cannabis that tests psilocybin for a person engaged in acts allowed under subsection 2 of this section shall not be in violation of state or local law and shall not be subject to a civil fine, penalty, or sanction.

4. Subject to appropriation, the department of health and senior services shall provide grants totaling two million dollars for research on the use and efficacy of psilocybin for persons described in subsection 2 of this section.

5. The department of health and senior services shall prepare and submit to the governor, lieutenant governor, and the general assembly annual reports on any information collected by the department on the implementation and outcomes of the use of psilocybin as described in subsection 2 of this section.

6. The department of health and senior services shall maintain the confidentiality of any personally identifiable protected information collected from any persons who provide information to the department under subsection 2 of this section.

7. Notwithstanding any other provision of law to the contrary, the department of health and senior services, any health care providers, and any other person involved in the acts described in subsection 2 of this section shall not be subject to criminal or civil liability or sanction under the laws of this state for providing care to a person engaged in acts allowed under subsection 2 of this section, except in cases of gross negligence or willful misconduct. No health care provider shall be subject to discipline against his or her professional license for providing care to a person engaged in acts allowed under subsection 2 of this section.

8. Notwithstanding any other provision of law to the contrary, a physician shall not be subject to criminal or civil liability or sanction under the laws of this state for providing documentation that a person suffers from posttraumatic stress disorder, major depressive disorder, or a substance use disorder or requires end-of-life care, and no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's provision of documentation that a person suffers from posttraumatic stress disorder, major depressive disorder, or a substance use disorder or requires end-of-life care.

9. Notwithstanding any other provision of law to the contrary, no state agency, including employees therein, shall disclose to the federal government, any federal government employee, or any unauthorized third party the statewide list or any individual information of persons who meet the requirements of this section.

191.480. 1. For purposes of this section, the following terms shall mean:

(1) "Eligible patient", a person who meets all of the following:

(a) Has a terminal**, life threatening, or severely debilitating condition or** illness;

(b) Has considered all other treatment options currently approved by the United States Food and Drug Administration and all relevant clinical trials conducted in this state;

(c) Has received a prescription or recommendation from the person's physician for an investigational drug, biological product, or device;

(d) Has given written informed consent which shall be at least as comprehensive as the consent used in clinical trials for the use of the investigational drug, biological product, or device or, if the patient is a minor or lacks the mental capacity to provide informed consent, a parent or legal guardian has given written informed consent on the patient's behalf; and

(e) Has documentation from the person's physician that the person has met the requirements of this subdivision;

(2) "Investigational drug, biological product, or device", a drug, biological product, or device, any of which are used to treat the patient's terminal illness, that has successfully completed phase one of a clinical trial but has not been approved for general use by the United States Food and Drug Administration and remains under investigation in a clinical trial**[**~~. The term shall not include Schedule I controlled substances~~**]**;

(3) **"Life-threatening", diseases or conditions:**

(a) Where the likelihood of death is high unless the course of the disease is interrupted; and

(b) With potentially fatal outcomes, where the end point of clinical trial analysis is survival;

(4) "Severely debilitating", diseases or conditions that cause major irreversible morbility;

(5) "Terminal illness", a disease that without life-sustaining procedures will result in death in the near future or a state of permanent unconsciousness from which recovery is unlikely.

2. A manufacturer of an investigational drug, biological product, or device may make available the manufacturer's investigational drug, biological product, or device to eligible patients under this section. This section does not require that a manufacturer make available an investigational drug, biological product, or device to an eligible patient. A manufacturer may:

(1) Provide an investigational drug, biological product, or device to an eligible patient without receiving compensation; or

(2) Require an eligible patient to pay the costs of or associated with the manufacture of the investigational drug, biological product, or device.

3. This section does not require a health care insurer to provide coverage for the cost of any investigational drug, biological product, or device. A health care insurer may provide coverage for an investigational drug, biological product, or device.

4. This section does not require the department of corrections to provide coverage for the cost of any investigational drug, biological product, or device.

5. Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's recommendation to an eligible patient regarding prescription for or treatment with an investigational drug, biological product, or device. Action against a health care provider's Medicare certification based solely on the health care provider's recommendation that a patient have access to an investigational drug, biological product, or device is prohibited.

6. If a provision of this section or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable.

7. If the clinical trial is closed due to lack of efficacy or toxicity, the drug shall not be offered. If notice is given on a drug, product, or device taken by a patient outside of a clinical trial, the pharmaceutical company or patient's physician shall notify the patient of the information from the safety committee of the clinical trial.

8. Except in the case of gross negligence or willful misconduct, any person who manufactures, imports, distributes, prescribes, dispenses, or administers an investigational drug or device to an eligible patient with a terminal illness in accordance with this section shall not be liable in any action under state law for any loss, damage, or injury arising out of, relating to, or resulting from:

(1) The design, development, clinical testing and investigation, manufacturing, labeling, distribution, sale, purchase, donation, dispensing, prescription, administration, or use of the drug or device; or

(2) The safety or effectiveness of the drug or device."; and

Further amend said bill and page, Section 192.950, Lines 3-4, by deleting all of said lines and inserting in lieu thereof the following:

"**by an institution of higher education in this state or contract research organizations conducting trials approved by the United States Food and Drug Administration, shall**"; and

Further amend said bill, page, and section, Lines 6-7, by deleting all of said lines and inserting in lieu thereof the following:

"**the use of psilocybin, in the treatment of patients who suffer from posttraumatic**"; and

Further amend said bill, page, and section, Line 8, by deleting the phrase "**treatment-resistant depression**" and inserting in lieu thereof the phrase "**major depressive disorder**"; and

Further amend said bill, page, and section, Lines 14-15, by deleting the phrase "**treatment-resistant depression**" and inserting in lieu thereof the phrase "**major depressive disorder**"; and

Further amend said bill, page, and section, Line 15, by deleting the word "**abuse**" and inserting in lieu thereof the word "**use**"; and

Further amend said bill and section, Page 2, Line 17, by deleting the phrase "**MDMA, psilocybin, and ketamine**" and inserting in lieu thereof the word "**psilocybin**"; and

Further amend said bill, page, and section, Lines 18-19, by deleting the phrase "**treatment-resistant depression**" and inserting in lieu thereof the phrase "**major depressive disorder**"; and

Further amend said bill, page, and section, Line 19, by deleting the word "**abuse**" and inserting in lieu thereof the word "**use**"; and

Further amend said bill, page, and section, Line 20, by deleting the phrase "**MDMA, psilocybin, and ketamine**" and inserting in lieu thereof the word "**psilocybin**"; and

Further amend said bill, page, and section, Lines 25-27, by deleting all of said lines and inserting in lieu thereof the following:

"**(b) A written report, submitted one year following the commencement of the study, which shall:**
a. Contain the results of the study and any recommendations for legislative or regulatory action; and
b. Highlight those clinical practices that appear to be most successful as well as any safety or health concerns."; and

Further amend said bill, page, and section, Line 36, by inserting after all of said line the following:

"**5. Notwithstanding any other provision of law to the contrary, a physician shall not be subject to criminal or civil liability or sanction under the laws of this state for referring a patient to the clinical trial under this section, and no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's referral of a patient to the clinical trial under this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houx, **House Amendment No. 1** was adopted.

On motion of Representative Houx, **HB 1154, as amended**, was ordered perfected and printed.

HCS HB 76, relating to the A+ schools program, was taken up by Representative Kelley (127).

Representative Kelley (127) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 76, Page 1, In the Title, Line 3, by deleting the phrase "A+ schools" and inserting in lieu thereof the phrase "Career-Tech Certificate"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelley (127), **House Amendment No. 1** was adopted.

Representative Kelley (127) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 76, Pages 1 to 4, Section 160.545, Lines 1 to 122, by deleting all of the said lines and inserting in lieu thereof the following:

"**160.555. 1. This section shall be known and may be cited as the "Career-Tech Certificate (CTC) Program".**

2. As used in this section, the following terms mean:"; and

Further amend said bill and section, Page 4, Line 123, by deleting the letter "**(a)**" and inserting in lieu thereof the number "**(1)**"; and

Further amend said bill, page, and section, Line 126, by deleting the letter "**a.**" and inserting in lieu thereof the letter "**(a)**"; and

Further amend said bill, page, and section, Line 127, by deleting the phrase "**this section**" and inserting in lieu thereof the phrase "**section 160.545**"; and

Further amend said bill and section, Page 5, Line 128, by deleting the letter "**b.**" and inserting in lieu thereof the letter "**(b)**"; and

Further amend said bill, page, and section, Lines 129 to 130, by deleting the phrase "**subsection 8 of this section as provided under subsection 10 of this section**" and inserting in lieu thereof the phrase "**subsection 8 of section 160.545 as provided under subsection 10 of section 160.545**"; and

Further amend said bill, page, and section, Line 131, by deleting the letter "**c.**" and inserting in lieu thereof the letter "**(c)**"; and

Further amend said bill, page, and section, Line 132, by deleting the letter "**d.**" and inserting in lieu thereof the letter "**(d)**"; and

Further amend said bill, page, and section, Line 133, by deleting the letter "**(b)**" and inserting in lieu thereof the number "**(2)**"; and

Further amend said bill, page, and section, Line 135, by deleting the letter "**(c)**" and inserting in lieu thereof the number "**(3)**"; and

Further amend said bill, page, and section, Line 142, by inserting after all of the said line the following:

"**(4) "Eligible student", any student that meets the eligibility requirements for reimbursement of tuition, books, and fees under the "A+ Schools Program" created in section 160.545, provided that such student has not received a reimbursement for tuition, books, or fees under section 160.545;**"; and

Further amend said bill, page, and section, Line 143, by deleting the letter "**(d)**" and inserting in lieu thereof the number "**(5)**"; and

Further amend said bill, page, and section, Line 147, by deleting the letter "**(e)**" and inserting in lieu thereof the number "**(6)**"; and

Further amend said bill, page, and section, Lines 153 to 158, by deleting all of the said lines and inserting in lieu thereof the following:

"**3. (1) Beginning in the 2024-25 academic year and all subsequent academic years, the department shall, by rule, establish a procedure for the reimbursement of the costs of tuition, books, and fees from the**

Career-Tech Certificate (CTC) program fund to the approved institution at which an eligible student is enrolled in an eligible program of study or a training program."; and

Further amend said bill, page, and section, Line 159, by deleting the letter "**(b)**" and inserting in lieu thereof the number "**(2)**"; and

Further amend said bill, page, and section, Line 160, by deleting the word "**vocation**" and inserting in lieu thereof the word "**vocational**"; and

Further amend said bill, page, and section, Line 161, by inserting after the word "**under**" the word "**section**"; and

Further amend said bill, page, and section, Line 163, by deleting all of the said line and inserting in lieu thereof the following:

"**section.**

(3) No tuition reimbursement shall be provided under this section to an eligible student who enrolls in a private vocational or technical school, virtual institution, or eligible training provider if a public community college or vocational or technical school located within a forty-mile radius of such student's domicile offers the same or a substantially similar eligible program of study or training program, as determined by the department on a case-by-case basis."; and

Further amend said bill and section, Page 6, Line 164, by deleting the said line and inserting in lieu thereof the following "**(4) The reimbursements provided under this section to a two-year private**"; and

Further amend said bill, page, and section, Line 165, by inserting after the word "**under**" the word "**section**"; and

Further amend said bill, page, and section, Lines 169 to 170, by deleting all of the said lines and inserting in lieu thereof the following:

"**4. (1) There is hereby created in the state treasury the "Career-Tech Certificate (CTC) Program Fund", which shall consist of any moneys appropriated annually by the general**"; and

Further amend said bill, page, and section, Line 175, by deleting the word "**subsection**" and inserting in lieu thereof the word "**section**"; and

Further amend said bill, page, and section, Line 176, by deleting the letter "**(b)**" and inserting in lieu thereof the number "**(2)**"; and

Further amend said bill, page, and section, Line 179, by deleting the letter "**(c)**" and inserting in lieu thereof the number "**(3)**"; and

Further amend said bill, page, and section, Line 182, by deleting the number "**(5)**" and inserting in lieu thereof the number "**5.**"; and

Further amend said bill, page, and section, Line 188, by deleting the number "**(6)**" and inserting in lieu thereof the number "**6.**"; and

Further amend said bill, page, and section, Line 189, by deleting the phrase "**subdivision (3) of this subsection**" and inserting in lieu thereof the phrase "**this section**"; and

Further amend said bill, page, and section, Line 191, by deleting the letter "**(a)**" and inserting in lieu thereof the number "**(1)**" and renumbering subsequent paragraphs on Lines 193 and 195 as subdivisions accordingly; and

Further amend said bill, page, and section, Line 197, by deleting the number "**(7)**" and inserting in lieu thereof the number "**7.**"; and

Further amend said bill, page, and section, Line 198, by deleting the word "**subsection**" and inserting in lieu thereof the word "**section**"; and

Further amend said bill and section, Page 7, Lines 206 to 218, by deleting all of the said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelley (127), **House Amendment No. 2** was adopted.

On motion of Representative Kelley (127), **HCS HB 76, as amended**, was adopted.

On motion of Representative Kelley (127), **HCS HB 76, as amended**, was ordered perfected and printed.

Representative Hudson assumed the Chair.

HCS HB 675, relating to tax credits for the production of certain entertainment, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS HB 675** was agreed to.

Representative Seitz offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 675, Page 1, Section 135.750, Line 15, by inserting after the phrase "**designated by the**" the words "**division of tourism within the**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Seitz, **House Amendment No. 1** was adopted.

Representative Smith (155) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 675, Page 1, Section 135.750, Line 6, by deleting the phrase "**on screen**" and inserting in lieu thereof the word "**on-screen**"; and

Further amend said bill, page, and section, Line 8, by deleting the phrase "**screen actors guild schedule f**" and inserting in lieu thereof the phrase "**Screen Actors Guild Schedule F**"; and

Further amend said bill and section, Page 2, Line 21, by inserting after the word "**media**" the word "**production**"; and

Further amend said bill and section, Page 3, Line 66, by deleting the phrase "**takes place**" and inserting in lieu thereof the phrase "**is filmed**"; and

Further amend said bill, page, and section, Line 68, by inserting after the word "**production**" the word "**project**"; and

Further amend said bill, page, and section, Line 79, by deleting the word "**film**" and inserting in lieu thereof the phrase "**motion media**"; and

Further amend said bill and section, Page 4, Line 101, by inserting after the word "production" the word "**project**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HB 675, as amended, with House Amendment No. 2, pending, was laid over.

HCS HBs 178, 179 & 401, relating to surveillance, was taken up by Representative Van Schoiack.

On motion of Representative Van Schoiack, the title of **HCS HBs 178, 179 & 401** was agreed to.

Representative Haffner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 178, 179 & 401, Page 2, Section 305.637, Lines 2, 5, 10, and 19, by deleting each occurrence of the word "**use**" and inserting in lieu thereof the word "**operate**"; and

Further amend said bill, page, and section, Lines 15-18, by deleting said lines and inserting in lieu thereof the following:

"**3. (1) A person, entity, or state agency shall only launch or operate a drone or other unmanned aircraft within the operating limitations provided in 14 CFR 107.51.**

(2) No person, entity, or state agency shall launch or operate a drone or other unmanned aircraft within the property line of private property without the consent of the property owner or occupant."; and

Further amend said bill and page, Section 305.639, Line 1, by deleting the word "**use**" and inserting in lieu thereof the word "**operation**"; and

Further amend said bill and section, Page 3, Line 36, by deleting the word "**certified**" and inserting in lieu thereof the word "**authorized**"; and

Further amend said bill, page, and section, Line 37, by deleting the word "**use**" and inserting in lieu thereof the word "**operation**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 1** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg

Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Lewis 6	Lovasco
Marquart	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	Waller	Wilson
Wright	Mr. Speaker			

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Collins	Crossley	Doll
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Bland Manlove	Bromley	Burnett	Clemens
Ealy	Hausman	Hinman	Knight	Lonsdale
Matthiesen	Nickson-Clark	Plank	Proudie	Smith 163
Terry	Toalson Reisch	West	Windham	

VACANCIES: 000

On motion of Representative Van Schoiack, **HCS HBs 178, 179 & 401, as amended**, was adopted.

On motion of Representative Van Schoiack, **HCS HBs 178, 179 & 401, as amended**, was ordered perfected and printed.

HB 196, relating to notifications to victims and witnesses, was taken up by Representative Henderson.

Representative Henderson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 196, Page 1, In the Title, Line 3, by deleting the words "notifications to victims and witnesses" and inserting in lieu thereof the words "the department of corrections"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 1** was adopted.

Representative Cook offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 196, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"559.125. 1. The clerk of the court shall keep in a permanent file all applications for probation or parole by the court, and shall keep in such manner as may be prescribed by the court complete and full records of all presentence investigations requested, probations or paroles granted, revoked or terminated and all discharges from probations or paroles. All court orders relating to any presentence investigation requested and probation or parole granted under the provisions of this chapter and sections 558.011 and 558.026 shall be kept in a like manner, and, if the defendant subject to any such order is subject to an investigation or is under the supervision of the division of probation and parole, a copy of the order shall be sent to the division of probation and parole. In any county where a parole board ceases to exist, the clerk of the court shall preserve the records of that parole board.

2. **[**~~Information and data obtained by a probation or parole officer shall be privileged information and shall not be receivable in any court.~~**]** **Information and data obtained by a probation or parole officer is privileged information not receivable in any court unless for lawful criminal matters.** Such information shall not be disclosed directly or indirectly to anyone other than the members of a parole board and the judge entitled to receive reports, except the court, the division of probation and parole, or the parole board may in its discretion permit the inspection of the report, or parts of such report, by the defendant, or offender or his or her attorney, or other person having a proper interest therein.

3. The provisions of subsection 2 of this section notwithstanding, the presentence investigation report shall be made available to the state and all information and data obtained in connection with preparation of the presentence investigation report may be made available to the state at the discretion of the court upon a showing that the receipt of the information and data is in the best interest of the state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 2** was adopted.

Representative Shields offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 196, Page 5, Section 595.209, Line 146, by inserting after all of said section and line the following:

"**[**~~217.785. 1. As used in this section, the term "Missouri posteonviction drug treatment program" means a program of noninstitutional and institutional correctional programs for the monitoring, control and treatment of certain drug abuse offenders.~~

~~2. The department of corrections shall establish by regulation the "Missouri Postconviction Drug Treatment Program". The program shall include noninstitutional and institutional placement. The institutional phase of the program may include any offender under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.~~

~~3. Any first time offender who has been found guilty of violating the provisions of chapter 195 or 579, or whose controlled substance abuse was a precipitating or contributing factor in the commission of his offense, and who is placed on probation may be required to participate in the noninstitutional phase of the program, which may include education, treatment and rehabilitation programs. Persons required to attend a program pursuant to this section may be charged a reasonable fee to cover the costs of the program. Failure of an~~

~~offender to complete successfully the noninstitutional phase of the program shall be sufficient cause for the offender to be remanded to the sentencing court for assignment to the institutional phase of the program or any other authorized disposition.~~

~~4. A probationer shall be eligible for assignment to the institutional phase of the postconviction drug treatment program if he has failed to complete successfully the noninstitutional phase of the program. If space is available, the sentencing court may assign the offender to the institutional phase of the program as a special condition of probation, without the necessity of formal revocation of probation.~~

~~5. The availability of space in the institutional program shall be determined by the department of corrections. If the sentencing court is advised that there is no space available, then the court shall consider other authorized dispositions.~~

~~6. Any time after ninety days and prior to one hundred twenty days after assignment of the offender to the institutional phase of the program, the department shall submit to the court a report outlining the performance of the offender in the program. If the department determines that the offender will not participate or has failed to complete the program, the department shall advise the sentencing court, who shall cause the offender to be brought before the court for consideration of revocation of the probation or other authorized disposition. If the offender successfully completes the program, the department shall release the individual to the appropriate probation and parole district office and so advise the court.~~

~~7. Time spent in the institutional phase of the program shall count as time served on the sentence.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 3** was adopted.

Representative Wright offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 196, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"217.035. The director shall have the authority to:

(1) Establish, with approval of the governor, the internal organization of the department and file the plan thereof with the secretary of state in the manner in which administrative rules are filed, the commissioner of administration and the revisor of statutes;

(2) Exclusively prepare the budgets of the department and each division within the department in the form and manner set out by statute or by the commissioner of administration;

(3) Designate by written order filed with the governor, the president pro tem of the senate, and the chairman of the joint committee on corrections, a deputy director of the department to act for and exercise the powers of the director during the director's absence for official business, vacation, illness or incapacity. The deputy director shall serve as acting director no longer than six months; however, after the deputy director has acted as director for longer than thirty days the deputy director shall receive compensation equal to that of the director;

(4) Procure, either through the division of purchasing or by other means authorized by law, supplies, material, equipment or contractual services for the department and each of its divisions;

(5) Establish policy for the department and each of its divisions;

(6) Designate any responsibilities, duties and powers given by sections 217.010, **[**~~217.810,~~**]** 558.011 and 558.026 to the department or the department director to any division or division director.

217.650. As used in sections 217.650 to **[**~~217.810~~**]** **217.805**, unless the context clearly indicates otherwise, the following terms mean:

(1) "Chairperson", chairperson of the parole board who shall be appointed by the governor;

(2) "Diversionary program", a program designed to utilize alternatives to incarceration undertaken under the supervision of the division of probation and parole after commitment of an offense and prior to arraignment;

(3) "Parole", the release of an offender to the community by the court or the state parole board prior to the expiration of his term, subject to conditions imposed by the court or the parole board and to its supervision by the division of probation and parole;

(4) "Parole board", the state board of parole;

(5) "Prerelease program", a program relating to an offender's preparation for, or orientation to, supervision by the division of probation and parole immediately prior to or immediately after assignment of the offender to the division of probation and parole for supervision;

(6) "Pretrial program", a program relating to the investigation or supervision of persons referred or assigned to the division of probation and parole prior to their conviction;

(7) "Probation", a procedure under which a defendant found guilty of a crime upon verdict or plea is released by the court without imprisonment, subject to conditions imposed by the court and subject to the supervision of the division of probation and parole;

(8) "Recognizance program", a program relating to the release of an individual from detention who is under arrest for an offense for which he or she may be released as provided in section 544.455.

217.670. 1. The board shall adopt an official seal of which the courts shall take official notice.

2. Decisions of the board regarding granting of paroles, extensions of a conditional release date or revocations of a parole or conditional release shall be by a majority vote of the hearing panel members. The hearing panel shall consist of one member of the board and two hearing officers appointed by the board. A member of the board may remove the case from the jurisdiction of the hearing panel and refer it to the full board for a decision. Within thirty days of entry of the decision of the hearing panel to deny parole or to revoke a parole or conditional release, the offender may appeal the decision of the hearing panel to the board. The board shall consider the appeal within thirty days of receipt of the appeal. The decision of the board shall be by majority vote of the board members and shall be final.

3. The orders of the board shall not be reviewable except as to compliance with the terms of sections 217.650 to **[**~~217.810~~**] 217.805** or any rules promulgated pursuant to such section.

4. The board shall keep a record of its acts and shall notify each correctional center of its decisions relating to persons who are or have been confined in such correctional center.

5. Notwithstanding any other provision of law, any meeting, record, or vote, of proceedings involving probation, parole, or pardon, may be a closed meeting, closed record, or closed vote.

6. Notwithstanding any other provision of law, when the appearance or presence of an offender before the board or a hearing panel is required for the purpose of deciding whether to grant conditional release or parole, extend the date of conditional release, revoke parole or conditional release, or for any other purpose, such appearance or presence may occur by means of a videoconference at the discretion of the board. Victims having a right to attend parole hearings may testify either at the site where the board is conducting the videoconference or at the institution where the offender is located. The use of videoconferencing in this section shall be at the discretion of the board, and shall not be utilized if either the victim or the victim's family objects to it.

217.710. 1. Probation and parole officers, supervisors and members of the parole board, who are certified pursuant to the requirements of subsection 2 of this section shall have the authority to carry their firearms at all times. The department of corrections shall promulgate policies and operating regulations which govern the use of firearms by probation and parole officers, supervisors**,** and members of the parole board when carrying out the provisions of sections 217.650 to **[**~~217.810~~**] 217.805**. Mere possession of a firearm shall not constitute an employment activity for the purpose of calculating compensatory time or overtime.

2. The department shall determine the content of the required firearms safety training and provide firearms certification and recertification training for probation and parole officers, supervisors**,** and members of the parole board. A minimum of sixteen hours of firearms safety training shall be required. In no event shall firearms certification or recertification training for probation and parole officers and supervisors exceed the training required for officers of the state highway patrol.

3. The department shall determine the type of firearm to be carried by the officers, supervisors**,** and members of the parole board.

4. Any officer, supervisor**,** or member of the parole board **[**~~that~~**] who** chooses to carry a firearm in the performance of such officer's, supervisor's**,** or member's duties shall purchase the firearm and holster.

5. The department shall furnish such ammunition as is necessary for the performance of the officer's, supervisor's**,** and member's duties.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated under the authority of this chapter, shall become effective only if the agency has fully complied with all of the requirements of chapter 536 including but not limited to, section 536.028, if applicable, after August 28, 1998. All rulemaking

authority delegated prior to August 28, 1998, is of no force and effect and repealed as of August 28, 1998, however nothing in section 571.030 or this section shall be interpreted to repeal or affect the validity of any rule adopted and promulgated prior to August 28, 1998. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in section 571.030 or this section shall affect the validity of any rule adopted and promulgated prior to August 28, 1998.

217.720. 1. At any time during release on parole or conditional release the division of probation and parole may issue a warrant for the arrest of a released offender for violation of any of the conditions of parole or conditional release. The warrant shall authorize any law enforcement officer to return the offender to the actual custody of the correctional center from which the offender was released, or to any other suitable facility designated by the division. If any parole or probation officer has probable cause to believe that such offender has violated a condition of parole or conditional release, the probation or parole officer may issue a warrant for the arrest of the offender. The probation or parole officer may effect the arrest or may deputize any officer with the power of arrest to do so by giving the officer a copy of the warrant which shall outline the circumstances of the alleged violation and contain the statement that the offender has, in the judgment of the probation or parole officer, violated conditions of parole or conditional release. The warrant delivered with the offender by the arresting officer to the official in charge of any facility designated by the division to which the offender is brought shall be sufficient legal authority for detaining the offender. After the arrest the parole or probation officer shall present to the detaining authorities a similar statement of the circumstances of violation. Pending hearing as hereinafter provided, upon any charge of violation, the offender shall remain in custody or incarcerated without consideration of bail.

2. If the offender is arrested under the authority granted in subsection 1 of this section, the offender shall have the right to a preliminary hearing on the violation charged unless the offender waives such hearing. Upon such arrest and detention, the parole or probation officer shall immediately notify the board and shall submit in writing a report showing in what manner the offender has violated the conditions of his parole or conditional release. The board shall order the offender discharged from such facility, require as a condition of parole or conditional release the placement of the offender in a treatment center operated by the department of corrections, or shall cause the offender to be brought before it for a hearing on the violation charged, under such rules and regulations as the board may adopt. If the violation is established and found, the board may continue or revoke the parole or conditional release, or enter such other order as it may see fit. If no violation is established and found, then the parole or conditional release shall continue. If at any time during release on parole or conditional release the offender is arrested for a crime which later leads to conviction, and sentence is then served outside the Missouri department of corrections, the board shall determine what part, if any, of the time from the date of arrest until completion of the sentence imposed is counted as time served under the sentence from which the offender was paroled or conditionally released.

3. An offender for whose return a warrant has been issued by the division shall, if it is found that the warrant cannot be served, be deemed to be a fugitive from justice or to have fled from justice. If it shall appear that the offender has violated the provisions and conditions of his parole or conditional release, the board shall determine whether the time from the issuing date of the warrant to the date of his arrest on the warrant, or continuance on parole or conditional release shall be counted as time served under the sentence. In all other cases, time served on parole or conditional release shall be counted as time served under the sentence.

4. At any time during parole or probation, the division may issue a warrant for the arrest of any person from another jurisdiction**[**~~, the visitation and supervision of whom the division has undertaken pursuant to the provisions of the interstate compact for the supervision of parolees and probationers authorized in section 217.810,~~**]** for violation of any of the conditions of release**[**~~,~~**]** or a notice to appear to answer a charge of violation. The notice shall be served personally upon the person. The warrant shall authorize any law enforcement officer to return the offender to any suitable detention facility designated by the division. Any parole or probation officer may arrest such person without a warrant, or may deputize any other officer with power of arrest to do so by issuing a written statement setting forth that the defendant has, in the judgment of the parole or probation officer, violated the conditions of his release. The written statement delivered with the person by the arresting officer to the official in charge of the detention facility to which the person is brought shall be sufficient legal authority for detaining him. After making an arrest the parole or probation officer shall present to the detaining authorities a similar statement of the circumstances of violation.

548.241. 1. All necessary and proper expenses accruing under section 548.221, upon being ascertained to the satisfaction of the governor, shall be allowed on his certificate and paid out of the state treasury as other demands against the state.

2. All necessary and proper expenses accruing as a result of a person being returned to this state pursuant to the provisions of section 548.243 **[**~~or 217.810~~**]** shall be allowed and paid out of the state treasury as if the person were being returned to this state pursuant to section 548.221.

3. Any necessary and proper expenses accruing as a result of a person being returned to this state under the provisions of chapter 589 may be paid either out of the Missouri interstate compact fund established in chapter 589 or out of the state treasury.

589.564. 1. Upon a petition from the state, a circuit court is authorized to add any condition to a term of probation for an offender supervised in this state for a term of probation ordered by another state, including shock incarceration; however, the court shall not reduce, extend, or revoke such a term of probation. The circuit court for the jurisdiction in which a probationer is under supervision shall serve as the authorizing court for the purposes of this section. The prosecuting attorney or circuit attorney for the jurisdiction in which a probationer is under supervision shall serve as the authorized person to petition the court to add a condition of probation. Notwithstanding any provision of section 549.500 or 559.125, the division of probation and parole may submit violation reports to the prosecuting attorney or circuit attorney with authority to petition the court to add a condition to a term of probation under this section.

2. If supervision of a parolee in Missouri is administered pursuant to this compact, the division of probation and parole shall have the authority to impose a sanction or additional conditions in response to written violations of supervision; however, the division of probation and parole shall not reduce, extend, or revoke such a term of parole.

589.565. A Missouri probationer or parolee seeking transfer of their supervision through this compact shall pay a fee in the amount of one hundred seventy-five dollars for each transfer application submitted. The transfer application fee shall be paid to the compact commissioner upon submission of the transfer application. The commissioner or commissioner's designee may waive the application fee if either the commissioner or the commissioner's designee finds that payment of the fee would constitute an undue economic burden on the offender. All fees collected pursuant to this section shall be paid and deposited to the credit of the "Missouri Interstate Compact Fund", which is hereby established in the state treasury. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used for the sole benefit of the department of corrections in support of administration of this section; expenses related to assessment, retaking, staff development, and training; and implementation of evidence-based practices in support of offenders under supervision. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

[~~217.810. 1. The governor is hereby authorized and directed to enter into the interstate compact for the supervision of parolees and probationers on behalf of the state of Missouri with the commonwealth of Puerto Rico, the Virgin Islands, the District of Columbia and any and all other states of the United States legally joining therein and pursuant to the provisions of an act of the Congress of the United States of America granting the consent of Congress to the commonwealth of Puerto Rico, the Virgin Islands, the District of Columbia and any two or more states to enter into agreements or compacts for cooperative effort and mutual assistance in the prevention of crime and for other purposes, which compact shall have as its objective the permitting of persons placed on probation or released on parole to reside in any other state signatory to the compact assuming the duties of visitation and supervision over such probationers and parolees; permitting the extradition and transportation without interference of prisoners, being retaken, through any and all states signatory to the compact under such terms, conditions, rules and regulations, and for such duration as in the opinion of the governor of this state shall be necessary and proper and in a form substantially as contained in subsection 2 of this section. The chairman of the board shall administer the compact for the state.~~

2. INTERSTATE COMPACT FOR THE SUPERVISION OF PAROLEES AND PROBATIONERS

This compact shall be entered into by and among the contracting states, signatories hereto, with the consent of the Congress of the United States of America, granted by an act entitled "An act granting the consent of Congress to any two or more states to enter into agreements or compacts for cooperative effort and mutual assistance in the prevention of crime and for other purposes."

The contracting states solemnly agree:

(1) That it shall be competent for the duly constituted judicial and administrative authorities of a state party to this compact (herein called "sending state") to permit any person convicted of an offense within such state and placed on probation or released on parole to reside in any other state party to this compact (herein called "receiving state"), while on probation or parole, if

(a) Such a person is in fact a resident of or has his family residing within the receiving state and can obtain employment there;

(b) Though not a resident of the receiving state and not having his family residing there, the receiving state consents to such person being sent there.

Before granting such permission, opportunity shall be granted to the receiving state to investigate the home and prospective employment of such person.

A resident of the receiving state, within the meaning of this section, is one who has been an actual inhabitant of such state continuously for more than one year prior to his coming to the sending state and has not resided within the sending state more than six continuous months immediately preceding the commission of the offense for which he has been convicted.

(2) The receiving state shall assume the duties of visitation and supervision over probationers or parolees of any sending state transferred under the compact and will apply the same standards of supervision that prevail for its own probationers and parolees.

(3) That duly accredited officers of a sending state may at all times enter a receiving state and there apprehend and retake any person on probation or parole. For that purpose no formalities will be required other than establishing the authority of the officer and the identity of the person to be retaken. All legal requirements to obtain extradition of fugitives from justice are hereby expressly waived on the part of states party hereto, as to such persons. The decision of the sending state to retake a person on probation or parole shall be conclusive upon and not reviewable within the receiving state. Provided, however, that if at the time when a state seeks to retake a probationer or parolee there should be pending against him within the receiving state any criminal charge, or he should be suspected of having committed within such state a criminal offense, he shall not be retaken without the consent of the receiving state until discharged from prosecution or from imprisonment for such offense.

(4) That the duly accredited officers of the sending state will be permitted to transport prisoners being retaken through any and all states parties to this compact, without interference.

(5) Each state may designate an officer who, acting jointly with like officers of other contracting states shall promulgate such rules and regulations as may be deemed necessary to more effectively carry out the terms of this compact.

(6) That this compact shall become operative immediately upon its execution by any state as between it and any other state or states so executing. When executed it shall have the full force and effect of law within such state, the form of execution to be in accordance with the laws of the executing state.

(7) That this compact shall continue in force and remain binding upon each executing state until renounced by it. The duties and obligations hereunder of a renouncing state shall continue as to parolees or probationers residing therein at the time of withdrawal until retaken or finally discharged by the sending state. Renunciation of this compact shall be by the same authority which executed it, by sending six months' notice in writing of its intention to withdraw from the compact to the other states party hereto.

3. If any section, sentence, subdivision or clause within subsection 2 of this section is for any reason held invalid or to be unconstitutional, such decision shall not affect the validity

~~of the remaining provisions of that subsection or this section.~~

~~4. All necessary and proper expenses accruing as a result of a person being returned to this state by order of a court or the parole board shall be paid by the state as provided in section 548.241 or 548.243.~~**]**,; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wright, **House Amendment No. 4** was adopted.

Representative Roberts offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Bill No. 196, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"217.147. 1. There is hereby created the "Sentencing and Corrections Oversight Commission". The commission shall be composed of thirteen members as follows:

(1) A circuit court judge to be appointed by the chief justice of the Missouri supreme court;

(2) Three members to be appointed by the governor with the advice and consent of the senate, one of whom shall be a victim's advocate, one of whom shall be a representative from the Missouri Sheriffs' Association, and one of whom shall be a representative of the Missouri Association of Counties;

(3) The following shall be ex officio, voting members:

(a) The chair of the senate judiciary committee, or any successor committee that reviews legislation involving crime and criminal procedure, who shall serve as co-chair of the commission and the ranking minority member of such senate committee;

(b) The chair of the appropriations-public safety and corrections committee of the house of representatives, or any successor committee that reviews similar legislation, who shall serve as co-chair and the ranking minority member of such house committee;

(c) The director of the Missouri state public defender system, or his or her designee who is a practicing public defender;

(d) The executive director of the Missouri office of prosecution services, or his or her designee who is a practicing prosecutor;

(e) The director of the department of corrections, or his or her designee;

(f) The chairman of the board of probation and parole, or his or her designee;

(g) The chief justice of the Missouri supreme court, or his or her designee.

2. Beginning with the appointments made after August 28, 2012, the circuit court judge member shall be appointed for four years, two of the members appointed by the governor shall be appointed for three years, and one member appointed by the governor shall be appointed for two years. Thereafter, the members shall be appointed to serve four-year terms and shall serve until a successor is appointed. A vacancy in the office of a member shall be filled by appointment for the remainder of the unexpired term.

3. The co-chairs are responsible for establishing and enforcing attendance and voting rules, bylaws, and the frequency, location, and time of meetings, and distributing meeting notices, except that the commission's first meeting shall occur by February 28, 2013, and the commission shall meet at least twice each calendar year.

4. The duties of the commission shall include:

(1) Monitoring and assisting the implementation of **[**~~sections 217.703,~~**] section** 217.718**[**~~,~~**]** and subsection 4 of section 559.036, and evaluating recidivism reductions, cost savings, and other effects resulting from the implementation;

(2) Determining ways to reinvest any cost savings to pay for the continued implementation of the sections listed in subdivision (1) of this subsection and other evidence-based practices for reducing recidivism; and

(3) Examining the issue of restitution for crime victims, including the amount ordered and collected annually, methods and costs of collection, and restitution's order of priority in official procedures and documents.

5. The department, board, and office of state courts administrator shall collect and report any data requested by the commission in a timely fashion.

6. The commission shall issue a report to the speaker of the house of representatives, senate president pro tempore, chief justice of the Missouri supreme court, and governor on December 31, 2013, and annually thereafter,

detailing the effects of the sections listed in subdivision (1) of subsection 4 **of this section** and providing the data and analysis demonstrating those effects. The report may also recommend ways to reinvest any cost savings into evidence-based practices to reduce recidivism and possible changes to sentencing and corrections policies and statutes.

7. The department of corrections shall provide administrative support to the commission to carry out the duties of this section.

8. No member shall receive any compensation for the performance of official duties, but the members who are not otherwise reimbursed by their agency shall be reimbursed for travel and other expenses actually and necessarily incurred in the performance of their duties.

9. The provisions of this section shall automatically expire on August 28, 2018.

559.016. 1. Unless terminated as provided in section 559.036 **[**~~or modified under section 217.703~~**]**, the terms during which each probation shall remain conditional and be subject to revocation are:

(1) A term of years not less than one year and not to exceed five years for a felony;

(2) A term not less than six months and not to exceed two years for a misdemeanor;

(3) A term not less than six months and not to exceed one year for an infraction.

2. The court shall designate a specific term of probation at the time of sentencing or at the time of suspension of imposition of sentence. **[**~~Such term may be modified by the division of probation and parole under section 217.703.~~**]**

3. The court may extend a period of probation, however, no more than one extension of any probation may be ordered except that the court may extend the total time on probation by one additional year by order of the court if the defendant admits he or she has violated the conditions of his or her probation or is found by the court to have violated the conditions of his or her probation. Total time on any probation term, including any extension, shall not exceed the maximum term as established in subsection 1 of this section plus one additional year if the defendant admits or the court finds that the defendant has violated the conditions of his or her probation.

559.036. 1. A term of probation commences on the day it is imposed. Multiple terms of Missouri probation, whether imposed at the same time or at different times, shall run concurrently. Terms of probation shall also run concurrently with any federal or other state jail, prison, probation or parole term for another offense to which the defendant is or becomes subject during the period.

2. **(1)** The court may terminate a period of probation and discharge the defendant at any time before completion of the specific term fixed under section 559.016 if warranted by the conduct of the defendant and the ends of justice. The court may extend the term of the probation, but no more than one extension of any probation may be ordered except that the court may extend the term of probation by one additional year by order of the court if the defendant admits he or she has violated the conditions of probation or is found by the court to have violated the conditions of his or her probation. Total time on any probation term, including any extension shall not exceed the maximum term established in section 559.016. Total time on any probation term shall not include time when the probation term is suspended under this section. Procedures for termination, discharge and extension may be established by rule of court.

(2) The division of probation and parole shall file a notification of earned discharge from probation with the court for any defendant who has completed at least twenty-four months of the probation term and is compliant as determined by the policies of the division of probation and parole with the terms of supervision as ordered by the court and division. The division shall not file a notification of earned discharge for any defendant who has not paid ordered restitution in full, is on a term of probation for any class A or class B felony, or is subject to lifetime supervision under sections 217.735 and 559.106. The division shall notify the prosecuting or circuit attorney when a notification of earned discharge is filed.

(3) The prosecuting or circuit attorney may request a hearing within thirty days of the filing of the notification of earned discharge from probation. If the state opposes the discharge of the defendant, the prosecuting or circuit attorney shall argue the earned discharge is not appropriate and the offender should continue to serve the probation term.

(4) If a hearing is requested, the court shall hold the hearing and issue its order no later than sixty days after the filing of the notification of earned discharge from probation. If, after a hearing, the court finds by a preponderance of the evidence that the earned discharge is not appropriate, the court shall order the probation term continue, may modify the conditions of probation as appropriate, and may order the continued supervision of the defendant by either the division of probation and parole or the court. If, after a hearing, the court finds that the earned discharge is appropriate, the court shall order the defendant discharged from probation.

(5) If the prosecuting or circuit attorney does not request a hearing, and the court does not otherwise order a hearing, the court shall order the defendant discharged from probation within sixty days of the filing of the notification of earned discharge from probation but no earlier than thirty days from the filing of notification of earned discharge from probation.

3. If the defendant violates a condition of probation at any time prior to the expiration or termination of the probation term, the court may continue him or her on the existing conditions, with or without modifying or enlarging the conditions or extending the term.

4. (1) Unless the defendant consents to the revocation of probation, if a continuation, modification, enlargement or extension is not appropriate under this section, the court shall order placement of the offender in a department of corrections' one hundred twenty-day program so long as:

(a) The underlying offense for the probation is a class D or E felony or an offense listed in chapter 579 or an offense previously listed in chapter 195; except that, the court may, upon its own motion or a motion of the prosecuting or circuit attorney, make a finding that an offender is not eligible if the underlying offense is involuntary manslaughter in the second degree, stalking in the first degree, assault in the second degree, sexual assault, rape in the second degree, domestic assault in the second degree, assault in the third degree when the victim is a special victim, statutory rape in the second degree, statutory sodomy in the second degree, deviate sexual assault, sodomy in the second degree, sexual misconduct involving a child, incest, endangering the welfare of a child in the first degree under subdivision (1) or (2) of subsection 1 of section 568.045, abuse of a child, invasion of privacy, any case in which the defendant is found guilty of a felony offense under chapter 571, or an offense of aggravated stalking or assault of a law enforcement officer in the second degree as such offenses existed prior to January 1, 2017;

(b) The probation violation is not the result of the defendant being an absconder or being found guilty of, pleading guilty to, or being arrested on suspicion of any felony, misdemeanor, or infraction. For purposes of this subsection, "absconder" shall mean an offender under supervision who has left such offender's place of residency without the permission of the offender's supervising officer for the purpose of avoiding supervision;

(c) The defendant has not violated any conditions of probation involving the possession or use of weapons, or a stay-away condition prohibiting the defendant from contacting a certain individual; and

(d) The defendant has not already been placed in one of the programs by the court for the same underlying offense or during the same probation term.

(2) Upon receiving the order, the department of corrections shall conduct an assessment of the offender and place such offender in either the one hundred twenty-day structured cognitive behavioral intervention program or the one hundred twenty-day institutional treatment program. The placement of the offender in the structured cognitive behavioral intervention program or institutional treatment program shall be at the sole discretion of the department based on the assessment of the offender. The program shall begin upon receipt of the offender by the department. The time between the court's order and receipt of the offender by the department shall not apply toward the program.

(3) Upon successful completion of a program under this subsection, as determined by the department, the division of probation and parole shall advise the sentencing court of the defendant's probationary release date thirty days prior to release. Once the defendant has successfully completed a program under this subsection, the court shall release the defendant to continue to serve the term of probation, which shall not be modified, enlarged, or extended based on the same incident of violation.

(4) If the department determines the defendant has not successfully completed a one hundred twenty-day program under this section, the division of probation and parole shall advise the prosecuting attorney and the sentencing court of the defendant's unsuccessful program exit and the defendant shall be removed from the program. The defendant shall be released from the department within fifteen working days after the court is notified of the unsuccessful program exit, unless the court has issued a warrant in response to the unsuccessful program exit to facilitate the return of the defendant to the county of jurisdiction for further court proceedings. If a defendant is discharged as unsuccessful from a one hundred twenty-day program, the sentencing court may modify, enlarge, or revoke the defendant's probation based on the same incident of the violation.

(5) Time served in the program shall be credited as time served on any sentence imposed for the underlying offense.

5. If the defendant consents to the revocation of probation or if the defendant is not eligible under subsection 4 of this section for placement in a program and a continuation, modification, enlargement, or extension of the term under this section is not appropriate, the court may revoke probation and order that any sentence previously imposed be executed. If imposition of sentence was suspended, the court may revoke probation and impose any sentence available under section 557.011. The court may mitigate any sentence of imprisonment by reducing the prison or jail term by all or part of the time the defendant was on probation. The court may, upon

revocation of probation, place an offender on a second term of probation. Such probation shall be for a term of probation as provided by section 559.016, notwithstanding any amount of time served by the offender on the first term of probation.

6. Probation shall not be revoked without giving the probationer notice and an opportunity to be heard on the issues of whether such probationer violated a condition of probation and, if a condition was violated, whether revocation is warranted under all the circumstances. Not less than five business days prior to the date set for a hearing on the violation, except for a good cause shown, the judge shall inform the probationer that he or she may have the right to request the appointment of counsel if the probationer is unable to retain counsel. If the probationer requests counsel, the judge shall determine whether counsel is necessary to protect the probationer's due process rights. If the judge determines that counsel is not necessary, the judge shall state the grounds for the decision in the record.

7. The prosecuting or circuit attorney may file a motion to revoke probation or at any time during the term of probation, the court may issue a notice to the probationer to appear to answer a charge of a violation, and the court may issue a warrant of arrest for the violation. Such notice shall be personally served upon the probationer. The warrant shall authorize the return of the probationer to the custody of the court or to any suitable detention facility designated by the court. Upon the filing of the prosecutor's or circuit attorney's motion or on the court's own motion, the court may immediately enter an order suspending the period of probation and may order a warrant for the defendant's arrest. The probation shall remain suspended until the court rules on the prosecutor's or circuit attorney's motion, or until the court otherwise orders the probation reinstated. Notwithstanding any other provision of the law to the contrary, the probation term shall be tolled during the time period when the probation is suspended under this section. The court may grant the probationer credit on the probation term for any of the tolled period when reinstating the probation term.

8. The power of the court to revoke probation shall extend for the duration of the term of probation designated by the court and for any further period which is reasonably necessary for the adjudication of matters arising before its expiration, provided that some affirmative manifestation of an intent to conduct a revocation hearing occurs prior to the expiration of the period and that every reasonable effort is made to notify the probationer and to conduct the hearing prior to the expiration of the period. If the delay of the hearing is attributable to the probationer's actions or the probationer otherwise consents or acquiesces to the delay, the court shall have been found to have made every reasonable effort to conduct the hearing within the probation term.

9. A defendant who was sentenced prior to January 1, 2017 to an offense that was eligible at the time of sentencing under paragraph (a) of subdivision (1) of subsection 4 of this section for the court ordered detention sanction shall continue to remain eligible for the sanction so long as the defendant meets all the other requirements provided under subsection 4 of this section."; and

Further amend said bill, Page 5, Section 595.209, Line 146, by inserting after all of said section and line the following:

"[~~217.703. 1. The division of probation and parole shall award earned compliance credits to any offender who is:~~

~~(1) Not subject to lifetime supervision under sections 217.735 and 559.106 or otherwise found to be ineligible to earn credits by a court pursuant to subsection 2 of this section;~~

~~(2) On probation, parole, or conditional release for an offense listed in chapter 579, or an offense previously listed in chapter 195, or for a class D or E felony, excluding sections 565.225, 565.252, 566.031, 566.061, 566.083, 566.093, 568.020, 568.060, offenses defined as sexual assault under section 589.015, deviate sexual assault, assault in the second degree under subdivision (2) of subsection 1 of section 565.052, endangering the welfare of a child in the first degree under subdivision (2) of subsection 1 of section 568.045, and any offense of aggravated stalking or assault in the second degree under subdivision (2) of subsection 1 of section 565.060 as such offenses existed prior to January 1, 2017;~~

~~(3) Supervised by the division of probation and parole; and~~

~~(4) In compliance with the conditions of supervision imposed by the sentencing court or board.~~

~~2. If an offender was placed on probation, parole, or conditional release for an offense of:~~

~~(1) Involuntary manslaughter in the second degree;~~

~~(2) Assault in the second degree except under subdivision (2) of subsection 1 of section 565.052 or section 565.060 as it existed prior to January 1, 2017;~~

~~(3) Domestic assault in the second degree;~~

~~(4) Assault in the third degree when the victim is a special victim or assault of a law enforcement officer in the second degree as it existed prior to January 1, 2017;~~

~~(5) Statutory rape in the second degree;~~

~~(6) Statutory sodomy in the second degree;~~

~~(7) Endangering the welfare of a child in the first degree under subdivision (1) of subsection 1 of section 568.045; or~~

~~(8) Any case in which the defendant is found guilty of a felony offense under chapter 571;~~

~~the sentencing court may, upon its own motion or a motion of the prosecuting or circuit attorney, make a finding that the offender is ineligible to earn compliance credits because the nature and circumstances of the offense or the history and character of the offender indicate that a longer term of probation, parole, or conditional release is necessary for the protection of the public or the guidance of the offender. The motion may be made any time prior to the first month in which the person may earn compliance credits under this section or at a hearing under subsection 5 of this section. The offender's ability to earn credits shall be suspended until the court or board makes its finding. If the court or board finds that the offender is eligible for earned compliance credits, the credits shall begin to accrue on the first day of the next calendar month following the issuance of the decision.~~

~~3. Earned compliance credits shall reduce the term of probation, parole, or conditional release by thirty days for each full calendar month of compliance with the terms of supervision. Credits shall begin to accrue for eligible offenders after the first full calendar month of supervision or on October 1, 2012, if the offender began a term of probation, parole, or conditional release before September 1, 2012.~~

~~4. For the purposes of this section, the term "compliance" shall mean the absence of an initial violation report or notice of citation submitted by a probation or parole officer during a calendar month, or a motion to revoke or motion to suspend filed by a prosecuting or circuit attorney, against the offender.~~

~~5. Credits shall not accrue during any calendar month in which a violation report, which may include a report of absconder status, has been submitted, the offender is in custody, or a motion to revoke or motion to suspend has been filed, and shall be suspended pending the outcome of a hearing, if a hearing is held. If no hearing is held, or if a hearing is held and the offender is continued under supervision, or the court or board finds that the violation did not occur, then the offender shall be deemed to be in compliance and shall begin earning credits on the first day of the next calendar month following the month in which the report was submitted or the motion was filed. If a hearing is held, all earned credits shall be rescinded if:~~

~~(1) The court or board revokes the probation or parole or the court places the offender in a department program under subsection 4 of section 559.036; or~~

~~(2) The offender is found by the court or board to be ineligible to earn compliance credits because the nature and circumstances of the violation indicate that a longer term of probation, parole, or conditional release is necessary for the protection of the public or the guidance of the offender.~~

~~Earned credits, if not rescinded, shall continue to be suspended for a period of time during which the court or board has suspended the term of probation, parole, or release, and shall begin to accrue on the first day of the next calendar month following the lifting of the suspension.~~

~~6. Offenders who are deemed by the division to be absconders shall not earn credits. For purposes of this subsection, "absconder" shall mean an offender under supervision whose whereabouts are unknown and who has left such offender's place of residency without the permission of the offender's supervising officer and without notifying of their whereabouts for the purpose of avoiding supervision. An offender shall no longer be deemed an absconder when such offender is available for active supervision.~~

~~7. Notwithstanding subsection 2 of section 217.730 to the contrary, once the combination of time served in custody, if applicable, time served on probation, parole, or conditional release, and earned compliance credits satisfy the total term of probation, parole, or conditional release, the board or sentencing court shall order final discharge of the offender, so long as the offender has completed restitution and at least two years of his or her probation, parole, or conditional release, which shall include any time served in custody under section 217.718 and sections 559.036 and 559.115.~~

~~8. The award or rescission of any credits earned under this section shall not be subject to appeal or any motion for postconviction relief.~~

~~9. At least twice a year, the division shall calculate the number of months the offender has remaining on his or her term of probation, parole, or conditional release, taking into consideration any earned compliance credits, and notify the offender of the length of the remaining term.~~

~~10. No less than sixty days before the date of final discharge, the division shall notify the sentencing court, the board, and, for probation cases, the circuit or prosecuting attorney of the impending discharge. If the sentencing court, the board, or the circuit or prosecuting attorney upon receiving such notice does not take any action under subsection 5 of this section, the offender shall be discharged under subsection 7 of this section.~~

~~11. Any offender who was sentenced prior to January 1, 2017, to an offense that was eligible for earned compliance credits under subsection 1 or 2 of this section at the time of sentencing shall continue to remain eligible for earned compliance credits so long as the offender meets all the other requirements provided under this section.~~

~~12. The application of earned compliance credits shall be suspended upon entry into a treatment court, as described in sections 478.001 to 478.009, and shall remain suspended until the offender is discharged from such treatment court. Upon successful completion of treatment court, all earned compliance credits accumulated during the suspension period shall be retroactively applied, so long as the other terms and conditions of probation have been successfully completed.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 5** was adopted.

On motion of Representative Henderson, **HB 196, as amended**, was ordered perfected and printed.

HB 557, relating to deceased persons, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HB 557** was agreed to.

Representative Houx offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 557, Page 5, Section 193.145, Lines 86-90, by deleting said lines and inserting in lieu thereof the following:

"or person in charge of final disposition of the dead body, notice of the reason for the delay**,** and final disposition of the body shall not be made until authorized"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houx, **House Amendment No. 1** was adopted.

Representative Unsicker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 557, Page 6, Section 194.010, Line 1, by inserting after the number "194.010." the number "**1.**"; and

Further amend said bill, page, and section, Line 14, by inserting after all of said line the following:

"**2. Any transporting of dead human bodies on aircrafts shall comply with the Transportation Security Administration's rules and regulations.**

3. Prior to transporting a dead human body, the attending medical examiner, coroner, attending physician, physician assistant, assistant physician, or an advanced practice registered nurse, shall affix on the ankle or wrist of the deceased a tag encased in durable and long-lasting material containing the name of the deceased, the date of birth, date of death and Social Security number of the deceased."; and

Further amend said bill, Page 8, Section 194.119, Line 55, by inserting after the word "**[**~~receipt~~**]**" the word "**receiving**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Unsicker, **House Amendment No. 2** was adopted.

On motion of Representative Houx, **HB 557, as amended**, was ordered perfected and printed.

HCS HB 675, as amended, with House Amendment No. 2, pending, relating to tax credits for the production of certain entertainment, was again taken up by Representative Gregory.

On motion of Representative Smith (155), **House Amendment No. 2** was adopted.

On motion of Representative Gregory, **HCS HB 675, as amended**, was adopted.

On motion of Representative Gregory, **HCS HB 675, as amended**, was ordered perfected and printed.

Representative Patterson moved that **HCS HBs 1108 & 1181** be committed to the Committee on Legislative Review.

Which motion was adopted.

THIRD READING OF HOUSE BILLS

HCS HB 1133, relating to judicial proceedings, was taken up by Representative Perkins.

Speaker Plocher resumed the Chair.

On motion of Representative Perkins, **HCS HB 1133** was read the third time and passed by the following vote:

AYES: 144

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Diehl	Dinkins	Doll	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Haden	Haffner
Haley	Hardwick	Hein	Henderson	Hicks
Hinman	Houx	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Pollitt	Pouche	Quade	Reedy	Reuter
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 001

Boyd

ABSENT WITH LEAVE: 018

Aldridge	Boggs	Burnett	Byrnes	Deaton
Ealy	Griffith	Hausman	Hovis	Lonsdale
Nickson-Clark	Plank	Proudie	Richey	Stephens
Thomas	West	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 1015, relating to law enforcement practices, was taken up by Representative Myers.

On motion of Representative Myers, **HCS HB 1015** was read the third time and passed by the following vote:

AYES: 108

Allen	Amato	Atchison	Aune	Baker
Banderman	Baringer	Billington	Black	Boggs
Bonacker	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Butz	Casteel	Chappell	Christ	Coleman
Cook	Copeland	Crossley	Cupps	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gragg	Gregory	Haffner
Haley	Hardwick	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Pollitt	Pouche	Reedy	Reuter	Riggs
Riley	Roberts	Sassmann	Sauls	Schnelting
Schulte	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stinnett
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Wilson	Wright	Mr. Speaker		

NOES: 012

Adams	Bland Manlove	Bosley	Christofanelli	Davidson
Davis	Gray	Lovasco	Mann	Matthiesen
Mosley	Sander			

PRESENT: 027

Anderson	Appelbaum	Bangert	Boyd	Clemens
Collins	Doll	Fountain Henderson	Ingle	Johnson 12
Johnson 23	Lewis 25	Lonsdale	Mackey	Merideth
Proudie	Quade	Schwadron	Smith 46	Steinhoff
Strickler	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

ABSENT WITH LEAVE: 016

Aldridge	Barnes	Burnett	Byrnes	Deaton
Ealy	Griffith	Haden	Hausman	Marquart
Nickson-Clark	Plank	Richey	Stephens	West
Windham				

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 207, relating to motor vehicles, was taken up by Representative Buchheit-Courtway.

On motion of Representative Buchheit-Courtway, **HCS HB 207** was read the third time and passed by the following vote:

AYES: 145

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Diehl	Dinkins	Doll	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schwadron	Seitz	Sharp 37	Sharpe 4	Smith 155
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 001

Matthiesen

ABSENT WITH LEAVE: 017

Aldridge	Black	Boyd	Burnett	Deaton
Ealy	Griffith	Haden	Nickson-Clark	Plank
Richey	Schulte	Shields	Smith 163	Stephens
West	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 519, relating to the motor fuel tax exemption, was placed on the Informal Calendar.

HB 403, relating to the large animal veterinary student loan program, was taken up by Representative Haden.

On motion of Representative Haden, **HB 403** was read the third time and passed by the following vote:

AYES: 148

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Diehl	Dinkins	Doll
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
Merideth	Morse	Mosley	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Sparks
Stacy	Steinhoff	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 001

Davis

ABSENT WITH LEAVE: 014

Aldridge	Burnett	Deaton	Ealy	Griffith
McMullen	Nickson-Clark	Plank	Richey	Schulte
Smith 163	Stephens	West	Windham	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 225, relating to the Missouri nuclear clean power act, was taken up by Representative Black.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Wilson
Wright	Mr. Speaker			

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Crossley
Doll	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nurrenbern
Phifer	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Burnett	Collins	Ealy	Griffith
Nickson-Clark	Plank	Smith 163	Stephens	West
Windham				

VACANCIES: 000

On motion of Representative Black, **HCS HB 225** was read the third time and passed by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Stinnett
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Wilson	Wright	Mr. Speaker		

NOES: 039

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Doll
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Proudie
Quade	Sharp 37	Steinhoff	Strickler	Terry
Unsicker	Walsh Moore	Woods	Young	

PRESENT: 006

Collins	Crossley	Johnson 23	Sauls	Smith 46
Weber				

ABSENT WITH LEAVE: 010

Aldridge	Burnett	Ealy	Griffith	Nickson-Clark
Plank	Smith 163	Stephens	West	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 882 & 518, relating to memorial highway designations, was taken up by Representative Byrnes.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	Wilson	Wright
Mr. Speaker				

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Crossley	Doll
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Bland Manlove	Burnett	Collins	Copeland
Ealy	Griffith	Hovis	Johnson 12	Nickson-Clark
Plank	Stephens	West	Windham	

VACANCIES: 000

On motion of Representative Byrnes, **HCS HBs 882 & 518** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Burnett	Copeland	Ealy	Griffith
Hovis	Nickson-Clark	Plank	Stephens	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 631, relating to the department of natural resources, was taken up by Representative Houx.

On motion of Representative Houx, **HCS HB 631** was read the third time and passed by the following vote:

AYES: 149

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Doll	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 004

Boyd	Chappell	Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Burnett	Copeland	Ealy	Griffith
Hovis	Nickson-Clark	Plank	Stephens	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 90 - Fiscal Review
HCS HB 497 - Fiscal Review

HCS HB 733 - Fiscal Review
HCS HB 809 - Fiscal Review
HB 34 - Special Committee on Urban Issues
HB 104 - Special Committee on Urban Issues
HB 108 - Special Committee on Urban Issues

COMMITTEE REPORTS

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 354**, **HB 965**, **HB 254** and **HB 957**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Aune, Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (0)

Committee on Insurance Policy, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 643**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Appelbaum, Atchison, Butz, Gregory, Parker, Reedy, Sauls, Titus and Waller

Noes (0)

Absent (8): Christofanelli, Coleman, Dinkins, Johnson (23), Mosley, Murphy, Schnelting and West

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 881**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Anderson, Black, Christ, Copeland, Evans, Hicks, Sauls, Sharpe (4), Smith (46), Sparks and Veit

Noes (0)

Absent (3): Davis, Mackey and Parker

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 188**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Burger, Knight, McGirl, Owen and Schnelting

Noes (1): Lavender

Present (1): Unsicker

Absent (3): Bosley, Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 271**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Burger, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (3): Bosley, Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1008**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Burger, Knight, Lavender, McGirl, Schnelting and Unsicker

Noes (1): Owen

Absent (3): Bosley, Buchheit-Courtway and Hudson

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 282 - Rules - Legislative Oversight
HCS HB 355 - Rules - Regulatory Oversight
HCS HB 471 - Rules - Legislative Oversight
HCS HBs 532 & 751 - Rules - Regulatory Oversight
HB 716 - Rules - Regulatory Oversight
HCS HB 736 - Rules - Administrative Oversight
HB 920 - Rules - Administrative Oversight
HCS HB 934 - Rules - Administrative Oversight
HCS HB 1165 - Rules - Legislative Oversight
HCS HBs 1207 & 622 - Rules - Legislative Oversight
HB 1366 - Rules - Legislative Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bill was referred to the Committee indicated:

SS SB 51 - Rules - Legislative Oversight

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HCS HB 906** and **HB 746**.

The following member's presence was noted: Nickson-Clark.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 8:00 a.m., Thursday, March 30, 2023.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 3.
Public hearing will be held: SS SB 111
Note location change.
CORRECTED

AGRICULTURE POLICY
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 1044, HB 1052

CONSENT AND HOUSE PROCEDURE
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HR 694, HR 757, HR 758, HR 1373, HR 820
Executive session will be held: HR 694, HR 757, HR 758, HR 1373, HR 820, HB 345
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Monday, April 3, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 3.
Public hearing will be held: HB 77, HB 302, HB 440, SS SB 24, SB 28

FINANCIAL INSTITUTIONS
Tuesday, April 4, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: SCS SB 13, SCS SB 187, HB 968, HR 12
Executive session will be held: HB 425, HB 1210, HB 759

HEALTHCARE REFORM
Thursday, March 30, 2023, 9:30 AM or upon adjournment of Agriculture Policy Committee, House Hearing Room 6.
Executive session will be held: HB 100, HB 464, HB 1128, HB 342, HB 885

PENSIONS
Tuesday, April 4, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 89, SB 20, SS SB 75
Executive session will be held: HB 1185

RULES - LEGISLATIVE OVERSIGHT
Monday, April 3, 2023, 2:15 PM, House Hearing Room 4.
Executive session will be held: SS SB 51, HB 282
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX REFORM
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later), House Hearing Room 5.
Executive session will be held: HB 511, HB 590, HB 1141, HB 1144, HB 1252, HJR 7, HJR 11

SPECIAL COMMITTEE ON TOURISM
Tuesday, April 4, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: SCR 7, SCR 8, HCR 15, HB 224, HB 530, HB 434, HB 817, HB 1051, HB 1261, HB 1376
Executive session will be held: HR 561, HR 263, HB 976

TRANSPORTATION ACCOUNTABILITY
Thursday, March 30, 2023, 9:00 AM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1363, HB 1398
Executive session will be held: HB 520
Time change.
CORRECTED

VETERANS
Tuesday, April 4, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SS SB 139
Presentation by the President of the Missouri Law Veterans Society and the Director of the Veterans Legal Clinic.

HOUSE CALENDAR

FORTY-SIXTH DAY, THURSDAY, MARCH 30, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 20 - Black

HOUSE BILLS FOR PERFECTION

HB 102 - Baringer
HCS HB 188 - Murphy
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HB 719 - Riley
HB 703 - Haffner
HCS HBs 1108 & 1181, (Legislative Review 3/29/23) - Hicks
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 1117 - Seitz
HCS HBs 45 & 1066 - Haley
HCS HB 48 - Haley
HB 136 - Hudson
HCS HB 155 - O'Donnell
HCS HB 316 - Riggs
HB 512 - Mayhew
HCS HB 521 - Henderson
HCS HB 576 - Shields
HCS HB 584 - Owen
HCS HB 586 - Owen

HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HCS HB 1109 - Thompson
HCS HB 1196 - Richey

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting
HCS HCR 13 - Van Schoiack
HCS HCRs 21 & 22 - Byrnes

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 1 - Smith (163)
HCS HB 2 - Smith (163)
HCS HB 3 - Smith (163)
HCS HB 4 - Smith (163)
HCS HB 5 - Smith (163)
HCS HB 6 - Smith (163)
HCS HB 7 - Smith (163)
HCS HB 8 - Smith (163)
HCS HB 9 - Smith (163)
HCS HB 10 - Smith (163)
HCS HB 11 - Smith (163)
HCS HB 12 - Smith (163)
HCS HB 13 - Smith (163)
HCS HB 15 - Smith (163)

HOUSE BILLS FOR THIRD READING

HB 995 - Baker
HCS HB 1058 - Hausman
HCS HB 986 - Murphy
HCS HB 774 - Gragg
HCS HB 443 - Marquart
HCS HB 543 - Griffith
HCS HB 733, (Fiscal Review 3/29/23) - Boggs
HCS HB 809, (Fiscal Review 3/29/23) - O'Donnell
HCS HB 90, (Fiscal Review 3/29/23) - Veit
HCS HB 497, (Fiscal Review 3/29/23) - Lewis (6)

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HB 519, (Fiscal Review 3/28/23) - Mayhew

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 906 - Haden
HB 746 - Sauls

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-SIXTH DAY, THURSDAY, MARCH 30, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Holy Father, protect by the power of Thy name those whom Thou hast given Me, that they may be one."
(I Corinthians 16:13)

Almighty and Eternal God, we come to You in earnest prayer that You will keep our show me state under Your divine protection, that You will lead our citizens to live by the laws of our land, and that You will help our people to cultivate a spirit of unity that they may learn to communicate together in peace and without fear.

We cannot all always be of the same mind, nor can we think alike, but we pray and hope that You will make us one in our loyalty to our state and one in our search for justice and peace.

Deliver us from pride or revenge, and from every evil way. By the might of Your spirit within us, may we show forth in our lives the positive fruit of our faith and the awesome power of our principles. Bless our Cardinals and Royals this season, and let us remember that it is good to walk both with the Lord and with the bases loaded!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Mitchell Riley.

Representative Patterson moved that Rule 98 be suspended.

Which motion was defeated by the following vote:

AYES: 047

Allen	Atchison	Aune	Barnes	Brown 16
Brown 27	Coleman	Crossley	Cupps	Falkner
Farnan	Gallick	Gregory	Haffner	Haley
Houx	Hurlbert	Ingle	Johnson 12	Johnson 23
Kalberloh	Kelley 127	Kelly 141	Lewis 25	Lewis 6
Lonsdale	Mayhew	McMullen	Nurrenbern	Owen
Patterson	Pouche	Reedy	Reuter	Richey
Riley	Sassmann	Sauls	Sharp 37	Shields
Stephens	Strickler	Thompson	Van Schoiack	Weber
Woods	Young			

NOES: 086

Adams	Amato	Anderson	Appelbaum	Baker
Banderman	Bangert	Baringer	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Clemens	Cook	Davidson	Deaton	Diehl
Dinkins	Doll	Fountain Henderson	Francis	Gragg
Gray	Haden	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Jones	Justus
Keathley	Knight	Lavender	Lovasco	Mackey
Marquart	Matthiesen	McGirl	Mosley	Murphy
Myers	O'Donnell	Oehlerking	Parker	Perkins
Peters	Phifer	Riggs	Sander	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Smith 163
Sparks	Stacy	Steinhoff	Stinnett	Taylor 48
Taylor 84	Terry	Thomas	Titus	Toalson Reisch
Voss	Waller	Walsh Moore	West	Wilson
Mr. Speaker				

PRESENT: 015

Collins	Copeland	Evans	Fogle	Griffith
Hein	Mann	Merideth	Morse	Pollitt
Proudie	Roberts	Smith 155	Unsicker	Veit

ABSENT WITH LEAVE: 015

Aldridge	Bland Manlove	Bosley	Burnett	Christofanelli
Davis	Ealy	Hardwick	McGaugh	Nickson-Clark
Plank	Quade	Smith 46	Windham	Wright

VACANCIES: 000

Representative Patterson moved that Rule 98 be suspended.

Which motion was adopted by the following vote:

AYES: 135

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Clemens	Coleman	Cook	Copeland	Crossley
Cupps	Davidson	Deaton	Diehl	Dinkins
Doll	Evans	Falkner	Farnan	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart

Matthiesen	Mayhew	McGirl	McMullen	Morse
Mosley	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Sharp 37	Sharpe 4
Smith 155	Smith 163	Sparks	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Voss	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 007

Baker	Kelley 127	Nurrenbern	Sander	Sauls
Seitz	Veit			

PRESENT: 005

Collins	Fogle	Merideth	Proudie	Quade

ABSENT WITH LEAVE: 016

Aldridge	Bland Manlove	Bosley	Burnett	Christofanelli
Davis	Ealy	Hardwick	McGaugh	Nickson-Clark
Plank	Shields	Smith 46	Stacy	Waller
Windham				

VACANCIES: 000

The Journal of the forty-fifth day was approved as printed.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 1** was read the third time and passed by the following vote:

AYES: 155

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens

Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Aldridge	Burnett	Ealy	McGaugh	Nickson-Clark
Plank	Smith 46	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Bosley moved that **HCS HB 2** be recommitted to the Committee on Budget.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bonacker
Bosley	Brown 27	Brown 87	Burton	Butz
Clemens	Collins	Crossley	Doll	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Proudie
Quade	Sander	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

NOES: 104

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Farnan	Francis
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

PRESENT: 002

Copeland	Gallick

ABSENT WITH LEAVE: 008

Allen	Burnett	Ealy	Falkner	McGaugh
Nickson-Clark	Plank	Windham		

VACANCIES: 000

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Amato	Atchison	Baker	Banderman	Billington
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Mosley	Nurrenbern
Phifer	Proudie	Quade	Sander	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 010

Allen	Black	Brown 87	Burnett	Ealy
McGaugh	Merideth	Nickson-Clark	Plank	Windham

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 2** was read the third time and passed by the following vote:

AYES: 105

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Deaton

Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Chappell	Clemens
Collins	Crossley	Davis	Doll	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Lovasco	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 007

Allen	Burnett	Ealy	McGaugh	Nickson-Clark
Plank	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 109

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mann	Merideth	Mosley	Nurrenbern
Phifer	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Burnett	Ealy	Gallick	Mackey
McGaugh	Nickson-Clark	Plank	Windham	

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 3** was read the third time and passed by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Deaton	Diehl	Dinkins	Evans	Falkner

Farnan	Francis	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Chappell	Clemens
Collins	Crossley	Davis	Doll	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Lovasco	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 007

Burnett	Ealy	Gallick	McGaugh	Nickson-Clark
Plank	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Sander
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Burnett	Chappell	Ealy	McGaugh
Nickson-Clark	Plank	Stephens	Windham	

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 4** was read the third time and passed by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps

Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Davis	Doll	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lewis 25	Lovasco	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 008

Burnett	Ealy	Lavender	McGaugh	Nickson-Clark
Plank	Stephens	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Mayhew	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mann	Merideth	Mosley	Nurrenbern
Phifer	Proudie	Quade	Sander	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 011

Bland Manlove	Burnett	Ealy	Mackey	Matthiesen
McGaugh	Nickson-Clark	Plank	Stephens	Taylor 84
Windham				

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 5** was read the third time and passed by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans

Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Davis	Doll	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Lovasco	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Proudie
Quade	Sander	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Weber	Woods	Young		

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 007

Burnett	Ealy	McGaugh	Nickson-Clark	Plank
Walsh Moore	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Sander
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 010

Bland Manlove	Burnett	Ealy	McGaugh	Nickson-Clark
Plank	Pollitt	Sharp 37	Stephens	Windham

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 6** was read the third time and passed by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps

Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Crossley
Davis	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 23	Lavender	Lewis 25
Lovasco	Mackey	Mann	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Sander
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 011

Burnett	Collins	Ealy	Johnson 12	McGaugh
Nickson-Clark	Plank	Reuter	Sauls	Stephens
Windham				

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Mayhew	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nurrenbern
Phifer	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 011

Bland Manlove	Burnett	Ealy	Gray	Matthiesen
McGaugh	Nickson-Clark	Plank	Stephens	Toalson Reisch
Windham				

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 7** was read the third time and passed by the following vote:

AYES: 096

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Christ	Coleman	Cook
Copeland	Cupps	Davidson	Deaton	Diehl

Dinkins	Evans	Falkner	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	Marquart	Mayhew	McGirl
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 056

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Boyd
Brown 27	Brown 87	Burton	Butz	Chappell
Christofanelli	Clemens	Collins	Crossley	Davis
Doll	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Keathley	Lavender	Lewis 25
Lonsdale	Lovasco	Mackey	Mann	Matthiesen
McMullen	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Sander	Sauls	Schwadron
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Titus	Unsicker	Walsh Moore	Woods
Young				

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 010

Burnett	Ealy	Farnan	Gray	McGaugh
Nickson-Clark	Plank	Stephens	Weber	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Proudie raised a point of order that members were in violation of Rule 84.

The Chair advised members to confine remarks to the question under debate.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Mayhew	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Proudie	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Mr. Speaker			

NOES: 042

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Hein
Ingle	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Quade	Sander	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 014

Bland Manlove	Burnett	Ealy	Gray	Johnson 12
Justus	Matthiesen	McGaugh	Nickson-Clark	Plank
Sharp 37	Walsh Moore	Windham	Wright	

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 8** was read the third time and passed by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Davis	Doll	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Lovasco	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Proudie	Quade
Sander	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 002

Barnes	Sauls

ABSENT WITH LEAVE: 008

Burnett	Ealy	Gray	McGaugh	Nickson-Clark
Plank	Windham	Wright		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Mayhew	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Proudie	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nurrenbern
Phifer	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 011

Bland Manlove	Burnett	Ealy	Gallick	Gray
Matthiesen	McGaugh	Nickson-Clark	Plank	Schnelting
Windham				

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 9** was read the third time and passed by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Marquart	Matthiesen	Mayhew
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Wilson	Wright	Mr. Speaker

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Davis	Doll	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Lovasco	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Weber
Woods	Young			

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 010

Burnett	Ealy	Gallick	Gray	McGaugh
Nickson-Clark	Plank	Walsh Moore	West	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Proudie	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Mr. Speaker			

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Doll	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Phifer	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bland Manlove	Burnett	Ealy	Gallick
Gray	Mayhew	McGaugh	Nickson-Clark	Nurrenbern
Plank	Windham	Wright		

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 10** was read the third time and passed by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Mr. Speaker		

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Busick	Butz	Clemens
Collins	Crossley	Davis	Doll	Fogle
Fountain Henderson	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Lovasco	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 002

Barnes	Sander

ABSENT WITH LEAVE: 010

Burnett	Ealy	Gallick	Gray	McGaugh
Nickson-Clark	Plank	Thompson	Windham	Wright

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nurrenbern
Phifer	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 001

Proudie

ABSENT WITH LEAVE: 011

Billington	Bland Manlove	Burnett	Ealy	Gray
McGaugh	Nickson-Clark	Plank	Stephens	Windham
Wright				

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 11** was read the third time and passed by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Mr. Speaker

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Davis	Doll	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Lovasco	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 009

Burnett	Ealy	Gray	McGaugh	Nickson-Clark
Plank	Roberts	Windham	Wright	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General

Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023 and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Mayhew
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Doll	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 014

Aldridge	Bland Manlove	Burnett	Ealy	Gallick
Gray	Marquart	Matthiesen	McGaugh	Nickson-Clark
Plank	Pollitt	Toalson Reisch	Windham	

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 12** was read the third time and passed by the following vote:

AYES: 103

Allen	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Deaton	Diehl	Dinkins	Evans	Falkner
Francis	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Matthiesen	Mayhew	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 050

Adams	Aldridge	Amato	Anderson	Appelbaum
Aune	Bangert	Baringer	Bland Manlove	Bosley
Brown 27	Brown 87	Burton	Butz	Clemens
Collins	Crossley	Davis	Doll	Farnan
Fogle	Fountain Henderson	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Lovasco	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 002

Barnes	Gallick

ABSENT WITH LEAVE: 008

Burnett	Ealy	Gray	Marquart	McGaugh
Nickson-Clark	Plank	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Bosley raised a point of order that a member was in violation of Rule 84.

The Chair reminded members to confine remarks to the question under debate.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Mayhew	McGirl
McMullen	Murphy	Myers	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 044

Adams	Aldridge	Anderson	Appelbaum	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Doll	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Quade	Sander	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 015

Aune	Bland Manlove	Burnett	Ealy	Francis
Gallick	Gray	Marquart	Matthiesen	McGaugh
Morse	Nickson-Clark	O'Donnell	Plank	Windham

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 13** was read the third time and passed by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Matthiesen	Mayhew	McGirl	McMullen
Murphy	Myers	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 048

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Davis	Doll	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Lovasco	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 012

Burnett	Ealy	Francis	Gallick	Gray
Marquart	McGaugh	Morse	Nickson-Clark	O'Donnell
Plank	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023, was taken up by Representative Smith (163).

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Matthiesen	Mayhew	McGirl
McMullen	Murphy	Myers	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nurrenbern
Phifer	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 015

Bland Manlove	Burnett	Ealy	Francis	Gallick
Gray	Lewis 6	Marquart	McGaugh	Morse
Nickson-Clark	O'Donnell	Plank	Stacy	Windham

VACANCIES: 000

On motion of Representative Smith (163), **HCS HB 15** was read the third time and passed by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Matthiesen	Mayhew	McGirl	McMullen
Murphy	Myers	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 047

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Bland Manlove	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Davis	Doll	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Lovasco	Mackey	Mann	Merideth	Mosley
Nurrenbern	Phifer	Proudie	Quade	Sander
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 001

Barnes

ABSENT WITH LEAVE: 013

Bosley	Burnett	Ealy	Francis	Gray
Lewis 6	Marquart	McGaugh	Morse	Nickson-Clark
O'Donnell	Plank	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 76 - Fiscal Review
HB 196 - Fiscal Review
HCS HB 657 - Fiscal Review
HCS HB 675 - Fiscal Review
HCS HB 870 - Fiscal Review
HCS HB 939 - Fiscal Review
HCS HB 1152 - Fiscal Review
HB 1154 - Fiscal Review

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Sassmann reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1129**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Bonacker, Brown (87), Burton, Diehl, Farnan, Haley, Justus, Mayhew, Sassmann, Stephens, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (1): Knight

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 106**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (15): Baker, Bonacker, Brown (87), Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Mackey, Mann, Nurrenbern, Pollitt, Stacy, Terry and Toalson Reisch

Noes (0)

Absent (2): Byrnes and Christofanelli

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 159**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Bonacker, Brown (87), Byrnes, Gragg, Hurlbert, Kelley (127), Mackey, Mann, Nurrenbern, Pollitt and Terry

Noes (5): Baker, Haffner, Lewis (6), Stacy and Toalson Reisch

Absent (1): Christofanelli

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 232**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (15): Baker, Bonacker, Brown (87), Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Mackey, Mann, Nurrenbern, Pollitt, Stacy, Terry and Toalson Reisch

Noes (0)

Absent (2): Byrnes and Christofanelli

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 482**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Baker, Bonacker, Byrnes, Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Pollitt, Stacy and Toalson Reisch

Noes (5): Brown (87), Mackey, Mann, Nurrenbern and Terry

Absent (1): Christofanelli

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 529**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (16): Baker, Bonacker, Brown (87), Byrnes, Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Mackey, Mann, Nurrenbern, Pollitt, Stacy, Terry and Toalson Reisch

Noes (0)

Absent (1): Christofanelli

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 627**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Bonacker, Byrnes, Christofanelli, Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Pollitt, Stacy and Toalson Reisch

Noes (4): Brown (87), Mackey, Mann and Terry

Absent (2): Baker and Nurrenbern

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 157**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Bangert, Boggs, Chappell, Lovasco, Murphy, Nickson-Clark, Riggs, Sauls, Schulte, Schwadron and Van Schoiack

Noes (1): Strickler

Absent (2): Baker and Davis

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 603**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bangert, Boggs, Chappell, Lovasco, Murphy, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (5): Baker, Davis, Nickson-Clark, Riggs and Sauls

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 1208**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bangert, Boggs, Chappell, Murphy, Nickson-Clark, Riggs, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (1): Lovasco

Absent (2): Baker and Davis

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 100**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Boggs, Gragg, Haden, Keathley, Seitz, Stinnett, Thomas and Toalson Reisch

Noes (3): Fogle, Lewis (25) and Unsicker

Absent (3): Buchheit-Courtway, Nickson-Clark and Pouche

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 885**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Boggs, Fogle, Gragg, Haden, Keathley, Lewis (25), Pouche, Seitz, Stinnett, Thomas, Toalson Reisch and Unsicker

Noes (0)

Absent (2): Buchheit-Courtway and Nickson-Clark

Committee on Higher Education, Chairman Shields reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 502** and **HB 887**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Allen, Hovis, McGirl, Proudie, Sassmann, Shields, Strickler, Toalson Reisch and Wright

Noes (0)

Absent (1): Windham

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 515**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Allen, Hovis, McGirl, Proudie, Sassmann, Shields, Strickler, Toalson Reisch and Wright

Noes (0)

Absent (1): Windham

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1214**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Adams, Amato, Bangert, Baringer, Burger, Diehl, Falkner, Hinman, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (3): Byrnes, Chappell and Lonsdale

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 393**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Brown (27), Casteel, Coleman, Cook, Dinkins, Doll, Kelly (141), Lewis (25), Matthiesen, Parker and Stinnett

Noes (0)

Absent (3): Keathley, Nickson-Clark and Roberts

Committee on Rural Community Development, Chairman Reedy reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 516**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bonacker, Burton, Busick, Gallick, Haley, Kalberloh, Lewis (25) and Reedy

Noes (0)

Absent (1): Plank

Special Committee on Public Policy, Chairman Thompson reporting:

Mr. Speaker: Your Special Committee on Public Policy, to which was referred **HB 267** and **HB 347**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (4): Houx, Kelly (141), Sauls and Thompson

Noes (0)

Absent (3): Hudson, Knight and Sharp (37)

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HJR 7** and **HJR 11**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Davidson, Deaton, Hinman, Hudson, Hurlbert, Justus, McMullen, Peters and Richey

Noes (0)

Absent (4): Butz, Lavender, Merideth and Strickler

Committee on Transportation Infrastructure, Chairman Buchheit-Courtway reporting:

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1166**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Myers, Sharpe (4) and Woods

Noes (0)

Absent (6): Amato, Bangert, Burger, Murphy, Phifer and Van Schoiack

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 694**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Appelbaum, Evans, Falkner, Hovis, Pouche, Sharp (37) and Thompson

Noes (0)

Absent (2): Buchheit-Courtway and Johnson (12)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 757**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Appelbaum, Evans, Falkner, Hovis, Pouche, Sharp (37) and Thompson

Noes (0)

Absent (2): Buchheit-Courtway and Johnson (12)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 758**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Appelbaum, Evans, Falkner, Hovis, Pouche, Sharp (37) and Thompson

Noes (0)

Absent (2): Buchheit-Courtway and Johnson (12)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 1373**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Appelbaum, Evans, Falkner, Hovis, Pouche, Sharp (37) and Thompson

Noes (0)

Absent (2): Buchheit-Courtway and Johnson (12)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 345**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (7): Appelbaum, Evans, Falkner, Hovis, Pouche, Sharp (37) and Thompson

Noes (0)

Absent (2): Buchheit-Courtway and Johnson (12)

COMMITTEE CHANGES

March 30, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Don Mayhew and Representative Dirk Deaton to the Missouri State Employee Retirement System (MOSERS) Board of Trustees.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SJR 35** entitled:

Joint resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property taxes.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#3 SB 22** entitled:

An act to repeal sections 211.031, 211.071, 217.345, and 217.690, RSMo, and to enact in lieu thereof five new sections relating to criminal procedures involving juveniles, with an emergency clause for certain sections.

Emergency clause defeated.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 56 & 61** entitled:

An act to repeal section 304.820, RSMo, and to enact in lieu thereof one new section relating to prohibitions against using electronic communication devices while operating motor vehicles, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 63** entitled:

An act to amend chapter 362, RSMo, by adding thereto one new section relating to financial institutions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 106** entitled:

An act to amend chapter 191, RSMo, by adding thereto one new section relating to patient examinations.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 115** entitled:

An act to amend chapter 340, RSMo, by adding thereto one new section relating to entities authorized to regulate the practice of veterinary medicine.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 133** entitled:

An act to repeal section 143.161, RSMo, and to enact in lieu thereof one new section relating to an income tax exemption for certain dependents.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 138** entitled:

An act to amend chapter 262, RSMo, by adding thereto one new section relating to promoting Missouri hardwood.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 155** entitled:

An act to repeal sections 21.851, 100.265, 215.020, and 262.217, RSMo, and to enact in lieu thereof four new sections relating to certain state administrative entities.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 167 & 171** entitled:

An act to repeal section 302.768, RSMo, and to enact in lieu thereof one new section relating to medical requirements for commercial vehicle operators.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 198** entitled:

An act to repeal sections 136.055, 193.265, 302.178, and 302.181, RSMo, and to enact in lieu thereof four new sections relating to the waiver of certain fees for vulnerable persons.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 213** entitled:

An act to repeal sections 210.841 and 211.221, RSMo, and to enact in lieu thereof two new sections relating to child placement.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 222** entitled:

An act to amend chapters 67 and 534, RSMo, by adding thereto two new sections relating to landlord-tenant proceedings.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 227** entitled:

An act to repeal section 565.003, RSMo, and to enact in lieu thereof one new section relating to the culpable mental state necessary for a homicide offense.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 245** entitled:

An act to repeal sections 600.042 and 600.063, RSMo, and to enact in lieu thereof two new sections relating to the office of the public defender.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 247** entitled:

An act to repeal sections 143.114, 143.124, 143.125, 169.070, 169.141, 169.560, 169.596, and 169.715, RSMo, and to enact in lieu thereof nine new sections relating to taxation.

In which the concurrence of the House is respectfully requested.

Read the first time.

The following member's presence was noted: Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 4:00 p.m., Monday, April 3, 2023.

COMMITTEE HEARINGS

BUDGET
Monday, April 3, 2023, 1:00 PM, House Hearing Room 3.
Continued discussion on HB 17, HB 18, and HB 19.

CHILDREN AND FAMILIES
Tuesday, April 4, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SS SB 82, SJR 26
Executive session will be held: HB 594

CONSERVATION AND NATURAL RESOURCES
Monday, April 3, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 50, HB 915, HB 948, HB 1020

CRIME PREVENTION AND PUBLIC SAFETY
Monday, April 3, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 3.
Public hearing will be held: HB 77, HB 302, HB 440, SS SB 24, SB 28

ELECTIONS AND ELECTED OFFICIALS
Tuesday, April 4, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 204, HB 1202
Executive session will be held: HB 783, HB 449, HB 391

FINANCIAL INSTITUTIONS
Tuesday, April 4, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: SCS SB 13, SCS SB 187, HB 968, HR 12
Executive session will be held: HB 425, HB 1210, HB 759

FISCAL REVIEW
Monday, April 3, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HB 90, HCS HB 497, HB 519, HCS HB 733, HCS HB 809, HCS HB 870, HCS HB 76, HB 196, HCS HB 657, HCS HB 675, HCS HB 939, HCS HB 1152, HB 1154
Executive session may be held on any matter referred to the committee.
Added HB 76, HB 196, HB 657, HB 675, HB 939, HB 1152, and HB 1154.
AMENDED

GENERAL LAWS
Monday, April 3, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 93, HB 248, HB 926, HB 1039, HB 1045
Room change.
CORRECTED

GENERAL LAWS
Tuesday, April 4, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SB 34, SS SCS SB 40, SS SCS SBs 45 & 90,
SS SCS SBs 119 & 120
Executive session will be held: HB 272, HB 273, HB 274, HB 628, HB 1009

HEALTH AND MENTAL HEALTH POLICY
Monday, April 3, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: SS SCS SB 41, SCR 6, HCR 10
Executive session will be held: HB 198, HB 488, HB 966, HB 652, HB 1074

JUDICIARY
Monday, April 3, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SCS SB 103, SS SCS SB 72, HB 835, HB 767, HB 941, HB 720
Executive session will be held: HB 669, HB 367, HB 721, HB 902, HB 185, HB 281

LEGISLATIVE REVIEW
Tuesday, April 4, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS HBs 1108 & 1181
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Tuesday, April 4, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 296
Executive session will be held: HB 92, HB 648, HB 1011, HB 134
Added HB 134.
AMENDED

PENSIONS
Tuesday, April 4, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 89, SB 20, SS SB 75
Executive session will be held: HB 1185

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, April 4, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: SS SCS SB 70, SS SB 116
Executive session will be held: HB 775

RULES - ADMINISTRATIVE OVERSIGHT
Monday, April 3, 2023, 1:45 PM, House Hearing Room 4.
Executive session will be held: HB 37, HB 437, HCS HB 736, HB 920, HCS HB 934
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Monday, April 3, 2023, 2:15 PM, House Hearing Room 4.
Executive session will be held: SS SB 51, HB 282, HCS HB 471, HCS HB 1165,
HCS HBs 1207 & 622
Executive session may be held on any matter referred to the committee.
Added HB 471, HB 1165, and HB 1207.
AMENDED

RULES - REGULATORY OVERSIGHT
Monday, April 3, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS HB 88, HB 1034, HCS HBs 1064 & 667, HCS HB 250, HB 716, HCS HBs 532 & 751, HCS HB 355, HB 542, HCS HB 536
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Wednesday, April 5, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1099

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, April 3, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: SS SCS SB 100

SPECIAL COMMITTEE ON HOMELAND SECURITY
Monday, April 3, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1063, SCS SCR 4

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, April 4, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1097, HB 431, HB 1076, HB 1134, SS#2 SCS SB 96, SB 47
Executive session will be held: HB 589
Added HB 589.
AMENDED

SPECIAL COMMITTEE ON TOURISM
Tuesday, April 4, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: SCR 7, SCR 8, HCR 15, HB 224, HB 530, HB 434, HB 817, HB 1051, HB 1261, HB 1376
Executive session will be held: HR 561, HR 263, HB 976

SPECIAL COMMITTEE ON URBAN ISSUES
Monday, April 3, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 34, HB 104, HB 108, HB 1325

VETERANS
Tuesday, April 4, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SS SB 139
Presentation by the President of the Missouri Law Veterans Society and the Director of the Veterans Legal Clinic.

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 5, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Presentation by Emily van Schenkhof with the Children's Trust Fund on the importance of early childhood care to the learning process and childcare issues post-COVID.

HOUSE CALENDAR

FORTY-SEVENTH DAY, MONDAY, APRIL 3, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 20 - Black

HOUSE BILLS FOR PERFECTION

HB 102 - Baringer
HCS HB 188 - Murphy
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 349 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 805 - Kalberloh
HCS HB 894 - Knight
HB 142 - Sassmann
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HB 719 - Riley
HB 703 - Haffner
HCS HBs 1108 & 1181, (Legislative Review 3/29/23) - Hicks
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 1117 - Seitz

HCS HBs 45 & 1066 - Haley
HCS HB 48 - Haley
HB 136 - Hudson
HCS HB 155 - O'Donnell
HCS HB 316 - Riggs
HB 512 - Mayhew
HCS HB 521 - Henderson
HCS HB 576 - Shields
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HCS HB 1109 - Thompson
HCS HB 1196 - Richey

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting
HCS HCR 13 - Van Schoiack
HCS HCRs 21 & 22 - Byrnes

HOUSE BILLS FOR THIRD READING

HB 995 - Baker
HCS HB 1058 - Hausman
HCS HB 986 - Murphy
HCS HB 774 - Gragg
HCS HB 443 - Marquart
HCS HB 543 - Griffith
HCS HB 733, (Fiscal Review 3/29/23) - Boggs
HCS HB 809, (Fiscal Review 3/29/23) - O'Donnell
HCS HB 90, (Fiscal Review 3/29/23) - Veit
HCS HB 497, (Fiscal Review 3/29/23) - Lewis (6)
HB 1120 - Hardwick
HCS HB 870, (Fiscal Review 3/30/23) - Shields
HB 200 - Francis
HB 1102 - Stephens
HCS HB 1263 - Brown (16)
HCS HB 779 - Bromley
HCS HB 1152, (Fiscal Review 3/30/23) - Bromley
HCS HB 939, (Fiscal Review 3/30/23) - Wilson
HCS HB 657, (Fiscal Review 3/30/23) - Smith (155)
HB 1154, (Fiscal Review 3/30/23) - Houx
HCS HB 76, (Fiscal Review 3/30/23) - Kelley (127)

HCS HBs 178, 179 & 401 - Van Schoiack
HB 196, (Fiscal Review 3/30/23) - Henderson
HB 557 - Houx
HCS HB 675, (Fiscal Review 3/30/23) - Gregory

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HB 519, (Fiscal Review 3/28/23) - Mayhew

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 906 - Haden
HB 746 - Sauls

SENATE JOINT RESOLUTIONS FOR SECOND READING

SJR 35

SENATE BILLS FOR SECOND READING

SS#3 SB 22
SS SCS SBs 56 & 61
SB 63
SS SCS SB 106
SS SB 115
SS SCS SB 133
SS SB 138
SB 155
SS SCS SBs 167 & 171
SS SB 198
SS SB 213
SS SB 222
SS SB 227
SS SB 245
SB 247

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)

CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-SEVENTH DAY, MONDAY, APRIL 3, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Steve Butz.

Dear Heavenly Father,

As we gather this afternoon in this chamber to begin a new week of work for the people we serve, we are reminded of Jesus' words. "If anyone wishes to be great, let them be the servant of all."

Humbled by those words and conscious of our own shortcomings we ask You to send Your blessing upon each of us gathered here. If we are proud, humble us. If we are tired, refresh us. If we are discouraged, renew our hope. If we are filled with joy, may we share it with those around us.

Take our shortcomings and failures and change our hearts so that we may see clearly, work effectively and love fully those we are called to serve.

May our voices echo the Benediction: Praise God from whom all blessings flow. Praise Him all creatures here below. Praise Him above ye heavenly host. Praise Father, Son and Holy Ghost.

And the House said, Amen!

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-sixth day was approved as printed.

SECOND READING OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was read the second time:

SJR 35, relating to property taxes.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS#3 SB 22, relating to criminal procedures involving juveniles, with an emergency clause for certain sections.

SS SCS SBs 56 & 61, relating to prohibitions against using electronic communication devices while operating motor vehicles, with penalty provisions.

SB 63, relating to financial institutions

SS SCS SB 106, relating to patient examinations.

SS SB 115, relating to entities authorized to regulate the practice of veterinary medicine.

SS SCS SB 133, relating to an income tax exemption for certain dependents.

SS SB 138, relating to promoting Missouri hardwood.

SB 155, relating to certain state administrative entities.

SS SCS SBs 167 & 171, relating to medical requirements for commercial vehicle operators.

SS SB 198, relating to the waiver of certain fees for vulnerable persons.

SS SB 213, relating to child placement.

SS SB 222, relating to landlord-tenant proceedings.

SS SB 227, relating to the culpable mental state necessary for a homicide offense.

SS SB 245, relating to the office of the public defender.

SB 247, relating to taxation.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 76**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 90**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 196**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 497**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 519**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 657**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fogle, Houx, Kelly (141) and Owen

Noes (1): Pollitt

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 675**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fogle, Houx, Kelly (141) and Owen

Noes (1): Pollitt

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 733**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 809**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 870**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 939**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1152**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1154**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 805, relating to outdoor advertising, was taken up by Representative Kalberloh.

Representative Kalberloh moved that the title of **HCS HB 805** be agreed to.

Representative Toalson Reisch offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 805, Page 1, In the Title, Line 3, by deleting words "outdoor advertising" and inserting in lieu thereof the words "road signage"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Toalson Reisch, **House Amendment No. 1** was adopted.

Representative Byrnes offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 805, Page 7, Section 226.550, Line 75, by inserting after all of said section and line the following:

"227.299. 1. Except as provided in subsection 7 of this section, an organization or person that seeks a bridge or highway designation on the state highway system to honor an event, place, organization, or person who has been deceased for more than two years shall petition the department of transportation by submitting the following:

(1) An application in a form prescribed by the director, describing the bridge or segment of highway for which designation is sought and the proposed name of the bridge or relevant portion of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the bridge or highway designation. The application may contain written testimony for support of the bridge or highway designation;

(2) A list of at least one hundred signatures of individuals who support the naming of the bridge or highway; and

(3) A fee to be determined by the commission to cover the costs of constructing and maintaining the proposed signs. The fee shall not exceed the cost of constructing and maintaining each sign.

2. All moneys received by the department of transportation for the construction and maintenance of bridge or highway signs on the state highway system shall be deposited in the state treasury to the credit of the state road fund.

3. The documents and fees required under this section shall be submitted to the department of transportation no later than November first prior to the next regular session of the general assembly to be approved or denied by the joint committee on transportation oversight during such legislative session.

4. The department of transportation shall give notice of any proposed bridge or highway designation on the state highway system in a manner reasonably calculated to advise the public of such proposal. Reasonable notice shall include posting the proposal for the designation on the department's official public website, and making available copies of the sign designation application to any representative of the news media or public upon request and posting the application on a bulletin board or other prominent public place which is easily accessible to the public and clearly designated for that purpose at the principal office.

5. If the memorial highway designation requested by the organization is not approved by the joint committee on transportation oversight, ninety-seven percent of the application fee shall be refunded to the requesting organization.

6. Two highway signs shall be erected for each bridge and highway designation on the state highway system processed under this section. When a named section of a highway crosses two or more county lines, consideration shall be given by the department of transportation to allow additional signage at the county lines or major intersections.

7. (1) Highway or bridge designations on the state highway system honoring fallen law enforcement officers, members of the Armed Forces killed in the line of duty, Missouri recipients of the medal of honor, emergency personnel killed while performing duties relating to their employment, or state employees killed while serving the state shall not be subject to the provisions of this section.

(2) Notwithstanding any provision of law to the contrary, beginning August 28, 2021, for designations honoring Missouri medal of honor recipients, no fees shall be assessed and all costs associated with such designations shall be funded by the department of transportation.

(3) Notwithstanding any provision of law to the contrary, beginning August 28, 2023, for designations honoring deceased Missouri veterans who died in the line of duty, Missouri members of the Armed Forces who are missing in action, deceased Missouri law enforcement officers who died in the line of duty, or deceased Missouri firefighters who died in the line of duty, no fees shall be assessed and all costs associated with such designations shall be funded by the department of transportation.

8. No bridge or portion of a highway on the state highway system may be named or designated after more than one event, place, organization, or person. Each event, place, organization, or person shall only be eligible for one bridge or highway designation.

9. Any highway signs erected for any bridge or highway designation on the state highway system under the provisions of this section shall be erected and maintained for a twenty-year period. After such period, the signs shall be subject to removal by the department of transportation and the bridge or highway may be designated to honor events, places, organizations, or persons other than the current designee. An existing highway or bridge designation processed under the provisions of this section may be retained for additional twenty-year increments if, at least one year before the designation's expiration, an application to the department of transportation is made to retain the designation along with the required documents and all applicable fees required under this section.

10. For persons honored with designations on the state highway system under this chapter after August 28, 2021, the department of transportation shall post a link on its website to biographical information of such persons.

11. The provisions of this section shall apply to bridge or highway designations sought after August 28, 2006."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Byrnes, **House Amendment No. 2** was adopted.

Representative Lovasco offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 805, Page 7, Section 226.550, Line 75, by inserting after all of said section and line the following:

"**Section 1. No political subdivision shall expend public funds on the creation or use of outdoor signage to advertise any specific ballot issue or measure. Nothing in this section shall be construed to prohibit a political subdivision from creating or using outdoor signage to generally advertise an upcoming election or encourage voter registration.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HB 805, as amended, with House Amendment No. 3, pending, was laid over.

HB 142, relating to Missouri conservation heritage foundation license plates, was taken up by Representative Sassmann.

On motion of Representative Sassmann, the title of **HB 142** was agreed to.

On motion of Representative Sassmann, **HB 142** was ordered perfected and printed.

HB 1117, relating to requirements for designating a state holiday, was taken up by Representative Seitz.

On motion of Representative Seitz, the title of **HB 1117** was agreed to.

On motion of Representative Seitz, **HB 1117** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HB 995, **HCS HB 1058**, **HCS HB 986**, **HCS HB 774**, **HCS HB 443**, **HCS HB 543**, **HCS HB 733**, **HCS HB 809**, **HCS HB 90**, **HCS HB 497**, **HB 1120**, **HCS HB 870**, **HB 200**, **HB 1102**, **HCS HB 1263**, **HCS HB 779**, **HCS HB 1152**, **HCS HB 939**, **HCS HB 657**, **HB 1154**, **HCS HB 76**, **HCS HBs 178, 179 & 401**, **HB 196**, **HB 557** and **HCS HB 675** were placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 1120, relating to commercial activity, was taken up by Representative Hardwick.

On motion of Representative Hardwick, **HB 1120** was read the third time and passed by the following vote:

AYES: 135

Allen	Amato	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Mann	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Sparks
Stacy	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Weber
West	Wilson	Woods	Wright	Mr. Speaker

NOES: 020

Adams	Anderson	Appelbaum	Bland Manlove	Bosley
Doll	Fogle	Fountain Henderson	Ingle	Lavender
Lewis 25	Mackey	Merideth	Quade	Steinhoff
Terry	Unsicker	Walsh Moore	Windham	Young

PRESENT: 000

ABSENT WITH LEAVE: 008

Aldridge	Atchison	Burnett	Cupps	Ealy
Marquart	Nickson-Clark	Smith 163		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 870, relating to tax credits for child care, was taken up by Representative Shields.

On motion of Representative Shields, **HCS HB 870** was read the third time and passed by the following vote:

AYES: 133

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Banderman	Bangert	Baringer	Barnes
Black	Bland Manlove	Bonacker	Bosley	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Clemens	Coleman
Collins	Cook	Crossley	Diehl	Dinkins
Doll	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gray	Gregory
Griffith	Haden	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Mayhew	McGaugh
McGirl	Merideth	Morse	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 46
Sparks	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 020

Baker	Billington	Boggs	Boyd	Christofanelli
Copeland	Davidson	Davis	Deaton	Gragg
Haffner	Hudson	Lovasco	McMullen	Richey
Schnelting	Stacy	Titus	Toalson Reisch	West

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Atchison	Burnett	Cupps	Ealy
Marquart	Matthiesen	Nickson-Clark	Phifer	Smith 163

VACANCIES: 000

Speaker Plocher declared the bill passed.

Representative Riley assumed the Chair.

HCS HB 675, relating to tax credits for the production of certain entertainment, was taken up by Representative Gregory.

On motion of Representative Gregory, **HCS HB 675** was read the third time and passed by the following vote:

AYES: 104

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Bangert	Baringer	Barnes	Black
Bland Manlove	Bonacker	Bosley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Casteel	Christ	Clemens
Copeland	Crossley	Diehl	Dinkins	Doll
Evans	Falkner	Fogle	Fountain Henderson	Francis
Gallick	Gray	Gregory	Griffith	Haden
Haley	Hein	Henderson	Hinman	Houx
Hovis	Hudson	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Knight	Lavender
Lewis 25	Lewis 6	Mackey	Mann	McGaugh
McGirl	Merideth	Morse	Mosley	Nurrenbern
Owen	Parker	Patterson	Peters	Plank
Pouche	Proudie	Quade	Reedy	Reuter
Riggs	Roberts	Sassmann	Sauls	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Thomas
Thompson	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 050

Baker	Banderman	Billington	Boggs	Boyd
Bromley	Byrnes	Chappell	Christofanelli	Coleman
Collins	Cook	Davidson	Davis	Deaton
Farnan	Gragg	Haffner	Hardwick	Hausman

Hicks	Hurlbert	Keathley	Kelley 127	Kelly 141
Lonsdale	Lovasco	Matthiesen	Mayhew	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Perkins
Pollitt	Richey	Riley	Sander	Schnelting
Schulte	Schwadron	Smith 163	Sparks	Stacy
Stephens	Stinnett	Titus	Toalson Reisch	West

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Atchison	Burnett	Cupps	Ealy
Marquart	Nickson-Clark	Phifer	Taylor 48	

VACANCIES: 000

Representative Riley declared the bill passed.

HB 995, relating to pet shop operations, was taken up by Representative Baker.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Baker	Banderman	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schulte	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 047

Adams	Amato	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 87	Burton	Butz	Clemens
Collins	Crossley	Doll	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mann	Merideth	Mosley

Nurrenbern	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Atchison	Brown 16	Burnett	Cupps
Ealy	Mackey	Marquart	Nickson-Clark	Phifer
Pollitt	Schnelting	Schwadron		

VACANCIES: 000

On motion of Representative Baker, **HB 995** was read the third time and passed by the following vote:

AYES: 096

Baker	Banderman	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Buchheit-Courtway
Burger	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lovasco	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
O'Donnell	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schulte	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	West	Wilson
Mr. Speaker				

NOES: 056

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Bangert	Baringer	Barnes	Bland Manlove
Bosley	Brown 27	Brown 87	Burton	Butz
Clemens	Collins	Crossley	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Jones	Lavender	Lewis 25	Lonsdale	Mackey
Mann	Merideth	Morse	Mosley	Nurrenbern
Oehlerking	Plank	Proudie	Quade	Sander
Sauls	Schnelting	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Waller
Walsh Moore	Weber	Windham	Woods	Wright
Young				

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Atchison	Brown 16	Burnett	Cupps
Doll	Ealy	Marquart	Nickson-Clark	Phifer
Schwadron				

VACANCIES: 000

Representative Riley declared the bill passed.

HCS HB 1058, relating to the prevention of child abductions, was taken up by Representative Hausman.

On motion of Representative Hausman, **HCS HB 1058** was read the third time and passed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Atchison	Burnett	Cupps	Ealy
Gragg	Marquart	Nickson-Clark	Phifer	

VACANCIES: 000

Representative Riley declared the bill passed.

HCS HB 986, relating to libraries, was taken up by Representative Murphy.

On motion of Representative Murphy, **HCS HB 986** was read the third time and passed by the following vote:

AYES: 123

Allen	Amato	Aune	Baker	Banderman
Baringer	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Buchheit-Courtway
Burger	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Collins	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Evans	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Johnson 12
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale
Lovasco	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 012

Adams	Bosley	Brown 27	Butz	Fountain Henderson
Gray	Mosley	Phifer	Steinhoff	Terry
Unsicker	Windham			

PRESENT: 020

Anderson	Appelbaum	Bangert	Barnes	Bland Manlove
Brown 87	Burton	Clemens	Crossley	Ingle
Johnson 23	Lewis 25	Mackey	Mann	Proudie
Quade	Walsh Moore	Weber	Woods	Young

ABSENT WITH LEAVE: 008

Aldridge	Atchison	Burnett	Cupps	Ealy
Marquart	Nickson-Clark	Reuter		

VACANCIES: 000

Representative Riley declared the bill passed.

Speaker Plocher resumed the Chair.

HCS HB 774, relating to cave inspection fees, was taken up by Representative Gragg.

On motion of Representative Gragg, **HCS HB 774** was read the third time and passed by the following vote:

AYES: 146

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Butz
Byrnes	Casteel	Chappell	Christ	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Davidson	Deaton	Diehl	Dinkins	Doll
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Matthiesen	Mayhew	McGaugh	McGirl	Merideth
Morse	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 008

Boyd	Busick	Christofanelli	Davis	Lovasco
McMullen	Smith 163	Toalson Reisch		

PRESENT: 001

Windham

ABSENT WITH LEAVE: 008

Aldridge	Atchison	Bland Manlove	Burnett	Cupps
Ealy	Marquart	Nickson-Clark		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 543, relating to the towing of vehicles, was taken up by Representative Griffith.

On motion of Representative Griffith, **HCS HB 543** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Copeland	Crossley	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lonsdale
Lovasco	Mackey	Mann	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 003

Cook	Gray	Reuter

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Atchison	Burnett	Cupps	Ealy
Lewis 6	Marquart	Nickson-Clark	Walsh Moore	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 733, relating to the expanding public sector career opportunities act, was taken up by Representative Boggs.

HCS HB 733 was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 38 - Emerging Issues
HB 51 - General Laws
HB 55 - Emerging Issues
HB 57 - Special Committee on Government Accountability
HB 69 - Corrections and Public Institutions
HB 73 - Judiciary
HB 74 - General Laws
HB 82 - Judiciary
HB 96 - Health and Mental Health Policy
HB 98 - Utilities
HB 111 - Elementary and Secondary Education
HB 116 - Elementary and Secondary Education
HB 127 - Special Committee on Government Administration
HB 143 - Special Committee on Small Business
HB 153 - Crime Prevention and Public Safety
HB 158 - Elementary and Secondary Education
HB 166 - Special Committee on Homeland Security
HB 175 - Professional Registration and Licensing
HB 259 - Special Committee on Tax Reform
HB 265 - Emerging Issues
HB 275 - General Laws
HB 278 - General Laws
HB 309 - Local Government
HB 338 - Government Efficiency and Downsizing
HB 340 - Crime Prevention and Public Safety
HB 346 - Crime Prevention and Public Safety
HB 363 - Crime Prevention and Public Safety
HB 418 - Rural Community Development
HB 426 - Elementary and Secondary Education

REFERRAL OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolutions were referred to the Committee indicated:

SS SJR 3 - Ways and Means
SJR 35 - Special Committee on Tax Reform

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#3 SB 22 - Judiciary
SS SB 23 - Emerging Issues
SB 63 - Financial Institutions
SS SCS SB 106 - Health and Mental Health Policy
SS SB 115 - Government Efficiency and Downsizing
SS SCS SB 133 - Ways and Means
SS SB 138 - Economic Development
SB 155 - General Laws
SS SCS SBs 167 & 171 - Professional Registration and Licensing
SS SB 198 - Children and Families
SS SB 213 - Children and Families
SS SB 222 - Special Committee on Small Business
SS SB 227 - Judiciary
SS SB 245 - Judiciary
SB 247 - Special Committee on Tax Reform

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Haffner reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1044**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Boyd, Brown (149), Busick, Diehl, Farnan, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker and Pollitt

Noes (5): Clemens, Fountain Henderson, Weber, Woods and Young

Absent (2): Plank and Van Schoiack

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1052**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Boyd, Brown (149), Busick, Diehl, Farnan, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker and Pollitt

Noes (5): Clemens, Fountain Henderson, Weber, Woods and Young

Absent (2): Plank and Van Schoiack

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 342**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Boggs, Fogle, Gragg, Haden, Keathley, Lewis (25), Pouche, Seitz, Stinnett, Thomas, Toalson Reisch and Unsicker

Noes (0)

Absent (2): Buchheit-Courtway and Nickson-Clark

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 464**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Boggs, Gragg, Haden, Keathley, Pouche, Seitz, Stinnett, Thomas and Toalson Reisch

Noes (3): Fogle, Lewis (25) and Unsicker

Absent (2): Buchheit-Courtway and Nickson-Clark

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 1128**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Boggs, Fogle, Gragg, Haden, Keathley, Lewis (25), Pouche, Seitz, Stinnett, Thomas, Toalson Reisch and Unsicker

Noes (0)

Absent (2): Buchheit-Courtway and Nickson-Clark

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 1141**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Davidson, Deaton, Hinman, Hudson, Hurlbert, Justus, McMullen, Peters and Richey

Noes (0)

Absent (4): Butz, Lavender, Merideth and Strickler

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 1144**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Davidson, Deaton, Hinman, Hudson, Hurlbert, Justus, McMullen, Peters and Richey

Noes (0)

Absent (4): Butz, Lavender, Merideth and Strickler

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 1252**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Davidson, Deaton, Hinman, Hudson, Hurlbert, Justus, McMullen, Peters and Richey

Noes (0)

Absent (4): Butz, Lavender, Merideth and Strickler

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 282**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Burger, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (2): Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 471**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bosley, Burger, Knight, McGirl, Owen, Schnelting and Unsicker

Noes (1): Lavender

Absent (2): Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 1207 & 622**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bosley, Burger, Knight, Lavender, McGirl, Owen and Schnelting

Noes (1): Unsicker

Absent (2): Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 51**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Burger, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (2): Buchheit-Courtway and Hudson

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 88**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Strickler

Noes (0)

Absent (3): Cupps, Evans and Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 250**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Strickler

Noes (0)

Absent (3): Cupps, Evans and Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 355**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Strickler

Noes (0)

Absent (3): Cupps, Evans and Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 532 & 751**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Strickler

Noes (0)

Absent (3): Cupps, Evans and Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 536**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Gregory, Haffner, O'Donnell and Riley

Noes (3): Ingle, Proudie and Strickler

Absent (3): Cupps, Evans and Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 542**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Strickler

Noes (0)

Absent (3): Cupps, Evans and Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1034**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Gregory, Haffner, Ingle, O'Donnell, Proudie and Riley

Noes (1): Strickler

Absent (3): Cupps, Evans and Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 1064 & 667**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Strickler

Noes (0)

Absent (3): Cupps, Evans and Roberts

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 232 - Rules - Administrative Oversight
HCS HBs 267 & 347 - Rules - Legislative Oversight
HB 293 - Rules - Regulatory Oversight
HB 770 - Rules - Legislative Oversight
HB 822 - Rules - Regulatory Oversight
HB 836 - Rules - Administrative Oversight
HCS HB 1129 - Rules - Legislative Oversight
HCS HB 1214 - Rules - Legislative Oversight

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, April 4, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, April 4, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SS SB 82, SJR 26
Executive session will be held: HB 594

ECONOMIC DEVELOPMENT
Wednesday, April 5, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SS SCS SBs 3 & 69, SS SCS SBs 94, 52, 57, 58 & 67, HB 1298

ELECTIONS AND ELECTED OFFICIALS
Tuesday, April 4, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 204, HB 1202
Executive session will be held: HB 783, HB 449, HB 391

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 5, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 492, HB 1163, HB 821, HB 843, HB 901, HB 946
Executive session will be held: HB 558, HB 49, HB 350, HB 633

EMERGING ISSUES
Wednesday, April 5, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1293
Executive session will be held: HB 249, HB 109, HB 602, HB 712, HB 912, HB 929, HJR 23

FINANCIAL INSTITUTIONS
Tuesday, April 4, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: SCS SB 13, SCS SB 187, HB 968, HR 12
Executive session will be held: HB 425, HB 1210, HB 759

GENERAL LAWS
Tuesday, April 4, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SB 34, SS SCS SB 40, SS SCS SBs 45 & 90, SS SCS SBs 119 & 120
Executive session will be held: HB 272, HB 273, HB 274, HB 628, HB 1009

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, April 5, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 310, HB 311, HB 312, HB 313, HB 317, HB 735, HB 737
Executive session will be held: HB 246, HB 646, HB 823, HB 1295

INSURANCE POLICY
Wednesday, April 5, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SB 101, SS SB 181

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Thursday, April 6, 2023, 1:00 PM or upon adjournment of both Chambers (whichever is later), Joint Hearing Room (117).
Agenda: Approve minutes, Director's report, attending hearings for informational purposes, current legislation involving rulemaking, periodic review of rules, ratify authorities, elections. Portions of this meeting may be closed pursuant to Section 610.022.2 relating to closed meetings and Section 610.021 (3) relating to personnel matters and Section 610.021 (1) relating to communications between a public governmental body and its attorney.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

LEGISLATIVE REVIEW
Tuesday, April 4, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HCS HBs 1108 & 1181
Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT
Tuesday, April 4, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 296
Executive session will be held: HB 92, HB 648, HB 1011, HB 134
Added HB 134.
AMENDED

PENSIONS
Tuesday, April 4, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HB 89, SB 20, SS SB 75
Executive session will be held: HB 1185

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, April 4, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SCS SB 70, SS SB 116
Executive session will be held: HB 775

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Wednesday, April 5, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1099

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, April 5, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SB 186
Executive session will be held: HB 654, HB 1394, HJR 66
CANCELLED

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, April 4, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1097, HB 431, HB 1076, HB 1134, SS#2 SCS SB 96, SB 47
Executive session will be held: HB 589
Added HB 589.
AMENDED

SPECIAL COMMITTEE ON TOURISM
Tuesday, April 4, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: SCR 7, SCR 8, HCR 15, HB 224, HB 530, HB 434, HB 817, HB 1051, HB 1261, HB 1376
Executive session will be held: HR 561, HR 263, HB 976

VETERANS
Tuesday, April 4, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SS SB 139
Presentation by the President of the Missouri Law Veterans Society and the Director of the Veterans Legal Clinic.

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 5, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Presentation by Emily van Schenkhof with the Children's Trust Fund on the importance of early childhood care to the learning process and childcare issues post-COVID.

HOUSE CALENDAR

FORTY-EIGHTH DAY, TUESDAY, APRIL 4, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 20 - Black

HOUSE BILLS FOR PERFECTION

HB 102 - Baringer
HCS HB 188 - Murphy
HB 212 - Smith (46)
HCS HB 271 - Riley

HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 349 - Christofanelli
HCS HB 88 - Veit
HCS HBs 119, 372, 382, 420, 550 & 693 - Perkins
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HB 282 - Schnelting
HCS HB 336 - Boggs
HB 345 - McGirl
HCS HB 355 - Davidson
HCS HBs 404 & 501 - Haden
HCS HB 424 - Perkins
HCS HB 471 - Black
HCS HBs 532 & 751 - Mayhew
HCS HB 536 - Keathley
HB 542 - Haden
HCS HB 580 - Houx
HB 782 - McGaugh
HCS HB 1023 - Diehl
HB 1028 - Smith (155)
HB 1034 - McMullen
HCS HBs 1064 & 667 - Baker
HCS HBs 1207 & 622 - Cook

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 805, as amended, with HA 3, pending - Kalberloh
HCS HB 894 - Knight
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HB 719 - Riley
HB 703 - Haffner
HCS HBs 1108 & 1181, (Legislative Review 3/29/23) - Hicks
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HBs 45 & 1066 - Haley

HCS HB 48 - Haley
HB 136 - Hudson
HCS HB 155 - O'Donnell
HCS HB 316 - Riggs
HB 512 - Mayhew
HCS HB 521 - Henderson
HCS HB 576 - Shields
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HCS HB 1109 - Thompson
HCS HB 1196 - Richey

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting
HCS HCR 13 - Van Schoiack
HCS HCRs 21 & 22 - Byrnes

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HB 519 - Mayhew
HCS HB 443 - Marquart
HCS HB 733 - Boggs
HCS HB 809 - O'Donnell
HCS HB 90 - Veit
HCS HB 497 - Lewis (6)
HB 200 - Francis
HB 1102 - Stephens
HCS HB 1263 - Brown (16)
HCS HB 779 - Bromley
HCS HB 1152 - Bromley
HCS HB 939 - Wilson
HCS HB 657 - Smith (155)
HB 1154 - Houx
HCS HB 76 - Kelley (127)
HCS HBs 178, 179 & 401 - Van Schoiack
HB 196 - Henderson
HB 557 - Houx

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 906 - Haden
HB 746 - Sauls

SENATE BILLS FOR THIRD READING

SS SB 51 - Shields

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-EIGHTH DAY, TUESDAY, APRIL 4, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Jamie Gragg.

Father, we come to You from many different places this morning. Some of us are full of energy and ready to take on the day. Others are tired and ready to go home. Some are overloaded and stressed while others, with childlike curiosity, may be looking forward to what comes next. Whether we are torn, beaten down, weary, frustrated, or even still excited for the opportunity we have been given here, we know You are with us. Like the great Father You are, You desire us to come to You, and right now I come to You and ask for Your hands to cover this building, this chamber and each and every heart. We still have six long weeks left and the people of this great state are counting on us. We cannot do it alone. We need You as our guide.

God, not our will, but Your will be done. That is what we need, and this is what we want. Give us Your will, nothing more, nothing less, nothing else.

And all God's people said, Amen!

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Lincoln Samuel Buxton.

The Journal of the forty-seventh day was approved as printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 703, relating to initiative petitions and referendums, was taken up by Representative Haffner.

On motion of Representative Haffner, the title of **HB 703** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Lewis 6
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Black	Bland Manlove	Burnett	Cupps
Knight	Lonsdale	Merideth	Pouche	Stephens

VACANCIES: 000

On motion of Representative Haffner, **HB 703** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

Representative Houx, having voted on the prevailing side, moved that the vote by which **HB 1154, as amended**, was perfected and printed be reconsidered.

Which motion was adopted by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Davidson	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Lavender	Lewis 25	Lewis 6
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Bland Manlove	Bosley	Burnett	Cupps
Knight	Lonsdale	Merideth	Pouche	Schwadron
Smith 163				

VACANCIES: 000

Representative Houx, having voted on the prevailing side, moved that the vote by which **House Amendment No. 1** to **HB 1154** was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 152

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Davidson
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Lavender	Lewis 25
Lewis 6	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bland Manlove	Burnett	Cupps	Knight
Lonsdale	Merideth	Pouche	Stephens	Toalson Reisch

VACANCIES: 000

HB 1154, with House Amendment No. 1, pending, was laid over.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 136, relating to student associations at public institutions of higher learning, was taken up by Representative Hudson.

On motion of Representative Hudson, the title of **HB 136** was agreed to.

Representative O'Donnell assumed the Chair.

On motion of Representative Hudson, **HB 136** was ordered perfected and printed.

HCS HB 576, relating to the offense of interference with the transportation of livestock, was taken up by Representative Shields.

On motion of Representative Shields, the title of **HCS HB 576** was agreed to.

Representative Shields offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 576, Page 2, Section 578.156, Line 22, by inserting after the word "**agency**" the following:

"**or an employee or agent of the department of agriculture acting under section 267.645**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 1** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Atchison	Baker	Banderman	Black
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 046

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Amato	Bangert	Billington	Bland Manlove
Boggs	Burnett	Cupps	Merideth	Proudie
Stephens				

VACANCIES: 000

On motion of Representative Shields, **HCS HB 576, as amended**, was adopted.

On motion of Representative Shields, **HCS HB 576, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 196, relating to the department of corrections, was taken up by Representative Henderson.

On motion of Representative Henderson, **HB 196** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey

Mann	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Peters	Phifer	Plank
Pollitt	Pouche	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Bland Manlove	Boggs	Burnett	Cupps
McGaugh	Merideth	Perkins	Proudie	Smith 163

VACANCIES: 000

Representative O'Donnell declared the bill passed.

HB 519, relating to the motor fuel tax exemption, was taken up by Representative Mayhew.

Speaker Plocher resumed the Chair.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt

Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 007

Aldridge	Bland Manlove	Burnett	Cupps	Hovis
Merideth	Smith 163			

VACANCIES: 000

On motion of Representative Mayhew, **HB 519** was read the third time and passed by the following vote:

AYES: 100

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Farnan	Francis
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Matthiesen	Mayhew	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Titus	Toalson Reisch	Van Schoiack	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 040

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Collins	Doll	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Mosley	Nickson-Clark	Phifer	Plank	Quade
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 018

Buchheit-Courtway	Burger	Clemens	Crossley	Ealy
Falkner	Gallick	Marquart	McGaugh	Nurrenbern
Proudie	Sauls	Sharp 37	Shields	Smith 46
Stephens	Thompson	Veit		

ABSENT WITH LEAVE: 005

Aldridge	Bland Manlove	Burnett	Cupps	Merideth

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 809, relating to financial affairs, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, **HCS HB 809** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter

Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 005

Bosley	Johnson 23	Lewis 25	Merideth	Windham

PRESENT: 000

ABSENT WITH LEAVE: 005

Aldridge	Bland Manlove	Burnett	Cupps	Phifer

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 90, relating to court operations, was taken up by Representative Veit.

On motion of Representative Veit, **HCS HB 90** was read the third time and passed by the following vote:

AYES: 158

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron

Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 001

Windham

ABSENT WITH LEAVE: 004

Aldridge	Bland Manlove	Burnett	Cupps

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 497, relating to public schools, was taken up by Representative Lewis (6).

Representative Atchison assumed the Chair.

On motion of Representative Lewis (6), **HCS HB 497** was read the third time and passed by the following vote:

AYES: 145

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Clemens	Coleman	Cook
Copeland	Crossley	Davidson	Deaton	Diehl
Dinkins	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 6	Lonsdale	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
Morse	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46

Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 005

Christofanelli	Davis	Lovasco	McMullen	Windham

PRESENT: 010

Bland Manlove	Collins	Doll	Johnson 12	Lewis 25
Merideth	Nickson-Clark	Phifer	Proudie	Weber

ABSENT WITH LEAVE: 003

Aldridge	Burnett	Cupps

VACANCIES: 000

Representative Atchison declared the bill passed.

HB 200, relating to the German heritage corridor of Missouri, was taken up by Representative Francis.

On motion of Representative Francis, **HB 200** was read the third time and passed by the following vote:

AYES: 126

Allen	Amato	Atchison	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Ealy	Evans	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Stinnett	Strickler	Taylor 48	Taylor 84	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 006

Adams	Bland Manlove	Gray	Lavender	Mackey
Mosley				

PRESENT: 027

Anderson	Appelbaum	Aune	Bosley	Brown 87
Clemens	Collins	Doll	Fountain Henderson	Hein
Johnson 12	Johnson 23	Lewis 25	Mann	Merideth
Nickson-Clark	Nurrenbern	Proudie	Quade	Steinhoff
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

ABSENT WITH LEAVE: 004

Aldridge	Burnett	Cupps	Stephens

VACANCIES: 000

Representative Atchison declared the bill passed.

HCS HB 76, relating to the Career-Tech Certificate program, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), **HCS HB 76** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Davidson	Davis	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155

Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 005

Bland Manlove	Bosley	Collins	Proudie	Windham

ABSENT WITH LEAVE: 007

Aldridge	Burnett	Cupps	Deaton	Hinman
Stephens	West			

VACANCIES: 000

Representative Atchison declared the bill passed.

Speaker Plocher resumed the Chair.

PERFECTION OF HOUSE BILLS

Representative Davidson moved that **HCS HB 355** be committed to the Committee on Legislative Review.

Which motion was adopted.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 9**.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 10**.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HBs 115 & 99** entitled:

An act to repeal sections 195.070, 334.036, 334.100, 334.104, 334.506, 334.613, 335.016, 335.019, 335.036, 335.046, 335.051, 335.056, 335.076, 335.086, 335.175, 337.510, and 338.010, RSMo, and to enact in lieu thereof nineteen new sections relating to licensing of health care professionals.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS HCS HBs 115 & 99 - Fiscal Review
HB 432 - Special Committee on Government Administration
HB 474 - Crime Prevention and Public Safety
HB 477 - Judiciary
HB 486 - Emerging Issues
HB 527 - Transportation Infrastructure
HB 533 - Emerging Issues
HB 637 - Utilities
HB 656 - Elections and Elected Officials
HB 726 - General Laws
HB 745 - Transportation Infrastructure
HB 747 - General Laws
HB 748 - Agriculture Policy
HB 754 - Ways and Means
HB 765 - Crime Prevention and Public Safety
HB 773 - Healthcare Reform
HB 801 - Emerging Issues
HB 806 - Elementary and Secondary Education
HB 813 - Children and Families
HB 814 - Local Government
HB 820 - Healthcare Reform
HB 834 - Elections and Elected Officials
HB 837 - Judiciary
HB 844 - Elementary and Secondary Education
HB 860 - Healthcare Reform
HB 867 - Pensions
HB 888 - Children and Families
HB 914 - Elementary and Secondary Education
HB 922 - Financial Institutions
HB 928 - Utilities
HB 945 - Ways and Means
HB 952 - Judiciary
HB 1001 - Judiciary
HB 1002 - Special Committee on Tax Reform
HB 1013 - Local Government

HB 1018 - Workforce and Infrastructure Development
HB 1054 - Local Government
HB 1062 - Special Committee on Tax Reform
HB 1071 - Utilities
HB 1073 - Children and Families
HB 1089 - Local Government
HB 1090 - Emerging Issues
HB 1098 - Health and Mental Health Policy
HB 1209 - Professional Registration and Licensing
HB 1286 - Health and Mental Health Policy
HB 1345 - Economic Development
HB 1357 - Utilities

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 594**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Committee on Corrections and Public Institutions, Chairman Veit reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 513**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Collins, Dinkins, Morse, Perkins, Sander, Stacy, Terry, Thomas and Veit

Noes (0)

Absent (1): Fountain Henderson

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 485**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Jones and Schnelting

Noes (4): Aune, Johnson (12), Mann and Smith (46)

Absent (0)

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 198**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Amato, Appelbaum, Clemens, Cook, Doll, Griffith, Kelley (127), Lewis (25), Peters, Stephens and Wright

Noes (2): Davis and Thomas

Absent (1): Schwadron

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 652**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Amato, Appelbaum, Clemens, Cook, Davis, Doll, Griffith, Kelley (127), Lewis (25), Peters, Stephens, Thomas and Wright

Noes (0)

Absent (1): Schwadron

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 966**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Amato, Appelbaum, Clemens, Cook, Davis, Doll, Griffith, Kelley (127), Lewis (25), Peters, Stephens, Thomas and Wright

Noes (0)

Absent (1): Schwadron

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1074**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Amato, Appelbaum, Clemens, Cook, Doll, Griffith, Lewis (25), Peters, Stephens and Wright

Noes (3): Davis, Kelley (127) and Thomas

Absent (1): Schwadron

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 185** and **HB 281**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Anderson, Christ, Copeland, Davis, Evans, Hicks, Parker, Sauls, Sharpe (4), Smith (46), Sparks and Veit

Noes (0)

Absent (2): Black and Mackey

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 367**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Anderson, Christ, Copeland, Davis, Evans, Hicks, Parker, Sauls, Sharpe (4), Smith (46), Sparks and Veit

Noes (0)

Absent (2): Black and Mackey

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 669**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Anderson, Christ, Copeland, Davis, Evans, Hicks, Parker, Sauls, Sharpe (4), Smith (46), Sparks and Veit

Noes (0)

Absent (2): Black and Mackey

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 721**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Christ, Copeland, Evans, Hicks, Parker, Sharpe (4), Sparks and Veit

Noes (4): Anderson, Davis, Sauls and Smith (46)

Absent (2): Black and Mackey

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 902**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Christ, Copeland, Davis, Evans, Hicks, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (0)

Present (1): Smith (46)

Absent (2): Black and Mackey

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 92**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Adams, Amato, Bangert, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (1): Lonsdale

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 134**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Adams, Amato, Bangert, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (1): Lonsdale

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 648**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Adams, Amato, Bangert, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (1): Lonsdale

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1011**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Adams, Amato, Bangert, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (1): Lonsdale

Committee on Utilities, Chairman Bromley reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 697**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Atchison, Banderman, Black, Bromley, Byrnes, Falkner, Ingle, Johnson (23), Lonsdale, McMullen, Schulte and Weber

Noes (0)

Absent (2): Keathley and Taylor (84)

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 891**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Atchison, Banderman, Black, Bromley, Byrnes, Falkner, Ingle, Johnson (23), Lonsdale, McMullen, Schulte and Weber

Noes (0)

Absent (2): Keathley and Taylor (84)

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1143**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Atchison, Banderman, Bromley, Byrnes, Falkner, Ingle, Johnson (23), Keathley, Lonsdale, McMullen, Schulte and Weber

Noes (0)

Absent (2): Black and Taylor (84)

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Haden, Houx, Mackey, Myers and Smith (46)

Noes (2): Baker and Bland Manlove

Absent (1): Griffith

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 437**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Copeland, Francis, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Griffith

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 736**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Copeland, Francis, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Griffith

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 920**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Copeland, Francis, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Griffith

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 934**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Copeland, Francis, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Griffith

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 716**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Strickler

Noes (0)

Absent (3): Cupps, Evans and Roberts

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 106 - Rules - Regulatory Oversight
HCS HB 157 - Rules - Legislative Oversight
HCS HB 342 - Rules - Administrative Oversight
HB 353 - Rules - Regulatory Oversight
HB 571 - Rules - Legislative Oversight

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, April 5, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, April 6, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SB 109, HB 925, HB 653

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, April 6, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 392, HB 1367
Executive session will be held: HB 77, HB 187, HB 302, HB 440, HB 570, SS SB 24, SB 28

ECONOMIC DEVELOPMENT
Wednesday, April 5, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SS SCS SBs 3 & 69, SS SCS SBs 94, 52, 57, 58 & 67, HB 1298

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 5, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 492, HB 1163, HB 821, HB 843, HB 901, HB 946
Executive session will be held: HB 350, HB 633
Removed HB 49.
AMENDED

EMERGING ISSUES
Wednesday, April 5, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1293
Executive session will be held: HB 249, HB 109, HB 602, HB 712, HB 912, HB 929, HJR 23

FISCAL REVIEW
Thursday, April 6, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: SS HCS HBs 115 & 99
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, April 5, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 310, HB 311, HB 312, HB 313, HB 317, HB 735, HB 737
Executive session will be held: HB 246, HB 646, HB 823, HB 1295

HIGHER EDUCATION
Wednesday, April 5, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 1173, HB 1287

INSURANCE POLICY
Wednesday, April 5, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SB 101, SS SB 181

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Thursday, April 6, 2023, 1:00 PM or upon adjournment of both Chambers (whichever is later),
Joint Hearing Room (117).
Agenda: approve minutes, director's report, attending hearings for informational purposes, current legislation involving rulemaking, periodic review of rules, ratify authorities, elections. Portions of this meeting may be closed pursuant to Section 610.022.2 relating to closed meetings and Section 610.021 (3) relating to personnel matters and Section 610.021 (1) relating to communications between a public governmental body and its attorney.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

RULES - LEGISLATIVE OVERSIGHT
Thursday, April 6, 2023, 8:30 AM, House Hearing Room 4.
Executive session will be held: HCS HBs 267 & 347, HB 770, HCS HB 1129, HCS HB 1165, HCS HB 1214, HB 1366
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Wednesday, April 5, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1099

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, April 6, 2023, 8:30 AM, House Hearing Room 1.
Executive session will be held: SCS SCR 4

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, April 5, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SB 186
Executive session will be held: HB 654, HB 1394, HJR 66
CANCELLED

SPECIAL COMMITTEE ON URBAN ISSUES
Wednesday, April 5, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 34, HB 104, HB 108, HB 1325

TRANSPORTATION INFRASTRUCTURE
Wednesday, April 5, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 624, SCR 3
Executive session will be held: HB 1035, HB 711, HB 1193, HB 734, HB 1067, SS SCS SB 127

WAYS AND MEANS
Thursday, April 6, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SS SCS SB 133, SS SJR 3
Executive session will be held: HB 1194
Added HB 1194.
AMENDED

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 5, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Presentation by Emily van Schenkhof with the Children's Trust Fund on the importance of early childhood care to the learning process and childcare issues post-COVID.

HOUSE CALENDAR

FORTY-NINTH DAY, WEDNESDAY, APRIL 5, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 20 - Black

HOUSE BILLS FOR PERFECTION

HB 102 - Baringer
HCS HB 188 - Murphy
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 349 - Christofanelli
HCS HB 88 - Veit
HCS HBs 119, 372, 382, 420, 550 & 693 - Perkins
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HB 282 - Schnelting
HCS HB 336 - Boggs
HB 345 - McGirl
HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HBs 404 & 501 - Haden
HCS HB 424 - Perkins
HCS HB 471 - Black
HCS HBs 532 & 751 - Mayhew
HCS HB 536 - Keathley
HB 542 - Haden
HCS HB 580 - Houx
HB 782 - McGaugh
HCS HB 1023 - Diehl
HB 1028 - Smith (155)
HB 1034 - McMullen
HCS HBs 1064 & 667 - Baker
HCS HBs 1207 & 622 - Cook

HB 37 - Billington
HB 437 - Banderman
HB 716 - Kelly (141)
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HB 934 - Hovis

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 805, as amended, with HA 3, pending - Kalberloh
HCS HB 894 - Knight
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HB 719 - Riley
HCS HBs 1108 & 1181, (Legislative Review 3/29/23) - Hicks
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HBs 45 & 1066 - Haley
HCS HB 48 - Haley
HCS HB 155 - O'Donnell
HCS HB 316 - Riggs
HB 512 - Mayhew
HCS HB 521 - Henderson
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HCS HB 1109 - Thompson
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting
HCS HCR 13 - Van Schoiack
HCS HCRs 21 & 22 - Byrnes

HOUSE BILLS FOR THIRD READING

HB 142 - Sassmann
HB 1117 - Seitz

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HB 443 - Marquart
HCS HB 733 - Boggs
HB 1102 - Stephens
HCS HB 1263 - Brown (16)
HCS HB 779 - Bromley
HCS HB 1152 - Bromley
HCS HB 939 - Wilson
HCS HB 657 - Smith (155)
HCS HBs 178, 179 & 401 - Van Schoiack
HB 557 - Houx

HOUSE BILLS FOR THIRD READING - CONSENT

HCS HB 906 - Haden
HB 746 - Sauls

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 9
SCR 10

SENATE BILLS FOR THIRD READING

SS SB 51 - Shields

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99, (Fiscal Review 4/4/23) - Shields

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)

CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FORTY-NINTH DAY, WEDNESDAY, APRIL 5, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"You will see Me and find Me; when you seek Me with all your heart." (Jeremiah 29:13)

O Lord, our God, who is constantly calling upon us to walk in Your ways, to know Your truth and live Your life, grant that the spirit of our prayer this morning may be acceptable to You and our hearts be in harmony with Your holy will.

Help us to carefully consider our pilgrimage upon this earth, to measure the deeds of the past by our devotion to the present and our dedication for the future. When we think of what we could have done had we given ourselves wholly to You, we feel humble and are heartily sorry for our misdoings and miscalculations.

In reverence we come to You again and lay our supplications before You. Help us to right the wrongs we have done to others and give us grace to forgive those who wrong us. Enlighten our minds with truth, enlarge our hearts with love and enlist us in the struggle for cooperation and understanding in our state of Missouri.

Today, may our prayer fly to You on eagle's wings!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Kaydence Rose Henry, Charlie Tvrdy, Luke Tvrdy, Davey Tvrdy, Haydn Fong, Connor Hinkle, Charles Jackson, Jackson Lamb, Brady Legenza, Reid Shaffer, Arlo Spallo, Terrence Baldwin, Theodore Boesen, Sullivan Caldwell, Benjamin Curry, Frederick Dreiling, George Ebberts.

The Journal of the forty-eighth day was approved as printed.

HOUSE RESOLUTIONS

Representative Banderman offered House Resolution No. 1815.
Representative Christofanelli offered House Resolution No. 1816.
Representative Sander offered House Resolution No. 1817.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 9, relating to chronic kidney disease awareness.

SCR 10, relating to an independent audit of the State Auditor's office.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 557, relating to deceased persons, was taken up by Representative Houx.

On motion of Representative Houx, **HB 557** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Appelbaum	Bangert	Burnett	Collins
Cupps	Hardwick	Morse	Oehlerking	Sharp 37
Shields	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 443, relating to motor vehicle safety, was taken up by Representative Marquart.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Keathley	Kelley 127	Kelly 141	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 046

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burton
Butz	Clemens	Collins	Crossley	Doll
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 011

Aldridge	Appelbaum	Bland Manlove	Burnett	Christofanelli
Cupps	Ealy	Kalberloh	Knight	Oehlerking
Windham				

VACANCIES: 000

On motion of Representative Marquart, **HCS HB 443** was read the third time and passed by the following vote:

AYES: 123

Adams	Allen	Amato	Anderson	Aune
Banderman	Bangert	Baringer	Barnes	Black
Bland Manlove	Bonacker	Bosley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Butz	Casteel	Chappell	Christ	Christofanelli
Clemens	Collins	Cook	Copeland	Crossley
Diehl	Dinkins	Doll	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kelley 127	Knight	Lavender	Lewis 25	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Riggs	Riley
Roberts	Sassmann	Schulte	Schwadron	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thompson	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	Woods
Wright	Young	Mr. Speaker		

NOES: 028

Baker	Billington	Boggs	Boyd	Bromley
Busick	Coleman	Davidson	Davis	Deaton
Hausman	Hudson	Keathley	Kelly 141	Lonsdale
Murphy	Richey	Sander	Schnelting	Seitz
Smith 163	Sparks	Stacy	Thomas	Titus
Toalson Reisch	West	Wilson		

PRESENT: 001

Atchison

ABSENT WITH LEAVE: 011

Aldridge	Appelbaum	Burnett	Byrnes	Cupps
Ealy	Kalberloh	Lewis 6	Oehlerking	Sauls
Windham				

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 1102, relating to the labeling of prescriptions, was taken up by Representative Stephens.

On motion of Representative Stephens, **HB 1102** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Atchison
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 001

Voss

PRESENT: 001

Mayhew

ABSENT WITH LEAVE: 010

Aldridge	Appelbaum	Aune	Burnett	Cupps
Ealy	Hardwick	Kalberloh	Oehlerking	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 1263, relating to protecting Missouri's economy during a shutdown order, was taken up by Representative Brown (16).

On motion of Representative Brown (16), **HCS HB 1263** was read the third time and passed by the following vote:

AYES: 141

Aldridge	Allen	Amato	Atchison	Aune
Baker	Banderman	Bangert	Barnes	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 009

Adams	Anderson	Doll	Fogle	Ingle
Lavender	Lewis 25	Quade	Walsh Moore	

PRESENT: 005

Baringer	Bland Manlove	Brown 87	Merideth	Weber

ABSENT WITH LEAVE: 008

Appelbaum	Bosley	Burnett	Cupps	Ealy
Hardwick	Oehlerking	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 779, relating to the department of natural resources, was taken up by Representative Bromley.

On motion of Representative Bromley, **HCS HB 779** was read the third time and passed by the following vote:

AYES: 122

Adams	Aldridge	Allen	Amato	Anderson
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Black	Bland Manlove	Bonacker	Bosley
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burton	Butz	Byrnes
Casteel	Christ	Clemens	Collins	Crossley
Deaton	Diehl	Dinkins	Doll	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Kelley 127	Knight	Lavender	Lewis 25	Lewis 6
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Riggs	Riley	Roberts
Sassmann	Sauls	Schulte	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thompson	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	Woods
Young	Mr. Speaker			

NOES: 032

Baker	Billington	Boyd	Busick	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Hausman	Hudson	Hurlbert	Keathley	Kelly 141
Lonsdale	Lovasco	McGirl	McMullen	Richey
Sander	Schnelting	Schwadron	Smith 163	Sparks
Stacy	Thomas	Titus	Toalson Reisch	West
Wilson	Wright			

PRESENT: 000

ABSENT WITH LEAVE: 009

Appelbaum	Boggs	Burnett	Chappell	Cupps
Ealy	Hardwick	Oehlerking	Windham	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 1152, relating to water systems, was taken up by Representative Bromley.

On motion of Representative Bromley, **HCS HB 1152** was read the third time and passed by the following vote:

AYES: 148

Adams	Aldridge	Allen	Amato	Anderson
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Evans
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hausman	Hein	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schwadron	Seitz	Sharp 37	Shields
Smith 155	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 001

Falkner

ABSENT WITH LEAVE: 014

Appelbaum	Barnes	Brown 149	Burnett	Cupps
Ealy	Hardwick	Houx	Nickson-Clark	Oehlerking
Schulte	Sharpe 4	Smith 163	Windham	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 178, 179 & 401, relating to surveillance, was taken up by Representative Van Schoiack.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haffner	Haley	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Shields
Smith 155	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 046

Adams	Aldridge	Anderson	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Doll	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 014

Appelbaum	Bland Manlove	Brown 149	Burnett	Cupps
Ealy	Haden	Hardwick	Kalberloh	Nickson-Clark
Oehlerking	Sharpe 4	Smith 163	Windham	

VACANCIES: 000

On motion of Representative Van Schoiack, **HCS HBs 178, 179 & 401** was read the third time and passed by the following vote:

AYES: 132

Adams	Allen	Amato	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Billington
Black	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Busick	Butz	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Cook	Crossley	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 23	Jones	Justus	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Nurrenbern	O'Donnell	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Strickler	Taylor 84	Thomas	Thompson	Titus
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 002

Burton	Lewis 25

PRESENT: 017

Aldridge	Anderson	Bland Manlove	Collins	Copeland
Doll	Gray	Johnson 12	Merideth	Mosley
Myers	Proudie	Smith 46	Steinhoff	Taylor 48
Terry	Weber			

ABSENT WITH LEAVE: 012

Appelbaum	Barnes	Burnett	Byrnes	Cupps
Ealy	Hardwick	Kalberloh	Nickson-Clark	Oehlerking
Toalson Reisch	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 11, relating to Israel, was placed on the Informal Calendar.

HCS HCR 13, relating to the America 250 Missouri Commission, was taken up by Representative Van Schoiack.

On motion of Representative Van Schoiack, the title of **HCS HCR 13** was agreed to.

On motion of Representative Van Schoiack, **HCS HCR 13** was adopted.

On motion of Representative Van Schoiack, **HCS HCR 13** was read the third time and passed by the following vote:

AYES: 121

Allen	Amato	Atchison	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Buchheit-Courtway	Burger	Burton	Busick	Butz
Byrnes	Chappell	Christ	Christofanelli	Clemens
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 6	Lonsdale	Lovasco
Mackey	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Owen	Parker	Patterson	Perkins
Peters	Plank	Pouche	Reedy	Reuter
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 005

Aldridge	Bland Manlove	Bosley	Gray	Johnson 23

PRESENT: 023

Adams	Anderson	Aune	Brown 87	Collins
Crossley	Doll	Fogle	Hein	Johnson 12
Lewis 25	Mann	Merideth	Nurrenbern	Phifer
Proudie	Quade	Sharp 37	Terry	Walsh Moore
Weber	Woods	Young		

ABSENT WITH LEAVE: 014

Appelbaum	Boggs	Bonacker	Burnett	Casteel
Cupps	Ealy	Hardwick	Mosley	Nickson-Clark
Oehlerking	Pollitt	Richey	Windham	

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 142, relating to Missouri conservation heritage foundation license plates, was taken up by Representative Sassmann.

On motion of Representative Sassmann, **HB 142** was read the third time and passed by the following vote:

AYES: 148

Adams	Aldridge	Allen	Amato	Anderson
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Murphy
Myers	Nurrenbern	O'Donnell	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Appelbaum	Bland Manlove	Bonacker	Burnett	Casteel
Cupps	Ealy	Francis	Haffner	Knight
Mosley	Nickson-Clark	Oehlerking	Richey	Stephens

VACANCIES: 000

Speaker Plocher declared the bill passed.

MOTIONS

Representative Seitz, having voted on the prevailing side, moved that the vote by which **HB 1117** was perfected and printed be reconsidered.

Which motion was adopted by the following vote:

AYES: 144

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Chappell	Christ
Christofanelli	Clemens	Coleman	Cook	Copeland
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mann
Marquart	Matthiesen	McGaugh	McGirl	McMullen
Merideth	Morse	Myers	Nurrenbern	O'Donnell
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Sparks	Stacy
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Appelbaum	Bonacker	Burnett	Casteel
Collins	Cupps	Ealy	Haffner	Knight
Mackey	Mayhew	Mosley	Murphy	Nickson-Clark
Oehlerking	Richey	Smith 163	Steinhoff	

VACANCIES: 000

Representative Patterson moved that **HB 1117** be committed to the Committee on Legislative Review.

Which motion was adopted.

PERFECTION OF HOUSE BILLS

HB 102, **HCS HB 188**, **HB 212**, **HCS HB 271**, **HB 436**, **HCS HB 714**, **HB 999**, **HB 349** and **HCS HB 88** were placed on the Informal Calendar.

HCS HBs 119, 372, 382, 420, 550 & 693, relating to offenders in custody, was taken up by Representative Perkins.

On motion of Representative Perkins, the title of **HCS HBs 119, 372, 382, 420, 550 & 693** was agreed to.

Representative Bosley offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 119, 372, 382, 420, 550 & 693, Page 8, Section 221.108, Line 9, by inserting after said section and line the following:

"506.400. 1. As used in this section, "claimant" means a person convicted and subsequently imprisoned for one or more offenses that such person did not commit.

2. (1) The claimant shall establish the following by a preponderance of evidence:

(a) The claimant was convicted of a felony offense and subsequently imprisoned;

(b) The claimant's judgment of conviction was reversed or vacated and either the charges were dismissed or on retrial the claimant was found to be not guilty;

(c) The claimant did not commit the offense or offenses for which the claimant was convicted and was not an accessory or accomplice to the acts that were the basis of the conviction and resulted in a reversal or vacation of the judgment of conviction, dismissal of the charges, or finding of not guilty on retrial; and

(d) The claimant did not commit or suborn perjury, fabricate evidence, or by the claimant's own conduct cause or bring about the conviction. Neither a confession or admission later found to be false nor a guilty plea shall constitute committing or suborning perjury, fabricating evidence, or causing or bringing about the conviction under this subsection.

(2) The court, in exercising its discretion as permitted by law regarding the weight and admissibility of evidence submitted under this section, may, in the interest of justice, give due consideration to difficulties of proof caused by the passage of time, the death or unavailability of witnesses, the destruction of evidence, or other factors not caused by such persons or those acting on their behalf.

3. If the court finds that the claimant is wrongfully convicted, it shall enter a certificate of innocence finding that the claimant was innocent of all offenses for which the claimant was mistakenly convicted. The clerk of the court shall send a certified copy of the certificate of innocence and the judgment entry to the attorney general for payment under section 105.711.

4. Upon entry of a certificate of innocence, the claimant shall automatically be granted an order of expungement from the court in which he or she pled guilty or was sentenced to expunge from all official records or recordations of his or her arrest, plea, trial, or conviction. Upon granting of the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the court shall be confidential and only available to the parties or by order of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea, or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction, or expungement in response to any inquiry made of him or her for any purpose whatsoever, and no such inquiry shall be made for information relating to an expungement under this subsection.

5. Upon entry of a certificate of innocence, the court shall order the expungement and destruction of the associated biological samples authorized by and given to the Missouri state highway patrol. The order shall state the information required to be stated in a petition to expunge and destroy the samples and profile

record and shall direct the Missouri state highway patrol to expunge and destroy such samples and profile record. The clerk of the court shall send a certified copy of the order to the Missouri state highway patrol, which shall carry out the order and provide confirmation of such action to the court. Nothing in this subsection shall require the Missouri state highway patrol to expunge and destroy any sample or profile record associated with the claimant that must be retained by state statute.

6. The decision to grant or deny a certificate of innocence shall not have a res judicata effect on any other proceedings."; and

Further amend said bill, Page 16, Section 589.565, Line 19, by inserting after said section and line the following:

"**Section 1. 1. For purposes of this section, the term "exoneree" means a person who was convicted of an offense and later officially declared innocent of that offense or relieved of all legal consequences of the conviction because evidence of innocence that was not presented at trial required reconsideration of the case.**

2. The department of corrections shall develop a policy and procedures outlining for exonerees how to obtain a birth certificate, Social Security card, and state identification prior to release from a correctional center. The policy shall be made available to all exonerees, regardless of the method by which an exoneree was exonerated. If an exoneree does not have access to his or her birth certificate, Social Security card, or state identification upon release, the department shall assist such exoneree in obtaining the documents prior to release.

3. The department shall be required to provide an exoneree, upon his or her release from a correctional facility, with the same services the department is required to provide an offender upon release from a correctional facility."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 1** was adopted.

Representative Anderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 119, 372, 382, 420, 550 & 693, Page 5, Section 217.670, Line 28, by inserting after all of said line and section the following:

"217.690. 1. All releases or paroles shall issue upon order of the parole board, duly adopted.

2. Before ordering the parole of any offender, the parole board shall conduct a validated risk and needs assessment and evaluate the case under the rules governing parole that are promulgated by the parole board. The parole board shall then have the offender appear before a hearing panel and shall conduct a personal interview with him or her, unless waived by the offender, or if the guidelines indicate the offender may be paroled without need for an interview. The guidelines and rules shall not allow for the waiver of a hearing if a victim requests a hearing. The appearance or presence may occur by means of a videoconference at the discretion of the parole board. A parole may be ordered for the best interest of society when there is a reasonable probability, based on the risk assessment and indicators of release readiness, that the person can be supervised under parole supervision and successfully reintegrated into the community, not as an award of clemency; it shall not be considered a reduction of sentence or a pardon. Every offender while on parole shall remain in the legal custody of the department but shall be subject to the orders of the parole board.

3. The division of probation and parole has discretionary authority to require the payment of a fee, not to exceed sixty dollars per month, from every offender placed under division supervision on probation, parole, or conditional release, to waive all or part of any fee, to sanction offenders for willful nonpayment of fees, and to contract with a private entity for fee collections services. **No such fee shall be levied or accrue for the first sixty days the offender is on parole or conditional release.** All fees collected shall be deposited in the inmate fund established in section 217.430. Fees collected may be used to pay the costs of contracted collections services. The

fees collected may otherwise be used to provide community corrections and intervention services for offenders. Such services include substance abuse assessment and treatment, mental health assessment and treatment, electronic monitoring services, residential facilities services, employment placement services, and other offender community corrections or intervention services designated by the division of probation and parole to assist offenders to successfully complete probation, parole, or conditional release. The division of probation and parole shall adopt rules not inconsistent with law, in accordance with section 217.040, with respect to sanctioning offenders and with respect to establishing, waiving, collecting, and using fees.

4. The parole board shall adopt rules not inconsistent with law, in accordance with section 217.040, with respect to the eligibility of offenders for parole, the conduct of parole hearings or conditions to be imposed upon paroled offenders. Whenever an order for parole is issued it shall recite the conditions of such parole.

5. When considering parole for an offender with consecutive sentences, the minimum term for eligibility for parole shall be calculated by adding the minimum terms for parole eligibility for each of the consecutive sentences, except the minimum term for parole eligibility shall not exceed the minimum term for parole eligibility for an ordinary life sentence.

6. Any offender sentenced to a term of imprisonment amounting to fifteen years or more or multiple terms of imprisonment that, taken together, amount to fifteen or more years who was under eighteen years of age at the time of the commission of the offense or offenses may be eligible for parole after serving fifteen years of incarceration, regardless of whether the case is final for the purposes of appeal, and may be eligible for reconsideration hearings in accordance with regulations promulgated by the parole board.

7. The provisions of subsection 6 of this section shall not apply to an offender found guilty of murder in the first degree or capital murder who was under eighteen years of age when the offender committed the offense or offenses who may be found ineligible for parole or whose parole eligibility may be controlled by section 558.047 or 565.033.

8. Any offender under a sentence for first degree murder who has been denied release on parole after a parole hearing shall not be eligible for another parole hearing until at least three years from the month of the parole denial; however, this subsection shall not prevent a release pursuant to subsection 4 of section 558.011.

9. A victim who has requested an opportunity to be heard shall receive notice that the parole board is conducting an assessment of the offender's risk and readiness for release and that the victim's input will be particularly helpful when it pertains to safety concerns and specific protective measures that may be beneficial to the victim should the offender be granted release.

10. Parole hearings shall, at a minimum, contain the following procedures:

(1) The victim or person representing the victim who attends a hearing may be accompanied by one other person;

(2) The victim or person representing the victim who attends a hearing shall have the option of giving testimony in the presence of the inmate or to the hearing panel without the inmate being present;

(3) The victim or person representing the victim may call or write the parole board rather than attend the hearing;

(4) The victim or person representing the victim may have a personal meeting with a parole board member at the parole board's central office;

(5) The judge, prosecuting attorney or circuit attorney and a representative of the local law enforcement agency investigating the crime shall be allowed to attend the hearing or provide information to the hearing panel in regard to the parole consideration; and

(6) The parole board shall evaluate information listed in the juvenile sex offender registry pursuant to section 211.425, provided the offender is between the ages of seventeen and twenty-one, as it impacts the safety of the community.

11. The parole board shall notify any person of the results of a parole eligibility hearing if the person indicates to the parole board a desire to be notified.

12. The parole board may, at its discretion, require any offender seeking parole to meet certain conditions during the term of that parole so long as said conditions are not illegal or impossible for the offender to perform. These conditions may include an amount of restitution to the state for the cost of that offender's incarceration.

13. Special parole conditions shall be responsive to the assessed risk and needs of the offender or the need for extraordinary supervision, such as electronic monitoring. The parole board shall adopt rules to minimize the conditions placed on low-risk cases, to frontload conditions upon release, and to require the modification and reduction of conditions based on the person's continuing stability in the community. Parole board rules shall permit parole conditions to be modified by parole officers with review and approval by supervisors.

14. Nothing contained in this section shall be construed to require the release of an offender on parole nor to reduce the sentence of an offender heretofore committed.

15. Beginning January 1, 2001, the parole board shall not order a parole unless the offender has obtained a high school diploma or its equivalent, or unless the parole board is satisfied that the offender, while committed to the custody of the department, has made an honest good-faith effort to obtain a high school diploma or its equivalent; provided that the director may waive this requirement by certifying in writing to the parole board that the offender has actively participated in mandatory education programs or is academically unable to obtain a high school diploma or its equivalent.

16. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Anderson, **House Amendment No. 2** was adopted.

Representative Dinkins offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 119, 372, 382, 420, 550 & 693, Page 8, Section 221.108, Line 9, by inserting after all of said section and line the following:

"334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patients receiving medication-assisted treatment for substance use disorders under the direction of the collaborating physician.

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except **as specified in this paragraph. The following provisions shall apply with respect to this requirement:**

a. Until August 28, 2025, an advanced practice registered nurse providing services in a correctional center, as defined in section 217.010, and his or her collaborating physician shall satisfy the geographic proximity requirement if they practice within two hundred miles by road of one another;

b. The collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210 **(42 U.S.C. Section 1395x, as amended)**, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic**[**~~.~~**]; and**

c. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. **Any rules relating to geographic proximity shall allow a collaborating physician and a collaborating advanced practice registered nurse to practice within two hundred miles by road of one another until August 28, 2025, if the nurse is providing services in a correctional center, as defined in section 217.010.** Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his **or her** medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician shall not enter into a collaborative practice arrangement with more than six full-time equivalent advanced practice registered nurses, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 3** was adopted.

Representative Mackey offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 119, 372, 382, 420, 550 & 693, Page 7, Section 217.720, Line 57, by inserting after all of said section and line the following:

"**217.738. 1. Any offender receiving a reduction of sentence under section 558.500 shall be granted a hearing before the parole board.**

2. In addition to meeting all other requirements of this chapter, in order for an offender receiving a reduction of sentence under section 558.500 to be eligible for supervised release as a condition of parole, the offender shall provide to the board the following:

(1) At least five character recommendations from current or former department of corrections employees attesting that further imprisonment of the offender would not serve the public good;

(2) Signed statements of at least twenty residents of the community where the offender will reside upon release supporting the offender's release and who commit to providing assistance with the offender's reentry into the community; and

(3) A safe and secure home plan for implementation upon the offender's release."; and

Further amend said bill, Page 11, Section 558.041, Line 57, by inserting after all of said section and line the following:

"**558.500. 1. Notwithstanding any other provision of law, the sentencing court may, upon petition, reduce a sentence of life without eligibility for probation or parole, or reduce a sentence of thirty years or greater, to a sentence of life with eligibility for probation or parole if the court determines that:**

(1) The convicted person has served at least thirty years in the department of corrections;

(2) The convicted person was under twenty years of age at the time the offense was committed;

(3) The convicted person has not been previously convicted of a dangerous felony as defined under section 556.061; and

(4) Since the commission of the offense the convicted person has:

(a) Made reasonable efforts toward rehabilitation by successfully completing rehabilitation programs, which may include, but shall not be limited to, substance abuse treatment, effective communication classes, victim impact classes, vocational training, correspondence courses to obtain a degree or diploma, or acquiring job skills; and

(b) Exhibited model citizen behavior within his or her correctional facility, which may include, but shall not be limited to, maintaining sobriety or demonstrating sober living; demonstrating traits of leadership; and attending education-based activities which may include, but shall not be limited to, coursework relating to victim impact, restorative justice, substance abuse treatment, or effective communication.

2. Notwithstanding any other provision of law, the division of probation and parole shall supervise any convicted person receiving a reduction of sentence under subsection 1 of this section for the duration of the convicted person's natural life."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mackey moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Perkins offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 119, 372, 382, 420, 550 & 693, Page 9, Section 558.031, Line 41, by deleting the number "2021" and inserting in lieu thereof the numbers "**[**~~2021~~**] 2023**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 5** was adopted.

On motion of Representative Perkins, **HCS HBs 119, 372, 382, 420, 550 & 693, as amended**, was adopted.

On motion of Representative Perkins, **HCS HBs 119, 372, 382, 420, 550 & 693, as amended**, was ordered perfected and printed.

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 719, relating to public assistance, was taken up by Representative Riley.

On motion of Representative Riley, the title of **HCS HB 719** was agreed to.

Representative Riley offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 719, Page 2, Section 208.035, Line 17, by deleting the words "**three hundred**" and inserting in lieu thereof the words "**two hundred twenty-five**"; and

Further amend said bill, Page 3, Section 208.053, Lines 29 and 31, by deleting each occurrence of the word "**eighty-five**" and inserting in lieu thereof the word "**eighty**"; and

Further amend said bill, page, and section, Lines 31-32, by deleting the words "**two hundred fifteen**" and inserting in lieu thereof the words "**two hundred five**"; and

Further amend said bill, page, and section, Line 33, by deleting the word "**Fifty**" and inserting in lieu thereof the word "**Forty**"; and

Further amend said bill, page, and section, Line 34, by deleting the words "**two hundred fifteen**" and inserting in lieu thereof the words "**two hundred five**"; and

Further amend said bill, page, section, and line by deleting the words "**three hundred**" and inserting in lieu thereof the words "**two hundred twenty-five**"; and

Further amend said bill, page, and section, Line 35, by deleting the word "**eighty-five**" and inserting in lieu thereof the word "**seventy-five**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Falkner	Farnan
Gallick	Gragg	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Shields	Smith 155	Sparks	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lewis 25
Mackey	Mann	Merideth	Mosley	Nurrenbern
Phifer	Plank	Proudie	Quade	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 020

Bland Manlove	Boggs	Burnett	Cupps	Ealy
Evans	Francis	Gregory	Griffith	Haden
Houx	Knight	Lavender	Nickson-Clark	Oehlerking
Sauls	Sharpe 4	Smith 163	Stacy	Stephens

VACANCIES: 000

On motion of Representative Riley, **House Amendment No. 1** was adopted.

Representative Stinnett offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 719, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"37.980. 1. The office of administration shall submit a report to the general assembly before December thirty-first of each year, beginning in 2023, describing the progress made by the state with respect to the directives issued as part of the "Missouri as a Model Employer" initiative described in executive order 19-16.

2. The report shall include, but not be limited to, the data described in the following subdivisions, which shall be collected through voluntary self-disclosure. To the extent possible, for each subdivision, the report shall include general data for all relevant employees, in addition to data comparing the employees of each agency within the state workforce:

(1) The baseline number of employees in the state workforce who disclosed disabilities when the initiative began;

(2) The number of employees in the state workforce who disclose disabilities at the time of the compiling of the annual report and statistics providing the size and the percentage of any increase or decrease in such numbers since the initiative began and since the compilation of any previous annual report;

(3) The baseline percentage of employees in the state workforce who disclosed disabilities when the initiative began;

(4) The percentage of employees in the state workforce who disclose disabilities at the time of the compiling of the annual report and statistics providing the size of any increase or decrease in such percentage since the initiative began and since the compilation of any previous annual report;

(5) A description and analysis of any disparity that may exist from the time the initiative began and the time of the compiling of the annual reports, and of any disparity that may exist from the time of the most recent previous annual report, if any, and the time of the current annual report, between the percentage of individuals in the state of working age who disclose disabilities and the percentage of individuals in the state workforce who disclose or have disabilities; and

(6) A description and analysis of any pay differential that may exist in the state workforce between individuals who disclose disabilities and individuals who do not disclose disabilities.

3. The report shall also include descriptions of specific efforts made by state agencies to recruit, hire, advance, and retain individuals with disabilities including, but not limited to, individuals with the most significant disabilities, as defined in 5 CSR 20-500.160. Such descriptions shall include, but not be limited to, best, promising, and emerging practices related to:

(1) Setting annual goals;

(2) Analyzing barriers to recruiting, hiring, advancing, and retaining individuals with disabilities;

(3) Establishing and maintaining contacts with entities and organizations that specialize in providing education, training, or assistance to individuals with disabilities in securing employment;

(4) Using internships, apprenticeships, and job shadowing;

(5) Using supported employment, individual placement with support services, customized employment, telework, mentoring and management training, stay-at-work and return-to-work programs, and exit interviews;

(6) Adopting, posting, and making available to all job applicants and employees reasonable accommodation procedures in written and accessible formats;

(7) Providing periodic disability awareness training to employees to build and sustain a culture of inclusion in the workplace, including rights to reasonable accommodation in the workplace;

(8) Providing periodic training to human resources and hiring managers in disability rights, hiring, and workplace policies designed to promote a diverse and inclusive workforce; and

(9) Making web-based hiring portals accessible to and usable by applicants with disabilities."; and

Further amend said bill, Page 5, Section 208.066, Line 25, by inserting after all of said section and line the following:

"208.146. 1. The program established under this section shall be known as the "Ticket to Work Health Assurance Program". Subject to appropriations and in accordance with the federal Ticket to Work and Work Incentives Improvement Act of 1999 (TWWIIA), Public Law 106-170, the medical assistance provided for in section 208.151 may be paid for a person who is employed and who:

(1) Except for earnings, meets the definition of disabled under the Supplemental Security Income Program or meets the definition of an employed individual with a medically improved disability under TWWIIA;

(2) Has earned income, as defined in subsection 2 of this section;

(3) Meets the asset limits in subsection 3 of this section; **and**

(4) Has **[**~~net~~**]** income, as **[**~~defined~~**] determined** in subsection 3 of this section, that does not exceed **[**~~the limit for permanent and totally disabled individuals to receive nonspenddown MO HealthNet under subdivision (24) of subsection 1 of section 208.151; and~~

~~(5) Has a gross income of~~**]** two hundred fifty percent **[**~~or less~~**]** of the federal poverty level, excluding any earned income of the worker with a disability between two hundred fifty and three hundred percent of the federal poverty level. **[**~~For purposes of this subdivision, "gross income" includes all income of the person and the person's spouse that would be considered in determining MO HealthNet eligibility for permanent and totally disabled individuals under subdivision (24) of subsection 1 of section 208.151. Individuals with gross incomes in excess of one hundred percent of the federal poverty level shall pay a premium for participation in accordance with subsection 4 of this section.~~**]**

2. For income to be considered earned income for purposes of this section, the department of social services shall document that Medicare and Social Security taxes are withheld from such income. Self-employed persons shall provide proof of payment of Medicare and Social Security taxes for income to be considered earned.

3. (1) For purposes of determining eligibility under this section, the available asset limit and the definition of available assets shall be the same as those used to determine MO HealthNet eligibility for permanent and totally disabled individuals under subdivision (24) of subsection 1 of section 208.151 except for:

(a) Medical savings accounts limited to deposits of earned income and earnings on such income while a participant in the program created under this section with a value not to exceed five thousand dollars per year; **[**~~and~~**]**

(b) Independent living accounts limited to deposits of earned income and earnings on such income while a participant in the program created under this section with a value not to exceed five thousand dollars per year. For purposes of this section, an "independent living account" means an account established and maintained to provide savings for transportation, housing, home modification, and personal care services and assistive devices associated with such person's disability**; and**

(c) Retirement accounts including, but not limited to, individual accounts, 401(k) plans, 403(b) plans, Keogh plans, and pension plans, provided that income from such accounts be calculated as income under subdivision (4) of subsection 1 of this section.

(2) To determine **[**~~net~~**]** income, the following shall be disregarded:

(a) **[**~~All earned income of the disabled worker;~~

~~(b)~~**]** The first **[**~~sixty-five dollars and one-half~~**] fifty thousand dollars** of **[**~~the remaining~~**]** earned income of **[**~~a nondisabled spouse's earned income~~**] the person's spouse**;

[~~(c)~~**] (b)** A twenty dollar standard deduction;

[~~(d)~~**] (c)** Health insurance premiums;

[~~(e)~~**] (d)** A seventy-five dollar a month standard deduction for the disabled worker's dental and optical insurance when the total dental and optical insurance premiums are less than seventy-five dollars;

[~~(f)~~**] (e)** All Supplemental Security Income payments, and the first fifty dollars of SSDI payments; **and**

[~~(g)~~**] (f)** A standard deduction for impairment-related employment expenses equal to one-half of the disabled worker's earned income.

4. Any person whose **[**~~gross~~**]** income exceeds one hundred percent of the federal poverty level shall pay a premium for participation in the medical assistance provided in this section. Such premium shall be:

(1) For a person whose **[**~~gross~~**]** income is more than one hundred percent but less than one hundred fifty percent of the federal poverty level, four percent of income at one hundred percent of the federal poverty level;

(2) For a person whose **[**~~gross~~**]** income equals or exceeds one hundred fifty percent but is less than two hundred percent of the federal poverty level, four percent of income at one hundred fifty percent of the federal poverty level;

(3) For a person whose **[**~~gross~~**]** income equals or exceeds two hundred percent but less than two hundred fifty percent of the federal poverty level, five percent of income at two hundred percent of the federal poverty level;

(4) For a person whose **[**~~gross~~**]** income equals or exceeds two hundred fifty percent up to and including three hundred percent of the federal poverty level, six percent of income at two hundred fifty percent of the federal poverty level.

5. Recipients of services through this program shall report any change in income or household size within ten days of the occurrence of such change. An increase in premiums resulting from a reported change in income or household size shall be effective with the next premium invoice that is mailed to a person after due process requirements have been met. A decrease in premiums shall be effective the first day of the month immediately following the month in which the change is reported.

6. If an eligible person's employer offers employer-sponsored health insurance and the department of social services determines that it is more cost effective, such person shall participate in the employer-sponsored insurance. The department shall pay such person's portion of the premiums, co-payments, and any other costs associated with participation in the employer-sponsored health insurance. **If the department elects to pay such person's employer-sponsored insurance costs under this subsection, the medical assistance provided under this section shall be provided to an eligible person as a secondary or supplemental policy for only personal care assistance services, as defined in section 208.900, and related costs and nonemergency medical transportation to any employer-sponsored benefits that may be available to such person.**

7. **The department of social services shall provide to the general assembly an annual report that identifies the number of participants in the program and describes the outreach and education efforts to increase awareness and enrollment in the program.**

8. The department of social services shall submit such state plan amendments and waivers to the Centers for Medicare and Medicaid Services of the federal Department of Health and Human Services as the department determines are necessary to implement the provisions of this section.

9. The provisions of this section shall expire August 28, 2025.

208.151. 1. Medical assistance on behalf of needy persons shall be known as "MO HealthNet". For the purpose of paying MO HealthNet benefits and to comply with Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.) as amended, the following needy persons shall be eligible to receive MO HealthNet benefits to the extent and in the manner hereinafter provided:

(1) All participants receiving state supplemental payments for the aged, blind and disabled;

(2) All participants receiving aid to families with dependent children benefits, including all persons under nineteen years of age who would be classified as dependent children except for the requirements of subdivision (1) of subsection 1 of section 208.040. Participants eligible under this subdivision who are participating in treatment court, as defined in section 478.001, shall have their eligibility automatically extended sixty days from the time their dependent child is removed from the custody of the participant, subject to approval of the Centers for Medicare and Medicaid Services;

(3) All participants receiving blind pension benefits;

(4) All persons who would be determined to be eligible for old age assistance benefits, permanent and total disability benefits, or aid to the blind benefits under the eligibility standards in effect December 31, 1973, or less restrictive standards as established by rule of the family support division, who are sixty-five years of age or over and are patients in state institutions for mental diseases or tuberculosis;

(5) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children except for the requirements of subdivision (2) of subsection 1 of section 208.040, and who are residing in an intermediate care facility, or receiving active treatment as inpatients in psychiatric facilities or programs, as defined in 42 U.S.C. Section 1396d, as amended;

(6) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children benefits except for the requirement of deprivation of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(7) All persons eligible to receive nursing care benefits;

(8) All participants receiving family foster home or nonprofit private child-care institution care, subsidized adoption benefits and parental school care wherein state funds are used as partial or full payment for such care;

(9) All persons who were participants receiving old age assistance benefits, aid to the permanently and totally disabled, or aid to the blind benefits on December 31, 1973, and who continue to meet the eligibility requirements, except income, for these assistance categories, but who are no longer receiving such benefits because of the implementation of Title XVI of the federal Social Security Act, as amended;

(10) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child in the home;

(11) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child who is deprived of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(12) Pregnant women or infants under one year of age, or both, whose family income does not exceed an income eligibility standard equal to one hundred eighty-five percent of the federal poverty level as established and amended by the federal Department of Health and Human Services, or its successor agency;

(13) Children who have attained one year of age but have not attained six years of age who are eligible for medical assistance under 6401 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) (42 U.S.C. Sections 1396a to 1396b). The family support division shall use an income eligibility standard equal to one hundred thirty-three percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency;

(14) Children who have attained six years of age but have not attained nineteen years of age. For children who have attained six years of age but have not attained nineteen years of age, the family support division shall use an income assessment methodology which provides for eligibility when family income is equal to or less than equal to one hundred percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency. As necessary to provide MO HealthNet coverage under this subdivision, the department of social services may revise the state MO HealthNet plan to extend coverage under 42 U.S.C. Section 1396a(a)(10)(A)(i)(III) to children who have attained six years of age but have not attained nineteen years of age as permitted by paragraph (2) of subsection (n) of 42 U.S.C. Section 1396d using a more liberal income assessment methodology as authorized by paragraph (2) of subsection (r) of 42 U.S.C. Section 1396a;

(15) The family support division shall not establish a resource eligibility standard in assessing eligibility for persons under subdivision (12), (13) or (14) of this subsection. The MO HealthNet division shall define the amount and scope of benefits which are available to individuals eligible under each of the subdivisions (12), (13), and (14) of this subsection, in accordance with the requirements of federal law and regulations promulgated thereunder;

(16) Notwithstanding any other provisions of law to the contrary, ambulatory prenatal care shall be made available to pregnant women during a period of presumptive eligibility pursuant to 42 U.S.C. Section 1396r-1, as amended;

(17) A child born to a woman eligible for and receiving MO HealthNet benefits under this section on the date of the child's birth shall be deemed to have applied for MO HealthNet benefits and to have been found eligible for such assistance under such plan on the date of such birth and to remain eligible for such assistance for a period of time determined in accordance with applicable federal and state law and regulations so long as the child is a member of the woman's household and either the woman remains eligible for such assistance or for children born on or after January 1, 1991, the woman would remain eligible for such assistance if she were still pregnant. Upon notification of such child's birth, the family support division shall assign a MO HealthNet eligibility identification number to the child so that claims may be submitted and paid under such child's identification number;

(18) Pregnant women and children eligible for MO HealthNet benefits pursuant to subdivision (12), (13) or (14) of this subsection shall not as a condition of eligibility for MO HealthNet benefits be required to apply for aid to families with dependent children. The family support division shall utilize an application for eligibility for such persons which eliminates information requirements other than those necessary to apply for MO HealthNet benefits. The division shall provide such application forms to applicants whose preliminary income information indicates that they are ineligible for aid to families with dependent children. Applicants for MO HealthNet benefits under subdivision (12), (13) or (14) of this subsection shall be informed of the aid to families with dependent children program and that they are entitled to apply for such benefits. Any forms utilized by the family support division for assessing eligibility under this chapter shall be as simple as practicable;

(19) Subject to appropriations necessary to recruit and train such staff, the family support division shall provide one or more full-time, permanent eligibility specialists to process applications for MO HealthNet benefits at the site of a health care provider, if the health care provider requests the placement of such eligibility specialists and reimburses the division for the expenses including but not limited to salaries, benefits, travel, training, telephone, supplies, and equipment of such eligibility specialists. The division may provide a health care provider with a part-time or temporary eligibility specialist at the site of a health care provider if the health care provider requests the placement of such an eligibility specialist and reimburses the division for the expenses, including but not limited to the salary, benefits, travel, training, telephone, supplies, and equipment, of such an eligibility specialist. The division may seek to employ such eligibility specialists who are otherwise qualified for such positions and who are current or former welfare participants. The division may consider training such current or former welfare participants as eligibility specialists for this program;

(20) Pregnant women who are eligible for, have applied for and have received MO HealthNet benefits under subdivision (2), (10), (11) or (12) of this subsection shall continue to be considered eligible for all pregnancy-related and postpartum MO HealthNet benefits provided under section 208.152 until the end of the sixty-day period beginning on the last day of their pregnancy. Pregnant women receiving mental health treatment for postpartum depression or related mental health conditions within sixty days of giving birth shall, subject to appropriations and any necessary federal approval, be eligible for MO HealthNet benefits for mental health services for the treatment of postpartum depression and related mental health conditions for up to twelve additional months. Pregnant women receiving substance abuse treatment within sixty days of giving birth shall, subject to appropriations and any necessary federal approval, be eligible for MO HealthNet benefits for substance abuse treatment and mental health services for the treatment of substance abuse for no more than twelve additional months, as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waivers or state plan amendments from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements;

(21) Case management services for pregnant women and young children at risk shall be a covered service. To the greatest extent possible, and in compliance with federal law and regulations, the department of health and senior services shall provide case management services to pregnant women by contract or agreement with the department of social services through local health departments organized under the provisions of chapter 192 or chapter 205 or a city health department operated under a city charter or a combined city-county health department or other department of health and senior services designees. To the greatest extent possible the department of social services and the department of health and senior services shall mutually coordinate all services for pregnant women and children with the crippled children's program, the prevention of intellectual disability and developmental disability program and the prenatal care program administered by the department of health and senior services. The department of social services shall by regulation establish the methodology for reimbursement for case management services provided by the department of health and senior services. For purposes of this section, the term "case management" shall mean those activities of local public health personnel to identify prospective MO HealthNet-eligible high-risk mothers and enroll them in the state's MO HealthNet program, refer them to local physicians or local health departments who provide prenatal care under physician protocol and who participate in the MO HealthNet program for prenatal care and to ensure that said high-risk mothers receive support from all private and public programs for which they are eligible and shall not include involvement in any MO HealthNet prepaid, case-managed programs;

(22) By January 1, 1988, the department of social services and the department of health and senior services shall study all significant aspects of presumptive eligibility for pregnant women and submit a joint report on the subject, including projected costs and the time needed for implementation, to the general assembly. The department of social services, at the direction of the general assembly, may implement presumptive eligibility by regulation promulgated pursuant to chapter 207;

(23) All participants who would be eligible for aid to families with dependent children benefits except for the requirements of paragraph (d) of subdivision (1) of section 208.150;

(24) (a) All persons who would be determined to be eligible for old age assistance benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriation;

(b) All persons who would be determined to be eligible for aid to the blind benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005, except that less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), shall be used to raise the income limit to one hundred percent of the federal poverty level;

(c) All persons who would be determined to be eligible for permanent and total disability benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f); or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriations. Eligibility standards for permanent and total disability benefits shall not be limited by age;

(25) Persons who have been diagnosed with breast or cervical cancer and who are eligible for coverage pursuant to 42 U.S.C. Section 1396a(a)(10)(A)(ii)(XVIII). Such persons shall be eligible during a period of presumptive eligibility in accordance with 42 U.S.C. Section 1396r-1;

(26) Persons who are in foster care under the responsibility of the state of Missouri on the date such persons attained the age of eighteen years, or at any time during the thirty-day period preceding their eighteenth birthday, or persons who received foster care for at least six months in another state, are residing in Missouri, and are at least eighteen years of age, without regard to income or assets, if such persons:

(a) Are under twenty-six years of age;

(b) Are not eligible for coverage under another mandatory coverage group; and

(c) Were covered by Medicaid while they were in foster care;

(27) Any homeless child or homeless youth, as those terms are defined in section 167.020, subject to approval of a state plan amendment by the Centers for Medicare and Medicaid Services**;**

(28) (a) Subject to approval of any necessary state plan amendments or waivers, beginning on the effective date of this act, pregnant women who are eligible for, have applied for, and have received MO HealthNet benefits under subdivision (2), (10), (11), or (12) of this subsection shall be eligible for medical assistance during the pregnancy and during the twelve-month period that begins on the last day of the woman's pregnancy and ends on the last day of the month in which such twelve-month period ends, consistent with the provisions of 42 U.S.C. Section 1396a(e)(16). The department shall submit a state plan amendment to the Centers for Medicare and Medicaid Services when the number of ineligible MO HealthNet participants removed from the program in 2023 pursuant to section 208.239 exceeds the projected number of beneficiaries likely to enroll in benefits in 2023 under this subdivision and subdivision (2) of subsection 6 of section 208.662, as determined by the department, by at least one hundred individuals;

(b) The provisions of this subdivision shall remain in effect for any period of time during which the federal authority under 42 U.S.C. Section 1396a(e)(16), as amended, or any successor statutes or implementing regulations, is in effect.

2. Rules and regulations to implement this section shall be promulgated in accordance with chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

3. After December 31, 1973, and before April 1, 1990, any family eligible for assistance pursuant to 42 U.S.C. Section 601, et seq., as amended, in at least three of the last six months immediately preceding the month in which such family became ineligible for such assistance because of increased income from employment shall, while a member of such family is employed, remain eligible for MO HealthNet benefits for four calendar months following the month in which such family would otherwise be determined to be ineligible for such assistance because of income and resource limitation. After April 1, 1990, any family receiving aid pursuant to 42 U.S.C. Section 601, et seq., as amended, in at least three of the six months immediately preceding the month in which such family becomes ineligible for such aid, because of hours of employment or income from employment of the caretaker relative, shall remain eligible for MO HealthNet benefits for six calendar months following the month of such ineligibility as long as such family includes a child as provided in 42 U.S.C. Section 1396r-6. Each family which has received such medical assistance during the entire six-month period described in this section and which meets reporting requirements and income tests established by the division and continues to include a child as

provided in 42 U.S.C. Section 1396r-6 shall receive MO HealthNet benefits without fee for an additional six months. The MO HealthNet division may provide by rule and as authorized by annual appropriation the scope of MO HealthNet coverage to be granted to such families.

4. When any individual has been determined to be eligible for MO HealthNet benefits, such medical assistance will be made available to him or her for care and services furnished in or after the third month before the month in which he made application for such assistance if such individual was, or upon application would have been, eligible for such assistance at the time such care and services were furnished; provided, further, that such medical expenses remain unpaid.

5. The department of social services may apply to the federal Department of Health and Human Services for a MO HealthNet waiver amendment to the Section 1115 demonstration waiver or for any additional MO HealthNet waivers necessary not to exceed one million dollars in additional costs to the state, unless subject to appropriation or directed by statute, but in no event shall such waiver applications or amendments seek to waive the services of a rural health clinic or a federally qualified health center as defined in 42 U.S.C. Section 1396d(l)(1) and (2) or the payment requirements for such clinics and centers as provided in 42 U.S.C. Section 1396a(a)(15) and 1396a(bb) unless such waiver application is approved by the oversight committee created in section 208.955. A request for such a waiver so submitted shall only become effective by executive order not sooner than ninety days after the final adjournment of the session of the general assembly to which it is submitted, unless it is disapproved within sixty days of its submission to a regular session by a senate or house resolution adopted by a majority vote of the respective elected members thereof, unless the request for such a waiver is made subject to appropriation or directed by statute.

6. Notwithstanding any other provision of law to the contrary, in any given fiscal year, any persons made eligible for MO HealthNet benefits under subdivisions (1) to (22) of subsection 1 of this section shall only be eligible if annual appropriations are made for such eligibility. This subsection shall not apply to classes of individuals listed in 42 U.S.C. Section 1396a(a)(10)(A)(i).

7. (1) Notwithstanding any provision of law to the contrary, a military service member, or an immediate family member residing with such military service member, who is a legal resident of this state and is eligible for MO HealthNet developmental disability services, shall have his or her eligibility for MO HealthNet developmental disability services temporarily suspended for any period of time during which such person temporarily resides outside of this state for reasons relating to military service, but shall have his or her eligibility immediately restored upon returning to this state to reside.

(2) Notwithstanding any provision of law to the contrary, if a military service member, or an immediate family member residing with such military service member, is not a legal resident of this state, but would otherwise be eligible for MO HealthNet developmental disability services, such individual shall be deemed eligible for MO HealthNet developmental disability services for the duration of any time in which such individual is temporarily present in this state for reasons relating to military service.

208.186. The state shall not provide payments, add-ons, or reimbursements to health care providers through MO HealthNet for medical assistance services provided to persons who do not reside in this state, as determined under 42 CFR 435.403, or any amendments or successor regulations thereto.

208.239. The department of social services shall resume annual MO HealthNet eligibility redeterminations, renewals, and postenrollment verifications no later than thirty days after the effective date of this act."; and

Further amend said bill, Page 6, Section 208.247, Line 42, by inserting after all of said section and line the following:

"208.662. 1. There is hereby established within the department of social services the "Show-Me Healthy Babies Program" as a separate children's health insurance program (CHIP) for any low-income unborn child. The program shall be established under the authority of Title XXI of the federal Social Security Act, the State Children's Health Insurance Program, as amended, and 42 CFR 457.1.

2. For an unborn child to be enrolled in the show-me healthy babies program, his or her mother shall not be eligible for coverage under Title XIX of the federal Social Security Act, the Medicaid program, as it is administered by the state, and shall not have access to affordable employer-subsidized health care insurance or other affordable health care coverage that includes coverage for the unborn child. In addition, the unborn child shall be in a family with income eligibility of no more than three hundred percent of the federal poverty level, or the equivalent

modified adjusted gross income, unless the income eligibility is set lower by the general assembly through appropriations. In calculating family size as it relates to income eligibility, the family shall include, in addition to other family members, the unborn child, or in the case of a mother with a multiple pregnancy, all unborn children.

3. Coverage for an unborn child enrolled in the show-me healthy babies program shall include all prenatal care and pregnancy-related services that benefit the health of the unborn child and that promote healthy labor, delivery, and birth. Coverage need not include services that are solely for the benefit of the pregnant mother, that are unrelated to maintaining or promoting a healthy pregnancy, and that provide no benefit to the unborn child. However, the department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397ll.

4. There shall be no waiting period before an unborn child may be enrolled in the show-me healthy babies program. In accordance with the definition of child in 42 CFR 457.10, coverage shall include the period from conception to birth. The department shall develop a presumptive eligibility procedure for enrolling an unborn child. There shall be verification of the pregnancy.

5. Coverage for the child shall continue for up to one year after birth, unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations.

6. **(1)** Pregnancy-related and postpartum coverage for the mother shall begin on the day the pregnancy ends and extend through the last day of the month that includes the sixtieth day after the pregnancy ends, unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations. The department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397ll.

(2) (a) Subject to approval of any necessary state plan amendments or waivers, beginning on the effective date of this act, mothers eligible to receive coverage under this section shall receive medical assistance benefits during the pregnancy and during the twelve-month period that begins on the last day of the woman's pregnancy and ends on the last day of the month in which such twelve-month period ends, consistent with the provisions of 42 U.S.C. Section 1397gg(e)(1)(J). The department shall seek any necessary state plan amendments or waivers to implement the provisions of this subdivision when the number of ineligible MO HealthNet participants removed from the program in 2023 pursuant to section 208.239 exceeds the projected number of beneficiaries likely to enroll in benefits in 2023 under this subdivision and subdivision (28) of subsection 1 of section 208.151, as determined by the department, by at least one hundred individuals.

(b) The provisions of this subdivision shall remain in effect for any period of time during which the federal authority under 42 U.S.C. Section 1397gg(e)(1)(J), as amended, or any successor statutes or implementing regulations, is in effect.

7. The department shall provide coverage for an unborn child enrolled in the show-me healthy babies program in the same manner in which the department provides coverage for the children's health insurance program (CHIP) in the county of the primary residence of the mother.

8. The department shall provide information about the show-me healthy babies program to maternity homes as defined in section 135.600, pregnancy resource centers as defined in section 135.630, and other similar agencies and programs in the state that assist unborn children and their mothers. The department shall consider allowing such agencies and programs to assist in the enrollment of unborn children in the program, and in making determinations about presumptive eligibility and verification of the pregnancy.

9. Within sixty days after August 28, 2014, the department shall submit a state plan amendment or seek any necessary waivers from the federal Department of Health and Human Services requesting approval for the show-me healthy babies program.

10. At least annually, the department shall prepare and submit a report to the governor, the speaker of the house of representatives, and the president pro tempore of the senate analyzing and projecting the cost savings and benefits, if any, to the state, counties, local communities, school districts, law enforcement agencies, correctional centers, health care providers, employers, other public and private entities, and persons by enrolling unborn children in the show-me healthy babies program. The analysis and projection of cost savings and benefits, if any, may include but need not be limited to:

(1) The higher federal matching rate for having an unborn child enrolled in the show-me healthy babies program versus the lower federal matching rate for a pregnant woman being enrolled in MO HealthNet or other federal programs;

(2) The efficacy in providing services to unborn children through managed care organizations, group or individual health insurance providers or premium assistance, or through other nontraditional arrangements of providing health care;

(3) The change in the proportion of unborn children who receive care in the first trimester of pregnancy due to a lack of waiting periods, by allowing presumptive eligibility, or by removal of other barriers, and any resulting or projected decrease in health problems and other problems for unborn children and women throughout pregnancy; at labor, delivery, and birth; and during infancy and childhood;

(4) The change in healthy behaviors by pregnant women, such as the cessation of the use of tobacco, alcohol, illicit drugs, or other harmful practices, and any resulting or projected short-term and long-term decrease in birth defects; poor motor skills; vision, speech, and hearing problems; breathing and respiratory problems; feeding and digestive problems; and other physical, mental, educational, and behavioral problems; and

(5) The change in infant and maternal mortality, preterm births and low birth weight babies and any resulting or projected decrease in short-term and long-term medical and other interventions.

11. The show-me healthy babies program shall not be deemed an entitlement program, but instead shall be subject to a federal allotment or other federal appropriations and matching state appropriations.

12. Nothing in this section shall be construed as obligating the state to continue the show-me healthy babies program if the allotment or payments from the federal government end or are not sufficient for the program to operate, or if the general assembly does not appropriate funds for the program.

13. Nothing in this section shall be construed as expanding MO HealthNet or fulfilling a mandate imposed by the federal government on the state.

209.700. 1. This section shall be known and may be cited as the "Missouri Employment First Act".

2. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) "Competitive integrated employment", work that:

(a) Is performed on a full-time or part-time basis, including self-employment, and for which a person is compensated at a rate that:

a. Is no less than the higher of the rate specified in 29 U.S.C. Section 206(a)(1) or the rate required under any applicable state or local minimum wage law for the place of employment;

b. Is no less than the customary rate paid by the employer for the same or similar work performed by other employees who are not persons with disabilities and who are similarly situated in similar occupations by the same employer and who have similar training, experience, and skills;

c. In the case of a person who is self-employed, yields an income that is comparable to the income received by other persons who are not persons with disabilities and who are self-employed in similar occupations or on similar tasks and who have similar training, experience, and skills; and

d. Is eligible for the level of benefits provided to other employees;

(b) Is at a location:

a. Typically found in the community; and

b. Where the employee with a disability interacts for the purpose of performing the duties of the position with other employees within the particular work unit and the entire work site and, as appropriate to the work performed, other persons, such as customers and vendors, who are not persons with disabilities, other than supervisory personnel or persons who are providing services to such employee, to the same extent that employees who are not persons with disabilities and who are in comparable positions interact with these persons; and

(c) Presents, as appropriate, opportunities for advancement that are similar to those for other employees who are not persons with disabilities and who have similar positions;

(2) "Customized employment", competitive integrated employment for a person with a significant disability that is:

(a) Based on an individualized determination of the unique strengths, needs, and interests of the person with a significant disability;

(b) Designed to meet the specific abilities of the person with a significant disability and the business needs of the employer; and

(c) Carried out through flexible strategies, such as:

a. Job exploration by the person; and

b. Working with an employer to facilitate placement, including:

(i) Customizing a job description based on current employer needs or on previously unidentified and unmet employer needs;

(ii) Developing a set of job duties, a work schedule and job arrangement, and specifics of supervision, including performance evaluation and review, and determining a job location;

(iii) Using a professional representative chosen by the person or self-representation, if elected, to work with an employer to facilitate placement; and

(iv) Providing services and supports at the job location;

(3) "Disability", a physical or mental impairment that substantially limits one or more major life activities of a person, as defined in the Americans with Disabilities Act of 1990, as amended. The term "disability" does not include brief periods of intoxication caused by alcohol or drugs or dependence upon or addiction to any alcohol or drug;

(4) "Employment first", a concept to facilitate the full inclusion of persons with disabilities in the workplace and community in which community-based, competitive integrated employment is the first and preferred outcome for employment services for persons with disabilities;

(5) "Employment-related services", services provided to persons, including persons with disabilities, to assist them in finding employment. The term "employment-related services" includes, but is not limited to, resume development, job fairs, and interview training;

(6) "Integrated setting", a setting:

(a) Typically found in the community; and

(b) Where the employee with a disability interacts for the purpose of performing the duties of the position with other employees within the particular work unit and the entire work site and, as appropriate to the work performed, other persons, such as customers and vendors, who are not persons with disabilities, other than supervisory personnel or persons who are providing services to such employee, to the same extent that employees who are not persons with disabilities and who are in comparable positions interact with these persons;

(7) "Outcome", with respect to a person entering, advancing in, or retaining full-time or, if appropriate, part-time competitive integrated employment, including customized employment, self-employment, telecommuting, or business ownership, or supported employment that is consistent with a person's unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice;

(8) "Sheltered workshop", the same meaning given to the term in section 178.900;

(9) "State agency", an authority, board, branch, commission, committee, department, division, or other instrumentality of the executive branch of state government;

(10) "Supported employment", competitive integrated employment, including customized employment, or employment in an integrated setting in which persons are working toward a competitive integrated employment, that is individualized and customized consistent with the strengths, abilities, interests, and informed choice of the persons involved who, because of the nature and severity of their disabilities, need intensive supported employment services and extended services in order to perform the work involved;

(11) "Supported employment services", ongoing support services, including customized employment, needed to support and maintain a person with a most significant disability in supported employment, that:

(a) Are provided singly or in combination and are organized and made available in such a way as to assist an eligible person to achieve competitive integrated employment; and

(b) Are based on a determination of the needs of an eligible person, as specified in an individualized plan for employment;

(12) "Working age", sixteen years of age or older;

(13) "Youth with a disability", any person fourteen years of age or older and under eighteen years of age who has a disability.

3. All state agencies that provide employment-related services or that provide services or support to persons with disabilities shall:

(1) Develop collaborative relationships with each other, confirmed by a written memorandum of understanding signed by each such state agency; and

(2) Implement coordinated strategies to promote competitive integrated employment including, but not limited to, coordinated service planning, job exploration, increased job training, and internship opportunities.

4. All state agencies that provide employment-related services or that provide services or support to persons with disabilities shall:

(1) Implement an employment first policy by considering competitive integrated employment as the first and preferred outcome when planning or providing services or supports to persons with disabilities who are of working age;

(2) Offer information on competitive integrated employment to all working-age persons with disabilities. The information offered shall include an explanation of the relationship between a person's earned income and his or her public benefits, information on Achieving a Better Life Experience (ABLE) accounts, and information on accessing assistive technology;

(3) Ensure that persons with disabilities receive the opportunity to understand and explore education and training as pathways to employment, including postsecondary, graduate, and postgraduate education; vocational and technical training; and other training. State agencies shall not be required to fund any education or training unless otherwise required by law;

(4) Promote the availability and accessibility of individualized training designed to prepare a person with a disability for the person's preferred employment;

(5) Promote partnerships with private agencies that offer supported employment services, if appropriate;

(6) Promote partnerships with employers to overcome barriers to meeting workforce needs with the creative use of technology and innovation;

(7) Ensure that staff members of public schools, vocational service programs, and community providers receive the support, guidance, and training that they need to contribute to attainment of the goal of competitive integrated employment for all persons with disabilities;

(8) Ensure that competitive integrated employment, while the first and preferred outcome when planning or providing services or supports to persons with disabilities who are of working age, is not required of a person with a disability to secure or maintain public benefits for which the person is otherwise eligible; and

(9) At least once each year, discuss basic information about competitive integrated employment with the parents or guardians of a youth with a disability. If the youth with a disability has been emancipated, state agencies shall discuss this information with the youth with a disability. The information offered shall include an explanation of the relationship between a person's earned income and his or her public benefits, information about ABLE accounts, and information about accessing assistive technology.

5. Nothing in this section shall require a state agency to perform any action that would interfere with the state agency's ability to fulfill duties and requirements mandated by federal law.

6. Nothing in this section shall be construed to limit or disallow any disability benefits to which a person with a disability who is unable to engage in competitive integrated employment would otherwise be entitled.

7. Nothing in this section shall be construed to eliminate any supported employment services or sheltered workshop settings as options.

8. (1) Nothing in this section shall be construed to require any state agency or other employer to give a preference in hiring to persons with disabilities or to prohibit any employment relationship or program that is otherwise permitted under applicable law.

(2) Any person who is employed by a state agency shall meet the minimum qualifications and requirements for the position in which the person is employed.

9. All state agencies that provide employment-related services or that provide services or support to persons with disabilities shall coordinate efforts and collaborate within and among each other to ensure that state programs, policies, and procedures support competitive integrated employment for persons with disabilities who are of working age. All such state agencies, when feasible, shall share data and information across systems in order to track progress toward full implementation of this section. All such state agencies are encouraged to adopt measurable goals and objectives to promote assessment of progress in implementing this section.

10. State agencies may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill, Page 7, Section 570.404, Line 20, by inserting after all of said section and line the following:

"Section B. Because of the importance of ensuring healthy pregnancies and healthy women and children in Missouri in the face of growing maternal mortality and to ensure the integrity of the MO HealthNet program, sections 208.151, 208.186, 208.239, and 208.662 of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and sections 208.151, 208.186, 208.239, and 208.662 of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stinnett, **House Amendment No. 2** was adopted.

On motion of Representative Riley, **HCS HB 719, as amended**, was adopted.

On motion of Representative Riley, **HCS HB 719, as amended**, was ordered perfected and printed.

HCS HB 316, relating to facilities of historic significance, was taken up by Representative Riggs.

On motion of Representative Riggs, the title of **HCS HB 316** was agreed to.

Representative Riggs offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 316, Page 11, Section 253.545, Line 4, by inserting after the second occurrence of the word "**a**" the word "**state**"; and

Further amend said bill, page and section, Line 6, by deleting the word "**area**" and inserting in lieu thereof the word "**county**"; and

Further amend said bill, page and section, Line 7, by deleting the word "**tax**" in both occurrences and inserting in lieu thereof the phrase "**state tax**"; and

Further amend said bill, page and section, Line 9, by deleting the word "**area**" and inserting in lieu thereof the word "**county**"; and

Further amend said bill, Page 13, Section 253.550, Line 18, by deleting the word "**area**" and inserting in lieu thereof the word "**county**"; and

Further amend said bill and section, Page 15, Line 91, by deleting the word "**area**" and inserting in lieu thereof the word "**county**"; and

Further amend said bill, page and section, Line 107, by inserting after all of said line the following:

"**5. A single-resource certified historic structure of more than one million gross square feet with a Part I approval before January 1, 2023, shall not be subject to the dollar caps under subsection 2 of section 253.550 if:**

(a) The project otherwise meets all the requirements of this section;

(b) The project meets the ten percent incurred costs test under subsection 10 of section 253.559 within thirty-six months after an award is issued; and

(c) The taxpayer agrees with the department of economic development, on a form prescribed by the department, to claim the original "state historical tax credits" over three state fiscal years with the initial year being the calendar year when the tax credits are issued."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hudson assumed the Chair.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 316, Page 1, Line 1, by inserting after the number "316," the following:

"Page 4, Section 143.183, Line 116, by inserting after all of said section and line the following:

"192.385. 1. There is hereby established in the department of health and senior services the "Senior Services Growth and Development Program" to provide additional funding for senior services provided through the area agencies on aging in this state.

2. Beginning January 1, 2020, two and one-half percent, and beginning January 1, 2021, and each year thereafter, five percent of the premium tax collected under sections 148.320 and 148.370, excluding any moneys to be transferred to the state school moneys fund as described in section 148.360, shall be **[**~~deposited in~~**] transferred to** the fund created in subsection 3 of this section.

3. (1) There is hereby created in the state treasury the "Senior Services Growth and Development Program Fund", which shall consist of moneys collected under this section. The director of the department of revenue shall collect the moneys described in subsection 2 of this section and shall remit such moneys to the state treasurer for deposit in the fund, less one percent for the cost of collection. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and moneys in the fund shall be used solely by the department of health and senior services for enhancing senior services provided by area agencies on aging in this state.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. This fund is not intended to supplant general revenue provided for senior services.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. The department of health and senior services shall disburse the moneys from the fund to the area agencies on aging in accordance with the funding formula used by the department to disburse other federal and state moneys to the area agencies on aging.

5. At least fifty percent of all moneys distributed under this section shall be applied by area agencies on aging to the development and expansion of senior center programs, facilities, and services.

6. All area agencies on aging shall report, either individually or as an association, annually to the department of health and senior services, the department of commerce and insurance, and the general assembly on the distribution and use of moneys under this section. The board of directors and the advisory board of each area agency on aging shall be responsible for ensuring the proper use and distribution of such moneys.

7. The department of health and senior services may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be invalid and void."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Riggs, **House Amendment No. 1** was adopted.

On motion of Representative Riggs, **HCS HB 316, as amended**, was adopted.

On motion of Representative Riggs, **HCS HB 316, as amended**, was ordered perfected and printed.

HCS HB 521, relating to motor vehicle financial protection products, was taken up by Representative Henderson.

On motion of Representative Henderson, the title of **HCS HB 521** was agreed to.

Representative Henderson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 521, Page 2, Section 407.2025, Line 3, by deleting the phrase "**Notwithstanding any other provision of law,**"; and

Further amend said bill, page and section, Line 4, by deleting the phrase "**is an authorized charge that**"; and

Further amend said bill and page, Section 407.2030, Lines 13 and 14, by deleting all of said lines and inserting in lieu thereof the following:

"**(4) "Debt waiver", any guaranteed asset protection waiver or excess wear and use waiver;**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 1** was adopted.

On motion of Representative Henderson, **HCS HB 521, as amended**, was adopted.

On motion of Representative Henderson, **HCS HB 521, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 234, **HCS HB 250**, **HCS HB 262**, **HB 282** and **HCS HB 336** were placed on the Informal Calendar.

HB 345, relating to special road districts, was taken up by Representative McGirl.

On motion of Representative McGirl, the title of **HB 345** was agreed to.

On motion of Representative McGirl, **HB 345** was ordered perfected and printed.

HCS HBs 404 & 501, **HCS HB 424**, **HCS HB 471**, **HCS HBs 532 & 751**, **HCS HB 536**, **HB 542**, **HCS HB 580**, **HB 782**, **HCS HB 1023**, **HB 1028** and **HB 1034** were placed on the Informal Calendar.

HCS HBs 1064 & 667, relating to the personal privacy protection act, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HCS HBs 1064 & 667** was agreed to.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1064 & 667, Page 2, Section 105.1500, Lines 24-25, by deleting all of said lines and inserting in lieu thereof the following:

"**who is identifiable as a financial supporter of an**"; and

Further amend said bill, page, and section, Line 27, by inserting after the word "**Revenue**" the word "**Code**"; and

Further amend said bill and section, Page 2, Lines 41-42, by deleting all of said lines and inserting in lieu thereof the following:

"**(3) The collection or publishing of information contained in a financial interest statement, as provided by law;**"; and

Further amend said bill and section, Page 3, Lines 88-91, by deleting all of said lines and inserting in lieu thereof the following:

"**(3) A disclosure of personal information voluntarily made as part of public comment, public testimony, pleading, or in a public meeting, or voluntarily provided to a public agency, for the purpose of public outreach, marketing, or education to show appreciation for or in partnership with an entity or the representatives of an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, provided that no public agency shall disclose information that directly identifies an individual as a donor of financial support to a 501(c) entity without the express, written permission of the individual to which the personal information relates; or**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 1** was adopted.

On motion of Representative Baker, **HCS HBs 1064 & 667, as amended**, was adopted.

On motion of Representative Baker, **HCS HBs 1064 & 667, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 906, relating to lead poisoning, was taken up by Representative Haden.

On motion of Representative Haden, **HCS HB 906** was read the third time and passed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hausman	Hein	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bland Manlove	Boggs	Burnett	Christofanelli
Cupps	Ealy	Hardwick	Houx	Nickson-Clark
Oehlerking	Stephens	Windham		

VACANCIES: 000

Representative Hudson declared the bill passed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCS HCRs 21 & 22, relating to a joint investigation for contamination from radioactive waste, was taken up by Representative Byrnes.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burton	Butz	Clemens	Collins	Crossley
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 001

Sander

ABSENT WITH LEAVE: 016

Aldridge	Bland Manlove	Boggs	Burnett	Cupps
Doll	Ealy	Evans	Hausman	Houx
Nickson-Clark	Oehlerking	Owen	Smith 163	Stephens
Windham				

VACANCIES: 000

On motion of Representative Byrnes, **HCS HCRs 21 & 22** was adopted.

On motion of Representative Byrnes, **HCS HCRs 21 & 22** was read the third time and passed by the following vote:

AYES: 150

Adams	Aldridge	Allen	Amato	Anderson
Appelbaum	Atchison	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nurrenbern	O'Donnell
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bland Manlove	Boggs	Burnett	Cupps	Ealy
Evans	Hausman	Houx	Kelly 141	Nickson-Clark
Oehlerking	Owen	Smith 163		

VACANCIES: 000

Representative Hudson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 419, **HCS HB 183**, **HCS HB 805, as amended, with House Amendment No. 3, pending**, **HCS HB 894**, **HCS HBs 348, 285 & 407**, **HCS HB 510**, **HCS HBs 1108 & 1181**, **HB 44**, **HB 67**, **HB 487**, **HB 528**, **HB 547**, **HB 1021**, **HB 1055**, **HCS HBs 45 & 1066**, **HCS HB 48**, **HCS HB 155**, **HB 512**, **HCS HB 584**, **HCS HB 586**, **HCS HB 777**, **HCS HB 824**, **HCS HB 1038**, **HCS HBs 1082 & 1094**, **HCS HB 1109**, **HCS HB 1196**, **HB 1154, with House Amendment No. 1, pending**, **HB 1117**, **HB 102**, **HCS HB 188**, **HB 212**, **HCS HB 271**, **HB 436**, **HCS HB 714**, **HB 999**, **HB 349**, **HCS HB 88**, **HB 234**, **HCS HB 250**, **HCS HB 262**, **HB 282**, **HCS HB 336**, **HCS HBs 404 & 501**, **HCS HB 424**, **HCS HB 471**, **HCS HBs 532 & 751**, **HCS HB 536**, **HB 542**, **HCS HB 580**, **HB 782**, **HCS HB 1023**, **HB 1028** and **HB 1034** were placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 6 - Special Committee on Homeland Security

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 52 - Veterans
HJR 63 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 136 - Fiscal Review
HB 1103 - Special Committee on Tax Reform
HB 1104 - General Laws
HB 1105 - Pensions
HB 1127 - Crime Prevention and Public Safety
HB 1131 - Special Committee on Tax Reform
HB 1132 - Elections and Elected Officials
HB 1148 - Healthcare Reform
HB 1149 - Emerging Issues
HB 1157 - General Laws
HB 1158 - Crime Prevention and Public Safety
HB 1160 - General Laws
HB 1171 - Budget
HB 1174 - Crime Prevention and Public Safety
HB 1175 - Special Committee on Government Accountability
HB 1183 - General Laws
HB 1184 - Elections and Elected Officials

HB 1187 - Emerging Issues
HB 1197 - Children and Families
HB 1198 - Utilities
HB 1205 - Elementary and Secondary Education
HB 1215 - Judiciary
HB 1216 - Financial Institutions
HB 1220 - Higher Education
HB 1224 - Judiciary
HB 1225 - Special Committee on Government Accountability
HB 1227 - Crime Prevention and Public Safety
HB 1228 - Crime Prevention and Public Safety
HB 1229 - Financial Institutions
HB 1239 - Healthcare Reform
HB 1242 - Conservation and Natural Resources
HB 1243 - Insurance Policy
HB 1245 - Health and Mental Health Policy
HB 1248 - Elementary and Secondary Education
HB 1251 - Crime Prevention and Public Safety
HB 1254 - Judiciary
HB 1257 - Agriculture Policy
HB 1259 - Government Efficiency and Downsizing
HB 1265 - Elections and Elected Officials
HB 1275 - Elementary and Secondary Education
HB 1276 - Transportation Infrastructure
HB 1283 - Special Committee on Government Accountability
HB 1288 - Children and Families
HB 1289 - Elementary and Secondary Education
HB 1297 - Utilities
HB 1299 - Elections and Elected Officials
HB 1301 - Judiciary
HB 1302 - Transportation Accountability
HB 1307 - Elections and Elected Officials
HB 1308 - Crime Prevention and Public Safety
HB 1310 - Special Committee on Tax Reform
HB 1327 - Elections and Elected Officials
HB 1339 - Utilities
HB 1340 - Financial Institutions
HB 1346 - Emerging Issues
HB 1347 - Emerging Issues
HB 1356 - Health and Mental Health Policy
HB 1358 - General Laws
HB 1360 - Elementary and Secondary Education
HB 1362 - Elementary and Secondary Education
HB 1364 - General Laws
HB 1365 - Healthcare Reform
HB 1371 - Elementary and Secondary Education

HB 1372 - Transportation Infrastructure
HB 1374 - Crime Prevention and Public Safety
HB 1377 - Transportation Infrastructure
HB 1378 - Conservation and Natural Resources
HB 1383 - Agriculture Policy
HB 1385 - Professional Registration and Licensing
HB 1395 - Transportation Infrastructure
HB 1397 - Transportation Infrastructure

COMMITTEE REPORTS

Committee on Elections and Elected Officials, Chairman McGaugh reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HJR 19**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Banderman, Falkner, McGaugh, Reedy, Riley, Schwadron, Sparks, Stacy, Toalson Reisch and Waller

Noes (5): Adams, Baringer, Smith (46), Windham and Woods

Absent (2): Byrnes and Coleman

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 391**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Banderman, Byrnes, Falkner, McGaugh, Reedy, Riley, Schwadron, Sparks, Stacy, Toalson Reisch and Waller

Noes (4): Baringer, Smith (46), Windham and Woods

Absent (2): Adams and Coleman

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 449**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Adams, Banderman, Baringer, McGaugh, Reedy, Riley, Smith (46), Sparks, Waller and Woods

Noes (6): Byrnes, Falkner, Schwadron, Stacy, Toalson Reisch and Windham

Absent (1): Coleman

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 783**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Adams, Banderman, Baringer, Byrnes, McGaugh, Reedy, Riley, Schwadron, Smith (46), Sparks, Waller, Windham and Woods

Noes (1): Stacy

Absent (3): Coleman, Falkner and Toalson Reisch

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 633**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (17): Baker, Bonacker, Brown (87), Byrnes, Christofanelli, Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Mackey, Mann, Nurrenbern, Pollitt, Stacy, Terry and Toalson Reisch

Noes (0)

Absent (0)

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 425**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Billington, Butz, Clemens, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (1): Adams

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 759**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Billington, Butz, Clemens, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (1): Adams

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1210**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Billington, Butz, Clemens, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (1): Adams

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 272**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Copeland, Hicks, Hudson, Justus, Lovasco, McMullen, Myers and Riley

Noes (5): Crossley, Ealy, Ingle, Merideth and Weber

Absent (3): Matthiesen, Parker and Reuter

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 273**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Copeland, Hicks, Hudson, Justus, Lovasco, McMullen, Myers and Riley

Noes (5): Crossley, Ealy, Ingle, Merideth and Weber

Absent (3): Matthiesen, Parker and Reuter

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 274**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Copeland, Hicks, Hudson, Justus, Lovasco, McMullen, Myers and Riley

Noes (5): Crossley, Ealy, Ingle, Merideth and Weber

Absent (3): Matthiesen, Parker and Reuter

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 628**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (17): Baker, Copeland, Crossley, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, Matthiesen, McMullen, Merideth, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1009**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Copeland, Hicks, Hudson, Justus, Lovasco, McMullen, Myers and Riley

Noes (5): Crossley, Ealy, Ingle, Merideth and Weber

Absent (3): Matthiesen, Parker and Reuter

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 246**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Chappell, Davis, Lovasco, Murphy, Riggs, Schulte, Schwadron and Van Schoiack

Noes (4): Bangert, Nickson-Clark, Sauls and Strickler

Absent (1): Boggs

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 646**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Chappell, Davis, Lovasco, Murphy, Schulte, Schwadron and Van Schoiack

Noes (4): Bangert, Nickson-Clark, Sauls and Strickler

Present (1): Riggs

Absent (1): Boggs

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 823**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Bangert, Chappell, Davis, Murphy, Nickson-Clark, Riggs, Sauls, Schulte and Van Schoiack

Noes (1): Strickler

Present (2): Lovasco and Schwadron

Absent (1): Boggs

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 1295**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Chappell, Davis, Lovasco, Murphy, Nickson-Clark, Riggs, Schulte, Schwadron and Van Schoiack

Noes (3): Bangert, Sauls and Strickler

Absent (1): Boggs

Committee on Pensions, Chairman Hovis reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 1185**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bromley, Brown (27), Hovis, Owen, Steinhoff and West

Noes (0)

Absent (4): Clemens, Marquart, Oehlerking and Reuter

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 775**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Brown (27), Casteel, Cook, Dinkins, Doll, Keathley, Lewis (25), Matthiesen, Parker, Roberts and Stinnett

Noes (0)

Absent (3): Coleman, Kelly (141) and Nickson-Clark

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 589**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Baker, Deaton, Hinman, Hurlbert, Justus, McMullen, Peters and Richey

Noes (4): Butz, Lavender, Merideth and Strickler

Absent (2): Davidson and Hudson

Special Committee on Tourism, Chairman Seitz reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HR 263**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Barnes, Fountain Henderson, Gallick, Lonsdale, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (2): Burnett and Ealy

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HR 561**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Barnes, Fountain Henderson, Gallick, Lonsdale, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (2): Burnett and Ealy

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 976**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Barnes, Fountain Henderson, Gallick, Lonsdale, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (2): Burnett and Ealy

Committee on Transportation Accountability, Chairman Mayhew reporting:

Mr. Speaker: Your Committee on Transportation Accountability, to which was returned **HB 520**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bromley, Busick, Hurlbert, Kalberloh, Mayhew, Taylor (48), Veit and Voss

Noes (1): Adams

Present (1): Burton

Absent (4): Butz, Johnson (23), Pouche and Waller

REFERRAL OF HOUSE JOINT RESOLUTIONS - RULES

The following House Joint Resolution was referred to the Committee indicated:

HJR 35 - Rules - Regulatory Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 134 - Rules - Administrative Oversight
HCS HBs 185 & 281 - Rules - Legislative Oversight
HCS HB 198 - Rules - Legislative Oversight
HCS HB 222 - Rules - Administrative Oversight
HCS HB 303 - Rules - Administrative Oversight
HCS HB 393 - Rules - Regulatory Oversight
HCS HB 425 - Rules - Administrative Oversight
HCS HB 464 - Rules - Regulatory Oversight
HCS HB 482 - Rules - Regulatory Oversight
HB 513 - Rules - Administrative Oversight
HB 516 - Rules - Legislative Oversight
HCS HB 589 - Rules - Administrative Oversight
HCS HB 594 - Rules - Regulatory Oversight
HCS HB 627 - Rules - Regulatory Oversight
HB 643 - Rules - Legislative Oversight
HB 652 - Rules - Regulatory Oversight
HCS HB 669 - Rules - Administrative Oversight
HB 1044 - Rules - Regulatory Oversight
HB 1052 - Rules - Regulatory Oversight

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, April 6, 2023.

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, April 6, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SB 109, HB 925, HB 653

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, April 6, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 392, HB 1367
Executive session will be held: HB 77, HB 187, HB 302, HB 440, HB 570, SS SB 24, SB 28

ELECTIONS AND ELECTED OFFICIALS
Tuesday, April 11, 2023, 11:00 AM, House Hearing Room 6.
Public hearing will be held: HB 656, HB 825, HB 834

FINANCIAL INSTITUTIONS
Tuesday, April 11, 2023, 11:00 AM, House Hearing Room 5.
Public hearing will be held: SB 63
Executive session will be held: HB 968, HR 12, SCS SB 187

FISCAL REVIEW
Thursday, April 6, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: SS HCS HBs 115 & 99
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Thursday, April 6, 2023, 1:00 PM or upon adjournment of both Chambers (whichever is later), Joint Hearing Room (117).
Agenda: approve minutes, director's report, attending hearings for informational purposes, current legislation involving rulemaking, periodic review of rules, ratify authorities, elections. Portions of this meeting may be closed pursuant to Section 610.022.2 relating to closed meetings and Section 610.021 (3) relating to personnel matters and Section 610.021 (1) relating to communications between a public governmental body and its attorney.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

LEGISLATIVE REVIEW
Thursday, April 6, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HCS HBs 1108 & 1181

PENSIONS
Tuesday, April 11, 2023, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 35, HB 867
Executive session will be held: SB 20, SS SB 75

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, April 11, 2023, 11:00 AM, House Hearing Room 1.
Public hearing will be held: SS SCS SBs 167 & 171, HB 1209, HB 175

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, April 11, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HB 232, HB 836, HCS HB 342
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Thursday, April 6, 2023, 8:30 AM, House Hearing Room 4.
Executive session will be held: HCS HBs 267 & 347, HB 770, HCS HB 1129, HCS HB 1165, HCS HB 1214, HB 1366, HB 571, HCS HB 157
Executive session may be held on any matter referred to the committee.
Added HB 571 and HB 157.
AMENDED

RURAL COMMUNITY DEVELOPMENT
Thursday, April 6, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 3.
Executive session will be held: HB 959

SPECIAL COMMITTEE ON HOMELAND SECURITY
Thursday, April 6, 2023, 8:30 AM, House Hearing Room 1.
Executive session will be held: SCS SCR 4

SPECIAL COMMITTEE ON TOURISM
Tuesday, April 11, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1376
Executive session will be held: SCR 7, SCR 8, HCR 15, HB 224, HB 530, HB 434, HB 817, HB 1051, HB 1261

WAYS AND MEANS
Thursday, April 6, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: SS SCS SB 133, SS SJR 3
Executive session will be held: HB 1194
Added HB 1194.
AMENDED

HOUSE CALENDAR

FIFTIETH DAY, THURSDAY, APRIL 6, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 20 - Black

HOUSE BILLS FOR PERFECTION

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HBs 1207 & 622 - Cook
HB 37 - Billington
HB 437 - Banderman
HB 716 - Kelly (141)

HCS HB 736 - Riggs
HB 920 - Anderson
HCS HB 934 - Hovis
HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 805, as amended, with HA 3, pending - Kalberloh
HCS HB 894 - Knight
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HCS HBs 1108 & 1181, (Legislative Review 3/29/23) - Hicks
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HBs 45 & 1066 - Haley
HCS HB 48 - Haley
HCS HB 155 - O'Donnell
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HCS HB 1109 - Thompson
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HB 1117, (Legislative Review 4/5/23) - Seitz
HB 102 - Baringer
HCS HB 188 - Murphy
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 349 - Christofanelli
HCS HB 88 - Veit
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HB 282 - Schnelting
HCS HB 336 - Boggs

HCS HBs 404 & 501 - Haden
HCS HB 424 - Perkins
HCS HB 471 - Black
HCS HBs 532 & 751 - Mayhew
HCS HB 536 - Keathley
HB 542 - Haden
HCS HB 580 - Houx
HB 782 - McGaugh
HCS HB 1023 - Diehl
HB 1028 - Smith (155)
HB 1034 - McMullen

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HB 703 - Haffner
HB 136, (Fiscal Review 4/5/23) - Hudson
HCS HB 576 - Shields

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HB 733 - Boggs
HCS HB 939 - Wilson
HCS HB 657 - Smith (155)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

SS SB 51 - Shields

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99, (Fiscal Review 4/4/23) - Shields

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)

CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTIETH DAY, THURSDAY, APRIL 6, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Let us draw near with a true heart in full assurance of faith." (Hebrews 10:22)

O God of ancient days, who is pouring Your spirit into the hearts of people seeking to bring justice and peace to our world, may we, with open minds and receptive hearts, receive Your spirit and, with You, strive to make understanding of each other a reality in our day.

Give us grace to take to heart the dangers involved in our unhappy divisions and our unhallowed differences. Remove from us all that hurts our unity of spirit and all that hinders our forward march together. Rekindle in us the fire of Your redeeming love, strengthen us by Your power and draw us closer to one another.

To You and to our state, we consecrate the work to this day in the People's House.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-ninth day was approved as printed.

PERFECTION OF HOUSE BILLS

HCS HB 355, **HCS HBs 1207 & 622**, **HB 37**, **HB 437**, **HB 716**, **HCS HB 736**, **HB 920**, **HCS HB 934**, **HCS HB 419** and **HCS HB 183** were placed on the Informal Calendar.

HCS HB 805, as amended, with House Amendment No. 3, pending, relating to road signage, was taken up by Representative Kalberloh.

House Amendment No. 3 was withdrawn.

Representative Toalson Reisch offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 805, Page 7, Section 226.550, Line 75, by inserting after all of said section and line the following:

"**Section 1. Notwithstanding any rule, law, regulation or agency standard to the contrary, beginning August 28, 2023, city populations shall be included on city limit signs.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 041

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Brown 27	Brown 87	Burton	Butz
Clemens	Collins	Crossley	Doll	Fogle
Fountain Henderson	Gray	Hein	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Nurrenbern	Phifer	Plank	Proudie	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Bland Manlove	Bosley	Burnett
Christofanelli	Ealy	Francis	Ingle	Mosley
Nickson-Clark	Oehlerking	Quade	Taylor 48	Windham

VACANCIES: 000

On motion of Representative Toalson Reisch, **House Amendment No. 4** was adopted.

On motion of Representative Kalberloh, **HCS HB 805, as amended**, was adopted.

On motion of Representative Kalberloh, **HCS HB 805, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HBs 115 & 99**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

PERFECTION OF HOUSE BILLS

HCS HB 894, **HCS HBs 348, 285 & 407**, **HCS HB 510**, **HCS HBs 1108 & 1181**, **HB 44**, **HB 67**, **HB 487**, **HB 528**, **HB 547**, **HB 1021**, **HB 1055**, **HCS HBs 45 & 1066**, **HCS HB 48**, **HCS HB 155**, **HB 512**, **HCS HB 584**, **HCS HB 586**, **HCS HB 777**, **HCS HB 824**, **HCS HB 1038**, **HCS HBs 1082 & 1094**, **HCS HB 1109**, **HCS HB 1196**, **HB 1154, with House Amendment No. 1, pending**, **HB 1117**, **HB 102**, **HCS HB 188**, **HB 212**, **HCS HB 271**, **HB 436**, **HCS HB 714**, **HB 999** and **HB 349** were placed on the Informal Calendar.

HCS HB 88, relating to animal chiropractic practitioners, was taken up by Representative Veit.

On motion of Representative Veit, the title of **HCS HB 88** was agreed to.

Representative Veit offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 88, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"331.020. **1.** Whenever in this chapter occurs the word "board", or "the board", such words shall be construed to mean the state board of chiropractic examiners.

2. For the purposes of this chapter the following terms mean:

(1) "Animal chiropractic", the examination and treatment of an animal through vertebral subluxation complex or spinal, joint, or musculoskeletal manipulation by an animal chiropractic practitioner. The term "animal chiropractic" shall not be construed to require supervision by a licensed veterinarian to practice or to allow the diagnosing of an animal; the performing of surgery; the dispensing, prescribing, or administering of medications, drugs, or biologics; or the performance of any other type of veterinary medicine when performed by an individual licensed by the state board of chiropractic examiners;

(2) "Animal chiropractic practitioner":

(a) A licensed veterinarian; or

(b) An individual who is licensed by the state board of chiropractic examiners to engage in the practice of chiropractic, as defined in section 331.010; who is certified by the AVCA or IVCA, as defined in section 340.200, or other equivalent certifying body; who has graduated from a certification course in animal chiropractic with not less than two hundred ten hours of instruction; and whose practice of animal chiropractic shall be regulated by the state board of chiropractic examiners.

331.060. 1. The board may refuse to issue any certificate of registration or authority, permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered his certificate of registration or authority, permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state, of the United States, or of any country, for any offense directly related to the duties and responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration or authority, permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a certificate of registration or authority, permit or license or allowing any person to use his or her certificate of registration or authority, permit, license or diploma from school;

(8) Disciplinary action against the holder of a license or other right to practice any profession regulated by this chapter granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state;

(9) A person is finally adjudged insane or incompetent by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not registered and currently eligible to practice under this chapter;

(11) Issuance of a certificate of registration or authority, permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate or license if so required by this chapter or any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed. False, misleading or deceptive advertisements or solicitations shall include, but not be limited to:

(a) Promises of cure, relief from pain or other physical or mental condition, or improved physical or mental health;

(b) Any self-laudatory statement;

(c) Any misleading or deceptive statement offering or promising a free service. Nothing herein shall be construed to make it unlawful to offer a service for no charge if the offer is announced as part of a full disclosure of routine fees including consultation fees;

(d) Any misleading or deceptive claims of patient cure, relief or improved condition; superiority in service, treatment or materials; new or improved service, treatment or material, or reduced costs or greater savings. Nothing herein shall be construed to make it unlawful to use any such claim if it is readily verifiable by existing documentation, data or other substantial evidence. Any claim which exceeds or exaggerates the scope of its supporting documentation, data or evidence is misleading or deceptive;

(e) Failure to use the term "chiropractor", "doctor of chiropractic", "chiropractic physician", or "D.C." in any advertisement, solicitation, sign, letterhead, or any other method of addressing the public;

(f) Attempting to attract patronage in any manner which castigates, impugns, disparages, discredits or attacks other healing arts and sciences or other chiropractic physicians;

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof;

(17) Fails to maintain a chiropractic office in a safe and sanitary condition;

(18) Engaging in unprofessional or improper conduct in the practice of chiropractic;

(19) Administering or prescribing any drug or medicine or attempting to practice medicine, surgery, or osteopathy within the meaning of chapter 334;

(20) **Engaging in the practice of animal chiropractic without a patient referral from a licensed veterinarian with a current veterinarian-client-patient relationship;**

(21) Being unable to practice as a chiropractic physician with reasonable skill and safety to patients because of one of the following: professional incompetency; illness, drunkenness, or excessive use of drugs, narcotics, or chemicals; any mental or physical condition. In enforcing this subdivision the board shall, after a hearing before the board, upon a finding of probable cause, require the chiropractor for the purpose of establishing his competency to practice as a chiropractic physician to submit to a reexamination, which shall be conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the chiropractic physician's professional competence by at least three chiropractic physicians, or to submit to a mental or physical examination or combination thereof by at least three physicians. One examiner shall be selected by the chiropractic physician compelled to take the examination, one selected by the board, and one shall be selected by the two examiners so selected. Notice of the physical or mental examination shall be given by personal service or certified mail. Failure of the chiropractic physician to submit to an examination when directed shall constitute an admission of the allegations against him, unless the failure was due to circumstances beyond his control. A chiropractic physician whose right to practice has been affected under this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that he can resume competent practice with reasonable skill and safety to patients.

(a) In any proceeding under this subdivision, neither the record of proceedings nor the orders entered by the board shall be used against a chiropractic physician in any other proceeding. Proceedings under this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(b) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the following: denying his application for a license; permanently withholding issuance of a license; administering a public or private reprimand; suspending or limiting or restricting his license to practice as a chiropractic physician for a period of not more than five years; revoking his license to practice as a chiropractic physician; requiring him to submit to the care, counseling or treatment of physicians designated by the chiropractic physician compelled to be treated. For the purpose of this subdivision, "license" includes the certificate of registration, or license, or both, issued by the board.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the board may, singly or in combination:

(1) Censure or place the person named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years; or

(2) May suspend the license, certificate or permit for a period not to exceed three years; or

(3) Revoke the license, certificate or permit.

4. If at any time after disciplinary sanctions have been imposed under this section or under any provision of this chapter, the licensee removes himself from the state of Missouri, ceases to be currently licensed under the provisions of this chapter, or fails to keep the Missouri state board of chiropractic examiners advised of his current place of business and residence, the time of his absence, or unlicensed status, or unknown whereabouts shall not be deemed or taken as any part of the time of discipline so imposed."; and

Further amend said bill and page, Section 340.200, Line 7, by deleting the word "**, diagnosis,**"; and

Further amend said bill, page and section, Lines 11-12, by deleting said lines and inserting in lieu thereof the following:

"**allow the diagnosing of an animal; the performing of surgery; the dispensing, prescribing, or administering of medications, drugs, or biologics; or the performance of any other type of veterinary medicine when performed by an individual licensed by the state board of chiropractic examiners;**"; and

Further amend said bill, page and section, Line 14, by deleting the words "**certified by the AVCA or IVCA**"; and

Further amend said bill, page and section, Line 17, by deleting said line and inserting in lieu thereof the following:

"**the AVCA, IVCA, or other equivalent certifying body; who has graduated from a**"; and

Further amend said bill and section, Page 2, Line 19, by inserting after the word "**instruction;**" the following:

"**and whose practice of animal chiropractic shall be regulated by the state board of chiropractic examiners under chapter 331;**"; and

Further amend said bill and section, Page 5, Line 145, by deleting the phrase "**[**~~animal chiropractic,~~**]**" and inserting in lieu thereof the phrase "animal chiropractic,"; and

Further amend said bill, Page 7, Section 340.216, Lines 60-62, by deleting all of said lines and inserting in lieu thereof the following:

"**animal chiropractic if the animal chiropractic practitioner has received a referral of the animal from a licensed veterinarian with a current veterinarian-client-patient relationship, as defined in section 340.200. The referring veterinarian may limit the number of visits or length of treatment at the time of referral or after consultation**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 1** was adopted.

On motion of Representative Veit, **HCS HB 88, as amended**, was adopted.

On motion of Representative Veit, **HCS HB 88, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 700 & 445, relating to refusal of medical procedures or treatment, was placed back on the House Bills for Third Reading Calendar.

HCS HB 939, relating to income tax incentives for economic development investments, was taken up by Representative Wilson.

Representative Wilson moved that **HCS HB 939** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 070

Allen	Amato	Bangert	Baringer	Barnes
Black	Bonacker	Brown 149	Brown 16	Brown 27
Brown 87	Burton	Butz	Casteel	Christ
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gregory	Griffith	Haley
Hinman	Hovis	Hurlbert	Johnson 23	Justus
Kalberloh	Kelly 141	Knight	Lewis 25	Marquart
Matthiesen	McGaugh	McGirl	Morse	Nurrenbern
Owen	Parker	Patterson	Perkins	Peters
Plank	Pouche	Reedy	Reuter	Riggs
Roberts	Sander	Sassmann	Sauls	Schulte
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 46
Steinhoff	Stephens	Taylor 84	Thompson	Van Schoiack
Voss	Waller	Walsh Moore	Woods	Young

NOES: 057

Atchison	Baker	Banderman	Billington	Boyd
Bromley	Buchheit-Courtway	Burger	Busick	Byrnes
Chappell	Christofanelli	Coleman	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Gragg
Haden	Haffner	Hardwick	Hausman	Henderson
Hicks	Houx	Hudson	Jones	Keathley
Kelley 127	Lewis 6	Lonsdale	Lovasco	Mayhew
Murphy	Myers	O'Donnell	Pollitt	Richey
Riley	Schnelting	Schwadron	Seitz	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Titus	Toalson Reisch	Veit	West	Wilson
Wright	Mr. Speaker			

PRESENT: 030

Adams	Aldridge	Anderson	Appelbaum	Aune
Bland Manlove	Bosley	Clemens	Collins	Crossley
Doll	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Lavender	Mackey	Mann
Merideth	Mosley	Phifer	Proudie	Quade
Strickler	Terry	Unsicker	Weber	Windham

ABSENT WITH LEAVE: 006

Boggs	Burnett	Ealy	McMullen	Nickson-Clark
Oehlerking				

VACANCIES: 000

THIRD READING OF HOUSE BILLS

HB 703, relating to initiative petitions and referendums, was taken up by Representative Haffner.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 109

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 87	Burton	Butz	Clemens
Collins	Crossley	Doll	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 005

Boggs	Burnett	Ealy	Nickson-Clark	Oehlerking

VACANCIES: 000

On motion of Representative Haffner, **HB 703** was read the third time and passed by the following vote:

AYES: 109

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 87	Burton	Butz	Clemens
Collins	Crossley	Doll	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 005

Boggs	Burnett	Ealy	Nickson-Clark	Oehlerking

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 576, relating to the offense of interference with the transportation of livestock, was taken up by Representative Shields.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 046

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Johnson 23	Lavender	Lewis 25
Mann	Merideth	Mosley	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 010

Bland Manlove	Boggs	Burnett	Ealy	Evans
Ingle	Mackey	Nickson-Clark	Oehlerking	Smith 155

VACANCIES: 000

On motion of Representative Shields, **HCS HB 576** was read the third time and passed by the following vote:

AYES: 121

Allen	Amato	Atchison	Aune	Baker
Banderman	Bangert	Baringer	Barnes	Billington
Black	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Coleman	Cook	Copeland
Crossley	Cupps	Deaton	Diehl	Dinkins
Doll	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Taylor 84	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 029

Adams	Aldridge	Anderson	Appelbaum	Bland Manlove
Christofanelli	Clemens	Collins	Davidson	Davis
Fountain Henderson	Gray	Hardwick	Johnson 12	Johnson 23
Lewis 25	Lovasco	Mackey	Mann	Mosley
Phifer	Plank	Proudie	Steinhoff	Strickler
Weber	Windham	Woods	Young	

PRESENT: 007

Merideth	Nurrenbern	Quade	Sharp 37	Smith 46
Terry	Walsh Moore			

ABSENT WITH LEAVE: 006

Boggs	Bosley	Burnett	Ealy	Nickson-Clark
Oehlerking				

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 119, 372, 382, 420, 550 & 693 - Fiscal Review
HCS HB 316 - Fiscal Review
HCS HB 719 - Fiscal Review
HB 1135 - Crime Prevention and Public Safety

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Sassmann reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 50**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Bonacker, Brown (87), Burton, Diehl, Farnan, Haley, Justus, Mayhew, Sassmann, Stephens, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (1): Knight

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 948** and **HB 915**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Bonacker, Brown (87), Burton, Diehl, Farnan, Haley, Justus, Mayhew, Sassmann, Stephens, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (1): Knight

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1020**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bonacker, Brown (87), Burton, Diehl, Farnan, Haley, Justus, Mayhew, Sassmann, Stephens, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (1): Knight

Committee on Crime Prevention and Public Safety, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 77**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (23): Allen, Anderson, Banderman, Brown (16), Collins, Cook, Doll, Hardwick, Hicks, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (0)

Absent (3): Bland Manlove, Bosley and Sharp (37)

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 187** and **HB 570**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (21): Allen, Banderman, Brown (16), Collins, Cook, Hardwick, Hicks, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (0)

Present (2): Anderson and Doll

Absent (3): Bland Manlove, Bosley and Sharp (37)

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 302**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (24): Allen, Anderson, Banderman, Bosley, Brown (16), Collins, Cook, Doll, Hardwick, Hicks, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (0)

Absent (2): Bland Manlove and Sharp (37)

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 440**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (24): Allen, Anderson, Banderman, Bosley, Brown (16), Collins, Cook, Doll, Hardwick, Hicks, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (0)

Absent (2): Bland Manlove and Sharp (37)

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SB 24**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (23): Allen, Anderson, Banderman, Bosley, Brown (16), Collins, Cook, Doll, Hardwick, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz, Sparks, Thomas and West

Noes (0)

Absent (3): Bland Manlove, Hicks and Sharp (37)

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 28**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (23): Allen, Anderson, Banderman, Bosley, Brown (16), Collins, Cook, Hardwick, Hicks, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Roberts, Sauls, Seitz, Sharp (37), Sparks, Thomas and West

Noes (0)

Absent (3): Bland Manlove, Doll and Riley

Committee on Higher Education, Chairman Shields reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1173**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Allen, Hovis, McGirl, Proudie, Sassmann, Shields, Strickler, Toalson Reisch and Windham

Noes (0)

Absent (1): Wright

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1287**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Allen, Hovis, McGirl, Proudie, Sassmann, Shields, Strickler, Toalson Reisch and Windham

Noes (0)

Absent (1): Wright

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 400**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Adams, Amato, Burger, Diehl, Falkner, Hinman and Perkins

Noes (4): Bangert, Baringer, Reedy and Walsh Moore

Absent (3): Byrnes, Chappell and Lonsdale

Committee on Rural Community Development, Chairman Reedy reporting:

Mr. Speaker: Your Committee on Rural Community Development, to which was referred **HB 959**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (5): Busick, Gallick, Haley, Kalberloh and Reedy

Noes (3): Burton, Lewis (25) and Plank

Absent (1): Bonacker

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 511**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Deaton, Hinman, Hudson, Hurlbert, McMullen, Peters and Richey

Noes (0)

Absent (6): Butz, Davidson, Justus, Lavender, Merideth and Strickler

Special Committee on Urban Issues, Chairman Sharp (37) reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 34**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Anderson, Casteel, Coleman and Sharp (37)

Noes (0)

Absent (3): Banderman, Cupps and Davidson

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 104**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Anderson, Casteel, Coleman and Sharp (37)

Noes (0)

Absent (3): Banderman, Cupps and Davidson

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 108**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Anderson, Casteel, Coleman and Sharp (37)

Noes (0)

Absent (3): Banderman, Cupps and Davidson

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1325**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Anderson, Casteel, Coleman and Sharp (37)

Noes (0)

Absent (3): Banderman, Cupps and Davidson

Committee on Transportation Infrastructure, Chairman Buchheit-Courtway reporting:

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 711**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Amato, Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Murphy, Myers, Sharpe (4) and Woods

Noes (1): Mosley

Absent (3): Burger, Phifer and Van Schoiack

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 734**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Amato, Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Sharpe (4) and Woods

Noes (0)

Absent (3): Burger, Phifer and Van Schoiack

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1035**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Amato, Buchheit-Courtway, Copeland, Hinman, Marquart, Murphy, Myers and Sharpe (4)

Noes (3): Bangert, Mosley and Woods

Absent (3): Burger, Phifer and Van Schoiack

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1067**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Amato, Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Sharpe (4) and Woods

Noes (0)

Absent (3): Burger, Phifer and Van Schoiack

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1193**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Amato, Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Sharpe (4) and Woods

Noes (0)

Absent (3): Burger, Phifer and Van Schoiack

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **SS SCS SB 127**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Amato, Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Sharpe (4) and Woods

Noes (0)

Absent (3): Burger, Phifer and Van Schoiack

Committee on Legislative Review, Chairman Davidson reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS HBs 1108 & 1181**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (9): Burger, Davidson, Doll, Francis, Henderson, Houx, Ingle, Smith (155) and Veit

Noes (0)

Absent (1): Burnett

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 157**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, Owen and Schnelting

Noes (0)

Present (2): Bosley and Unsicker

Absent (1): McGirl

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 267 & 347**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, Owen and Unsicker

Noes (0)

Absent (2): McGirl and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 571**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, Owen and Schnelting

Noes (2): Bosley and Lavender

Present (1): Unsicker

Absent (1): McGirl

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 770**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Buchheit-Courtway, Burger, Hudson, Knight and Owen

Noes (3): Bosley, Lavender and Unsicker

Absent (2): McGirl and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1129**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (1): McGirl

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1214**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, Owen, Schnelting and Unsicker

Noes (0)

Absent (1): McGirl

REFERRAL OF HOUSE RESOLUTIONS - RULES

The following House Resolution was referred to the Committee indicated:

HR 561 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 391 - Rules - Regulatory Oversight
HCS HBs 502 & 887 - Rules - Regulatory Oversight
HCS HB 514 - Rules - Legislative Oversight
HCS HBs 604 & 180 - Rules - Administrative Oversight
HCS HB 633 - Rules - Administrative Oversight
HB 696 - Rules - Administrative Oversight
HB 823 - Rules - Legislative Oversight
HCS HBs 876, 771, 776 & 551 - Rules - Administrative Oversight
HCS HB 881 - Rules - Legislative Oversight
HB 891 - Rules - Regulatory Oversight
HB 942 - Rules - Legislative Oversight
HCS HB 960 - Rules - Administrative Oversight
HB 1040 - Rules - Regulatory Oversight
HB 1370 - Rules - Administrative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SJR 21** entitled:

Joint resolution submitting to the qualified voters of Missouri, an amendment to article X of the Constitution of Missouri, by adding thereto one new section relating to property tax assessments for certain seniors.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#3 SCS SB 131** entitled:

An act to repeal section 144.064, RSMo, and to enact in lieu thereof three new sections relating to firearms tax relief.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 143** entitled:

An act to repeal sections 135.647, 135.1610, and 144.030, RSMo, and to enact in lieu thereof five new sections relating to improving access to products essential for healthy living.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 157** entitled:

An act to repeal sections 195.070, 334.036, 334.104, 335.016, 335.019, 335.036, 335.046, 335.051, 335.056, 335.076, 335.086, and 335.175, RSMo, and to enact in lieu thereof twelve new sections relating to the licensing of health care professionals.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 199** entitled:

An act to repeal sections 160.2705, 160.2720, and 160.2725, RSMo, and to enact in lieu thereof three new sections relating to adult high schools.

In which the concurrence of the House is respectfully requested.

Read the first time.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 2:00 p.m., Tuesday, April 11, 2023.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Jo Doll, District 91, hereby state and affirm that on Page 1311-1312 of the Journal of the House, my vote by which HB 995 was read the third time and passed, was incorrectly recorded as “Absent with Leave”. Pursuant to House Rule 93, I am requesting that the Journal be corrected to show that I was in fact present in the chamber when the vote was taken. I did in fact vote, my vote was incorrectly recorded, and should have been recorded as “No”.

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 6 day of April, 2023.

/s/ Jo Doll
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn before me this 6th of April in the year 2023.

/s/ Beth Oetting
Notary Public

COMMITTEE HEARINGS

BUDGET
Tuesday, April 11, 2023, 11:00 AM, House Hearing Room 3.
Review of committee substitutes for HB 17- HB 20.

BUDGET
Wednesday, April 12, 2023, 8:00 AM, Joint Hearing Room (117).
Continued review of committee substitutes for HB 17- HB 20.

BUDGET
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 17, HB 18, HB 19, HB 20
Executive session will be held: HB 17, HB 18, HB 19, HB 20
Mark-up HCS HB 17- HB 20.

CHILDREN AND FAMILIES
Tuesday, April 11, 2023, 9:00 AM, House Hearing Room 6.
Public hearing will be held: SS SB 198, SS SB 213, HB 1368, HB 1073, HB 888, HB 1288
Executive session will be held: SJR 26, SS SB 82

CONSENT AND HOUSE PROCEDURE
Tuesday, April 11, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HR 820
Executive session will be held: HR 820
Executive session may be held on any matter referred to the committee.
Included public hearing.
AMENDED

ELECTIONS AND ELECTED OFFICIALS
Tuesday, April 11, 2023, 11:00 AM, House Hearing Room 6.
Public hearing will be held: HB 656, HB 825, HB 834, HB 1184
Added HB 1184.
AMENDED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 12, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: SS#2 SCS SBs 4, 42 & 89
Executive session will be held: HB 901, HB 492, HB 558, HB 49

FINANCIAL INSTITUTIONS
Tuesday, April 11, 2023, 11:00 AM, House Hearing Room 5.
Public hearing will be held: SB 63, HB 1229
Executive session will be held: HB 968, HR 12, SCS SB 187, HJR 14
AMENDED

FISCAL REVIEW
Tuesday, April 11, 2023, 12:15 PM, House Hearing Room 4.
Executive session will be held: HCS HBs 119, 372, 382, 420, 550 & 693, HB 136, HCS HB 316, HCS HB 719
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Tuesday, April 11, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.
Public hearing will be held: HB 327, HB 1328, SB 155, SS#2 SB 39, SS#2 SCS SBs 49, 236 & 164
Executive session will be held: HB 93, HB 248, HB 926, HB 1039, SB 34, SS SCS SB 40, SS SCS SBs 45 & 90
SB 39 and SB 49 will each be limited to a one-hour public hearing.
Room change.
CORRECTED

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, April 12, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 338, HB 1259, SS SB 115
Executive session will be held: HB 124, HB 517, HB 310, HB 311, HB 312, HB 313, HB 317, HB 735, HB 737

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 12, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: SS SCS SB 106, HB 1286, HB 1098
Executive session will be held: SS SCS SB 41

HEALTHCARE REFORM
Tuesday, April 11, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 773, HB 1399, HB 860, HB 820

HIGHER EDUCATION
Wednesday, April 12, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1189

INSURANCE POLICY
Wednesday, April 12, 2023, 9:00 AM, House Hearing Room 5.
Executive session will be held: SB 101, SS SB 181

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

PENSIONS
Tuesday, April 11, 2023, 9:00 AM, House Hearing Room 5.
Public hearing will be held: HB 35, HB 867
Executive session will be held: SB 20, SS SB 75

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, April 11, 2023, 11:00 AM, House Hearing Room 1.
Public hearing will be held: SS SCS SBs 167 & 171, HB 1209, HB 175
Removed SB 70.
AMENDED

RULES - ADMINISTRATIVE OVERSIGHT
Tuesday, April 11, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HB 232, HB 836, HCS HB 342, HCS HB 134, HCS HB 222, HCS HB 303, HCS HB 425, HB 513, HCS HB 589, HCS HB 669, HCS HBs 604 & 180, HCS HB 633, HB 696, HCS HBs 876, 771, 776 & 551, HCS HB 960, HB 1370
Executive session may be held on any matter referred to the committee.
Added HB 134, HB 222, HB 303, HB 425, HB 513, HB 589, HB 669, HB 604, HB 633, HB 696, HB 876, HB 960, and HB 1370.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Wednesday, April 12, 2023, 9:45 AM, House Hearing Room 4.
Executive session will be held: HCS HBs 185 & 281, HCS HB 198, HCS HB 514, HB 516, HB 643, HB 823, HCS HB 881, HB 942, HR 561
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 3.
Public hearing will be held: HB 1175
Executive session will be held: SS SCS SB 100, HB 884
Removed HB 57.
AMENDED

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Thursday, April 13, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 127, HB 432
Executive session will be held: HB 1099

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: SB 186
Executive session will be held: HB 654, HB 1394, HJR 66

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, April 12, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 3.
Public hearing will be held: HB 143, SS SB 222

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, April 11, 2023, 11:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1310, SB 247, SJR 35
Executive session will be held: HB 1076, HB 1134, SS#2 SCS SB 96, SB 47

SPECIAL COMMITTEE ON TOURISM
Tuesday, April 11, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1376
Executive session will be held: SCR 7, SCR 8, HCR 15, HB 224, HB 530, HB 434, HB 817, HB 1051, HB 1261

TRANSPORTATION INFRASTRUCTURE
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1395, HB 1377, HB 527
Executive session will be held: SCR 3, HB 152, HB 369

UTILITIES
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 709, HB 991

VETERANS
Tuesday, April 11, 2023, 9:00 AM, House Hearing Room 1.
Executive session will be held: SS SB 139

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1018
Presentation by Dr. Joe Dierks, Director of Choice Programs, School District of Washington, and Joel Doepker, Vice-President of External Relations, East Central College, regarding their respective facilities and workforce development programming.

HOUSE CALENDAR

FIFTY-FIRST DAY, TUESDAY, APRIL 11, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HCS HJR 20 - Black

HOUSE BILLS FOR PERFECTION

HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HB 282 - Schnelting
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 424 - Perkins
HCS HB 471 - Black
HCS HBs 532 & 751 - Mayhew
HCS HB 536 - Keathley
HB 542 - Haden
HCS HB 580 - Houx
HB 782 - McGaugh
HCS HB 1023 - Diehl
HB 1028 - Smith (155)
HB 1034 - McMullen
HB 770 - Thompson
HCS HB 1214 - Hinman
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HBs 267 & 347 - Buchheit-Courtway

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HBs 1207 & 622 - Cook
HB 37 - Billington
HB 437 - Banderman
HB 716 - Kelly (141)
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HB 934 - Hovis
HCS HB 419 - Hudson
HCS HB 183 - Burger
HCS HB 894 - Knight

HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HS HCS HBs 1108 & 1181 - Hicks
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HBs 45 & 1066 - Haley
HCS HB 48 - Haley
HCS HB 155 - O'Donnell
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HCS HB 1109 - Thompson
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HB 1117, (Legislative Review 4/5/23) - Seitz
HB 102 - Baringer
HCS HB 188 - Murphy
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 349 - Christofanelli

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HB 136, (Fiscal Review 4/5/23) - Hudson
HCS HBs 700 & 445 - Hardwick
HCS HBs 119, 372, 382, 420, 550 & 693, (Fiscal Review 4/6/23) - Perkins
HCS HB 719, (Fiscal Review 4/6/23), E.C. - Riley
HCS HB 316, (Fiscal Review 4/6/23) - Riggs
HCS HB 521 - Henderson
HB 345 - McGirl
HCS HBs 1064 & 667, E.C. - Baker

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 733 - Boggs
HCS HB 657 - Smith (155)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE JOINT RESOLUTIONS FOR SECOND READING

SJR 21

SENATE BILLS FOR SECOND READING

SS#3 SCS SB 131
SS SB 143
SS SCS SB 157
SS SB 199

SENATE BILLS FOR THIRD READING

SS SB 51 - Shields

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTY-FIRST DAY, TUESDAY, APRIL 11, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Travis Smith.

Oh God,

We thank You for this gathering of men and women today who seek to help those they serve. We ask that You would stretch out Your hand and have mercy upon us as elected officials, staff and all civil authorities. Help us keep our goals simple, birthing ideas or laws that will help keep our country safe, protect the weak, heal the broken, and encourage every person to their full potential. Give every leader a strong sense of their destiny, and remind them of their accountability not only to the ones they serve but always to You, Lord. Open our eyes to Your perspective for decision-making. May Your Word become truth and guide for all decisions, and may we look to You for the last word.

Please bless the Armed Forces and keep them safe. Let them know their bravery and honor is appreciated and our freedom cherished. Give courage and redemption to all who live and work in the State of Missouri and these great United States. Bless them, Lord, and keep them safe. Grant them hope and grant them peace. The grace which we embrace live, despite the pain and sorrow, is always a measure of all that has gone on before. Let us choose to live in joy.

And the House said, Amen!

The Pledge of Allegiance to the flag was recited.

The Journal of the fiftieth day was approved as corrected.

SECOND READING OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was read the second time:

SJR 21, relating to property tax assessments for certain seniors.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS#3 SCS SB 131, relating to firearms tax relief.

SS SB 143, relating to improving access to products essential for healthy living.

SS SCS SB 157, relating to the licensing of health care professionals.

SS SB 199, relating to adult high schools.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 119, 372, 382, 420, 550 & 693**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Baringer

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 136**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (1): Fogle

Absent (1): Baringer

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 316**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Baringer

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 719**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Baringer

THIRD READING OF HOUSE BILLS

HB 136, **HCS HBs 700 & 445**, **HCS HBs 119, 372, 382, 420, 550 & 693**, **HCS HB 719**, **HCS HB 316**, **HCS HB 521**, **HB 345** and **HCS HBs 1064 & 667** were placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 136, relating to student associations at public institutions of higher learning, was taken up by Representative Hudson.

On motion of Representative Hudson, **HB 136** was read the third time and passed by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bland Manlove
Brown 87	Burton	Butz	Clemens	Crossley
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bangert	Baringer	Barnes	Bosley
Brown 27	Burnett	Collins	Doll	Ealy
Haffner	Kalberloh	Reedy		

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 119, 372, 382, 420, 550 & 693, relating to offenders in custody, was taken up by Representative Perkins.

On motion of Representative Perkins, **HCS HBs 119, 372, 382, 420, 550 & 693** was read the third time and passed by the following vote:

AYES: 141

Allen	Amato	Anderson	Atchison	Baker
Banderman	Bangert	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Johnson 12	Johnson 23	Jones	Justus	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 6
Lonsdale	Lovasco	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
West	Wilson	Windham	Woods	Wright
Mr. Speaker				

NOES: 000

PRESENT: 012

Adams	Appelbaum	Aune	Bland Manlove	Clemens
Fountain Henderson	Ingle	Lewis 25	Mackey	Quade
Weber	Young			

ABSENT WITH LEAVE: 010

Aldridge	Baringer	Barnes	Bosley	Brown 27
Burnett	Doll	Haffner	Kalberloh	Reedy

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 316, relating to facilities of historic significance, was taken up by Representative Riggs.

Representative Riggs moved that **HCS HB 316** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 062

Amato	Atchison	Bangert	Black	Bonacker
Brown 149	Brown 16	Buchheit-Courtway	Burger	Casteel
Chappell	Christ	Diehl	Dinkins	Ealy
Evans	Falkner	Francis	Gallick	Gregory
Griffith	Haden	Haley	Henderson	Hinman
Houx	Hovis	Johnson 12	Jones	Justus
Kelly 141	Knight	Lewis 6	McGaugh	McGirl
Morse	Owen	Parker	Patterson	Peters
Plank	Pollitt	Pouche	Reuter	Roberts
Sassmann	Sauls	Schulte	Sharpe 4	Shields
Smith 155	Stephens	Stinnett	Taylor 84	Thomas
Thompson	Unsicker	Van Schoiack	Veit	Waller
Wilson	Wright			

NOES: 053

Allen	Baker	Banderman	Billington	Boggs
Boyd	Bromley	Busick	Byrnes	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Farnan	Gragg	Hardwick
Hausman	Hicks	Hudson	Hurlbert	Keathley
Kelley 127	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McMullen	Murphy	Myers	O'Donnell
Oehlerking	Perkins	Richey	Riggs	Riley
Sander	Schnelting	Schwadron	Seitz	Smith 163
Sparks	Stacy	Taylor 48	Titus	Toalson Reisch
Voss	West	Mr. Speaker		

PRESENT: 038

Adams	Anderson	Appelbaum	Aune	Bland Manlove
Brown 87	Burton	Butz	Clemens	Collins
Crossley	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Proudie	Quade	Sharp 37	Smith 46
Steinhoff	Strickler	Terry	Walsh Moore	Weber
Windham	Woods	Young		

ABSENT WITH LEAVE: 010

Aldridge	Baringer	Barnes	Bosley	Brown 27
Burnett	Doll	Haffner	Kalberloh	Reedy

VACANCIES: 000

HCS HB 521, relating to motor vehicle financial protection products, was taken up by Representative Henderson.

On motion of Representative Henderson, **HCS HB 521** was read the third time and passed by the following vote:

AYES: 124

Adams	Allen	Amato	Atchison	Baker
Banderman	Bangert	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Keathley
Kelley 127	Kelly 141	Lavender	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Proudie	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 000

PRESENT: 025

Anderson	Appelbaum	Aune	Bland Manlove	Collins
Ealy	Fountain Henderson	Gray	Ingle	Johnson 23
Lewis 25	Mackey	Mann	Merideth	Phifer
Quade	Smith 46	Steinhoff	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

ABSENT WITH LEAVE: 014

Aldridge	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burnett	Doll	Haffner	Johnson 12
Kalberloh	Knight	Nickson-Clark	Reedy	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 345, relating to special road districts, was taken up by Representative McGirl.

On motion of Representative McGirl, **HB 345** was read the third time and passed by the following vote:

AYES: 129

Allen	Amato	Atchison	Baker	Banderman
Bangert	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 87
Buchheit-Courtway	Burger	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 000

PRESENT: 024

Adams	Anderson	Appelbaum	Aune	Bland Manlove
Ealy	Fountain Henderson	Ingle	Johnson 12	Johnson 23
Lewis 25	Mackey	Mann	Merideth	Phifer
Quade	Steinhoff	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

ABSENT WITH LEAVE: 010

Aldridge	Baringer	Barnes	Bosley	Brown 27
Burnett	Doll	Haffner	Kalberloh	Reedy

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 1064 & 667, relating to the personal privacy protection act, was taken up by Representative Baker.

On motion of Representative Baker, **HCS HBs 1064 & 667** was read the third time and passed by the following vote:

AYES: 105

Allen	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reuter	Richey	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 027

Adams	Amato	Anderson	Appelbaum	Aune
Bangert	Bland Manlove	Butz	Clemens	Collins
Gray	Johnson 12	Lavender	Lewis 25	Mann
Merideth	Mosley	Nickson-Clark	Phifer	Plank
Proudie	Quade	Steinhoff	Taylor 84	Walsh Moore
Weber	Young			

PRESENT: 020

Brown 87	Burton	Crossley	Ealy	Fogle
Fountain Henderson	Hein	Ingle	Johnson 23	Mackey
Nurrenbern	Riggs	Sauls	Sharp 37	Smith 46
Strickler	Terry	Unsicker	Windham	Woods

ABSENT WITH LEAVE: 011

Aldridge	Baringer	Barnes	Bosley	Brown 27
Burnett	Doll	Haffner	Kalberloh	Reedy
Smith 163				

VACANCIES: 000

Speaker Plocher declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 109

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 035

Adams	Anderson	Appelbaum	Aune	Bangert
Bland Manlove	Brown 87	Burton	Butz	Clemens
Collins	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Quade	Steinhoff	Strickler	Terry
Unsicker	Walsh Moore	Weber	Windham	Young

PRESENT: 009

Crossley	Ealy	Johnson 23	Mackey	Proudie
Sauls	Sharp 37	Smith 46	Woods	

ABSENT WITH LEAVE: 010

Aldridge	Baringer	Barnes	Bosley	Brown 27
Burnett	Doll	Haffner	Reedy	Reuter

VACANCIES: 000

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJR 20, relating to the right to hunt and fish, was taken up by Representative Black.

On motion of Representative Black, the title of **HCS HJR 20** was agreed to.

Representative Black offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Joint Resolution No. 20, Page 1, Section 36, Line 5, by inserting after the word "**fishing**" the words "**by legal means**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pouche	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 042

Adams	Anderson	Aune	Bangert	Brown 87
Burton	Butz	Collins	Crossley	Ealy
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 017

Aldridge	Appelbaum	Baringer	Barnes	Bland Manlove
Bosley	Brown 27	Burnett	Clemens	Copeland
Doll	Haffner	Houx	Knight	Murphy
Pollitt	Reuter			

VACANCIES: 000

On motion of Representative Black, **House Amendment No. 1** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Falkner	Farnan	Gallick	Gragg	Gregory
Griffith	Haden	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 018

Aldridge	Baringer	Barnes	Bland Manlove	Bosley
Brown 27	Brown 87	Doll	Evans	Francis
Haffner	Houx	Ingle	Murphy	Pollitt
Pouche	Reuter	Steinhoff		

VACANCIES: 000

On motion of Representative Black, **HCS HJR 20, as amended**, was adopted.

On motion of Representative Black, **HCS HJR 20, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 894, relating to the motor vehicle franchise practices act, was taken up by Representative Knight.

Representative Knight moved that the title of **HCS HB 894** be agreed to.

Representative Buchheit-Courtway offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 894, Page 1, In the Title, Line 3, by deleting the words "the motor vehicle franchise practices act" and inserting in lieu thereof the words "motor vehicles"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Buchheit-Courtway, **House Amendment No. 1** was adopted.

Representative O'Donnell offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 894, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) (a) A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(b) If local and long distance telecommunications services subject to tax under this subdivision are aggregated with and not separately stated from charges for telecommunications service or other services not subject to tax under this subdivision, including, but not limited to, interstate or international telecommunications services, then the charges for nontaxable services may be subject to taxation unless the telecommunications provider can identify by reasonable and verifiable standards such portion of the charges not subject to such tax from its books and records that are kept in the regular course of business, including, but not limited to, financial statement, general ledgers, invoice and billing systems and reports, and reports for regulatory tariffs and other regulatory matters;

(c) A telecommunications provider shall notify the director of revenue of its intention to utilize the standards described in paragraph (b) of this subdivision to determine the charges that are subject to sales tax under this subdivision. Such notification shall be in writing and shall meet standardized criteria established by the department regarding the form and format of such notice;

(d) The director of revenue may promulgate and enforce reasonable rules and regulations for the administration and enforcement of the provisions of this subdivision. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be invalid and void;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section **144.070 or** 144.440.

2. All tickets sold which are sold under the provisions of this chapter which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax.".

144.070. 1. At the time the owner of any new or used motor vehicle, trailer, boat, or outboard motor which was acquired in a transaction subject to sales tax under the Missouri sales tax law makes application to the director of revenue for an official certificate of title and the registration of the motor vehicle, trailer, boat, or outboard motor as otherwise provided by law, the owner shall present to the director of revenue evidence satisfactory to the director of revenue showing the purchase price exclusive of any charge incident to the extension of credit paid by or charged

to the applicant in the acquisition of the motor vehicle, trailer, boat, or outboard motor, or that no sales tax was incurred in its acquisition, and if sales tax was incurred in its acquisition, the applicant shall pay or cause to be paid to the director of revenue the sales tax provided by the Missouri sales tax law in addition to the registration fees now or hereafter required according to law, and the director of revenue shall not issue a certificate of title for any new or used motor vehicle, trailer, boat, or outboard motor subject to sales tax as provided in the Missouri sales tax law until the tax levied for the sale of the same under sections 144.010 to 144.510 has been paid as provided in this section or is registered under the provisions of subsection 5 of this section.

2. As used in subsection 1 of this section, the term "purchase price" shall mean the total amount of the contract price agreed upon between the seller and the applicant in the acquisition of the motor vehicle, trailer, boat, or outboard motor, regardless of the medium of payment therefor.

3. In the event that the purchase price is unknown or undisclosed, or that the evidence thereof is not satisfactory to the director of revenue, the same shall be fixed by appraisement by the director.

4. The director of the department of revenue shall endorse upon the official certificate of title issued by the director upon such application an entry showing that such sales tax has been paid or that the motor vehicle, trailer, boat, or outboard motor represented by such certificate is exempt from sales tax and state the ground for such exemption.

5. Any person, company, or corporation engaged in the business of renting or leasing motor vehicles, trailers, boats, or outboard motors, which are to be used exclusively for rental or lease purposes, and not for resale, may apply to the director of revenue for authority to operate as a leasing or rental company and pay an annual fee of two hundred fifty dollars for such authority. Any company approved by the director of revenue may pay the tax due on any motor vehicle, trailer, boat, or outboard motor as required in section 144.020 at the time of registration thereof or in lieu thereof may pay a sales tax as provided in sections 144.010, 144.020, 144.070 and 144.440. A sales tax shall be charged to and paid by a leasing company which does not exercise the option of paying in accordance with section 144.020, on the amount charged for each rental or lease agreement while the motor vehicle, trailer, boat, or outboard motor is domiciled in this state. Any motor vehicle, trailer, boat, or outboard motor which is leased as the result of a contract executed in this state shall be presumed to be domiciled in this state.

6. Every applicant to be a registered fleet owner as described in subsections 6 to 10 of section 301.032 shall furnish with the application to operate as a registered fleet owner a corporate surety bond or irrevocable letter of credit, as defined in section 400.5-102, issued by any state or federal financial institution in the penal sum of one hundred thousand dollars, on a form approved by the department. The bond or irrevocable letter of credit shall be conditioned upon the registered fleet owner complying with the provisions of any statutes applicable to registered fleet owners, and the bond shall be an indemnity for any loss sustained by reason of the acts of the person bonded when such acts constitute grounds for the suspension or revocation of the registered fleet owner license. The bond shall be executed in the name of the state of Missouri for the benefit of all aggrieved parties or the irrevocable letter of credit shall name the state of Missouri as the beneficiary; except that, the aggregate liability of the surety or financial institution to the aggrieved parties shall, in no event, exceed the amount of the bond or irrevocable letter of credit. The proceeds of the bond or irrevocable letter of credit shall be paid upon receipt by the department of a final judgment from a Missouri court of competent jurisdiction against the principal and in favor of an aggrieved party.

7. Any corporation may have one or more of its divisions separately apply to the director of revenue for authorization to operate as a leasing company, provided that the corporation:

(1) Has filed a written consent with the director authorizing any of its divisions to apply for such authority;

(2) Is authorized to do business in Missouri;

(3) Has agreed to treat any sale of a motor vehicle, trailer, boat, or outboard motor from one of its divisions to another of its divisions as a sale at retail;

(4) Has registered under the fictitious name provisions of sections 417.200 to 417.230 each of its divisions doing business in Missouri as a leasing company; and

(5) Operates each of its divisions on a basis separate from each of its other divisions. However, when the transfer of a motor vehicle, trailer, boat or outboard motor occurs within a corporation which holds a license to operate as a motor vehicle or boat dealer pursuant to sections 301.550 to 301.573 the provisions in subdivision (3) of this subsection shall not apply.

8. If the owner of any motor vehicle, trailer, boat, or outboard motor desires to charge and collect sales tax as provided in this section, the owner shall make application to the director of revenue for a permit to operate as a motor vehicle, trailer, boat, or outboard motor leasing company. The director of revenue shall promulgate rules and regulations determining the qualifications of such a company, and the method of collection and reporting of sales tax charged and collected. Such regulations shall apply only to owners of motor vehicles, trailers, boats, or outboard motors, electing to qualify as motor vehicle, trailer, boat, or outboard motor leasing companies under the provisions

of subsection 5 of this section, and no motor vehicle renting or leasing, trailer renting or leasing, or boat or outboard motor renting or leasing company can come under sections 144.010, 144.020, 144.070 and 144.440 unless all motor vehicles, trailers, boats, and outboard motors held for renting and leasing are included.

9. Any person, company, or corporation engaged in the business of renting or leasing three thousand five hundred or more motor vehicles which are to be used exclusively for rental or leasing purposes and not for resale, and that has applied to the director of revenue for authority to operate as a leasing company may also operate as a registered fleet owner as prescribed in section 301.032.

10. Beginning July 1, 2010, any motor vehicle dealer licensed under section 301.560 engaged in the business of selling motor vehicles or trailers **[**~~may~~**] shall** apply to the director of revenue for authority to collect and remit the sales tax required under this section on all motor vehicles sold by the motor vehicle dealer. A motor vehicle dealer receiving authority to collect and remit the tax is subject to all provisions under sections 144.010 to 144.525. Any motor vehicle dealer authorized to collect and remit sales taxes on motor vehicles under this subsection shall be entitled to deduct and retain an amount equal to two percent of the motor vehicle sales tax pursuant to section 144.140. Any amount of the tax collected under this subsection that is retained by a motor vehicle dealer pursuant to section 144.140 shall not constitute state revenue. In no event shall revenues from the general revenue fund or any other state fund be utilized to compensate motor vehicle dealers for their role in collecting and remitting sales taxes on motor vehicles. In the event this subsection or any portion thereof is held to violate Article IV, Section 30(b) of the Missouri Constitution, no motor vehicle dealer shall be authorized to collect and remit sales taxes on motor vehicles under this section. No motor vehicle dealer shall seek compensation from the state of Missouri or its agencies if a court of competent jurisdiction declares that the retention of two percent of the motor vehicle sales tax is unconstitutional and orders the return of such revenues.

11. (1) Every motor vehicle dealer licensed under section 301.560, as soon as technologically possible following the development and maintenance of a modernized, integrated system for the titling of vehicles, issuance and renewal of vehicle registrations, issuance and renewal of driver's licenses and identification cards, and perfection and release of liens and encumbrances on vehicles, to be funded by the Motor Vehicle Administration Technology Fund as created in section 301.558, shall collect and remit the sales tax required under this section on all motor vehicles that such dealer sells. In collecting and remitting this sales tax, motor vehicle dealers shall be subject to all applicable provisions under sections 144.010 to 144.527.

(2) The director of revenue may promulgate all necessary rules and regulations for the administration of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subsection shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This subsection and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 2** was adopted.

Representative Buchheit-Courtway offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 894, Page 1, Section A, Line 2, by inserting after all of said line the following:

"307.380. 1. Every vehicle of the type required to be inspected upon having been involved in an accident and when so directed by a police officer must be inspected and an official certificate of inspection and approval, sticker, seal or other device be obtained for such vehicle before it is again operated on the highways of this state.

2. At the seller's expense every used motor vehicle of the type required to be inspected by section 307.350 shall immediately prior to sale be fully inspected regardless of any current certificate of inspection and approval, and

an appropriate new certificate of inspection and approval, sticker, seal or other device shall be obtained **no more than sixty days prior to the date of sale. Such inspection shall not be required for a motor vehicle having less than forty thousand miles for the three-year period following the model year of manufacture. The seller shall present the certificate of inspection and approval to the buyer at the point of sale and the buyer shall be required to submit the certificate of inspection when applying for registration of the vehicle**.

[~~2.~~**] 3.** Nothing contained in the provisions of this section shall be construed to prohibit a dealer or any other person from selling a vehicle without a certificate of inspection and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for junk, salvage, or for rebuilding shall give to the seller an affidavit, on a form prescribed by the superintendent of the Missouri state highway patrol, stating that the vehicle is being purchased for one of the reasons stated herein. No vehicle of the type required to be inspected by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be registered in this state until the owner has submitted the vehicle for inspection and obtained an official certificate of inspection and approval, sticker, seal or other device for such vehicle.

[~~3.~~**] 4.** Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Buchheit-Courtway, **House Amendment No. 3** was adopted.

Representative Knight offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 894, Page 2, Section 407.812, Line 34, by deleting the number "**2023**" and inserting in lieu thereof the number "**2024**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 4** was adopted.

On motion of Representative Knight, **HCS HB 894, as amended**, was adopted.

On motion of Representative Knight, **HCS HB 894, as amended**, was ordered perfected and printed.

HCS HB 419, relating to gender transition procedures, was taken up by Representative Hudson.

On motion of Representative Hudson, the title of **HCS HB 419** was agreed to.

Representative Hudson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 419, Page 1, Section 191.1720, Line 1, by deleting the words "**Sections 191.1720 to 191.1745 and section 376.1280**" and inserting in lieu thereof the number "**1. This section**"; and

Further amend said bill, page, and section, Line 2, by deleting the words "**Child and Adolescent Protection (MCAP)**" and inserting in lieu thereof the words "**Save Adolescents from Experimentation (SAFE)**"; and

Further amend said bill and page, Section 191.1725, Line 1, by deleting said line and inserting in lieu thereof the following:

"**2. For purposes of this section, the following terms**"; and

Further amend said bill, page, and section, Line 6, by deleting said line and inserting in lieu thereof the words "**without regard to an individual's psychological, chosen, or subjective experience of gender;**"; and

Further amend said bill and section, Pages 1-2, Lines 7-33, by deleting said lines and inserting in lieu thereof the following:

"**(2) "Cross-sex hormones", testosterone, estrogen, or other androgens given to an individual in amounts that are greater or more potent than would normally occur naturally in a healthy individual of the same age and sex;**"; and

Further amend said bill and section, Page 2, Lines 36-41, by deleting said lines; and

Further amend said bill, page, and section, Line 42, by deleting said line and inserting in lieu thereof the following:

"**(4) "Gender transition", the process in which an individual transitions from**"; and

Further amend said bill, page, and section, Line 44, by inserting after the word "**sex**" a comma "**,**"; and

Further amend said bill and section, Pages 2-3, Lines 46-75, by deleting said lines and inserting in lieu thereof the following:

"**(5) "Gender transition surgery", a surgical procedure performed for the purpose of assisting an individual with a gender transition, including, but not limited to:**

(a) Surgical procedures that sterilize, including, but not limited to, castration, vasectomy, hysterectomy, oophorectomy, orchiectomy, or penectomy;

(b) Surgical procedures that artificially construct tissue with the appearance of genitalia that differs from the individual's biological sex, including, but not limited to, metoidioplasty, phalloplasty, or vaginoplasty; or

(c) Augmentation mammoplasty or subcutaneous mastectomy;"; and

Further amend said bill and section, Page 3, Line 76, by deleting the phrase "**(8) "Health care professional"**" and inserting in lieu thereof the phrase "**(6) "Health care provider"**"; and

Further amend said bill, page, and section, Line 78, by deleting the words "**, including mental health care providers**"; and

Further amend said bill and section, Pages 3-4, Lines 79-89, by deleting said lines; and

Further amend said bill and section, Page 4, Line 90, by deleting the number "**(11)**" and inserting in lieu thereof the number "**(7)**"; and

Further amend said bill, page, and section, Line 91, by deleting the words "**in biological males**"; and

Further amend said bill, page, and section, Lines 92-93, by deleting said lines and inserting in lieu thereof the following:

"**follicle stimulating hormone secretion, synthetic antiandrogen drugs to block the androgen receptor, or any other drug used to delay or suppress pubertal**"; and

Further amend said bill, page, and section, Lines 95-98, by deleting said lines and inserting in lieu thereof the word "**transition.**"; and

Further amend said bill and page, Section 191.1730, Line 1, by deleting said line and inserting in lieu thereof the following:

"**3. A health care provider shall not knowingly perform a**"; and

Further amend said bill, page, and section, Line 2, by deleting the words "**procedures to**" and inserting in lieu thereof the words "**surgery on**"; and

Further amend said bill, page, and section, Lines 3-4, by deleting said lines; and

Further amend said bill and page, Section 191.1732, Lines 1-2, by deleting said lines and inserting in lieu thereof the following:

"**4. A health care provider shall not knowingly prescribe or administer cross-sex hormones or puberty-blocking drugs for the purpose of a gender transition for any**"; and

Further amend said bill, page, and section, Lines 4-6, by deleting said lines; and

Further amend said bill and page, Section 191.1735, Lines 1-15, by deleting all of said section and lines; and

Further amend said bill and page, Section 191.1740, Line 1, by deleting said line and inserting in lieu thereof the following:

"**5. The performance of a gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs to an**"; and

Further amend said bill and section, Pages 4-5, Lines 2-3, by deleting the words "**is unprofessional conduct and shall be subject to discipline**" and inserting in lieu thereof the words "**in violation of this section shall be considered unprofessional conduct and any health care provider doing so shall have his or her license to practice revoked**"; and

Further amend said bill and section, Page 5, Line 4, by inserting after all of said section and line the following:

"**6. (1) The prescription or administration of cross-sex hormones or puberty-blocking drugs to an individual under eighteen years of age for the purpose of a gender transition shall be considered grounds for a cause of action against the health care provider. The provisions of chapter 538 shall not apply to any action brought under this subsection.**

(2) An action brought pursuant to this subsection shall be brought within thirty years of the individual injured attaining the age of twenty-one or of the date the treatment of the injury at issue in the action by the defendant has ceased, whichever is later.

(3) An individual bringing an action under this subsection shall be entitled to a rebuttable presumption that the individual was harmed following the prescription or administration of cross-sex hormones or puberty-blocking drugs and that the harm was a direct result of the hormones or drugs prescribed or administered by the health care provider. Such presumption may be rebutted only by clear and convincing evidence.

(4) In any action brought pursuant to this subsection, a plaintiff may recover economic and noneconomic damages and punitive damages, without limitation to the amount and no less than five hundred thousand dollars in the aggregate. The judgment against a defendant in an action brought pursuant to this

subsection shall be in an amount of three times the amount of any economic and noneconomic damages or punitive damages assessed. Any award of damages in an action brought pursuant to this subsection to a prevailing plaintiff shall include attorney's fees and court costs.

(5) An action brought pursuant to this subsection may be brought in any circuit court of this state.

(6) No health care provider may seek a waiver of the right to bring an action pursuant to this subsection as a condition of services. Any such attempted waiver shall be null and void.

(7) A plaintiff to an action brought under this subsection may enter into a voluntary agreement of settlement or compromise of the action, but no agreement shall be valid until approved by the court. No agreement allowed by the court shall include a provision regarding the nondisclosure or confidentiality of the terms of such agreement unless such provision was specifically requested and agreed to by the plaintiff.

(8) If requested by the plaintiff, any pleadings, attachments, or exhibits filed with the court in any action brought pursuant to this subsection, as well as any judgments issued by the court in such actions, shall not include the personal identifying information of the plaintiff. Such information shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.

7. The provisions of this section shall not apply to any speech protected by the First Amendment of the United States Constitution.

8. The provisions of this section shall not apply to the following:

(1) Services to individuals born with a medically-verifiable disorder of sex development, including, but not limited to, an individual with external biological sex characteristics that are irresolvably ambiguous, such as those born with 46,XX chromosomes with virilization, 46,XY chromosomes with undervirilization, or having both ovarian and testicular tissue;

(2) Services provided when a health care provider has otherwise diagnosed an individual with a disorder of sex development and determined through genetic or biochemical testing that the individual does not have normal sex chromosome structure, sex steroid hormone production, or sex steroid hormone action;

(3) The treatment of any infection, injury, disease, or disorder that has been caused by or exacerbated by the performance of gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs regardless of whether the surgery was performed or the hormones or drugs were prescribed or administered in accordance with state and federal law; or

(4) Any procedure by a health care provider, other than a gender transition surgery or the prescribing or administering of cross-sex hormones or puberty-blocking drugs for the purpose of a gender transition, undertaken because the individual suffers from a physical disorder, physical injury, or physical illness that would, as certified by a health care provider, place the individual in imminent danger of death or impairment of a major bodily function unless surgery is performed."; and

Further amend said bill, Pages 5-6, Section 191.1745, Lines 1-42, by deleting all of said section and lines and inserting in lieu thereof the following:

"208.152. 1. MO HealthNet payments shall be made on behalf of those eligible needy persons as described in section 208.151 who are unable to provide for it in whole or in part, with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Inpatient hospital services, except to persons in an institution for mental diseases who are under the age of sixty-five years and over the age of twenty-one years; provided that the MO HealthNet division shall provide through rule and regulation an exception process for coverage of inpatient costs in those cases requiring treatment beyond the seventy-fifth percentile professional activities study (PAS) or the MO HealthNet children's diagnosis length-of-stay schedule; and provided further that the MO HealthNet division shall take into account through its payment system for hospital services the situation of hospitals which serve a disproportionate number of low-income patients;

(2) All outpatient hospital services, payments therefor to be in amounts which represent no more than eighty percent of the lesser of reasonable costs or customary charges for such services, determined in accordance with the principles set forth in Title XVIII A and B, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.), but the MO HealthNet division may evaluate outpatient hospital services rendered under this section and deny payment for services which are determined by the MO HealthNet division not to be medically necessary, in accordance with federal law and regulations;

(3) Laboratory and X-ray services;

(4) Nursing home services for participants, except to persons with more than five hundred thousand dollars equity in their home or except for persons in an institution for mental diseases who are under the age of sixty-five years, when residing in a hospital licensed by the department of health and senior services or a nursing home licensed by the department of health and senior services or appropriate licensing authority of other states or government-owned and -operated institutions which are determined to conform to standards equivalent to licensing requirements in Title XIX of the federal Social Security Act (42 U.S.C. Section 301, et seq.), as amended, for nursing facilities. The MO HealthNet division may recognize through its payment methodology for nursing facilities those nursing facilities which serve a high volume of MO HealthNet patients. The MO HealthNet division when determining the amount of the benefit payments to be made on behalf of persons under the age of twenty-one in a nursing facility may consider nursing facilities furnishing care to persons under the age of twenty-one as a classification separate from other nursing facilities;

(5) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection for those days, which shall not exceed twelve per any period of six consecutive months, during which the participant is on a temporary leave of absence from the hospital or nursing home, provided that no such participant shall be allowed a temporary leave of absence unless it is specifically provided for in his plan of care. As used in this subdivision, the term "temporary leave of absence" shall include all periods of time during which a participant is away from the hospital or nursing home overnight because he is visiting a friend or relative;

(6) Physicians' services, whether furnished in the office, home, hospital, nursing home, or elsewhere;

(7) Subject to appropriation, up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;

(8) Drugs and medicines when prescribed by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse; except that no payment for drugs and medicines prescribed on and after January 1, 2006, by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse may be made on behalf of any person who qualifies for prescription drug coverage under the provisions of P.L. 108-173;

(9) Emergency ambulance services and, effective January 1, 1990, medically necessary transportation to scheduled, physician-prescribed nonelective treatments;

(10) Early and periodic screening and diagnosis of individuals who are under the age of twenty-one to ascertain their physical or mental defects, and health care, treatment, and other measures to correct or ameliorate defects and chronic conditions discovered thereby. Such services shall be provided in accordance with the provisions of Section 6403 of P.L. 101-239 and federal regulations promulgated thereunder;

(11) Home health care services;

(12) Family planning as defined by federal rules and regulations; provided, however, that such family planning services shall not include abortions or any abortifacient drug or device that is used for the purpose of inducing an abortion unless such abortions are certified in writing by a physician to the MO HealthNet agency that, in the physician's professional judgment, the life of the mother would be endangered if the fetus were carried to term;

(13) Inpatient psychiatric hospital services for individuals under age twenty-one as defined in Title XIX of the federal Social Security Act (42 U.S.C. Section 1396d, et seq.);

(14) Outpatient surgical procedures, including presurgical diagnostic services performed in ambulatory surgical facilities which are licensed by the department of health and senior services of the state of Missouri; except, that such outpatient surgical services shall not include persons who are eligible for coverage under Part B of Title XVIII, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended, if exclusion of such persons is permitted under Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended;

(15) Personal care services which are medically oriented tasks having to do with a person's physical requirements, as opposed to housekeeping requirements, which enable a person to be treated by his or her physician on an outpatient rather than on an inpatient or residential basis in a hospital, intermediate care facility, or skilled nursing facility. Personal care services shall be rendered by an individual not a member of the participant's family who is qualified to provide such services where the services are prescribed by a physician in accordance with a plan of treatment and are supervised by a licensed nurse. Persons eligible to receive personal care services shall be those persons who would otherwise require placement in a hospital, intermediate care facility, or skilled nursing facility. Benefits payable for personal care services shall not exceed for any one participant one hundred percent of the average statewide charge for care and treatment in an intermediate care facility for a comparable period of time.

Such services, when delivered in a residential care facility or assisted living facility licensed under chapter 198 shall be authorized on a tier level based on the services the resident requires and the frequency of the services. A resident of such facility who qualifies for assistance under section 208.030 shall, at a minimum, if prescribed by a physician, qualify for the tier level with the fewest services. The rate paid to providers for each tier of service shall be set subject to appropriations. Subject to appropriations, each resident of such facility who qualifies for assistance under section 208.030 and meets the level of care required in this section shall, at a minimum, if prescribed by a physician, be authorized up to one hour of personal care services per day. Authorized units of personal care services shall not be reduced or tier level lowered unless an order approving such reduction or lowering is obtained from the resident's personal physician. Such authorized units of personal care services or tier level shall be transferred with such resident if he or she transfers to another such facility. Such provision shall terminate upon receipt of relevant waivers from the federal Department of Health and Human Services. If the Centers for Medicare and Medicaid Services determines that such provision does not comply with the state plan, this provision shall be null and void. The MO HealthNet division shall notify the revisor of statutes as to whether the relevant waivers are approved or a determination of noncompliance is made;

(16) Mental health services. The state plan for providing medical assistance under Title XIX of the Social Security Act, 42 U.S.C. Section 301, as amended, shall include the following mental health services when such services are provided by community mental health facilities operated by the department of mental health or designated by the department of mental health as a community mental health facility or as an alcohol and drug abuse facility or as a child-serving agency within the comprehensive children's mental health service system established in section 630.097. The department of mental health shall establish by administrative rule the definition and criteria for designation as a community mental health facility and for designation as an alcohol and drug abuse facility. Such mental health services shall include:

(a) Outpatient mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(b) Clinic mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(c) Rehabilitative mental health and alcohol and drug abuse services including home and community-based preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health or alcohol and drug abuse professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management. As used in this section, mental health professional and alcohol and drug abuse professional shall be defined by the department of mental health pursuant to duly promulgated rules. With respect to services established by this subdivision, the department of social services, MO HealthNet division, shall enter into an agreement with the department of mental health. Matching funds for outpatient mental health services, clinic mental health services, and rehabilitation services for mental health and alcohol and drug abuse shall be certified by the department of mental health to the MO HealthNet division. The agreement shall establish a mechanism for the joint implementation of the provisions of this subdivision. In addition, the agreement shall establish a mechanism by which rates for services may be jointly developed;

(17) Such additional services as defined by the MO HealthNet division to be furnished under waivers of federal statutory requirements as provided for and authorized by the federal Social Security Act (42 U.S.C. Section 301, et seq.) subject to appropriation by the general assembly;

(18) The services of an advanced practice registered nurse with a collaborative practice agreement to the extent that such services are provided in accordance with chapters 334 and 335, and regulations promulgated thereunder;

(19) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection to reserve a bed for the participant in the nursing home during the time that the participant is absent due to admission to a hospital for services which cannot be performed on an outpatient basis, subject to the provisions of this subdivision:

(a) The provisions of this subdivision shall apply only if:

a. The occupancy rate of the nursing home is at or above ninety-seven percent of MO HealthNet certified licensed beds, according to the most recent quarterly census provided to the department of health and senior services which was taken prior to when the participant is admitted to the hospital; and

b. The patient is admitted to a hospital for a medical condition with an anticipated stay of three days or less;

(b) The payment to be made under this subdivision shall be provided for a maximum of three days per hospital stay;

(c) For each day that nursing home costs are paid on behalf of a participant under this subdivision during any period of six consecutive months such participant shall, during the same period of six consecutive months, be ineligible for payment of nursing home costs of two otherwise available temporary leave of absence days provided under subdivision (5) of this subsection; and

(d) The provisions of this subdivision shall not apply unless the nursing home receives notice from the participant or the participant's responsible party that the participant intends to return to the nursing home following the hospital stay. If the nursing home receives such notification and all other provisions of this subsection have been satisfied, the nursing home shall provide notice to the participant or the participant's responsible party prior to release of the reserved bed;

(20) Prescribed medically necessary durable medical equipment. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(21) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(22) Prescribed medically necessary dental services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(23) Prescribed medically necessary optometric services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(24) Blood clotting products-related services. For persons diagnosed with a bleeding disorder, as defined in section 338.400, reliant on blood clotting products, as defined in section 338.400, such services include:

(a) Home delivery of blood clotting products and ancillary infusion equipment and supplies, including the emergency deliveries of the product when medically necessary;

(b) Medically necessary ancillary infusion equipment and supplies required to administer the blood clotting products; and

(c) Assessments conducted in the participant's home by a pharmacist, nurse, or local home health care agency trained in bleeding disorders when deemed necessary by the participant's treating physician;

(25) The MO HealthNet division shall, by January 1, 2008, and annually thereafter, report the status of MO HealthNet provider reimbursement rates as compared to one hundred percent of the Medicare reimbursement rates and compared to the average dental reimbursement rates paid by third-party payors licensed by the state. The MO HealthNet division shall, by July 1, 2008, provide to the general assembly a four-year plan to achieve parity with Medicare reimbursement rates and for third-party payor average dental reimbursement rates. Such plan shall be subject to appropriation and the division shall include in its annual budget request to the governor the necessary funding needed to complete the four-year plan developed under this subdivision.

2. Additional benefit payments for medical assistance shall be made on behalf of those eligible needy children, pregnant women and blind persons with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Dental services;

(2) Services of podiatrists as defined in section 330.010;

(3) Optometric services as described in section 336.010;

(4) Orthopedic devices or other prosthetics, including eye glasses, dentures, hearing aids, and wheelchairs;

(5) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(6) Comprehensive day rehabilitation services beginning early posttrauma as part of a coordinated system of care for individuals with disabling impairments. Rehabilitation services must be based on an individualized, goal-oriented, comprehensive and coordinated treatment plan developed, implemented, and monitored through an interdisciplinary assessment designed to restore an individual to optimal level of physical, cognitive, and behavioral function. The MO HealthNet division shall establish by administrative rule the definition and criteria for designation of a comprehensive day rehabilitation service facility, benefit limitations and payment mechanism. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subdivision shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

3. The MO HealthNet division may require any participant receiving MO HealthNet benefits to pay part of the charge or cost until July 1, 2008, and an additional payment after July 1, 2008, as defined by rule duly promulgated by the MO HealthNet division, for all covered services except for those services covered under subdivisions (15) and (16) of subsection 1 of this section and sections 208.631 to 208.657 to the extent and in the manner authorized by Title XIX of the federal Social Security Act (42 U.S.C. Section 1396, et seq.) and regulations thereunder. When substitution of a generic drug is permitted by the prescriber according to section 338.056, and a generic drug is substituted for a name-brand drug, the MO HealthNet division may not lower or delete the requirement to make a co-payment pursuant to regulations of Title XIX of the federal Social Security Act. A provider of goods or services described under this section must collect from all participants the additional payment that may be required by the MO HealthNet division under authority granted herein, if the division exercises that authority, to remain eligible as a provider. Any payments made by participants under this section shall be in addition to and not in lieu of payments made by the state for goods or services described herein except the participant portion of the pharmacy professional dispensing fee shall be in addition to and not in lieu of payments to pharmacists. A provider may collect the co-payment at the time a service is provided or at a later date. A provider shall not refuse to provide a service if a participant is unable to pay a required payment. If it is the routine business practice of a provider to terminate future services to an individual with an unclaimed debt, the provider may include uncollected co-payments under this practice. Providers who elect not to undertake the provision of services based on a history of bad debt shall give participants advance notice and a reasonable opportunity for payment. A provider, representative, employee, independent contractor, or agent of a pharmaceutical manufacturer shall not make co-payment for a participant. This subsection shall not apply to other qualified children, pregnant women, or blind persons. If the Centers for Medicare and Medicaid Services does not approve the MO HealthNet state plan amendment submitted by the department of social services that would allow a provider to deny future services to an individual with uncollected co-payments, the denial of services shall not be allowed. The department of social services shall inform providers regarding the acceptability of denying services as the result of unpaid co-payments.

4. The MO HealthNet division shall have the right to collect medication samples from participants in order to maintain program integrity.

5. Reimbursement for obstetrical and pediatric services under subdivision (6) of subsection 1 of this section shall be timely and sufficient to enlist enough health care providers so that care and services are available under the state plan for MO HealthNet benefits at least to the extent that such care and services are available to the general population in the geographic area, as required under subparagraph (a)(30)(A) of 42 U.S.C. Section 1396a and federal regulations promulgated thereunder.

6. Beginning July 1, 1990, reimbursement for services rendered in federally funded health centers shall be in accordance with the provisions of subsection 6402(c) and Section 6404 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) and federal regulations promulgated thereunder.

7. Beginning July 1, 1990, the department of social services shall provide notification and referral of children below age five, and pregnant, breast-feeding, or postpartum women who are determined to be eligible for MO HealthNet benefits under section 208.151 to the special supplemental food programs for women, infants and children administered by the department of health and senior services. Such notification and referral shall conform to the requirements of Section 6406 of P.L. 101-239 and regulations promulgated thereunder.

8. Providers of long-term care services shall be reimbursed for their costs in accordance with the provisions of Section 1902 (a)(13)(A) of the Social Security Act, 42 U.S.C. Section 1396a, as amended, and regulations promulgated thereunder.

9. Reimbursement rates to long-term care providers with respect to a total change in ownership, at arm's length, for any facility previously licensed and certified for participation in the MO HealthNet program shall not increase payments in excess of the increase that would result from the application of Section 1902 (a)(13)(C) of the Social Security Act, 42 U.S.C. Section 1396a (a)(13)(C).

10. The MO HealthNet division may enroll qualified residential care facilities and assisted living facilities, as defined in chapter 198, as MO HealthNet personal care providers.

11. Any income earned by individuals eligible for certified extended employment at a sheltered workshop under chapter 178 shall not be considered as income for purposes of determining eligibility under this section.

12. If the Missouri Medicaid audit and compliance unit changes any interpretation or application of the requirements for reimbursement for MO HealthNet services from the interpretation or application that has been applied previously by the state in any audit of a MO HealthNet provider, the Missouri Medicaid audit and compliance unit shall notify all affected MO HealthNet providers five business days before such change shall take effect. Failure of the Missouri Medicaid audit and compliance unit to notify a provider of such change shall entitle the provider to continue to receive and retain reimbursement until such notification is provided and shall waive any liability of such provider for recoupment or other loss of any payments previously made prior to the five business days after such notice has been sent. Each provider shall provide the Missouri Medicaid audit and compliance unit a valid email address and shall agree to receive communications electronically. The notification required under this section shall be delivered in writing by the United States Postal Service or electronic mail to each provider.

13. Nothing in this section shall be construed to abrogate or limit the department's statutory requirement to promulgate rules under chapter 536.

14. Beginning July 1, 2016, and subject to appropriations, providers of behavioral, social, and psychophysiological services for the prevention, treatment, or management of physical health problems shall be reimbursed utilizing the behavior assessment and intervention reimbursement codes 96150 to 96154 or their successor codes under the Current Procedural Terminology (CPT) coding system. Providers eligible for such reimbursement shall include psychologists.

15. There shall be no payments made under this section for gender transition surgeries, cross-sex hormones, or puberty-blocking drugs, as such terms are defined in section 191.1720, for the purpose of a gender transition.

217.230. The director shall arrange for necessary health care services for offenders confined in correctional centers**, which shall not include any gender transition surgery, as defined in section 191.1720**.

221.120. 1. If any prisoner confined in the county jail is sick and in the judgment of the jailer, requires the attention of a physician, dental care, or medicine, the jailer shall procure the necessary medicine, dental care or medical attention necessary or proper to maintain the health of the prisoner**; provided, that this shall not include any gender transition surgery, as defined in section 191.1720**. The costs of such medicine, dental care, or medical attention shall be paid by the prisoner through any health insurance policy as defined in subsection 3 of this section, from which the prisoner is eligible to receive benefits. If the prisoner is not eligible for such health insurance benefits then the prisoner shall be liable for the payment of such medical attention, dental care, or medicine, and the assets of such prisoner may be subject to levy and execution under court order to satisfy such expenses in accordance with the provisions of section 221.070, and any other applicable law. The county commission of the county may at times authorize payment of certain medical costs that the county commission determines to be necessary and reasonable. As used in this section, the term "medical costs" includes the actual costs of medicine, dental care or other medical attention and necessary costs associated with such medical care such as transportation, guards and inpatient care.

2. The county commission may, in their discretion, employ a physician by the year, to attend such prisoners, and make such reasonable charge for his service and medicine, when required, to be taxed and collected as provided by law.

3. As used in this section, the following terms mean:

(1) "Assets", property, tangible or intangible, real or personal, belonging to or due a prisoner or a former prisoner, including income or payments to such prisoner from Social Security, workers' compensation, veterans' compensation, pension benefits, previously earned salary or wages, bonuses, annuities, retirement benefits, compensation paid to the prisoner per work or services performed while a prisoner or from any other source whatsoever, including any of the following:

(a) Money or other tangible assets received by the prisoner as a result of a settlement of a claim against the state, any agency thereof, or any claim against an employee or independent contractor arising from and in the scope of the employee's or contractor's official duties on behalf of the state or any agency thereof;

(b) A money judgment received by the prisoner from the state as a result of a civil action in which the state, an agency thereof or any state employee or independent contractor where such judgment arose from a claim arising from the conduct of official duties on behalf of the state by the employee or subcontractor or for any agency of the state;

(c) A current stream of income from any source whatsoever, including a salary, wages, disability benefits, retirement benefits, pension benefits, insurance or annuity benefits, or similar payments; and

(2) "Health insurance policy", any group insurance policy providing coverage on an expense-incurred basis, any group service or indemnity contract issued by a not-for-profit health services corporation or any self-insured group health benefit plan of any type or description."; and

Further amend said bill, Page 6, Section 376.1280, Lines 1-14, by deleting all of said section and lines; and

Further amend said bill and page, Section B, Lines 1-5, by deleting said lines and inserting in lieu thereof the following:

"Section B. The enactment of section 191.1720 and the repeal and reenactment of sections 208.152, 217.230, and 221.120 of this act shall become effective:

(1) Six months from the date of the governor's signature;"; and

Further amend said bill, page, and section, by renumbering all subsequent subdivisions accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Henderson assumed the Chair.

On motion of Representative Hudson, **House Amendment No. 1** was adopted.

Representative Unsicker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 419, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**1.670. 1. This section shall be known and may be cited as the "Missouri Declaration of the Rights of the Child".**

2. The Missouri declaration of the rights of the child shall be as follows:

(1) The family, as the fundamental group of society and the natural environment for the growth and well-being of all its members and particularly children, shall be afforded the necessary protection and assistance so that the family can fully assume the family's responsibilities within the community;

(2) The child shall be fully prepared to live an individual life in society and brought up in the spirit of peace, dignity, tolerance, freedom, equality, and solidarity;

(3) The state shall ensure that the institutions, services, or facilities responsible for the care or protection of children shall conform with the standards established by competent authorities, particularly

safety and health standards, standards regarding the number and suitability of staff within the institutions or facilities, and standards regarding competent supervision;

(4) In all actions concerning a child, whether undertaken by public or private social welfare institutions, courts of law, administrative authorities, or legislative bodies, the best interests of the child shall be a primary consideration;

(5) It is the policy of the state to ensure that a child shall not be separated from the child's parents against the child's will except if competent authorities subject to judicial review determine, in accordance with applicable law and procedures, that the separation is necessary for the best interests of the child. Such determination may be necessary in a case involving abuse or neglect of the child by the parents or if the parents are living separately and a decision will be made as to the child's place of residence;

(6) It is the policy of the state to combat the illicit transfer and nonreturn of a child;

(7) It is the policy of the state to assure to a child who is capable of forming his or her own views the right to express those views freely in all matters affecting the child, with the views of the child being given due weight in accordance with the age and maturity of the child;

(8) It is the policy of the state that a child is provided an opportunity to be heard in any judicial or administrative proceeding affecting the child, either directly or through a representative or an appropriate body, in a manner consistent with procedural rules of law;

(9) It is the policy of the state that a child shall have the right to freedom of expression. Such right shall include freedom to seek, receive, and impart information and ideas of all kinds either orally, in writing, or in print; in the form of art; or through any other media chosen by the child;

(10) The state recognizes the right of the child to freedom of thought, conscience, and religion;

(11) The state recognizes the rights and duties of the parents, or legal guardians if applicable, to provide direction to the child in the exercise of the child's rights in a manner consistent with the evolving capacities of the child;

(12) The state recognizes the rights of the child to freedom of association and freedom of peaceful assembly;

(13) It is the policy of the state that no child shall be subjected to arbitrary or unlawful interference with his or her privacy, family, home, or correspondence;

(14) The state recognizes the important function performed by mass media and shall ensure that the child has access to information and material from national and international sources, particularly those aimed at the promotion of the child's social, spiritual, and moral well-being and physical and mental health;

(15) The state recognizes that both parents have common responsibilities for the upbringing and development of a child. Parents, or legal guardians if applicable, have the primary responsibility for the upbringing and development of the child. The best interests of the child shall be the parents', or legal guardians' if applicable, basic concern;

(16) It is the policy of the state to render appropriate assistance to parents, or legal guardians if applicable, in the performance of their child-rearing responsibilities and to ensure the development of institutions, facilities, and services for the care of the child;

(17) It is the policy of the state to ensure that children of working parents have the right to benefit from child care services and facilities for which the children are eligible;

(18) The state shall take all appropriate legislative, administrative, social, and educational measures to protect the child from all forms of physical or mental violence; injury; and abuse, neglect or negligent treatment, maltreatment, or exploitation, including sexual abuse, while in the care of the parents, the legal guardians, or any other person or entity;

(19) A child temporarily or permanently deprived of his or her family environment, or in whose best interests cannot be allowed to remain in that environment, shall be entitled to special protection and assistance provided by the state;

(20) (a) In an adoption of a child, the best interests of the child shall be the paramount consideration.

(b) The adoption of a child may be authorized only by competent authorities that determine, in accordance with applicable law and procedures and on the basis of all pertinent and reliable information, that the adoption is permissible in view of the child's status concerning parents, relatives, and legal guardians and that, if required, the persons concerned have given their informed consent to the adoption on the basis of such counseling as may be necessary;

(21) (a) The state recognizes that a mentally or physically disabled child has a right to a full and decent life, in conditions that ensure dignity, promote self-reliance, and facilitate the child's active participation in the community.

(b) The state recognizes the right of the disabled child to special care. The state shall encourage and ensure the extension of special care, subject to available resources, to the child and those persons responsible for the child's care if an application is made for such care. Such care shall be appropriate considering the child's conditions and the circumstances of the parents or others caring for the child.

(c) Assistance to a disabled child shall be designed to ensure that the disabled child has effective access to and receives education, training, health care services, rehabilitation services, and preparation for employment and recreation opportunities in a manner conducive to the child achieving the fullest possible social integration and individual development, including the child's cultural and spiritual development;

(22) (a) The state shall take appropriate measures to:

a. Diminish infant and child mortality;

b. Ensure the provision of necessary medical assistance and health care to all children, with emphasis on the development of primary health care;

c. Combat disease and malnutrition, including within the framework of primary health care, through, among other things, the application of readily available technology and through the provision of adequate nutritious foods and clean drinking water, considering the dangers and risks of environmental pollution;

d. Ensure appropriate prenatal and postnatal health care for mothers;

e. Ensure that all segments of society, in particular parents and children, are informed of, have access to education in, and are given support in matters regarding child health and nutrition, the advantages of breast-feeding, hygiene and environmental sanitation, and the prevention of accidents; and

f. Develop preventive health care, guidance for parents, and family planning education and services.

(b) The state recognizes the right of every child to a standard of living adequate for the child's physical, mental, spiritual, moral, and social development;

(23) The state shall take all appropriate measures to ensure that school discipline is administered in a manner consistent with the child's human dignity;

(24) It is the policy of the state that a child has a right to the highest attainable standard of health and to facilities for the treatment of illness and rehabilitation of health. The state shall ensure that no child is deprived of his or her right of access to such health care services;

(25) The state recognizes the right of the child to education that shall be directed toward:

(a) The development of the child's personality, talents, and mental and physical abilities to the child's fullest potential;

(b) The development of respect for human rights and fundamental freedoms;

(c) The development of respect for the child's parents and the child's cultural identity, language, and values; for the national values of the country in which the child is living and the country from which the child may originate; and for civilizations different from the child's civilization;

(d) The preparation of the child for a responsible life in a free society in the spirit of:

a. Understanding;

b. Peace;

c. Tolerance;

d. Equality of sexes; and

e. Friendship among all:

(i) People;

(ii) Ethnic, national, and religious groups; and

(iii) Persons of indigenous origin; and

(e) The development of respect for the natural environment;

(26) The state recognizes the right of the child to rest and leisure, to engage in play and recreational activities appropriate to the age of the child, and to participate freely in cultural life and the arts;

(27) The state recognizes the right of the child to be protected from economic exploitation and from performing any work that is likely to be hazardous or to interfere with the child's education, or to be harmful to the child's health or physical, mental, spiritual, moral, or social development; and

(28) The state recognizes the right of a child to be free from sexual exploitation or abuse, and the state shall take all appropriate measures to prevent:

(a) The inducement or coercion of a child to engage in any unlawful sexual activity;

(b) The exploitative use of children in prostitution or other unlawful sexual practices; and

(c) The exploitative use of children in pornographic performances and materials;

(29) The state shall take all appropriate measures to prevent the abduction of, the sale of, or trafficking in children for any purpose or in any form;

(30) The state shall protect the child against all other forms of exploitation prejudicial to any aspects of the child's welfare;

(31) The state shall ensure that:

(a) No child is subjected to torture or other cruel, inhuman, or degrading treatment or punishment. Neither capital punishment nor life imprisonment without possibility of release shall be imposed for offenses committed by a person under eighteen years of age;

(b) No child is unlawfully or arbitrarily deprived of his or her liberty. The arrest, detention, or imprisonment of a child shall be in conformity with the law and shall be used only as a measure of last resort and for the shortest appropriate period of time;

(c) Every child deprived of liberty is treated with humanity and respect for the inherent dignity of the human person and in a manner that takes into account the needs of a person of his or her age. Every child deprived of liberty shall be separated from adults unless it is considered in the child's best interest not to do so and shall have the right to maintain contact with his or her family through correspondence and visits; and

(d) Every child deprived of his or her liberty has the right to prompt access to legal and other appropriate assistance; the right to challenge the legality of the deprivation of his or her liberty before a court or other competent, independent, and impartial authority; and the right to a prompt decision on any action under this paragraph."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Van Schoiack raised a point of order that **House Amendment No. 2** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Speaker Plocher resumed the Chair.

Representative Merideth offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 419, Page 1, Section 191.1720, Lines 1-2, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 1-4, Section 191.1725, Lines 1-98, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 4, Section 191.1730, Lines 1-4, by deleting all of said section and lines from the bill; and

Further amend said bill and page, Section 191.1732, Lines 1-6, by deleting all of said section and lines from the bill; and

Further amend said bill and page, Section 191.1735, Lines 1-15, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 4-5, Section 191.1740, Lines 1-4, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 5-6, Section 191.1745, Lines 1-42, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 6, Section 376.1280, Lines 1-14, by deleting all of said section and lines and inserting in lieu thereof the following:

"571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise provided by sections 571.101 to 571.121, if he or she knowingly:

(1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under section 571.107; or

(2) Sets a spring gun; or

(3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in section 302.010, or any building or structure used for the assembling of people; or

(4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal use in an angry or threatening manner; or

(5) Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense; or

(6) Discharges a firearm within one hundred yards of any occupied schoolhouse, courthouse, or church building; or

(7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding; or

(8) Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the federal government, state government, or political subdivision thereof; or

(9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense; or

(10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board; or

(11) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation of section 579.015**; or**

(12) Carries upon or about his or her person a firearm if the person is under twenty-one years of age.

2. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the persons described in this subsection, regardless of whether such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties except as otherwise provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply to or affect any of the following persons, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties, except as otherwise provided in this subsection:

(1) All state, county and municipal peace officers who have completed the training required by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and who possess the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction, or all qualified retired peace officers, as defined in subsection 12 of this section, and who carry the identification defined in subsection 13 of this section, or any person summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;

(3) Members of the **United States** Armed Forces or National Guard while performing their official duty;

(4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary;

(5) Any person whose bona fide duty is to execute process, civil or criminal;

(6) Any federal probation officer or federal flight deck officer as defined under the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty, or within the law enforcement agency's jurisdiction;

(7) Any state probation or parole officer, including supervisors and members of the parole board;

(8) Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the department of public safety under section 590.750;

(9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

(10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed by a court to be a special prosecutor who has completed the firearms safety training course required under subsection 2 of section 571.111;

(11) Any member of a fire department or fire protection district who is employed on a full-time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties; and

(12) Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district member who is employed on a full-time basis and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties.

3. Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the actor is transporting such weapons in a nonfunctioning state or in an unloaded state when ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision (1) of subsection 1 of this section does not apply to any person **[**~~nineteen~~**] twenty-one** years of age or older**,** or eighteen years of age or older and a member of the United States Armed Forces**[**~~,~~**]** or honorably discharged from the United States Armed Forces, transporting a concealable firearm in the passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which the actor has possession, authority or control, or is traveling in a continuous journey peaceably through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is otherwise lawfully possessed by a person while traversing school premises for the purposes of transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related event or club event. **Subdivision (12) of subsection 1 of this section does not apply to any person who is in the lawful pursuit of game; who is acting in his or her capacity as a member of the United States Armed Forces or a law enforcement agency; who is in his or her dwelling unit or upon premises over which the person has possession, authority, or control; who is traveling in a continuous journey peaceably through this state; or who is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces.**

4. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state or political subdivision of another state.

5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

6. Notwithstanding any provision of this section to the contrary, the state shall not prohibit any state employee from having a firearm in the employee's vehicle on the state's property provided that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state as an employer when the state employee's vehicle is on property owned or leased by the state and the state employee is conducting activities within the scope of his or her employment. For the purposes of this subsection, "state employee" means an employee of the executive, legislative, or judicial branch of the government of the state of Missouri.

7. Nothing in this section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored or club-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.

8. A person who commits the crime of unlawful use of weapons under:

(1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E felony;

(2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B misdemeanor, except when a concealed weapon is carried onto any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of section 571.107 shall apply;

(3) Subdivision (5) **[~~or~~],** (10)**, or (12)** of subsection 1 of this section shall be guilty of a class A misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

(4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to another person, it is a class A felony.

9. Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

(1) For the first violation a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony;

(2) For any violation by a prior offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation or conditional release for a term of ten years;

(3) For any violation by a persistent offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release;

(4) For any violation which results in injury or death to another person, a person shall be sentenced to an authorized disposition for a class A felony.

10. Any person knowingly aiding or abetting any other person in the violation of subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed by this section for violations by other persons.

11. Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms- or weapons-related felony offense.

12. As used in this section "qualified retired peace officer" means an individual who:

(1) Retired in good standing from service with a public agency as a peace officer, other than for reasons of mental instability;

(2) Before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;

(3) Before such retirement, was regularly employed as a peace officer for an aggregate of fifteen years or more, or retired from service with such agency, after completing any applicable probationary period of such service, due to a service-connected disability, as determined by such agency;

(4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a plan is available;

(5) During the most recent twelve-month period, has met, at the expense of the individual, the standards for training and qualification for active peace officers to carry firearms;

(6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(7) Is not prohibited by federal law from receiving a firearm.

13. The identification required by subdivision (1) of subsection 2 of this section is:

(1) A photographic identification issued by the agency from which the individual retired from service as a peace officer that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the agency to meet the standards established by the agency for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm; or

(2) A photographic identification issued by the agency from which the individual retired from service as a peace officer; and

(3) A certification issued by the state in which the individual resides that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the state to meet the standards established by the state for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm.

571.101. 1. All applicants for concealed carry permits issued pursuant to subsection 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the said applicant can show qualification as provided by sections 571.101 to 571.121, the county or city sheriff shall issue a concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle. A concealed carry permit shall be valid from the date of issuance or renewal until five years from the last day of the month in which the permit was issued or renewed. The concealed carry permit is valid throughout this state. Although the permit is considered

valid in the state, a person who fails to renew his or her permit within five years from the date of issuance or renewal shall not be eligible for an exception to a National Instant Criminal Background Check under federal regulations currently codified under 27 CFR 478.102(d), relating to the transfer, sale, or delivery of firearms from licensed dealers. A concealed carry endorsement issued prior to August 28, 2013, shall continue from the date of issuance or renewal until three years from the last day of the month in which the endorsement was issued or renewed to authorize the carrying of a concealed firearm on or about the applicant's person or within a vehicle in the same manner as a concealed carry permit issued under subsection 7 of this section on or after August 28, 2013.

2. A concealed carry permit issued pursuant to subsection 7 of this section shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:

(1) **Is a permanent resident of the United States,** is at least **[**~~nineteen~~**] twenty-one** years of age, **[**~~is a citizen or permanent resident of the United States~~**]** and either:

(a) Has assumed residency in this state; or

(b) Is a member of the **United States** Armed Forces stationed in Missouri**[**~~,~~**]** or the spouse of such member of the military;

(2) **Is a citizen of the United States,** is at least **[**~~nineteen~~**] twenty-one** years of age**[**~~,~~**]** or **[**~~is~~**]** at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, **[**~~and is a citizen of the United States~~**]** and either:

(a) Has assumed residency in this state; **or**

(b) Is a member of the **United States** Armed Forces stationed in Missouri**[**~~;~~**]** or

[~~(c)~~**]** the spouse of such member of the military**[**~~ stationed in Missouri and nineteen years of age~~**]**;

(3) Has not pled guilty to or entered a plea of nolo contendere or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

(4) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit;

(5) Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(6) Has not been discharged under dishonorable conditions from the United States Armed Forces;

(7) Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or others;

(8) Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

(9) Submits a completed application for a permit as described in subsection 3 of this section;

(10) Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsections 1 and 2 of section 571.111;

(11) Is not the respondent of a valid full order of protection which is still in effect; **and**

(12) Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

3. The application for a concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

(1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the Federal Bureau of Customs and Immigration Enforcement or any successor agency;

(2) An affirmation that the applicant has assumed residency in Missouri or is a member of the Armed Forces stationed in Missouri or the spouse of such a member of the Armed Forces and is a citizen or permanent resident of the United States;

(3) An affirmation that the applicant is at least **[**~~nineteen~~**] twenty-one** years of age or is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces;

(4) An affirmation that the applicant has not pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury pursuant to the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for permit renewal, or for the issuance of a new permit due to change of address, or for a lost or destroyed permit.

4. An application for a concealed carry permit shall be made to the sheriff of the county or any city not within a county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 2 of this section. In addition to the completed application, the applicant for a concealed carry permit must also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 11 or 12 of this section.

5. (1) Before an application for a concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification and orders showing the person being stationed in Missouri. In order to determine the applicant's suitability for a concealed carry permit, the applicant shall be fingerprinted. No other biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a concealed carry permit. If no disqualifying record is identified by these checks at the state level, the fingerprints shall be forwarded to the Federal Bureau of Investigation for a national criminal history record check. Upon receipt of the completed report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated

on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's license or a valid military identification, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a concealed carry permit issued under this section, provided that it shall not serve as an alternative to an national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the certificate of qualification under subsection 6 or 7 of this section. The sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be proscribed in a manner consistent to the denial and review of an application under subsection 6 of this section.

6. The sheriff may refuse to approve an application for a concealed carry permit if he or she determines that any of the requirements specified in subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered a false statement regarding any of the provisions of sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114.

7. If the application is approved, the sheriff shall issue a concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the concealed carry permit in the presence of the sheriff or his or her designee.

8. The concealed carry permit shall specify only the following information:

(1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;

(2) The signature of the sheriff issuing the permit;

(3) The date of issuance; and

(4) The expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

9. (1) The sheriff shall keep a record of all applications for a concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year. Any record of an application that was approved shall be kept for a period of one year after the expiration and nonrenewal of the permit.

(2) The sheriff shall report the issuance of a concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.101 to 571.121. An applicant's status as a holder of a concealed carry permit, provisional permit, or a concealed carry endorsement issued prior to August 28, 2013, shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

10. Information regarding any holder of a concealed carry permit, or a concealed carry endorsement issued prior to August 28, 2013, is a closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof. Any state agency that has retained any documents or records, including fingerprint records provided by an applicant for a concealed carry endorsement prior to August 28, 2013, shall destroy such documents or records, upon successful issuance of a permit.

11. For processing an application for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed one hundred dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund. This fee shall include the cost to reimburse the Missouri state highway patrol for the costs of fingerprinting and criminal background checks. An additional fee shall be added to each credit card, debit card, or other electronic transaction equal to the charge paid by the state or the applicant for the use of the credit card, debit card, or other electronic payment method by the applicant.

12. For processing a renewal for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed fifty dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

13. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the sheriff of any county or city not within a county or his or her designee and in counties of the first classification the sheriff may designate the chief of police of any city, town, or municipality within such county.

14. For the purposes of this chapter, "concealed carry permit" shall include any concealed carry endorsement issued by the department of revenue before January 1, 2014, and any concealed carry document issued by any sheriff or under the authority of any sheriff after December 31, 2013.

571.117. 1. Any person who has knowledge that another person, who was issued a concealed carry permit pursuant to sections 571.101 to 571.121, or concealed carry endorsement prior to August 28, 2013, never was or no longer is eligible for such permit or endorsement under the criteria established in sections 571.101 to 571.121 may file a petition with the clerk of the small claims court to revoke that person's concealed carry permit or endorsement. The petition shall be in a form substantially similar to the petition for revocation of concealed carry permit or endorsement provided in this section. Appeal forms shall be provided by the clerk of the small claims court free of charge to any person:

SMALL CLAIMS COURT

In the Circuit Court of _____, Missouri

_____, PLAINTIFF

)
)
 vs.) Case Number _____
)

_____, DEFENDANT,

Carry Permit or Endorsement Holder

_____, DEFENDANT,

Sheriff of Issuance

PETITION FOR REVOCATION OF A
CONCEALED CARRY PERMIT OR CONCEALED CARRY ENDORSEMENT

Plaintiff states to the court that the defendant, _____, has a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013, and that the defendant's concealed carry permit or concealed carry endorsement should now be revoked because the defendant either never was or no longer is eligible for such a permit or endorsement pursuant to the provisions of sections 571.101 to 571.121, RSMo, specifically plaintiff states that defendant, _____, never was or no longer is eligible for such permit or endorsement for one or more of the following reasons:

(CHECK BELOW EACH REASON THAT APPLIES TO THIS DEFENDANT)

☐ Defendant is not at least **[**~~nineteen~~**]** **twenty-one** years of age or at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces.

☐ Defendant is not a citizen or permanent resident of the United States.

☐ Defendant had not resided in this state prior to issuance of the permit and does not qualify as a military member or spouse of a military member stationed in Missouri.

☐ Defendant has pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding two years under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of one year or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013, or if the applicant has been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013.

☐ Defendant is a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been discharged under dishonorable conditions from the United States Armed Forces.

☐ Defendant is reasonably believed by the sheriff to be a danger to self or others based on previous, documented pattern.

☐ Defendant is adjudged mentally incompetent at the time of application or for five years prior to application, or has been committed to a mental health facility, as defined in section 632.005, RSMo, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, RSMo, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply.

☐ Defendant failed to submit a completed application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013.

☐ Defendant failed to submit to or failed to clear the required background check. (Note: This does not apply if the defendant has submitted to a background check and been issued a provisional permit pursuant to subdivision (2) of subsection 5 of section 571.101, and the results of the background check are still pending.)

☐ Defendant failed to submit an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsection 1 of section 571.111, RSMo.

☐ Defendant is otherwise disqualified from possessing a firearm pursuant to 18 U.S.C. Section 922(g) or section 571.070, RSMo, because (specify reason):

The plaintiff subject to penalty for perjury states that the information contained in this petition is true and correct to the best of the plaintiff's knowledge, is reasonably based upon the petitioner's personal knowledge and is not primarily intended to harass the defendant/respondent named herein.

_____, PLAINTIFF

2. If at the hearing the plaintiff shows that the defendant was not eligible for the concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, at the time of issuance or renewal or is no longer eligible for a concealed carry permit or the concealed carry endorsement, the court shall issue an appropriate order to cause the revocation of the concealed carry permit and, if applicable, the concealed carry endorsement. Costs shall not be assessed against the sheriff.

3. The finder of fact, in any action brought against a permit or endorsement holder pursuant to subsection 1 of this section, shall make findings of fact and the court shall make conclusions of law addressing the issues at dispute. If it is determined that the plaintiff in such an action acted without justification or with malice or primarily with an intent to harass the permit or endorsement holder or that there was no reasonable basis to bring the action, the court shall order the plaintiff to pay the defendant/respondent all reasonable costs incurred in defending the action including, but not limited to, attorney's fees, deposition costs, and lost wages. Once the court determines that the plaintiff is liable to the defendant/respondent for costs and fees, the extent and type of fees and costs to be awarded should be liberally calculated in defendant/respondent's favor. Notwithstanding any other provision of law, reasonable attorney's fees shall be presumed to be at least one hundred fifty dollars per hour.

4. Any person aggrieved by any final judgment rendered by a small claims court in a petition for revocation of a concealed carry permit or concealed carry endorsement may have a right to trial de novo as provided in sections 512.180 to 512.320.

5. The office of the county sheriff or any employee or agent of the county sheriff shall not be liable for damages in any civil action arising from alleged wrongful or improper granting, renewing, or failure to revoke a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a certificate of qualification for a concealed carry endorsement issued prior to August 28, 2013, so long as the sheriff acted in good faith.

571.205. 1. Upon request and payment of the required fee, the sheriff shall issue a concealed carry permit that is valid through the state of Missouri for the lifetime of the permit holder to a Missouri resident who meets the requirements of sections 571.205 to 571.230, known as a Missouri lifetime concealed carry permit. A person may also request, and the sheriff shall issue upon payment of the required fee, a concealed carry permit that is valid through the state of Missouri for a period of either ten years or twenty-five years from the date of issuance or renewal to a Missouri resident who meets the requirements of sections 571.205 to 571.230. Such permit shall be known as a Missouri extended concealed carry permit. A person issued a Missouri lifetime or extended concealed carry permit shall be required to comply with the provisions of sections 571.205 to 571.230. If the applicant can show qualification as provided by sections 571.205 to 571.230, the sheriff shall issue a Missouri lifetime or extended concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle.

2. A Missouri lifetime or extended concealed carry permit shall be suspended if the permit holder becomes a resident of another state. The permit may be reactivated upon reestablishment of Missouri residency if the applicant meets the requirements of sections 571.205 to 571.230, and upon successful completion of a name-based inquiry of the National Instant Background Check System.

3. A Missouri lifetime or extended concealed carry permit shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:

(1) Is at least **[**~~nineteen~~**]** **twenty-one** years of age, is a citizen or permanent resident of the United States**,** and has assumed residency in this state, or **the applicant** is at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, **[**~~and~~**]** is a citizen of the United States**,** and has assumed residency in this state;

(2) Has not pled guilty to or entered a plea of nolo contendere or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States, other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(3) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit;

(4) Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States, other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) Has not been discharged under dishonorable conditions from the United States Armed Forces;

(6) Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or herself or others;

(7) Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

(8) Submits a completed application for a permit as described in subsection 4 of this section;

(9) Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement under subsections 1 and 2 of section 571.111;

(10) Is not the respondent of a valid full order of protection which is still in effect;

(11) Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

4. The application for a Missouri lifetime or extended concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

(1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the United States Immigration and Customs Enforcement or any successor agency;

(2) An affirmation that the applicant has assumed residency in Missouri and is a citizen or permanent resident of the United States;

(3) An affirmation that the applicant is at least **[**~~nineteen~~**]** **twenty-one** years of age or is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces;

(4) An affirmation that the applicant has not pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or that the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state under chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury under the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for the issuance of a new permit, issuance of a new permit due to change of name or address, renewal of an extended permit, or for a lost or destroyed permit, or reactivation under subsection 2 of this section.

5. An application for a Missouri lifetime or extended concealed carry permit shall be made to the sheriff of the county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 3 of this section. In addition to the completed application, the applicant for a Missouri lifetime or extended concealed carry permit shall also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 12 of this section.

6. (1) Before an application for a Missouri lifetime or extended concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification. No biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a Missouri lifetime or extended concealed carry permit. Upon receipt of the completed report from the National Instant Criminal Background Check System, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a Missouri lifetime or extended concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's license, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a Missouri lifetime or extended concealed carry permit issued under this section, provided that it shall not serve as an alternative to a national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the permit under subsection 7 or 8 of this section. The sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be prescribed in a manner consistent to the denial and review of an application under subsection 7 of this section.

7. The sheriff may refuse to approve an application for a Missouri lifetime or extended concealed carry permit if he or she determines that any of the requirements specified in subsection 3 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered a false statement regarding any of the provisions of sections 571.205 to 571.230. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial under section 571.220. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial under section 571.220.

8. If the application is approved, the sheriff shall issue a Missouri lifetime or extended concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the Missouri lifetime or extended concealed carry permit in the presence of the sheriff or his or her designee.

9. The Missouri lifetime or extended concealed carry permit shall specify only the following information:

(1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;

(2) The signature of the sheriff issuing the permit;

(3) The date of issuance;

(4) A clear statement indicating that the permit is only valid within the state of Missouri; and

(5) If the permit is a Missouri extended concealed carry permit, the expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

10. (1) The sheriff shall keep a record of all applications for a Missouri lifetime or extended concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year.

(2) The sheriff shall report the issuance of a Missouri lifetime or extended concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.205 to 571.230. An applicant's status as a holder of a Missouri lifetime or extended concealed carry permit or provisional permit shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

11. Information regarding any holder of a Missouri lifetime or extended concealed carry permit is a closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof.

12. For processing an application, the sheriff in each county shall charge a nonrefundable fee not to exceed:

(1) Two hundred dollars for a new Missouri extended concealed carry permit that is valid for ten years from the date of issuance or renewal;

(2) Two hundred fifty dollars for a new Missouri extended concealed carry permit that is valid for twenty-five years from the date of issuance or renewal;

(3) Fifty dollars for a renewal of a Missouri extended concealed carry permit;

(4) Five hundred dollars for a Missouri lifetime concealed carry permit,

which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

571.225. 1. Any person who has knowledge that another person, who was issued a Missouri lifetime or extended concealed carry permit under sections 571.205 to 571.230, never was or no longer is eligible for such permit under the criteria established in sections 571.205 to 571.230 may file a petition with the clerk of the small claims court to revoke that person's Missouri lifetime or extended concealed carry permit. The petition shall be in a form substantially similar to the petition for revocation of a Missouri lifetime or extended concealed carry permit provided in this section. **[**~~Appeal~~**] Revocation petition** forms shall be provided by the clerk of the small claims court free of charge to any person:

SMALL CLAIMS COURT

In the Circuit Court of _____, Missouri

_____, PLAINTIFF

)
)
 vs.) Case Number _____
)
)

_____, DEFENDANT,

Lifetime or Extended Carry Permit Holder

_____, DEFENDANT,

Sheriff of Issuance

PETITION FOR REVOCATION OF A
MISSOURI LIFETIME OR EXTENDED CONCEALED CARRY PERMIT

Plaintiff states to the court that the defendant, _____, has a Missouri lifetime or extended concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo, and that the defendant's Missouri lifetime or extended concealed carry permit should now be revoked because the defendant either never was or no longer is eligible for such a permit pursuant to the provisions of sections 571.205 to 571.230, RSMo, specifically plaintiff states that defendant, _____, never was or no longer is eligible for such permit or endorsement for one or more of the following reasons:

(CHECK BELOW EACH REASON THAT APPLIES TO THIS DEFENDANT)

☐ Defendant is not at least **[**~~nineteen~~**] twenty-one** years of age or at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces.

☐ Defendant is not a citizen or permanent resident of the United States.

☐ Defendant had not resided in this state prior to issuance of the permit or is not a current resident of this state.

☐ Defendant has pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding two years under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of one year or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo, or the defendant has been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo.

☐ Defendant is a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been discharged under dishonorable conditions from the United States Armed Forces.

☐ Defendant is reasonably believed by the sheriff to be a danger to self or others based on previous, documented pattern.

☐ Defendant is adjudged mentally incompetent at the time of application or for five years prior to application, or has been committed to a mental health facility, as defined in section 632.005, RSMo, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, RSMo, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply.

☐ Defendant failed to submit a completed application for a concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo.

☐ Defendant failed to submit to or failed to clear the required background check. (Note: This does not apply if the defendant has submitted to a background check and been issued a provisional permit pursuant to subdivision (2) of subsection 6 of section 571.205, RSMo, and the results of the background check are still pending.)

☐ Defendant failed to submit an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsections 1 and 2 of section 571.111, RSMo.

☐ Defendant is otherwise disqualified from possessing a firearm pursuant to 18 U.S.C. Section 922(g) or section 571.070, RSMo, because _____ (specify reason):

The plaintiff subject to penalty for perjury states that the information contained in this petition is true and correct to the best of the plaintiff's knowledge, is reasonably based upon the petitioner's personal knowledge and is not primarily intended to harass the defendant/respondent named herein.

_____, PLAINTIFF

2. If at the hearing the plaintiff shows that the defendant was not eligible for the Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 at the time of issuance or renewal or is no longer eligible for a Missouri lifetime or extended concealed carry permit the court shall issue an appropriate order to cause the revocation of the Missouri lifetime or extended concealed carry permit. Costs shall not be assessed against the sheriff.

3. The finder of fact, in any action brought against a permit holder under subsection 1 of this section, shall make findings of fact and the court shall make conclusions of law addressing the issues at dispute. If it is determined that the plaintiff in such an action acted without justification or with malice or primarily with an intent to harass the permit holder or that there was no reasonable basis to bring the action, the court shall order the plaintiff to pay the defendant/respondent all reasonable costs incurred in defending the action including, but not limited to, attorney's fees, deposition costs, and lost wages. Once the court determines that the plaintiff is liable to the defendant/respondent for costs and fees, the extent and type of fees and costs to be awarded should be liberally calculated in defendant/respondent's favor. Notwithstanding any other provision of law, reasonable attorney's fees shall be presumed to be at least one hundred fifty dollars per hour.

4. Any person aggrieved by any final judgment rendered by a small claims court in a petition for revocation of a Missouri lifetime or extended concealed carry permit may have a right to trial de novo as provided in sections 512.180 to 512.320.

5. The office of the county sheriff or any employee or agent of the county sheriff shall not be liable for damages in any civil action arising from alleged wrongful or improper granting, renewing, or failure to revoke a Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 so long as the sheriff acted in good faith."; and

Further amend said bill and page, Section B, Lines 1-9, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schwadron raised a point of order that **House Amendment No. 3** is in violation of Rule 49(4).

The Chair ruled the point of order well taken.

Representative Quade moved that **HCS HB 419, as amended**, be postponed indefinitely.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Quade:

AYES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Bland Manlove	Brown 87	Burnett	Burton	Butz
Clemens	Collins	Crossley	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sander	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

NOES: 110

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Baringer	Barnes	Bosley	Brown 27
Doll	Mosley	Sharp 37	Windham	

VACANCIES: 000

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Bland Manlove	Brown 87	Burnett	Burton	Butz
Clemens	Collins	Crossley	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sander	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 009

Aldridge	Baringer	Barnes	Bosley	Brown 27
Doll	Mosley	Sharp 37	Windham	

VACANCIES: 000

On motion of Representative Hudson, **HCS HB 419, as amended**, was adopted.

On motion of Representative Hudson, **HCS HB 419, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Bland Manlove	Brown 87	Burnett	Burton	Butz
Clemens	Collins	Crossley	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Nickson-Clark	Nurrenbern	Patterson	Phifer	Plank
Proudie	Quade	Sander	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 002

Brown 16	Lovasco

ABSENT WITH LEAVE: 010

Aldridge	Baringer	Barnes	Bosley	Brown 27
Doll	Ealy	Mosley	Sharp 37	Shields

VACANCIES: 000

HCS HB 183, relating to participation in athletic competitions, was taken up by Representative Burger.

On motion of Representative Burger, the title of **HCS HB 183** was agreed to.

Representative Cook offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 183, Page 1, Section 163.048, Line 1, by inserting after the number "**1.**" the following:

"**This section and section 173.088 shall be known and may be cited as the "Save Women's Sports Act".**

2."; and

Further amend said bill and section, Pages 1-2, by renumbering all subsequent subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Smith 155
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 041

Adams	Anderson	Aune	Bangert	Bland Manlove
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls

Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Appelbaum	Baringer	Barnes	Bosley
Brown 27	Doll	Ealy	Johnson 12	Knight
Mosley	Pollitt	Sharp 37	Shields	Smith 163
Stephens				

VACANCIES: 000

On motion of Representative Cook, **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 041

Adams	Anderson	Aune	Bangert	Bland Manlove
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sander
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Baringer	Barnes	Bosley
Brown 27	Doll	Ealy	Johnson 12	Knight
Mayhew	Mosley	Sauls	Sharp 37	Stephens

VACANCIES: 000

Representative Seitz offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 183, Page 4, Section 173.088, Line 44, by inserting after the number "**5.**" the following:

"**Nothing in this section shall permit an individual to bring any claim against any postsecondary educational institution or the employees, directors, officers, and agents of such institution, relating to or arising out of compliance with, adherence to, or implementation of subsection 2 of this section by such institution.**

6. No postsecondary educational institution or the employees, directors, officers, and agents of such institution, shall be civilly liable for acts relating to or arising out of compliance with, adherence to, or implementation of subsection 2 of this section by such institution.

7. (1) Any individual that suffers harm arising from a violation of subsection 2 of this section by a postsecondary education institution shall have a private cause of action against such institution.

(2) A cause of action under subdivision (1) of this subsection shall be brought within two years after the harm has occurred.

8."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields

Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Bland Manlove	Brown 87	Burnett	Burton	Butz
Clemens	Collins	Crossley	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Baringer	Barnes	Bosley	Brown 27
Coleman	Doll	Gragg	Johnson 12	Mosley
Sharp 37	Veit			

VACANCIES: 000

On motion of Representative Seitz, **House Amendment No. 2** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 041

Adams	Anderson	Aune	Bangert	Bland Manlove
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sander
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 016

Aldridge	Appelbaum	Baringer	Barnes	Bosley
Brown 27	Brown 87	Doll	Johnson 12	Mosley
Murphy	Reuter	Sauls	Sharp 37	Stephens
Thompson				

VACANCIES: 000

On motion of Representative Burger, **HCS HB 183, as amended**, was adopted.

On motion of Representative Burger, **HCS HB 183, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 041

Adams	Anderson	Aune	Bangert	Bland Manlove
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Hein
Ingle	Johnson 23	Lavender	Lewis 25	Lovasco
Mackey	Mann	Merideth	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sander
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Baringer	Barnes	Bosley
Brown 27	Brown 87	Doll	Johnson 12	Mosley
Murphy	Sauls	Sharp 37	Stephens	Thompson

VACANCIES: 000

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 1 - Pensions

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 805 - Fiscal Review
HB 1296 - Health and Mental Health Policy

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 698 - Rural Community Development
HB 1049 - Local Government

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 9 - Health and Mental Health Policy
SCR 10 - Government Efficiency and Downsizing

REFERRAL OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was referred to the Committee indicated:

SJR 21 - Ways and Means

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#3 SCS SB 131 - Ways and Means
SS SB 143 - Special Committee on Tax Reform
SS SCS SB 157 - Professional Registration and Licensing
SS SB 199 - Children and Families

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SJR 26**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Gragg, Hausman, Jones, Kelley (127), Kelly (141), Lewis (6) and McGaugh

Noes (2): Johnson (12) and Unsicker

Absent (1): Terry

Mr. Speaker: Your Committee on Children and Families, to which was referred **SS SB 82**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (6): Gragg, Hausman, Johnson (12), Jones, Kelly (141) and Unsicker

Noes (3): Kelley (127), Lewis (6) and McGaugh

Absent (1): Terry

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 350**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Baker, Bonacker, Byrnes, Christofanelli, Haffner, Hurlbert, Lewis (6), Mackey, Pollitt, Stacy and Toalson Reisch

Noes (5): Brown (87), Kelley (127), Mann, Nurrenbern and Terry

Absent (1): Gragg

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HJR 23**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Davidson, Diehl, Farnan, Gallick, Haffner, Hinman, Hurlbert, Johnson (12), Mann and Smith (46)

Noes (4): Aune, Hardwick, Jones and Schnelting

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 109**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Aune, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (1): Davidson

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Aune, Diehl, Farnan, Gallick, Haffner, Hinman, Hurlbert, Johnson (12), Mann and Smith (46)

Noes (4): Davidson, Hardwick, Jones and Schnelting

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 602**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Aune, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (1): Davidson

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 712**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Jones and Schnelting

Noes (4): Aune, Johnson (12), Mann and Smith (46)

Absent (1): Davidson

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 929**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Aune, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (1): Davidson

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HR 12**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Billington, Dinkins, McGirl, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (2): Adams and Clemens

Absent (3): Butz, Francis and Mosley

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 968**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Adams, Billington, Clemens, Dinkins, McGirl, O'Donnell, Oehlerking, Owen, Thompson and Titus

Noes (0)

Absent (4): Butz, Francis, Mosley and Sander

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SCS SB 187**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Adams, Billington, Clemens, Dinkins, McGirl, O'Donnell, Oehlerking, Owen, Sander, Thompson and Titus

Noes (0)

Absent (3): Butz, Francis and Mosley

Committee on Pensions, Chairman Hovis reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **SB 20**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Hovis, Marquart, Oehlerking, Owen, Steinhoff and West

Noes (0)

Absent (4): Bromley, Brown (27), Clemens and Reuter

Mr. Speaker: Your Committee on Pensions, to which was referred **SS SB 75**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Bromley, Clemens, Hovis, Marquart, Oehlerking, Owen, Reuter, Steinhoff and West

Noes (0)

Absent (1): Brown (27)

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 1134**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Butz, Deaton, Hinman, Hurlbert, Justus, Lavender, McMullen, Peters and Strickler

Noes (0)

Absent (4): Davidson, Hudson, Merideth and Richey

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **SS SB 139**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Billington, Bromley, Griffith, Hardwick, Peters, Pouche, Schulte and Seitz

Noes (0)

Absent (6): Atchison, Barnes, Bland Manlove, Fountain Henderson, Gray and Morse

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 134**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (1): Baker

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 222**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 232**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 303**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 342**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 425**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 513**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 589**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Copeland, Francis, Griffith, Haden and Myers

Noes (1): Smith (46)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 604 & 180**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (1): Baker

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 633**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 669**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 696**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 836**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 876, 771, 676 & 551**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (1): Baker

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 960**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (0)

Absent (3): Bland Manlove, Houx and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1370**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Copeland, Francis, Griffith, Haden and Myers

Noes (1): Smith (46)

Absent (3): Bland Manlove, Houx and Mackey

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HBs 187 & 570 - Rules - Regulatory Oversight
HB 246 - Rules - Legislative Oversight
HB 902 - Rules - Administrative Oversight

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, April 12, 2023.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Fiftieth Day, Thursday, April 6, 2023, Page 1429, Line 11, by deleting said line and inserting in lieu thereof the following:

"**HCS HBs 786, 771, 676 & 551** - Rules - Administrative Oversight"

COMMITTEE HEARINGS

AGRICULTURE POLICY
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: SB 109, HB 925, HB 653

BUDGET
Wednesday, April 12, 2023, 8:00 AM, Joint Hearing Room (117).
Continued review of committee substitutes for HB 17 - HB 20.
CANCELLED

BUDGET
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 17, HB 18, HB 19, HB 20
Executive session will be held: HB 17, HB 18, HB 19, HB 20
Mark-up HCS HB 17 - HB 20.

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, April 12, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 69

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 346, HB 468, HB 531, HB 1228
Executive session will be held: HB 298, HB 392, HB 549, HB 1367, HB 36
Added HB 36.
AMENDED

ECONOMIC DEVELOPMENT
Wednesday, April 12, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SS SB 138, HB 727, HB 1345
Executive session will be held: HB 752, HB 1083, HB 368

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 12, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: SS#2 SCS SBs 4, 42 & 89
Executive session will be held: HB 901, HB 492
Removed HB 49 and HB 558.
AMENDED

EMERGING ISSUES
Wednesday, April 12, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: SS SB 23, HB 1149, HB 1187, HB 1346
Executive session will be held: HB 912

EMERGING ISSUES
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 1169

FISCAL REVIEW
Thursday, April 13, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: HCS HB 805
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, April 12, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: HB 338, HB 1259, SS SB 115
Executive session will be held: HB 124, HB 517, HB 310, HB 311, HB 312, HB 313, HB 317, HB 735, HB 737

HEALTH AND MENTAL HEALTH POLICY
Wednesday, April 12, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: SS SCS SB 106, HB 1286, HB 1098
Removed SB 41.
AMENDED

HIGHER EDUCATION
Wednesday, April 12, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1189

INSURANCE POLICY
Wednesday, April 12, 2023, 9:00 AM, House Hearing Room 5.
Executive session will be held: SB 101, SS SB 181

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

JUDICIARY
Wednesday, April 12, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SS#3 SB 22, SS SB 227, SS SB 245, HB 138, HB 776, HB 251, HB 82
Executive session will be held: SCS SB 103, SS SCS SB 72, HB 371, HB 1176, HB 405

LEGISLATIVE REVIEW
Wednesday, April 12, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HB 1117, HB 1021
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT
Wednesday, April 12, 2023, 9:45 AM, House Hearing Room 4.
Executive session will be held: HCS HBs 185 & 281, HCS HB 198, HCS HB 514, HB 516, HB 643, HB 823, HCS HB 881, HB 942, HR 561, HCS HB 992
Executive session may be held on any matter referred to the committee.
Added HB 992.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Thursday, April 13, 2023, 8:30 AM, House Hearing Room 4.
Executive session will be held: HB 246
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Wednesday, April 12, 2023, 1:30 PM, House Hearing Room 4.
Executive session will be held: HB 293, HCS HB 393, HCS HB 464, HCS HBs 502 & 887, HCS HB 594, HB 1052, HB 353, HB 822, HB 891
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.
Public hearing will be held: HB 1175
Executive session will be held: SS SCS SB 100, HB 884
Removed HB 57.
AMENDED

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Thursday, April 13, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 127, HB 432
Executive session will be held: HB 1099

SPECIAL COMMITTEE ON PUBLIC POLICY
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Public hearing will be held: SB 186
Executive session will be held: HB 654, HB 1394, HJR 66

SPECIAL COMMITTEE ON SMALL BUSINESS
Wednesday, April 12, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 3.
Public hearing will be held: HB 143, SS SB 222

TRANSPORTATION ACCOUNTABILITY
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1302

TRANSPORTATION INFRASTRUCTURE
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1395, HB 1377, HB 527
Executive session will be held: SCR 3, HB 152, HB 369

UTILITIES
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 709, HB 991

WAYS AND MEANS
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: SS SCS SB 133, SS SJR 3

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 12, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1018
Presentation by Dr. Joe Dierks, Director of Choice Programs, School District of Washington, and Joel Doepker, Vice-President of External Relations, East Central College, regarding their respective facilities and workforce development programming.

HOUSE CALENDAR

FIFTY-SECOND DAY, WEDNESDAY, APRIL 12, 2023

HOUSE BILLS FOR PERFECTION

HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HB 282 - Schnelting
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 424 - Perkins
HCS HB 471 - Black
HCS HBs 532 & 751 - Mayhew
HCS HB 536 - Keathley
HB 542 - Haden
HCS HB 580 - Houx
HB 782 - McGaugh
HCS HB 1023 - Diehl
HB 1028 - Smith (155)
HB 1034 - McMullen
HB 770 - Thompson

HCS HB 1214 - Hinman
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HBs 267 & 347 - Buchheit-Courtway
HCS HB 342 - Pouche
HCS HB 589 - Murphy
HCS HB 303 - Roberts
HCS HB 425 - Perkins
HB 513 - Mayhew
HB 836 - Griffith
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HCS HBs 876, 771, 676 & 551 - Hurlbert
HB 1370 - Mayhew

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HBs 1207 & 622 - Cook
HB 37 - Billington
HB 437 - Banderman
HB 716 - Kelly (141)
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HB 934 - Hovis
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HS HCS HBs 1108 & 1181 - Hicks
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HBs 45 & 1066 - Haley
HCS HB 48 - Haley
HCS HB 155 - O'Donnell
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HCS HB 1109 - Thompson

HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HB 1117, (Legislative Review 4/5/23) - Seitz
HB 102 - Baringer
HCS HB 188 - Murphy
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 349 - Christofanelli

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 805, (Fiscal Review 4/11/23) - Kalberloh
HCS HB 88 - Veit

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

SS SB 51 - Shields

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)

CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTY-SECOND DAY, WEDNESDAY, APRIL 12, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"I urge that supplications, prayers, intercessions, and thanksgivings be made for all men." (I Timothy 2:1)

O Almighty God, our heavenly guide, we seek to extend our knowledge and cultivate justice for our citizens here in the People's House on this beautiful morning.

Make plain Your path, help us to see it clearly, and then give us courage to walk in it knowing You are with us all the way today and forever.

In these stressful hours, save us from the hot foolishness and from the cold fear which would make it unable for any activity on our part. May Your spirit live in us, and in so doing, lead us to a life together where all may live with dignity, self-respect, and understanding.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-first day was approved as printed.

THIRD READING OF HOUSE BILLS

HCS HB 805, relating to road signage, was placed on the Informal Calendar.

MOTIONS

Representative Riggs, having voted on the prevailing side, moved that the vote by which the motion to third read and pass **HCS HB 316** was defeated be reconsidered.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Burger
Burton	Busick	Casteel	Chappell	Christ
Christofanelli	Cook	Cupps	Davidson	Deaton

Diehl	Ealy	Falkner	Farnan	Gragg
Gregory	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Johnson 12	Justus	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Taylor 84	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 001

Byrnes

PRESENT: 029

Adams	Anderson	Bangert	Baringer	Brown 87
Burnett	Butz	Clemens	Collins	Davis
Fogle	Fountain Henderson	Gray	Hein	Johnson 23
Lavender	Mackey	Merideth	Nickson-Clark	Nurrenbern
Phifer	Quade	Steinhoff	Strickler	Terry
Unsicker	Walsh Moore	Woods	Young	

ABSENT WITH LEAVE: 027

Aldridge	Appelbaum	Aune	Bland Manlove	Bosley
Brown 27	Buchheit-Courtway	Coleman	Copeland	Crossley
Dinkins	Doll	Evans	Francis	Gallick
Griffith	Hovis	Ingle	Jones	Keathley
Lewis 25	Mosley	Proudie	Sauls	Sharp 37
Weber	Windham			

VACANCIES: 000

On motion of Representative Riggs, **HCS HB 316** was read the third time and passed by the following vote:

AYES: 117

Allen	Amato	Atchison	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Burger	Burton	Busick	Butz
Casteel	Chappell	Christ	Christofanelli	Cook
Davidson	Davis	Deaton	Diehl	Ealy
Evans	Falkner	Farnan	Fogle	Gray
Gregory	Haden	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Johnson 12	Johnson 23

Justus	Kalberloh	Kelley 127	Knight	Lavender
Lewis 6	Lonsdale	Lovasco	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 46	Sparks	Stacy	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	West	Wilson
Wright	Mr. Speaker			

NOES: 005

Byrnes	Cupps	Gragg	Haffner	Smith 163

PRESENT: 013

Adams	Anderson	Brown 87	Burnett	Collins
Fountain Henderson	Mackey	Phifer	Quade	Steinhoff
Terry	Woods	Young		

ABSENT WITH LEAVE: 028

Aldridge	Appelbaum	Aune	Bland Manlove	Bosley
Brown 27	Buchheit-Courtway	Clemens	Coleman	Copeland
Crossley	Dinkins	Doll	Francis	Gallick
Griffith	Ingle	Jones	Keathley	Kelly 141
Lewis 25	Mosley	Nickson-Clark	Proudie	Sauls
Sharp 37	Weber	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 88, relating to animal chiropractic practitioners, was taken up by Representative Veit.

On motion of Representative Veit, **HCS HB 88** was read the third time and passed by the following vote:

AYES: 137

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 87
Burger	Burnett	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli

Clemens	Collins	Cook	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Johnson 12	Johnson 23	Justus
Kalberloh	Keathley	Kelley 127	Knight	Lavender
Lewis 25	Lonsdale	Lovasco	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pouche	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Steinhoff	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 001

Unsicker

ABSENT WITH LEAVE: 025

Aldridge	Appelbaum	Bland Manlove	Bosley	Brown 27
Buchheit-Courtway	Coleman	Copeland	Dinkins	Doll
Francis	Gallick	Ingle	Jones	Kelly 141
Lewis 6	Mackey	Mosley	Pollitt	Proudie
Sauls	Sharp 37	Stacy	Stephens	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

PERFECTION OF HOUSE BILLS

HB 234, **HCS HB 250**, **HCS HB 262**, **HB 282**, **HCS HB 336** and **HCS HBs 404 & 501** were placed on the Informal Calendar.

HCS HB 424, relating to department of revenue fee offices, was taken up by Representative Perkins.

On motion of Representative Perkins, the title of **HCS HB 424** was agreed to.

Speaker Pro Tem Henderson assumed the Chair.

Representative West offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 424, Page 4, Section 136.055, Line 106, by inserting after all of said section and line the following:

"301.3175. 1. Any vehicle owner may apply for "Back the Blue" license plates for any motor vehicle the person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight. Upon making a ten dollar contribution to the Missouri Law Enforcement Memorial Foundation, the vehicle owner may apply for the "Back the Blue" plate. If the contribution is made directly to the Missouri Law Enforcement Memorial Foundation, the foundation shall issue the individual making the contribution a receipt, verifying the contribution, that may be used to apply for the "Back the Blue" license plate. If the contribution is made directly to the director of revenue pursuant to section 301.3031, the director shall note the contribution and the owner may then apply for the "Back the Blue" plate. The applicant for such plate shall pay a fifteen dollar fee in addition to the regular registration fees and present any other documentation required by law for each set of "Back the Blue" plates issued pursuant to this section. Notwithstanding the provisions of section 301.144, no additional fee shall be charged for the personalization of license plates issued pursuant to this section. **Notwithstanding any provision of law to the contrary, the department of revenue shall issue the license plate or plates, as authorized in this section, for nonapportioned vehicles of any classification for which it issues a license plate or plates.**

2. The "Back the Blue" plate shall bear the emblem of a thin blue line encompassed in black as prescribed by the director of revenue and shall have the words "BACK THE BLUE". Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

[~~2.~~**] 3.** The director of revenue may promulgate rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Sassmann offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 424, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""301.469. 1. Any vehicle owner may receive license plates as prescribed in this section, for any motor vehicle such person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight, after an annual payment of an emblem-use authorization fee to the Missouri conservation heritage foundation. The foundation hereby authorizes the use of its official emblems to be affixed on multiyear license plates as provided in this section. Any vehicle owner may annually apply for the use of the emblems.

2. Upon annual application and payment of a twenty-five dollar emblem-use authorization fee to the Missouri conservation heritage foundation, the foundation shall issue to the vehicle owner, without further charge, an emblem-use authorization statement, which shall be presented to the director of the department of revenue at the time of registration of a motor vehicle.

3. Upon presentation of the annual statement, payment of a fifteen dollar fee in addition to the regular registration fees and documents which may be required by law, the director of the department of revenue shall issue a license plate, which shall bear an emblem of the Missouri conservation heritage foundation in a form prescribed by the director, to the vehicle owner. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Notwithstanding the provisions of section 301.144, no additional fee shall be charged for the personalization of license plates pursuant to this section.

4. **Application for the emblem-use authorization and payment of the twenty-five-dollar contribution may also be made at the time of registration to the director of the department of revenue, who shall deposit the contribution to the credit of the Missouri conservation heritage foundation.**

5. A vehicle owner, who was previously issued a plate with a Missouri conservation heritage foundation emblem authorized by this section but who does not provide an emblem-use authorization statement at a subsequent time of registration, shall be issued a new plate which does not bear the foundation emblem, as otherwise provided by law.

[~~5.~~**] 6.** The director of the department of revenue may promulgate rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated under the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

301.3175. 1. Any vehicle owner may apply for "Back the Blue" license plates for any"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sassmann, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative West, **House Amendment No. 1, as amended**, was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Burger	Busick
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Davidson	Davis	Deaton
Diehl	Falkner	Farnan	Gragg	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Justus	Kalberloh	Keathley	Kelley 127
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Sander	Sassmann	Schnelting	Schulte	Schwadron

Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stinnett	Taylor 48	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 044

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Brown 87	Burnett	Burton
Butz	Clemens	Collins	Crossley	Ealy
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Quade	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 001

Dinkins

ABSENT WITH LEAVE: 024

Aldridge	Appelbaum	Bosley	Brown 27	Buchheit-Courtway
Byrnes	Cupps	Doll	Evans	Francis
Gallick	Gregory	Griffith	Jones	Kelly 141
Knight	Mann	Pollitt	Proudie	Roberts
Sauls	Stacy	Stephens	Toalson Reisch	

VACANCIES: 000

Speaker Plocher resumed the Chair.

On motion of Representative Perkins, **HCS HB 424, as amended**, was adopted.

On motion of Representative Perkins, **HCS HB 424, as amended**, was ordered perfected and printed.

HCS HB 471, **HCS HBs 532 & 751**, **HCS HB 536**, **HB 542** and **HCS HB 580** were placed on the Informal Calendar.

HB 782, relating to newspapers, was taken up by Representative McGaugh.

Representative McGaugh offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 782, Page 1, In the Title, Line 3, by deleting the word "newspapers" and inserting in lieu thereof the words "legal eligibility for newspapers"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 1** was adopted.

On motion of Representative McGaugh, **HB 782, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HBs 1207 & 622, relating to earthen basins, was taken up by Representative Cook.

On motion of Representative Cook, the title of **HCS HBs 1207 & 622** was agreed to.

On motion of Representative Cook, **HCS HBs 1207 & 622** was adopted.

On motion of Representative Cook, **HCS HBs 1207 & 622** was ordered perfected and printed.

HCS HB 471, relating to public employee incentives, was taken up by Representative Black.

On motion of Representative Black, the title of **HCS HB 471** was agreed to.

Representative Black offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 471, Page 1, Section 105.1750, Line 1, by deleting "**105.1750. Personnel**" and inserting in lieu thereof the phrase "**105.1750. 1. Except as provided under subsection 2 of this section, personnel**"; and

Further amend said bill, page, section, and line, by inserting after the word "**payments**" the phrase "**made to a public employee by a public employer, as such terms are defined in section 105.055,**"; and

Further amend said bill, page, and section, Line 9, by deleting the phrase "**department director**" and inserting in lieu thereof "**public employer**"; and

Further amend said bill, page, and section, Line 10, by inserting after all of said line the following:

"**2. The provisions of this section shall not apply to any public employee holding a position of employment for which the salary is set by statute.**"; and

Further amend said bill, page, and section, Line 10, by inserting after all of said section and line the following:

"**168.093. 1. A contract between a school district and any individual school district employee may include a provision specifying that the school district may offer and award the school district employee payments for exceptional employment achievement or to encourage retention of such school district employee under section 105.1750.**

2. Each school district providing payments to encourage retention or for exceptional employment achievement shall adopt a written policy describing specific predetermined criteria approved by the school board at least one year prior to the exceptional employment achievement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 1** was adopted.

Representative Lewis (6) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 471, Page 1, Section 105.1750, Line 10, by inserting after all of said section and line the following:

"168.110. **1. As used in this section, the following terms mean:**

(1) "Hard-to-staff schools", attendance centers where the percentage of certificated positions in the attendance center that were left vacant or were filled with a teacher not fully qualified in the prior academic year exceeds five percent as reported to the department of elementary and secondary education;

(2) "Hard-to-staff subject areas", content areas for which positions were left vacant or were filled with a teacher not fully qualified in the prior academic year as reported to the department of elementary and secondary education.

2. The board of education of a school district may modify an indefinite contract annually on or before the fifteenth day of May in the following particulars:

(1) Determination of the date of beginning and length of the next school year;

(2) Fixing the amount of annual compensation for the following school year as provided by the salary schedule adopted by the board of education applicable to all teachers.

3. The board of education of a school district may include differentiated placement of teachers on the salary schedule to increase compensation in order to recruit and retain teachers in hard-to-staff subject areas or hard-to-staff schools. The board may annually review its hard-to-staff subject areas and hard-to-staff schools. No modifications to the identification of hard-to-staff subject areas or hard-to-staff schools, or both, for the purpose of placement on the salary schedule shall result in the demotion of a teacher in the salary schedule.

4. Any salary schedule that includes differentiated placement of teachers on the salary schedule under subsection 3 of this section for hard-to-staff subject areas or hard-to-staff schools, or both, shall be set prior to approval by such board of education.

5. The modifications shall be effective at the beginning of the next school year. All teachers affected by the modification shall be furnished written copies of the modifications within thirty days after their adoption by the board of education.

6. Each school district that includes differentiated placement of teachers on the district salary schedule shall annually provide to the department of elementary and secondary education a report containing the following information:

(1) The salary schedule adopted by the district;

(2) The number of positions filled by differentiated placement of teachers for hard-to-staff subject areas;

(3) The number of positions filled with differentiated placement of teachers for hard-to-staff schools;

(4) The number of steps and additional compensation that teachers with differentiated placement received for the school year; and

(5) Any other relevant information required by the department."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lewis (6), **House Amendment No. 2** was adopted.

On motion of Representative Black, **HCS HB 471, as amended**, was adopted.

On motion of Representative Black, **HCS HB 471, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILLS

SS SB 51, relating to the scope of practice for physical therapists, was taken up by Representative Shields.

On motion of Representative Shields, the title of **SS SB 51** was agreed to.

Representative Davidson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 51, Page 15, Section 334.506, Line 106, by inserting after all of said line the following:

"**(d) The provisions of this subdivision shall not apply to physical therapy services performed within a primary or secondary school for individuals under twenty-two years of age.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Davidson moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 029

Allen	Boggs	Boyd	Busick	Byrnes
Chappell	Christofanelli	Cupps	Davidson	Davis
Deaton	Gragg	Hardwick	Hurlbert	Keathley
Lovasco	Marquart	Matthiesen	Oehlerking	Peters
Schnelting	Schwadron	Seitz	Sparks	Stacy
Stinnett	Titus	Toalson Reisch	West	

NOES: 113

Adams	Amato	Anderson	Atchison	Aune
Bangert	Baringer	Barnes	Billington	Black
Bland Manlove	Bonacker	Bromley	Brown 149	Brown 16
Brown 87	Burger	Burnett	Burton	Butz
Casteel	Christ	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Diehl	Dinkins
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Ingle	Johnson 12
Johnson 23	Justus	Kalberloh	Kelley 127	Knight
Lavender	Lewis 25	Lonsdale	Mackey	Mann
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Owen	Parker	Patterson
Phifer	Plank	Pollitt	Pouche	Quade
Reedy	Reuter	Richey	Riggs	Roberts
Sander	Sassmann	Sauls	Schulte	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff

Stephens	Strickler	Taylor 84	Terry	Thomas
Thompson	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Wilson	Woods
Wright	Young	Mr. Speaker		

PRESENT: 002

Proudie	Windham

ABSENT WITH LEAVE: 019

Aldridge	Appelbaum	Baker	Banderman	Bosley
Brown 27	Buchheit-Courtway	Doll	Ealy	Francis
Gallick	Hausman	Jones	Kelly 141	Lewis 6
Perkins	Riley	Smith 163	Taylor 48	

VACANCIES: 000

On motion of Representative Shields, **SS SB 51** was truly agreed to and finally passed by the following vote:

AYES: 146

Adams	Allen	Amato	Anderson	Atchison
Aune	Bangert	Baringer	Barnes	Billington
Black	Bland Manlove	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 87	Burger
Burnett	Burton	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lavender	Lewis 25	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 84	Terry	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 002

Busick	Thomas

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Appelbaum	Baker	Banderman	Bosley
Brown 27	Buchheit-Courtway	Doll	Ealy	Gallick
Hausman	Jones	Kelly 141	Lewis 6	Taylor 48

VACANCIES: 000

Speaker Plocher declared the bill passed.

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Hudson.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 37, relating to catalytic converters, was taken up by Representative Billington.

On motion of Representative Billington, the title of **HB 37** was agreed to.

On motion of Representative Billington, **HB 37** was ordered perfected and printed.

HS HCS HBs 1108 & 1181, relating to public safety, was taken up by Representative Hicks.

On motion of Representative Hicks, the title of **HS HCS HBs 1108 & 1181** was agreed to.

Representative Hicks offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill Nos. 1108 & 1181, Page 39, Section 492.304, Line 42, by inserting after said section and line the following:

"494.430. 1. Upon timely application to the court, the following persons shall be excused from service as a petit or grand juror:

(1) Any person who has served on a state or federal petit or grand jury within the preceding two years;

(2) Any nursing mother, upon her request, and with a completed written statement from her physician to the court certifying she is a nursing mother;

(3) Any person whose absence from his or her regular place of employment would, in the judgment of the court, tend materially and adversely to affect the public safety, health, welfare or interest;

(4) Any person upon whom service as a juror would in the judgment of the court impose an undue or extreme physical or financial hardship;

(5) Any person licensed as a health care provider as such term is defined in section 538.205, but only if such person provides a written statement to the court certifying that he or she is actually providing health care services to patients, and that the person's service as a juror would be detrimental to the health of the person's patients;

(6) Any employee of a religious institution whose religious obligations or constraints prohibit their serving on a jury. The certification of the employment and obligation or constraint may be provided by the employee's religious supervisor;

(7) **When requested,** any person who is **[**~~seventy-five~~**] seventy** years of age or older.

2. A judge of the court for which the individual was called to jury service shall make undue or extreme physical or financial hardship determinations. The authority to make these determinations is delegable only to court officials or personnel who are authorized by the laws of this state to function as members of the judiciary.

3. A person asking to be excused based on a finding of undue or extreme physical or financial hardship must take all actions necessary to have obtained a ruling on that request by no later than the date on which the individual is scheduled to appear for jury duty.

4. Unless it is apparent to the court that the physical hardship would significantly impair the person's ability to serve as a juror, for purposes of sections 494.400 to 494.460 undue or extreme physical or financial hardship is limited to circumstances in which an individual would:

(1) Be required to abandon a person under his or her personal care or supervision due to the impossibility of obtaining an appropriate substitute caregiver during the period of participation in the jury pool or on the jury; or

(2) Incur costs that would have a substantial adverse impact on the payment of the individual's necessary daily living expenses or on those for whom he or she provides the principal means of support; or

(3) Suffer physical hardship that would result in illness or disease.

5. Undue or extreme physical or financial hardship does not exist solely based on the fact that a prospective juror will be required to be absent from his or her place of employment.

6. A person asking a judge to grant an excuse based on undue or extreme physical or financial hardship shall provide the judge with documentation as required by the judge, such as, but not limited to, federal and state income tax returns, medical statements from licensed physicians, proof of dependency or guardianship, and similar documents, which the judge finds to clearly support the request to be excused. Failure to provide satisfactory documentation shall result in a denial of the request to be excused. Such documents shall be filed under seal.

7. After two years, a person excused from jury service shall become eligible once again for qualification as a juror unless the person was excused from service permanently. A person is excused from jury service permanently only when the deciding judge determines that the underlying grounds for being excused are of a permanent nature."; and

Further amend said bill, Page 46, Section 558.031, Line 41, by deleting the number "2021." and inserting in lieu thereof the following:

"**[**~~2021~~**] 2023**.

8. The total amount of credit given shall not exceed the number of days between the date of offense and commencement of sentence."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Smith (46) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Substitute for House Committee Substitute for House Bill Nos. 1108 & 1181, Page 2, Line 29, by inserting after said line the following:

"Further amend said bill, Page 62, Section 571.031, Line 29, by inserting after all of said section and line the following:

"571.060. 1. A person commits the offense of unlawful transfer of weapons if he **or she**:

(1) Knowingly sells, leases, loans, gives away or delivers a firearm or ammunition for a firearm to any person who, under the provisions of section 571.070, is not lawfully entitled to possess such;

(2) Knowingly sells, leases, loans, gives away or delivers a blackjack to a person less than eighteen years old without the consent of the child's custodial parent or guardian, or recklessly, as defined in section 562.016, sells, leases, loans, gives away or delivers any firearm to a person less than eighteen years old without the consent of the child's custodial parent or guardian; provided, that this does not prohibit the delivery of such weapons to any peace officer or member of the **United States** Armed Forces or National Guard while performing his **or her** official duty; **[**~~or~~**]**

(3) Recklessly, as defined in section 562.016, sells, leases, loans, gives away or delivers a firearm or ammunition for a firearm to a person who is intoxicated**; or**

(4) Knowingly, in a commercial transaction, sells, leases, loans, or trades a fully automatic firearm or semi-automatic firearm to any person under twenty years of age, provided that this does not prohibit the delivery of such weapons to any peace officer or member of the United States Armed Forces or National Guard while performing his or her official duty.

2. **A person commits the offense of unlawful transfer of weapons if he or she is under twenty years of age and knowingly, in a commercial transaction, buys, trades, or leases a fully automatic firearm or semi-automatic firearm, provided that this does not prohibit the acceptance of such weapons by any peace officer or member of the United States Armed Forces or National Guard while performing his or her official duty.**

3. For purposes of this section, a "semi-automatic firearm" means any repeating firearm whose action mechanism automatically loads ammunition into the chamber and prepares it for subsequent firing but requires a shooter to manually discharge each shot. The term shall include any firearm in which actuating the trigger or hammer rotates a new chamber in line with the barrel.

4. Unlawful transfer of weapons under subdivision (1) of subsection 1 of this section is a class E felony; unlawful transfer of weapons under **[**~~subdivisions~~**] subdivision** (2) **[**~~and~~**],** (3)**, or (4)** of subsection 1 of this section **or under subsection 2 of this section** is a class A misdemeanor."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth raised a point of order that there was a violation of Rule 87.

Representative Hudson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 16	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hovis	Hudson	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Young

PRESENT: 000

ABSENT WITH LEAVE: 023

Aldridge	Boggs	Bosley	Brown 149	Brown 87
Buchheit-Courtway	Burger	Copeland	Doll	Gallick
Gragg	Gregory	Hinman	Houx	Hurlbert
Jones	Knight	Oehlerking	Sauls	Stephens
Voss	Windham	Woods		

VACANCIES: 000

Representative Smith (46) moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Smith (46):

AYES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Young				

NOES: 098

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 16	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Lovasco	Marquart

Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Waller	West
Wilson	Wright	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Boggs	Bosley	Brown 149	Brown 87
Buchheit-Courtway	Burger	Doll	Gallick	Gragg
Gregory	Houx	Hurlbert	Jones	Knight
Oehlerking	Voss	Windham	Woods	

VACANCIES: 000

Speaker Pro Tem Henderson resumed the Chair.

Representative Schwadron offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Substitute for House Committee Substitute for House Bill Nos. 1108 & 1181, Page 2, Line 29, by inserting after said line all of the following:

"Further amend said bill, Page 55, Section 570.030, Line 71, by deleting the word "or" and inserting in lieu thereof the word "**[**~~or~~**]**"; and

Further amend said bill, page, and section, Line 74, by inserting after the word "offense" the following:

"**; or**

(4) The property appropriated is a letter, postal card, package, bag, or other sealed article that was delivered by a common carrier or delivery service and not yet received by the addressee or that had been left to be collected for shipment by a common carrier or delivery service"; and

Further amend said bill, Page 56, Section 570.212, Lines 1-11, by deleting said section and lines from the bill; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 16	Busick	Byrnes	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pouche	Reedy
Reuter	Richey	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Waller	West
Wilson	Wright			

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Burnett	Burton
Collins	Crossley	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Young			

PRESENT: 000

ABSENT WITH LEAVE: 029

Aldridge	Bland Manlove	Boggs	Bosley	Brown 149
Brown 87	Buchheit-Courtway	Burger	Butz	Casteel
Clemens	Doll	Francis	Gallick	Gragg
Houx	Hudson	Hurlbert	Jones	Knight
Pollitt	Quade	Riggs	Stacy	Stephens
Voss	Windham	Woods	Mr. Speaker	

VACANCIES: 000

On motion of Representative Schwadron, **House Amendment No. 2 to House Amendment No. 1** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 16	Busick	Byrnes	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pouche	Reedy
Reuter	Richey	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Waller	West
Wilson	Wright			

NOES: 040

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Burnett	Burton
Collins	Crossley	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Young

PRESENT: 000

ABSENT WITH LEAVE: 031

Aldridge	Bland Manlove	Boggs	Bosley	Brown 149
Brown 87	Buchheit-Courtway	Burger	Butz	Casteel
Clemens	Doll	Francis	Gallick	Gragg
Houx	Hudson	Hurlbert	Jones	Knight
Merideth	Pollitt	Quade	Riggs	Sharp 37
Stacy	Stephens	Voss	Windham	Woods
Mr. Speaker				

VACANCIES: 000

On motion of Representative Hicks, **House Amendment No. 1, as amended**, was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 16	Busick	Byrnes	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hurlbert
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pouche
Reedy	Reuter	Richey	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Waller	West	Wilson		

NOES: 038

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Burnett	Burton
Collins	Crossley	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Lavender	Lewis 25
Mackey	Mann	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Young		

PRESENT: 000

ABSENT WITH LEAVE: 032

Aldridge	Bland Manlove	Boggs	Bosley	Brown 149
Brown 87	Buchheit-Courtway	Burger	Butz	Casteel
Clemens	Doll	Ealy	Francis	Gallick
Gragg	Houx	Hudson	Johnson 23	Jones
Knight	Merideth	Pollitt	Quade	Riggs
Sharp 37	Stephens	Voss	Windham	Woods
Wright	Mr. Speaker			

VACANCIES: 000

On motion of Representative Hicks, **HS HCS HBs 1108 & 1181, as amended**, was adopted.

On motion of Representative Hicks, **HS HCS HBs 1108 & 1181, as amended**, was ordered perfected and printed.

HCS HBs 45 & 1066, relating to licensure of certain professions, was taken up by Representative Haley.

On motion of Representative Haley, the title of **HCS HBs 45 & 1066** was agreed to.

Representative Haley offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 45 & 1066, Page 4, Section 329.280, Line 3, by inserting after the word "**registration**" the words "**to provide services to placebound clients outside of a cosmetology establishment**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haley, **House Amendment No. 1** was adopted.

Representative Veit offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 45 & 1066, Page 5, Section 329.280, Line 32, by inserting after all of said section and line the following:

"**344.045. 1. The board shall receive complaints concerning its licensees' professional practices. The board shall establish by rule a procedure for the handling of such complaints prior to the filing of formal complaints before the administrative hearing commission. The rule shall provide, at a minimum, for the logging of each complaint received, the recording of the licensee's name, the name of the complaining party, the date of the complaint, and a brief statement of the complaint and its ultimate disposition. The rule shall provide for informing the complaining party of the progress of the investigation, the dismissal of the charges, or the filing of a complaint before the administrative hearing commission.**

2. Notwithstanding any other provision of law, no complaint, investigatory report, or information received from any source shall be disclosed prior to its review by the board.

3. At its discretion, the board may disclose complaints, completed investigatory reports, and information obtained from state administrative and law enforcement agencies to a licensee or license applicant in order to further an investigation or to facilitate settlement negotiations.

4. Information obtained from a federal administrative or law enforcement agency shall be disclosed only upon receipt of written consent to the disclosure from the federal administrative or law enforcement agency.

5. At its discretion, the board may disclose complaints and investigatory reports if any such disclosure is:

(1) In the course of voluntary interstate exchange of information;

(2) In accordance with a lawful request; or

(3) To other state or federal administrative or law enforcement agencies acting within the scope of their statutory authority.

6. Except where disclosure is specifically authorized in this section and as described in section 610.021, deliberations, votes, or minutes of closed proceedings shall not be subject to disclosure or discovery. Once a final disposition is rendered, that decision shall be made available to the parties and the public.

344.055. 1. All educational transcripts, test scores, complaints, investigatory reports, and information pertaining to any person who is an applicant or licensee of the board are confidential and shall not be disclosed to the public or any member of the public, except with the written consent of the person whose records are involved. The board shall disclose the records or information if the person whose records or information is involved has consented to the disclosure. The board is entitled to the attorney-client privilege and work-product privilege to the same extent as any other person.

2. Notwithstanding the provisions of subsection 1 of this section, the board may disclose confidential information without the consent of the person involved if the disclosure is:

(1) In the course of voluntary interstate exchange of information;

(2) In accordance with a lawful request; or

(3) To other administrative or law enforcement agencies acting within the scope of their statutory authority.

3. Information regarding identity, including names and addresses, registration, and currency of the license of the persons possessing nursing home administrator licenses and the names and addresses of applicants for nursing home administrator licenses, is not confidential information.

344.102. No person shall practice as a nursing home administrator in this state or hold himself or herself out as a nursing home administrator if his or her license is expired. Expired licenses shall remain subject to disciplinary action for violations of this chapter and the rules promulgated thereunder."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HBs 45 & 1066, as amended, with House Amendment No. 2, pending, was laid over.

HCS HB 155, relating to workplace retirement savings plans, was taken up by Representative O'Donnell.

Representative O'Donnell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 155, Page 1, In the Title, Lines 2 to 3, by deleting the phrase "workplace retirement savings plans" and inserting in lieu thereof the phrase "retirement systems"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1** was adopted.

Representative O'Donnell offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 155, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"104.436. 1. The board intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent of payroll amortization~~**] calculation**.

2. At least ninety days before each regular session of the general assembly, the board shall certify to the division of budget the contribution rate necessary to cover the liabilities of the plan administered by the system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriation of the amount calculated pursuant to the provisions of this subsection. Following each pay period, the commissioner of administration shall requisition and certify the payment to the executive director of the Missouri state employees' retirement system. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement fund.

3. The employers of members of the system who are not paid out of funds that have been deposited in the state treasury shall remit promptly to the executive director an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement system fund.

4. These amounts are funds of the system, and shall not be commingled with any funds in the state treasury.

104.1066. 1. The year 2000 plan intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age-normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent of payroll amortization~~**]** **calculation**. For purposes of this subsection and section 104.436, the actuary shall determine a single contribution rate applicable to both closed plan and year 2000 plan participants and, in determining such rate, make estimates of the probabilities of closed plan participants transferring to the year 2000 plan.

2. At least ninety days before each regular session of the general assembly, the board of the Missouri state employees' retirement system shall certify to the division of budget the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriations based upon the contribution rate so certified. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay the contributions to the year 2000 plan.

3. The employers of members covered by the Missouri state employees' retirement system who are not paid out of funds that have been deposited in the state treasury shall remit following each pay period to the year 2000 plan an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. Such employers shall maintain payroll records for a minimum of five years and shall produce all such records as requested by the system. The system is authorized to request from the state office of administration an appropriation out of the annual budget of any such employer in the event such records indicate that such employer has not contributed the amounts required by this section. The office of administration shall request such appropriation which shall be equal to the amount necessary to replace any shortfall in contributions as determined by the system. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay such contributions to the year 2000 plan.

4. At least ninety days before each regular session of the general assembly, the board of the transportation department and highway patrol retirement system shall certify to the department of transportation and the department of public safety the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next biennial or other appropriation period. Each department shall include in its budget and in its request for appropriations for personal service the sum so certified to it by such board, and shall present the same to the general assembly for allowance. The sums so certified and appropriated, when available, shall be immediately paid to the system and deposited in the highway and transportation employees' and highway patrol retirement and benefit fund.

5. These amounts are funds of the year 2000 plan and shall not be commingled with any funds in the state treasury.

168.082. Any person who was employed as a speech implementer before August 1, 2022, that is employed in a position on or after August 28, 2023 as a speech-language pathology assistant, shall be considered a speech implementer for purposes of certification that the department of elementary and secondary education required such person to hold before August 1, 2022, and for purposes of consideration of Social Security coverage. Such person shall not be considered a speech implementer, as described in this section, when such person dies, retires, or no longer works in a speech-language pathology assistant position. The term "speech-language pathology assistant" as used in this section shall have the same meaning as such term is defined in section 345.015."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 2** was adopted.

Representative Pollitt offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 155, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"104.160. The board of trustees shall consist of three members of the state highways and transportation commission elected by the members of the commission. The superintendent of the highway patrol and the director of the department of transportation shall serve as members by virtue of their respective offices, and their successors shall succeed them as members of the board of trustees. In addition, one member of the senate appointed by the president pro tem of the senate and one member of the house of representatives, appointed by the speaker of the house shall serve as members of the board of trustees. In addition to the appointed legislators, two active employee members of the system shall be elected by a plurality vote of the active employee members of the system, herein designated for four-year terms to commence July 1, 1982, and every four years thereafter. One elected member shall be elected from the active employees of the department of transportation and one elected member shall be elected from the active employees of the civilian or uniformed highway patrol. **The terms of the active employee representatives serving on the board on August 28, 2026, shall continue until June 30, 2028. All terms of elected active employee representatives shall be for four years after June 30, 2028.** In addition to the two active employee members, two retirees of the system shall be elected to serve on the board by a plurality vote of the retirees of the system. One retiree shall be elected by the retired employees of the transportation department and one retiree shall be elected by the retired employees of the civilian or uniformed highway patrol. The retiree serving on the board on August 28, 2007, shall continue to serve on the board as the representative of the retired employees of the transportation department until June 30, 2010. An election shall be held prior to January 1, 2008, for the retiree to be elected by the retired employees of the civilian or uniformed highway patrol with said term to commence on January 1, 2008, and expire on June 30, 2010. All terms of elected retired employees shall be for four years after June 30, 2010. The board shall determine the procedures for nomination and election of the elective board members. Nominations may be entered by any member of the system, provided members of the system have a reasonable opportunity to vote.

169.070. 1. The retirement allowance of a member whose age at retirement is sixty years or more and whose creditable service is five years or more, or whose sum of age and creditable service equals eighty years or more, or who has attained age fifty-five and whose creditable service is twenty-five years or more or whose creditable service is thirty years or more regardless of age, may be the sum of the following items, not to exceed one hundred percent of the member's final average salary:

(1) Two and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years.

In lieu of the retirement allowance otherwise provided in subdivisions (1) and (2) of this subsection, a member may elect to receive a retirement allowance of:

(3) Two and four-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-nine years or more but less than thirty years, and the member has not attained age fifty-five;

(4) Two and thirty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-eight years or more but less than twenty-nine years, and the member has not attained age fifty-five;

(5) Two and three-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-seven years or more but less than twenty-eight years, and the member has not attained age fifty-five;

(6) Two and twenty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-six years or more but less than twenty-seven years, and the member has not attained age fifty-five;

(7) Two and two-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-five years or more but less than twenty-six years, and the member has not attained age fifty-five;

(8) **[**~~Between July 1, 2001, and July 1, 2014,~~**]** Two and fifty-five hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is **[**~~thirty-one~~**] thirty-two** years or more regardless of age.

2. In lieu of the retirement allowance provided in subsection 1 of this section, a member whose age is sixty years or more on September 28, 1975, may elect to have the member's retirement allowance calculated as a sum of the following items:

(1) Sixty cents plus one and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years;

(3) Three-fourths of one percent of the sum of subdivisions (1) and (2) of this subsection for each month of attained age in excess of sixty years but not in excess of age sixty-five.

3. (1) In lieu of the retirement allowance provided either in subsection 1 or 2 of this section, collectively called "option 1", a member whose creditable service is twenty-five years or more or who has attained the age of fifty-five with five or more years of creditable service may elect in the member's application for retirement to receive the actuarial equivalent of the member's retirement allowance in reduced monthly payments for life during retirement with the provision that:

Option 2.

Upon the member's death the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member as the member shall have nominated in the member's election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the retired member elected option 1; or

Option 3.

Upon the death of the member three-fourths of the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 4.

Upon the death of the member one-half of the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance shall be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 5.

Upon the death of the member prior to the member having received one hundred twenty monthly payments of the member's reduced allowance, the remainder of the one hundred twenty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the one hundred twenty monthly payments, the total of the remainder of such one hundred twenty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the one hundred twenty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum; or

Option 6.

Upon the death of the member prior to the member having received sixty monthly payments of the member's reduced allowance, the remainder of the sixty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the sixty monthly payments, the total of the remainder of such sixty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the sixty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum.

(2) The election of an option may be made only in the application for retirement and such application must be filed prior to the date on which the retirement of the member is to be effective. If either the member or the person nominated to receive the survivorship payments dies before the effective date of retirement, the option shall not be effective, provided that:

(a) If the member or a person retired on disability retirement dies after acquiring twenty-five or more years of creditable service or after attaining the age of fifty-five years and acquiring five or more years of creditable service and before retirement, except retirement with disability benefits, and the person named by the member as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either survivorship benefits under option 2 or a payment of the accumulated contributions of the member. If survivorship benefits under option 2 are elected and the member at the time of death would have been eligible to receive an actuarial equivalent of the member's retirement allowance, the designated beneficiary may further elect to defer the option 2 payments until the date the member would have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section;

(b) If the member or a person retired on disability retirement dies before attaining age fifty-five but after acquiring five but fewer than twenty-five years of creditable service, and the person named as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either a payment of the member's accumulated contributions, or survivorship benefits under option 2 to begin on the date the member would first have been eligible to receive an actuarial equivalent of the member's retirement allowance, or to begin on the date the member would first have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section.

4. If the total of the retirement or disability allowance paid to an individual before the death of the individual is less than the accumulated contributions at the time of retirement, the difference shall be paid to the beneficiary of the individual, or to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the individual in that order of precedence. If an optional benefit as provided in option 2, 3 or 4 in subsection 3 of this section had been elected, and the beneficiary dies after receiving the optional benefit, and if the total retirement allowance paid to the retired individual and the beneficiary of the retired individual is less than the total of the contributions, the difference shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence, unless the retired individual designates a different recipient with the board at or after retirement.

5. If a member dies and his or her financial institution is unable to accept the final payment or payments due to the member, the final payment or payments shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated. If the beneficiary of a deceased member dies and his or her financial institution is unable to accept the final payment or payments, the final payment or payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated.

6. If a member dies before receiving a retirement allowance, the member's accumulated contributions at the time of the death of the member shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or to the estate of the member, in that order of precedence; except that, no such payment shall be made if the beneficiary elects option 2 in subsection 3 of this section, unless the beneficiary dies before having received benefits pursuant to that subsection equal to the accumulated contributions of the member, in which case the amount of accumulated contributions in excess of the total benefits paid pursuant to that subsection shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence.

7. If a member ceases to be a public school employee as herein defined and certifies to the board of trustees that such cessation is permanent, or if the membership of the person is otherwise terminated, the member shall be paid the member's accumulated contributions with interest.

8. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, if a member ceases to be a public school employee after acquiring five or more years of membership service in Missouri, the member may at the option of the member leave the member's contributions with the retirement system and claim a retirement allowance any time after reaching the minimum age for voluntary retirement. When the member's claim is presented to the board, the member shall be granted an allowance as provided in sections 169.010 to 169.141 on the basis of the member's age, years of service, and the provisions of the law in effect at the time the member requests the member's retirement to become effective.

9. The retirement allowance of a member retired because of disability shall be nine-tenths of the allowance to which the member's creditable service would entitle the member if the member's age were sixty, or fifty percent of one-twelfth of the annual salary rate used in determining the member's contributions during the last school year for which the member received a year of creditable service immediately prior to the member's disability, whichever is greater, except that no such allowance shall exceed the retirement allowance to which the member would have been entitled upon retirement at age sixty if the member had continued to teach from the date of disability until age sixty at the same salary rate.

10. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, from October 13, 1961, the contribution rate pursuant to sections 169.010 to 169.141 shall be multiplied by the factor of two-thirds for any member of the system for whom federal Old Age and Survivors Insurance tax is paid from state or local tax funds on account of the member's employment entitling the person to membership in the system. The monetary benefits for a member who elected not to exercise an option to pay into the system a retroactive contribution of four percent on that part of the member's annual salary rate which was in excess of four thousand eight hundred dollars but not in excess of eight thousand four hundred dollars for each year of employment in a position covered by this system between July 1, 1957, and July 1, 1961, as provided in subsection 10 of this section as it appears in RSMo, 1969, shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, and prior to July 1, 1961, the benefits provided in this section as it appears in RSMo, 1959; except that if the member has at least thirty years of creditable service at retirement the member shall receive the benefit payable pursuant to that section as though the member's age were sixty-five at retirement;

(4) For years of membership service after July 1, 1961, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

11. The monetary benefits for each other member for whom federal Old Age and Survivors Insurance tax is or was paid at any time from state or local funds on account of the member's employment entitling the member to membership in the system shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

12. Any retired member of the system who was retired prior to September 1, 1972, or beneficiary receiving payments under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 1, 1972, will be eligible to receive an increase in the retirement allowance of the member of two percent for each year, or major fraction of more than one-half of a year, which the retired member has been retired prior to July 1, 1975. This increased amount shall be payable commencing with January, 1976, and shall thereafter be referred to as the member's retirement allowance. The increase provided for in this subsection shall not affect the retired member's eligibility for compensation provided for in section 169.580 or 169.585, nor shall the amount being paid pursuant to these sections be reduced because of any increases provided for in this section.

13. If the board of trustees determines that the cost of living, as measured by generally accepted standards, increases two percent or more in the preceding fiscal year, the board shall increase the retirement allowances which the retired members or beneficiaries are receiving by two percent of the amount being received by the retired member or the beneficiary at the time the annual increase is granted by the board with the provision that the increases provided for in this subsection shall not become effective until the fourth January first following the member's retirement or January 1, 1977, whichever later occurs, or in the case of any member retiring on or after July 1, 2000, the increase provided for in this subsection shall not become effective until the third January first following the member's retirement, or in the case of any member retiring on or after July 1, 2001, the increase provided for in this subsection shall not become effective until the second January first following the member's retirement. Commencing with January 1, 1992, if the board of trustees determines that the cost of living has increased five percent or more in the preceding fiscal year, the board shall increase the retirement allowances by five percent. The total of the increases granted to a retired member or the beneficiary after December 31, 1976, may not exceed eighty percent of the retirement allowance established at retirement or as previously adjusted by other subsections. If the cost of living

increases less than five percent, the board of trustees may determine the percentage of increase to be made in retirement allowances, but at no time can the increase exceed five percent per year. If the cost of living decreases in a fiscal year, there will be no increase in allowances for retired members on the following January first.

14. The board of trustees may reduce the amounts which have been granted as increases to a member pursuant to subsection 13 of this section if the cost of living, as determined by the board and as measured by generally accepted standards, is less than the cost of living was at the time of the first increase granted to the member; except that, the reductions shall not exceed the amount of increases which have been made to the member's allowance after December 31, 1976.

15. Any application for retirement shall include a sworn statement by the member certifying that the spouse of the member at the time the application was completed was aware of the application and the plan of retirement elected in the application.

16. Notwithstanding any other provision of law, any person retired prior to September 28, 1983, who is receiving a reduced retirement allowance under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 28, 1983, and whose beneficiary nominated to receive continued retirement allowance payments under the elected option dies or has died, shall upon application to the board of trustees have his or her retirement allowance increased to the amount he or she would have been receiving had the option not been elected, actuarially adjusted to recognize any excessive benefits which would have been paid to him or her up to the time of application.

17. Benefits paid pursuant to the provisions of the public school retirement system of Missouri shall not exceed the limitations of Section 415 of Title 26 of the United States Code except as provided pursuant to this subsection. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan pursuant to Section 415(m) of Title 26 of the United States Code. Such plan shall be created solely for the purpose described in Section 415(m)(3)(A) of Title 26 of the United States Code. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

18. Notwithstanding any other provision of law to the contrary, any person retired before, on, or after May 26, 1994, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive an amount based on the person's years of service so that the total amount received pursuant to sections 169.010 to 169.141 shall be at least the minimum amounts specified in subdivisions (1) to (4) of this subsection. In determining the minimum amount to be received, the amounts in subdivisions (3) and (4) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance. In determining the minimum amount to be received, beginning September 1, 1996, the amounts in subdivisions (1) and (2) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance due to election of an optional form of retirement having a continued monthly payment after the person's death. Notwithstanding any other provision of law to the contrary, no person retired before, on, or after May 26, 1994, and no beneficiary of such a person, shall receive a retirement benefit pursuant to sections 169.010 to 169.141 based on the person's years of service less than the following amounts:

(1) Thirty or more years of service, one thousand two hundred dollars;

(2) At least twenty-five years but less than thirty years, one thousand dollars;

(3) At least twenty years but less than twenty-five years, eight hundred dollars;

(4) At least fifteen years but less than twenty years, six hundred dollars.

19. Notwithstanding any other provisions of law to the contrary, any person retired prior to May 26, 1994, and any designated beneficiary of such a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement or aging and upon request shall give written or oral opinions to the board in response to such requests. Beginning September 1, 1996, as compensation for such service, the member shall have added, pursuant to this subsection, to the member's monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. Beginning September 1, 1999, the designated beneficiary of the deceased member shall as compensation for such service have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. The total compensation provided by this section including the compensation provided by this subsection shall be used in calculating any future cost-of-living adjustments provided by subsection 13 of this section.

20. Any member who has retired prior to July 1, 1998, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive a payment equivalent to eight and seven-tenths percent of the previous month's benefit, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

21. Any member who has retired shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such request. As compensation for such duties, the beneficiary of the retired member, or, if there is no beneficiary, the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the retired member, in that order of precedence, shall receive as a part of compensation for these duties a death benefit of five thousand dollars.

22. Any member who has retired prior to July 1, 1999, and the designated beneficiary of a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to five dollars times the member's number of years of creditable service.

23. Any member who has retired prior to July 1, 2000, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a payment equivalent to three and five-tenths percent of the previous month's benefit, which shall be added to the member or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

24. Any member who has retired prior to July 1, 2001, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a dollar amount equal to three dollars times the member's number of years of creditable service, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

169.560. 1. Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity for an employer included in the retirement system created by those sections on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the employer's salary schedule for the position or positions filled by the retiree, given such person's level of experience and education, without a discontinuance of the person's retirement allowance. If the employer does not utilize a salary schedule, or if the position in question is not subject to the employer's salary schedule, a retiree employed in accordance with the provisions of this subsection may earn up to fifty percent of the annual compensation paid to the person or persons who last held such position or positions. If the position or positions did not previously exist, the compensation limit shall be determined in accordance with rules duly adopted by the board of trustees of the retirement system; provided that, it shall not exceed fifty percent of the annual compensation payable for the position by the employer that is most comparable to the position filled by the retiree. In any case where a retiree fills more than one position during the school year, the fifty-percent limit on permitted earning shall be based solely on the annual compensation of the highest paid position occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment. If such a person is employed in any capacity by such an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall contribute to the retirement system if the person satisfies the retirement system's membership eligibility requirements. In addition to the conditions set forth above, this subsection shall apply to any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor, if such person is performing work for

an employer included in the retirement system as a temporary or long-term substitute teacher or in any other position that would normally require that person to be duly certificated under the laws governing the certification of teachers in Missouri if such person was employed by the district. The retirement system may require the employer, the third-party employer, the independent contractor, and the retiree subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this subsection.

2. Notwithstanding any other provision of this section, any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141, other than for disability, may be employed by an employer included in the retirement system created by those sections in a position that does not normally require a person employed in that position to be duly certificated under the laws governing the certification of teachers in Missouri, and through such employment may earn**, beginning on August 28, 2023, and ending on June 30, 2028,** up to **[**~~sixty percent of the minimum teacher's salary as set forth in section 163.172~~**] one hundred thirty-three percent of the annual earnings exemption amount applicable to a Social Security recipient before the calendar year of attainment of full retirement age under 20 CFR 404.430, and, after June 30, 2028, up to the annual earnings exemption amount applicable to a Social Security retirement recipient before the calendar year of attainment of full retirement age under 20 CFR 404.430**, without a discontinuance of the person's retirement allowance **from the retirement system. The Social Security annual earnings exemption amount applied shall be the exemption amount in effect for the calendar year in which the school year begins**. Such person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment, and such person shall not earn membership service for such employment. The employer's contribution rate shall be paid by the hiring employer into the public education employee retirement system established by sections 169.600 to 169.715. If such a person is employed in any capacity by an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall become a member of and contribute to any retirement system described in this subsection if the person satisfies the retirement system's membership eligibility requirements. The provisions of this subsection shall not apply to any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141 employed by a public community college **or employer under subsection 4 of section 169.130**.

169.596. 1. Notwithstanding any other provision of this chapter to the contrary, a retired certificated teacher receiving a retirement benefit from the retirement system established pursuant to sections 169.010 to 169.141 may, without losing his or her retirement benefit, teach full time for up to **[**~~two~~**] four** years for a school district covered by such retirement system; provided that the school district has a shortage of certified teachers, as determined by the school district, and provided that no such retired certificated teacher shall be employed as a superintendent. The total number of such retired certificated teachers shall not exceed, at any one time, the **[**~~lesser of ten~~**] greater of one** percent of the total **[**~~teacher~~**] certificated teachers and noncertificated** staff for that school district, or five certificated teachers.

2. Notwithstanding any other provision of this chapter to the contrary, a person receiving a retirement benefit from the retirement system established pursuant to sections 169.600 to 169.715 may, without losing his or her retirement benefit, be employed full time for up to **[**~~two~~**] four** years for a school district covered by such retirement system; provided that the school district has a shortage of noncertificated employees, as determined by the school district. The total number of such retired noncertificated employees shall not exceed, at any one time, the lesser of ten percent of the total noncertificated staff for that school district, or five employees.

3. The employer's contribution rate shall be paid by the hiring school district.

4. In order to hire teachers and noncertificated employees pursuant to the provisions of this section, the school district shall:

(1) Show a good faith effort to fill positions with nonretired certificated teachers or nonretired noncertificated employees;

(2) Post the vacancy for at least one month;

(3) Have not offered early retirement incentives for either of the previous two years;

(4) Solicit applications through the local newspaper, other media, or teacher education programs;

(5) Determine there is an insufficient number of eligible applicants for the advertised position; and

(6) Declare a critical shortage of certificated teachers or noncertificated employees that is active for one year.

5. Any person hired pursuant to this section shall be included in the State Directory of New Hires for purposes of income and eligibility verification pursuant to 42 U.S.C. Section 1320b-7."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pollitt, **House Amendment No. 3** was adopted.

Representative Roberts offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 155, Page 1, Section A, Line 3, by inserting after said section and line the following:

"86.253. 1. Upon termination of employment as a police officer and actual retirement for service, a member shall receive a service retirement allowance which shall be an amount equal to two percent of the member's average final compensation multiplied by the number of years of the member's creditable service, up to twenty-five years, plus an amount equal to four percent of the member's average final compensation for each year of creditable service in excess of twenty-five years but not in excess of thirty years; plus an additional five percent of the member's average final compensation for any creditable service in excess of thirty years. Notwithstanding the foregoing, the service retirement allowance of a member who does not earn any creditable service after August 11, 1999, shall not exceed an amount equal to seventy percent of the member's average final compensation, and the service retirement allowance of a member who earns creditable service on or after August 12, 1999, shall not exceed an amount equal to seventy-five percent of the member's average final compensation; provided, however, that the service retirement allowance of a member who is participating in the DROP pursuant to section 86.251 on August 12, 1999, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer and actually retires for reasons other than death or disability before earning at least two years of creditable service after such return shall be the sum of (1) the member's service retirement allowance as of the date the member entered DROP and (2) an additional service retirement allowance based solely on the creditable service earned by the member following the member's return to active participation. The member's total years of creditable service shall be taken into account for the purpose of determining whether the additional allowance attributable to such additional creditable service is two percent, four percent or five percent of the member's average final compensation.

2. If, at any time since first becoming a member of the retirement system, the member has served in the Armed Forces of the United States, and has subsequently been reinstated as a policeman within ninety days after the member's discharge, the member shall be granted credit for such service as if the member's service in the police department of such city had not been interrupted by the member's induction into the Armed Forces of the United States. If earnable compensation is needed for such period in computation of benefits it shall be calculated on the basis of the compensation payable to the officers of the member's rank during the period of the member's absence. Notwithstanding any provision of sections 86.200 to 86.366 to the contrary, the retirement system governed by sections 86.200 to 86.366 shall be operated and administered in accordance with the applicable provisions of the Uniformed Services Employment and Reemployment Rights Act of 1994, as amended.

3. The service retirement allowance of each present and future retired member who terminated employment as a police officer and actually retired from service after attaining age fifty-five or after completing twenty years of creditable service shall be increased annually at a rate not to exceed three percent as approved by the board of trustees beginning with the first increase in the second October following the member's retirement and subsequent increases in each October thereafter, provided that each increase is subject to a determination by the board of trustees that the consumer price index (United States City Average Index) as published by the United States Department of Labor shows an increase of not less than the approved rate during the latest twelve-month period for which the index is available at the date of determination; and provided further, that if the increase is in excess of the approved rate for any year, such excess shall be accumulated as to any retired member and increases may be granted in subsequent years subject to a maximum of three percent for each full year from October following the member's retirement but not to exceed a total percentage increase of thirty percent. In no event shall the increase described under this subsection be applied to the amount, if any, paid to a member or surviving spouse of a deceased member for services as a special consultant under subsection 5 of this section **[**~~or, if applicable, subsection 6 of this section~~**]**.

If the board of trustees determines that the index has decreased for any year, the benefits of any retired member that have been increased shall be decreased but not below the member's initial benefit. No annual increase shall be made of less than one percent and no decrease of less than three percent except that any decrease may be limited in amount by the initial benefit.

4. In addition to any other retirement allowance payable under this section and section 86.250, a member, upon termination of employment as police officer and actual service retirement, may request payment of the total amount of the member's mandatory contributions to the retirement system without interest. Upon receipt of such request, the board shall pay the retired member such total amount of the member's mandatory contributions to the retirement system to be paid pursuant to this subsection within sixty days after such retired member's date of termination of employment as a police officer and actual retirement.

5. Any person who is receiving retirement benefits from the retirement system, upon application to the board of trustees, shall be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters, for the remainder of the person's life or, in the case of a deceased member's surviving spouse, until **[**~~the earlier of~~**]** the person's death **[**~~or remarriage~~**]**, and upon request of the board of trustees shall give opinions and be available to give opinions in writing or orally, in response to such requests, as may be required. For such services the special consultant shall be compensated monthly, in an amount which, when added to any monthly retirement benefits being received from the retirement system, including any cost-of-living increases under subsection 3 of this section, shall total six hundred fifty dollars a month. This employment shall in no way affect any person's eligibility for retirement benefits under this chapter, or in any way have the effect of reducing retirement benefits, notwithstanding any provisions of law to the contrary.

86.254. 1. Beginning July 1, 1994, in addition to any other annuity, benefits, or retirement allowance provided pursuant to sections 86.200 to 86.366, each present and future retired member after attaining the age of sixty years shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters, for the remainder of the retired member's life, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

2. For the performance of duties required in subsection 1 of this section, each retired member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the retired member is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually. No funding shall be required prior to the effective date of this benefit.

3. Beginning October 1, 1999, in addition to any other benefit provided to any surviving spouse pursuant to sections 86.200 to 86.366, each present and future surviving spouse of a member after attaining the age of sixty years shall upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters for the remainder of the surviving spouse's life **[**~~or until the surviving spouse remarries, whichever is earlier~~**]**, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

4. For the performance of duties required in subsection 3 of this section, each surviving spouse of a member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the surviving spouse is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually.

86.280. Upon the receipt of proper proofs of the death of a member in service and provided no other benefits are payable under the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to the provisions of this section immediately prior to October 1, 1999, shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, the surviving spouse shall receive additional monthly compensation in an amount equal to fifteen percent of the deceased member's average final

compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply, pursuant to subdivision (8) of this section, to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse shall be divided among the unmarried dependent children under age eighteen and such unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefit shall be paid for one child;

(4) If there is no surviving spouse or dependent children, the return of accumulated contributions to the designated beneficiary as set forth in section 86.293;

(5) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(6) Wherever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a member who died in service after attaining the age of fifty-five or completing twenty years of creditable service shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member**;**

(9) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(10) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1) and (2) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1) and (2) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023.

86.283. Upon receipt of proper proofs of the death of a retired member who retired while in service, including retirement for service, ordinary disability or accidental disability, and provided no other benefits are payable from the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation

equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, determined without regard to any increase applied to such benefits prior to October 1, 1999, pursuant to subdivision (8) of this section, will increase the surviving spouse's total monthly payment pursuant to this section to forty percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse, determined without regard to any increase which would have applied to the surviving spouse's benefits pursuant to subdivision (8) of this section, shall be divided among the unmarried dependent children under age eighteen and unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefits shall be paid for one child;

(4) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(5) Whenever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(6) In the event of the death of a retired member receiving accidental disability benefits before such benefits have been paid for five years, the member's surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, shall receive an additional pension of ten percent of the deceased member's final average compensation;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a retired member who received or was entitled to receive a service retirement allowance shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member**;**

(9) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(10) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1), (2), and (6) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1), (2), and (6) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023.

86.287. Upon the receipt by the board of trustees of evidence and proof that the death of a member was the natural and proximate result of an accident occurring at some definite time and place while the member was in the actual performance of duty and not caused by negligence on the part of the member, there shall be paid in lieu of the benefits pursuant to sections 86.280 to 86.283:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of seventy-five percent of the deceased member's average final compensation plus

fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, will increase the surviving spouse's total monthly benefit payment pursuant to this section to seventy-five percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse shall be divided among the unmarried dependent children under age eighteen and such unmarried dependent children, regardless of age, who are totally and permanently disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefit shall be paid for one child;

(4) If there is no surviving spouse or unmarried dependent children of either class mentioned in subdivision (3) of this section, then an amount equal to the surviving spouse's benefit shall be paid to the member's dependent father or dependent mother to continue until remarriage or death;

(5) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(6) Wherever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years in those cases where the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university**;**

(8) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(9) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1) and (2) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1) and (2) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 4** was adopted.

Representative Owen offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 155, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"104.160. The board of trustees shall consist of three members of the state highways and transportation commission elected by the members of the commission. The superintendent of the highway patrol and the director of the department of transportation shall serve as members by virtue of their respective offices, and their successors shall succeed them as members of the board of trustees. In addition, one member of the senate appointed by the president pro tem of the senate and one member of the house of representatives, appointed by the speaker of the house shall serve as members of the board of trustees. In addition to the appointed legislators, two active employee members of the system shall be elected by a plurality vote of the active employee members of the system, herein designated for four-year terms to commence July 1, 1982, and every four years thereafter. One elected member shall be elected from the active employees of the department of transportation and one elected member shall be elected from the active employees of the civilian or uniformed highway patrol. **The terms of the active employee representatives serving on the board on August 28, 2026, shall continue until June 30, 2028. All terms of elected active employee representatives shall be for four years after June 30, 2028.** In addition to the two active employee members, two retirees of the system shall be elected to serve on the board by a plurality vote of the retirees of the system. One retiree shall be elected by the retired employees of the transportation department and one retiree shall be elected by the retired employees of the civilian or uniformed highway patrol. The retiree serving on the board on August 28, 2007, shall continue to serve on the board as the representative of the retired employees of the transportation department until June 30, 2010. An election shall be held prior to January 1, 2008, for the retiree to be elected by the retired employees of the civilian or uniformed highway patrol with said term to commence on January 1, 2008, and expire on June 30, 2010. All terms of elected retired employees shall be for four years after June 30, 2010. The board shall determine the procedures for nomination and election of the elective board members. Nominations may be entered by any member of the system, provided members of the system have a reasonable opportunity to vote.

104.380. **1.** If a retired member is elected to any state office or is appointed to any state office or is employed by a department in a position normally requiring the performance by the person of duties during not less than one thousand forty hours per year, the member shall not receive an annuity for any month or part of a month for which the member serves as an officer or employee**[**~~, but~~**] except, notwithstanding the provisions of section 105.684 to the contrary, those retired members serving as a member of the general assembly under section 104.370 or an elected state official under section 104.371.**

2. Upon reemployment under subsection 1 of this section, the member shall be considered to be a new employee with no previous creditable service and must accrue creditable service continuously for at least one year in order to receive any additional annuity. Any retired member who again becomes an employee and who accrues additional creditable service and later retires shall receive an additional amount of monthly annuity calculated to include only the creditable service and the average compensation earned by the member since such employment or creditable service earned as a member of the general assembly. Years of membership service and twelfths of a year are to be used in calculating any additional annuity except for creditable service earned as a member of the general assembly, and such additional annuity shall be based on the type of service accrued. In either event, the original annuity and the additional annuity, if any, shall be paid commencing with the end of the first month after the month during which the member's term of office has been completed, or the member's employment terminated. If a retired member is employed by a department in a position that does not normally require the person to perform duties during at least one thousand forty hours per year, the member shall not be considered an employee as defined pursuant to section 104.010. A retired member who becomes reemployed as an employee on or after August 28, 2001, in a position covered by the Missouri department of transportation and highway patrol employees' retirement system shall not be eligible to receive retirement benefits or additional creditable service from the state employees' retirement system. Annual benefit increases paid under section 104.415 shall not accrue while a retired member is employed as described in this section **except, notwithstanding the provisions of section 105.684 to the contrary, those retired members serving as a member of the general assembly under section 104.370 or an elected state official under section 104.371**. Any future annual benefit increases paid after the member terminates such employment will be paid in the same month as the member's original annual benefit increases were paid. Benefits paid under subsection 3 of section 104.374 are not applicable to any additional annuity paid under this section.

104.1039. If a retiree is employed as an employee by a department, the retiree shall not receive an annuity payment for any calendar month in which the retiree is so employed **except, notwithstanding the provisions of section 105.684 to the contrary, those retirees serving as a member of the general assembly or as a statewide elected official under section 104.1084**. While reemployed the retiree shall be considered to be a new employee with no previous credited service and must accrue credited service continuously for at least one year in order to receive any additional annuity. Such retiree shall receive an additional annuity in addition to the original annuity, calculated based only on the credited service and the pay earned by such retiree during reemployment and paid in accordance with the annuity option originally elected; provided such retiree who ceases to receive an annuity pursuant to this section shall not receive such additional annuity if such retiree is employed by a department in a position that is covered by a state-sponsored defined benefit retirement plan not created pursuant to this chapter. The original annuity and any additional annuity shall be paid commencing as of the end of the first month after the month during which the retiree's reemployment terminates. Cost-of-living adjustments paid under section 104.1045 shall not accrue while a retiree is employed as described in this section **except, notwithstanding the provisions of section 105.684 to the contrary, those retirees serving as a member of the general assembly or as a statewide elected official under section 104.1084**. Any future cost-of-living adjustments paid after the retiree terminates such employment will be paid in the same month as the retiree's original annual benefit increases were paid."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Owen, **House Amendment No. 5** was adopted.

Representative Hovis offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 155, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"57.952. **1.** There is hereby authorized a "Sheriffs' Retirement Fund" which shall be under the management of a board of directors described in section 57.958. The board of directors shall be responsible for the administration and the investment of the funds of such sheriffs' retirement fund. **[**~~Neither~~**]** The general assembly **[**~~nor~~**] and** the governing body of a county **[**~~shall~~**] may** appropriate funds for deposit in the sheriffs' retirement fund. If insufficient funds are generated to provide the benefits payable pursuant to the provisions of sections 57.949 to 57.997, the board shall proportion the benefits according to the funds available.

2. The board may accept gifts, donations, grants, and bequests from public or private sources to the sheriffs' retirement fund.

3. Each county shall make the payroll deductions for member contributions mandated under section 57.961, and the county shall transmit such moneys to the board for deposit into the sheriffs' retirement fund.

57.961. 1. On and after the effective date of the establishment of the system, as an incident to his **or her** employment or continued employment, each person employed as an elected or appointed sheriff of a county shall become a member of the system. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997.

2. Notwithstanding any other provision of law to the contrary, each person who is a member of the system on or after January 1, 2024, shall be required to contribute five percent of the member's pay to the retirement system. Such contribution shall be made notwithstanding that the minimum salary or wages provided by law for any member shall thereby be changed. Each member shall be deemed to consent and agree to the deduction made and provided for herein. Payment of a member's compensation less such deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered by him or her to a county, except as to benefits provided by this system.

3. The officer or officers responsible for making up the payrolls for each county shall cause the contribution provided for in this section to be deducted from the compensation of the member in the employ of the county, on each and every payroll, for each and every payroll to the date his or her membership terminates. When deducted, each contribution shall be paid by the county to the system; the payments shall be made in the manner and shall be accompanied by such supporting data as the board shall from time to time prescribe. When paid to the system, each of the contributions shall be credited to the member from

whose compensation the contributions were deducted. The contributions so deducted shall be treated as employee contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes.

4. Member contributions deducted and paid into the system by the county shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system under this chapter.

5. The contributions, although designated as employee contributions, shall be paid by the county in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the county to the retirement system.

6. A former member who is not vested may request a refund of his or her contributions. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later, and shall include all contributions made to any retirement plan administered by the system.

[~~2.~~**] 7.** Beginning September 1, 1986, any city not within a county and any county having a charter form of government may elect, by a majority vote of its governing body, to come under the provisions of sections 57.949 to 57.997 except for the provisions of section 57.955. Notice in writing of such election shall be given to the board, and the person employed as sheriff of such county, as an incident of his contract of employment or continued employment, shall become a member of the system on the first day of the month immediately following the date the board receives notice. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997, and upon becoming a member he shall receive credit for all prior service as if he had become a member on December 22, 1983.

8. Subject to the limitations under sections 57.949 to 57.997, the board shall have the authority to formulate and adopt rules and regulations for the administration of these provisions.

57.967. 1. The normal annuity of a retired member shall equal two percent of the final average compensation of the retired member multiplied by the number of years of creditable service of the retired member, except that the normal annuity shall not exceed seventy-five percent of the retired member's average final compensation. **Such annuity shall be not less than one thousand dollars per month.**

2. The board, at its last meeting of each calendar year, shall determine the monthly amount for medical insurance premiums to be paid to each retired member during the next following calendar year. The monthly amount shall not exceed four hundred fifty dollars. The monthly payments are at the discretion of the board on the advice of the actuary. The anticipated sum of all such payments during the year plus the annual normal cost plus the annual amount to amortize the unfunded actuarial accrued liability in no more than thirty years shall not exceed the anticipated moneys credited to the system pursuant to **[**~~section~~**] sections 57.952 and** 57.955. The money amount granted here shall not be continued to any survivor.

3. If a member with eight or more years of service dies before becoming eligible for retirement, the member's surviving spouse, if he or she has been married to the member for at least two years prior to the member's death, shall be entitled to survivor benefits under option 1 as set forth in section 57.979 as if the member had retired on the date of the member's death. The member's monthly benefit shall be calculated as the member's accrued benefit at his or her death reduced by one-fourth of one percent per month for an early commencement from the member's normal retirement date: age fifty-five with twelve or more years of creditable service or age sixty-two with eight years of creditable service, to the member's date of death. Such benefit shall be payable on the first day of the month following the member's death and shall be payable during the surviving spouse's lifetime.

57.991. **1. For members of the system prior to December 31, 2023,** the benefits provided for by sections 57.949 to 57.997 shall in no way affect any person's eligibility for retirement benefits under the local government employees' retirement system, sections 70.600 to 70.755, or any other local government retirement or pension system, or in any way have the effect of reducing retirement benefits in such systems, or reducing compensation or mileage reimbursement of employees, anything to the contrary notwithstanding.

2. Any new or returning member employed under this section, on or after January 1, 2024, shall be subject to the following provisions:

(1) A member of another state or local retirement or pension system who begins employment in a position covered by the sheriffs' retirement system shall become a member of the sheriffs' retirement system upon employment. Any membership in any other state or local retirement or pension system shall cease,

except that the member shall be entitled to benefits accrued through December 31, 2023, or the commencement of membership in the sheriffs' retirement system, whichever is later; and

(2) Subject to the limitations under sections 57.949 to 57.997, the board shall have the authority to formulate and adopt rules and regulations for the administration of these provisions.

104.010. 1. The following words and phrases as used in sections 104.010 to 104.800, unless a different meaning is plainly required by the context, shall mean:

(1) "Accumulated contributions", the sum of all deductions for retirement benefit purposes from a member's compensation which shall be credited to the member's individual account and interest allowed thereon;

(2) "Active armed warfare", any declared war, or the Korean or Vietnamese Conflict;

(3) "Actuarial equivalent", a benefit which, when computed upon the basis of specified actuarial assumptions approved by the board, is equal in value to a certain amount or other benefit;

(4) "Actuarial tables", the actuarial tables approved and in use by a board at any given time;

(5) "Actuary", the actuary who is a member of the American Academy of Actuaries or who is an enrolled actuary under the Employee Retirement Income Security Act of 1974 and who is employed by a board at any given time;

(6) "Annuity", annual payments, made in equal monthly installments, to a retired member from funds provided for in, or authorized by, this chapter;

(7) "Annuity starting date", the first day of the first month with respect to which an amount is paid as an annuity under sections 104.010 to 104.800, and the terms retirement, time of retirement, and date of retirement shall mean annuity starting date as defined in this subdivision unless the context in which the term is used indicates otherwise;

(8) "Average compensation", the average compensation of a member for the thirty-six consecutive months of service prior to retirement when the member's compensation was greatest; or if the member is on workers' compensation leave of absence or a medical leave of absence due to an employee illness, the amount of compensation the member would have received may be used, as reported and verified by the employing department; or if the member had less than thirty-six months of service, the average annual compensation paid to the member during the period up to thirty-six months for which the member received creditable service when the member's compensation was the greatest; or if the member is on military leave, the amount of compensation the member would have received may be used as reported and verified by the employing department or, if such amount is not determinable, the amount of the employee's average rate of compensation during the twelve-month period immediately preceding such period of leave, or if shorter, the period of employment immediately preceding such period of leave. The board of each system may promulgate rules for purposes of calculating average compensation and other retirement provisions to accommodate for any state payroll system in which compensation is received on a monthly, semimonthly, biweekly, or other basis;

(9) "Beneficiary", any persons or entities entitled to or nominated by a member or retiree who may be legally entitled to receive benefits pursuant to this chapter;

(10) "Biennial assembly", the completion of no less than two years of creditable service or creditable prior service by a member of the general assembly;

(11) "Board of trustees", "board", or "trustees", a board of trustees as established for the applicable system pursuant to this chapter;

(12) "Chapter", sections 104.010 to 104.800;

(13) "Compensation":

(a) All salary and wages payable out of any state, federal, trust, or other funds to an employee for personal services performed for a department; but including only amounts for which contributions have been made in accordance with section 104.436, or section 104.070, whichever is applicable, and excluding any nonrecurring single sum payments or amounts paid after the member's termination of employment unless such amounts paid after such termination are a final installment of salary or wages at the same rate as in effect immediately prior to termination of employment in accordance with a state payroll system adopted on or after January 1, 2000, or any other one-time payments made as a result of such payroll system;

(b) All salary and wages which would have been payable out of any state, federal, trust or other funds to an employee on workers' compensation leave of absence during the period the employee is receiving a weekly workers' compensation benefit, as reported and verified by the employing department;

(c) Effective December 31, 1995, compensation in excess of the limitations set forth in Internal Revenue Code Section 401(a)(17) shall be disregarded. The limitation on compensation for eligible employees shall not be less than the amount which was allowed to be taken into account under the system as in effect on July 1, 1993. For this purpose, an "eligible employee" is an individual who was a member of the system before the first plan year beginning after December 31, 1995;

(d) The board by its rules may further define "compensation" in a manner consistent with this definition;

(14) "Consumer price index", the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as approved by a board, as such index is defined and officially reported by the United States Department of Labor, or its successor agency;

(15) "Creditable prior service", the service of an employee which was either rendered prior to the establishment of a system, or prior to the date the employee last became a member of a system, and which is recognized in determining the member's eligibility and for the amount of the member's benefits under a system;

(16) "Creditable service", the sum of membership service and creditable prior service, to the extent such service is standing to a member's credit as provided in this chapter; except that in no case shall more than one day of creditable service or creditable prior service be credited any member for any one calendar day of eligible service credit as provided by law;

(17) "Deferred normal annuity", the annuity payable to any former employee who terminated employment as an employee or otherwise withdrew from service with a vested right to a normal annuity, payable at a future date;

(18) "Department", any department or agency of the executive, legislative or judicial branch of the state of Missouri receiving state appropriations, including allocated funds from the federal government but not including any body corporate or politic unless its employees are eligible for retirement coverage from a system pursuant to this chapter as otherwise provided by law;

(19) "Disability benefits", benefits paid to any employee while totally disabled as provided in this chapter;

(20) "Early retirement age", a member's attainment of fifty-five years of age and the completion of ten or more years of creditable service, except for uniformed members of the water patrol;

(21) "Employee":

(a) Effective August 28, 2007, any elective or appointive officer or person employed by the state who is employed, promoted or transferred by a department into a new or existing position and earns a salary or wage in a position normally requiring the performance by the person of duties during not less than one thousand forty hours per year, including each member of the general assembly but not including any patient or inmate of any state, charitable, penal or correctional institution. However, persons who are members of the public school retirement system and who are employed by a state agency other than an institution of higher learning shall be deemed employees for purposes of participating in all insurance programs administered by a board established pursuant to section 104.450. This definition shall not exclude any employee as defined in this subdivision who is covered only under the federal Old Age and Survivors' Insurance Act, as amended. As used in this chapter, the term "employee" shall include:

a. Persons who are currently receiving annuities or other retirement benefits from some other retirement or benefit fund, so long as they are not simultaneously accumulating creditable service in another retirement or benefit system which will be used to determine eligibility for or the amount of a future retirement benefit;

b. Persons who have elected to become or who have been made members of a system pursuant to section 104.342;

(b) Any person who is not a retiree and has performed services in the employ of the general assembly or either house thereof, or any employee of any member of the general assembly while acting in the person's official capacity as a member, and whose position does not normally require the person to perform duties during at least one thousand forty hours per year, with a month of service being any monthly pay period in which the employee was paid for full-time employment for that monthly period; except that persons described in this paragraph shall not include any such persons who are employed on or after August 28, 2007, and who have not previously been employed in such positions;

(c) "Employee" does not include special consultants employed pursuant to section 104.610;

(d) The system shall consider a person who is employed in multiple positions simultaneously within a single agency to be working in a single position for purposes of determining whether the person is an employee as defined in this subdivision;

(22) "Employer", a department of the state;

(23) "Executive director", the executive director employed by a board established pursuant to the provisions of this chapter;

(24) "Fiscal year", the period beginning July first in any year and ending June thirtieth the following year;

(25) "Full biennial assembly", the period of time beginning on the first day the general assembly convenes for a first regular session until the last day of the following year;

(26) "Fund", the benefit fund of a system established pursuant to this chapter;

(27) "Interest", interest at such rate as shall be determined and prescribed from time to time by a board;

(28) "Member", as used in sections 104.010 to 104.272 or 104.601 to 104.800 shall mean an employee, retiree, or former employee entitled to a deferred annuity covered by the Missouri department of transportation and highway patrol employees' retirement system. "Member", as used in this section and sections 104.312 to 104.800, shall mean an employee, retiree, or former employee entitled to deferred annuity covered by the Missouri state employees' retirement system;

(29) "Membership service", the service after becoming a member that is recognized in determining a member's eligibility for and the amount of a member's benefits under a system;

(30) "Military service", all active service performed in the United States Army, Air Force, Navy, Marine Corps, Coast Guard, and members of the United States Public Health Service or any women's auxiliary thereof; and service in the Army National Guard and Air National Guard when engaged in active duty for training, inactive duty training or full-time National Guard duty, and service by any other category of persons designated by the President in time of war or emergency;

(31) "Normal annuity", the annuity provided to a member upon retirement at or after the member's normal retirement age;

(32) "Normal retirement age", an employee's attainment of sixty-five years of age and the completion of four years of creditable service or the attainment of age sixty-five years of age and the completion of five years of creditable service by a member who has terminated employment and is entitled to a deferred normal annuity or the member's attainment of age sixty and the completion of fifteen years of creditable service, except that normal retirement age for uniformed members of the highway patrol shall be fifty-five years of age and the completion of four years of creditable service and uniformed employees of the water patrol shall be fifty-five years of age and the completion of four years of creditable service or the attainment of age fifty-five and the completion of five years of creditable service by a member of the water patrol who has terminated employment and is entitled to a deferred normal annuity and members of the general assembly shall be fifty-five years of age and the completion of three full biennial assemblies. Notwithstanding any other provision of law to the contrary, a member of the Missouri department of transportation and highway patrol employees' retirement system or a member of the Missouri state employees' retirement system shall be entitled to retire with a normal annuity and shall be entitled to elect any of the survivor benefit options and shall also be entitled to any other provisions of this chapter that relate to retirement with a normal annuity if the sum of the member's age and creditable service equals eighty years or more and if the member is at least forty-eight years of age;

(33) "Payroll deduction", deductions made from an employee's compensation;

(34) "Prior service credit", the service of an employee rendered prior to the date the employee became a member which service is recognized in determining the member's eligibility for benefits from a system but not in determining the amount of the member's benefit;

(35) "Reduced annuity", an actuarial equivalent of a normal annuity;

(36) "Retiree", a member who is not an employee and who is receiving an annuity from a system pursuant to this chapter;

(37) "System" or "retirement system", the Missouri department of transportation and highway patrol employees' retirement system, as created by sections 104.010 to 104.270, or sections 104.601 to 104.800, or the Missouri state employees' retirement system as created by sections 104.320 to 104.800;

(38) "Uniformed members of the highway patrol", the superintendent, lieutenant colonel, majors, captains, director of radio, lieutenants, sergeants, corporals, and patrolmen of the Missouri state highway patrol who normally appear in uniform;

(39) "Uniformed members of the water patrol", employees of the Missouri state water patrol of the department of public safety who are classified as water patrol officers who have taken the oath of office prescribed by the provisions of chapter 306 and who have those peace officer powers given by the provisions of chapter 306;

(40) "Vesting service", the sum of a member's prior service credit and creditable service which is recognized in determining the member's eligibility for benefits under the system.

2. Benefits paid pursuant to the provisions of this chapter shall not exceed the limitations of Internal Revenue Code Section 415, the provisions of which are hereby incorporated by reference. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan under Section 415(m) of the Internal Revenue Code of 1986, as amended. Such plan shall be created solely for the purposes described in Section 415(m)(3)(A) of the Internal Revenue Code of 1986, as amended. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

104.020. There is hereby created the "Missouri Department of Transportation and Highway Patrol Employees' Retirement System", which shall be a body corporate and an instrumentality of the state. In such system shall be vested the powers and duties specified in sections 104.010 to **[**~~104.270~~**] 104.312** and such other powers as may be necessary or proper to enable it, its officers, employees, and agents to carry out fully and effectively all the purposes of sections 104.010 to **[**~~104.270~~**] 104.312**.

104.035. 1. Any member whose employment terminated prior to August 13, 1976, and who had served twenty years or more as an employee shall be entitled to a deferred normal annuity based on his creditable service, average compensation, and the act in effect at the time his employment was terminated.

2. Any member whose employment terminates on or after August 13, 1976, and prior to June 1, 1981, and who had served fifteen or more years' creditable service as an employee or had served ten or more years of creditable service as an employee and was at least thirty-five years of age at the date of termination of employment shall be entitled to a deferred normal annuity based on his creditable service, average compensation, and the act in effect at the time his employment was terminated.

3. Any member whose employment terminates on or after June 1, 1981, and who has ten or more years of creditable service at the date of termination of employment shall be entitled to a deferred normal annuity based on the member's creditable service, average compensation and the act in effect at the time the member's employment is terminated.

4. Any member entitled to a deferred normal annuity as provided in subsection 1, 2, 3 or 5 of this section who reenters the service of a department and again becomes a member of the system **[**~~and thereafter serves for one continuous year~~**]** shall have his prior period of service restored, so that benefits determined by reason of his retirement or subsequent withdrawal from service will include the sum of all periods of creditable service, and his annuity shall be based on his creditable service, average compensation, and the act in effect at the time of his retirement or subsequent withdrawal from service.

5. Notwithstanding any other law to the contrary, any member of the transportation department and highway patrol retirement system whose employment terminated on or after September 28, 1992, who has five or more years of vesting service as an employee at the date of termination of employment shall be entitled to a deferred normal annuity based on the member's creditable service, average compensation, and the act in effect at the time the member's employment was terminated.

104.090. 1. The normal annuity of a member shall equal one and six-tenths percent of the average compensation of the member multiplied by the number of years of creditable service of such member. In addition, the normal annuity of a uniformed member of the patrol shall be increased by thirty-three and one-third percent.

2. In addition, a uniformed member of the highway patrol who is retiring with a normal annuity after attaining normal retirement age shall receive an additional sum of ninety dollars per month as a contribution by the system until such member attains the age of sixty-five years, when such contribution shall cease. To qualify for the contribution provided in this subsection by the system, the retired uniformed member of the highway patrol is made, constituted, appointed and employed by the board as a special consultant on the problems of retirement, aging and other state matters. Such additional contribution shall be reduced each month by such amount earned by the retired uniformed member of the highway patrol in gainful employment. In order to qualify for the additional contribution provided in this subsection, the retired uniformed member of the highway patrol shall have been:

(1) Hired by the Missouri state highway patrol prior to January 1, 1995; and

(2) Employed by the Missouri state highway patrol or receiving long-term disability or work-related disability benefits on the day before the effective date of the member's retirement.

3. In lieu of the annuity payable to the member pursuant to section 104.100, a member whose age at retirement is forty-eight or more may elect in the member's application for retirement to receive one of the following:

Option 1.

An actuarial reduction approved by the board of the member's annuity in reduced monthly payments for life during retirement with the provision that upon the member's death the reduced annuity at date of death shall be continued throughout the life of, and be paid to, the member's spouse; or

Option 2.

The member's normal annuity in regular monthly payments for life during retirement with the provision that upon the member's death a survivor's benefit equal to one-half the member's normal annuity at date of death shall be paid to the member's spouse in regular monthly payments for life; or

Option 3.

An actuarial reduction approved by the board of the member's normal annuity in reduced monthly payments for the member's life with the provision that if the member dies prior to the member's having received one hundred twenty monthly payments of the member's reduced annuity, the member's reduced allowance to which the member would have been entitled had the member lived shall be paid for the remainder of the one hundred twenty-month period to such beneficiary as the member shall have nominated by written designation duly executed and filed with the board. If there is no beneficiary surviving the retiree, the reserve for such allowance for the remainder of such one hundred twenty-month period shall be paid to the retiree's estate; or

Option 4.

An actuarial reduction approved by the board of the member's normal annuity in reduced monthly payments for the member's life with the provision that if the member dies prior to the member having received sixty monthly payments of the member's reduced annuity, the member's reduced allowance to which the member would have been entitled had the member lived shall be paid for the remainder of the sixty-month period to such beneficiary as the member shall have nominated by written designation duly executed and filed with the board. If there is no beneficiary surviving the retiree, the reserve for such allowance for the remainder of such sixty-month period shall be paid to the retiree's estate.

4. The election may be made only in the application for retirement, and such application shall be filed at least thirty days but not more than ninety days prior to the date on which the retirement of the member is to be effective, provided that if either the member or the spouse nominated to receive the survivorship payment dies before the effective date of retirement, the election shall not be effective. If after the reduced annuity commences, the spouse predeceases the retired member, the reduced annuity continues to the retired member during the member's lifetime.

5. Effective July 1, 2000, a member may make an election under option 1 or 2 after the date retirement benefits are initiated if the member makes the election within one year from the date of marriage or July 1, 2000, whichever is later, under any of the following circumstances:

(1) The member elected to receive a normal annuity and was not eligible to elect option 1 or 2 on the date retirement benefits were initiated; or

(2) The member's annuity reverted to a normal annuity pursuant to subsection 7 of this section or subsection **[**~~7 or~~**]** 8 of section 104.103 and the member remarried; or

(3) The member elected option 1 or 2 but the member's spouse at the time of retirement has died and the member has remarried.

6. Any person who terminates employment or retires prior to July 1, 2000, shall be made, constituted, appointed and employed by the board as a special consultant on the problems of retirement, aging and other state matters, and for such services shall be eligible to elect to receive the benefits described in subsection 5 of this section.

7. For retirement applications filed on or after August 28, 2004, the beneficiary for either option 1 or option 2 of subsection 3 of this section shall be the member's spouse at the time of retirement. If the member's marriage ends after retirement as a result of a dissolution of marriage, such dissolution shall not affect the option election and the former spouse shall continue to be eligible to receive survivor benefits upon death of the member, except a member may cancel his or her election if:

(1) The dissolution of marriage of the member and former spouse occurred on or after January 1, 2021, and the dissolution decree provides for sole retention by the member of all rights in the annuity and provides that the former spouse shall not be entitled to any survivor benefits pursuant to this chapter; or

(2) The dissolution of marriage of the member and former spouse occurred prior to January 1, 2021, and:

(a) The dissolution decree provided for the sole retention by the member of all rights in the annuity pursuant to this chapter, and the parties obtained an amended or modified dissolution decree after January 1, 2021, providing for immediate removal of the former spouse as the beneficiary entitled to survivor benefits to the satisfaction of the system; or

(b) The dissolution decree does not provide for the sole retention by the member of all rights in the annuity and the parties obtained an amended or modified dissolution decree after January 1, 2021, which provides for the sole retention by the member of all rights in the annuity and provides that the former spouse shall not be entitled to any survivor benefits pursuant to this chapter.

Upon meeting the requirements of subdivision (1) or (2) of this subsection, the monthly benefit payable for the lifetime of the member shall be the actuarial equivalent of the annuity payable pursuant to the provisions of option 1 or option 2 of subsection 3 of this section, as adjusted for early retirement if applicable. In no event shall the

monthly benefit payable for the lifetime of the member be greater than the amount that would have been payable to the member under subsection 7 or 8 of section 104.103, whichever is applicable, had the former spouse died on the date of the dissolution of marriage. Any increase in the annuity amount pursuant to this subsection shall be prospective and effective the first of the month following the date of receipt by the system of a certified copy of the dissolution decree that meets the requirements of this subsection.

8. Any application for retirement shall only become effective on the first day of the month.

104.160. The board of trustees shall consist of three members of the state highways and transportation commission elected by the members of the commission. The superintendent of the highway patrol and the director of the department of transportation shall serve as members by virtue of their respective offices, and their successors shall succeed them as members of the board of trustees. In addition, one member of the senate appointed by the president pro tem of the senate and one member of the house of representatives, appointed by the speaker of the house shall serve as members of the board of trustees. In addition to the appointed legislators, two active employee members of the system shall be elected by a plurality vote of the active employee members of the system, herein designated for four-year terms to commence July 1, 1982, and every four years thereafter. One elected member shall be elected from the active employees of the department of transportation and one elected member shall be elected from the active employees of the civilian or uniformed highway patrol. **The terms of the active employee representatives serving on the board on August 28, 2026, shall continue until June 30, 2028. All terms of elected active employee representatives shall be for four years after June 30, 2028.** In addition to the two active employee members, two retirees of the system shall be elected to serve on the board by a plurality vote of the retirees of the system. One retiree shall be elected by the retired employees of the transportation department and one retiree shall be elected by the retired employees of the civilian or uniformed highway patrol. The retiree serving on the board on August 28, 2007, shall continue to serve on the board as the representative of the retired employees of the transportation department until June 30, 2010. An election shall be held prior to January 1, 2008, for the retiree to be elected by the retired employees of the civilian or uniformed highway patrol with said term to commence on January 1, 2008, and expire on June 30, 2010. All terms of elected retired employees shall be for four years after June 30, 2010. The board shall determine the procedures for nomination and election of the elective board members. Nominations may be entered by any member of the system, provided members of the system have a reasonable opportunity to vote.

104.170. 1. The board shall elect **[**~~by secret ballot~~**]** one member as chair and one member as vice chair at the first board meeting of each year. The chair may not serve more than two consecutive terms beginning after August 13, 1988. The chair shall preside over meetings of the board and perform such other duties as may be required by action of the board. The vice chair shall perform the duties of the chair in the absence of the latter or upon the chair's inability or refusal to act.

2. The board shall appoint a full-time executive director, who shall not be compensated for any other duties under the state highways and transportation commission. The executive director shall have charge of the offices and records and shall hire such employees that the executive director deems necessary subject to the direction of the board. The executive director and all other employees of the system shall be members of the system and the board shall make contributions to provide the insurance benefits available pursuant to section 104.270 on the same basis as provided for other state employees pursuant to the provisions of section 104.515, and also shall make contributions to provide the retirement benefits on the same basis as provided for other employees pursuant to the provisions of sections 104.090 to 104.260. The executive director is authorized to execute all documents including contracts necessary to carry out any and all actions of the board.

3. Any summons or other writ issued by the courts of the state shall be served upon the executive director or, in the executive director's absence, on the assistant director.

104.200. Should any error in any records result in any **[**~~member's~~**] member** or **[**~~beneficiary's~~**] beneficiary** receiving more or less than he **or she** would have been entitled to receive had the records been correct, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**] member's annuity starting date or** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern for the amount of time that has passed**.

104.312. 1. The provisions of subsection 2 of section 104.250, subsection 2 of section 104.540, subsection 2 of section 287.820, and section 476.688 to the contrary notwithstanding, any pension, annuity, benefit, right, or retirement allowance provided pursuant to this chapter, chapter 287, or chapter 476 is marital property and after

August 28, 1994, a court of competent jurisdiction may divide the pension, annuity, benefits, rights, and retirement allowance provided pursuant to this chapter, chapter 287, or chapter 476 between the parties to any action for dissolution of marriage. A division of benefits order issued pursuant to this section:

(1) Shall not require the applicable retirement system to provide any form or type of annuity or retirement plan not selected by the member and not normally made available by that system;

(2) Shall not require the applicable retirement system to commence payments until the member submits a valid application for an annuity and the annuity becomes payable in accordance with the application;

(3) Shall identify the monthly amount to be paid to the alternate payee, which shall be expressed as a percentage and which shall not exceed fifty percent of the amount of the member's annuity accrued during all or part of the time while the member and alternate payee were married **excluding service accrued under 104.601**; and which shall be based on the member's vested annuity on the date of the dissolution of marriage or an earlier date as specified in the order, which amount shall be adjusted proportionately if the member's annuity is reduced due to early retirement or the member's annuity is reduced pursuant to section 104.395 under an annuity option in which the member named the alternate payee as beneficiary prior to the dissolution of marriage or pursuant to section 104.090 under an annuity option in which the member on or after August 28, 2007, named the alternative payee as beneficiary prior to the dissolution of marriage, and the percentage established shall be applied to the pro rata portion of any lump sum distribution pursuant to subsection 6 of section 104.335, accrued during the time while the member and alternate payee were married;

(4) Shall not require the payment of an annuity amount to the member and alternate payee which in total exceeds the amount which the member would have received without regard to the order;

(5) Shall provide that any benefit formula increases, additional years of service, increased average compensation or other type of increases accrued after the date of the dissolution of marriage shall accrue solely to the benefit of the member; except that on or after September 1, 2001, any annual benefit increase **paid after the member's annuity starting date** shall not be considered to be an increase accrued after the date of termination of marriage and shall be part of the monthly amount subject to division pursuant to any order issued after September 1, 2001;

(6) Shall terminate upon the death of either the member or the alternate payee, whichever occurs first;

(7) Shall not create an interest which is assignable or subject to any legal process;

(8) Shall include the name, address, and date of birth of both the member and the alternate payee, and the identity of the retirement system to which it applies;

(9) Shall be consistent with any other division of benefits orders which are applicable to the same member;

(10) Shall not require the applicable retirement system to continue payments to the alternate payee if the member's retirement benefit is suspended or waived as provided by this chapter but such payments shall resume when the retiree begins to receive retirement benefits in the future.

2. A system established by this chapter shall provide the court having jurisdiction of a dissolution of marriage proceeding or the parties to the proceeding with information necessary to issue a division of benefits order concerning a member of the system, upon written request from either the court, the member or the member's spouse, which cites this section and identifies the case number and parties.

3. A system established by this chapter shall have the discretionary authority to reject a division of benefits order for the following reasons:

(1) The order does not clearly state the rights of the member and the alternate payee;

(2) The order is inconsistent with any law governing the retirement system.

4. The amount paid to an alternate payee under an order issued pursuant to this section shall be based on the plan the member was in on the date of the dissolution of marriage; except that any annual benefit increases subject to division shall be based on the actual annual benefit increases received after the retirement plan election.

5. Any annuity payable under section 104.625 that is subject to a division of benefit order under this section shall be calculated as follows:

(1) In instances of divorce after retirement, any service or compensation of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service or compensation; and

(2) The lump-sum payment described in subdivision (3) of section 104.625 shall not be subject to any division of benefit order.

104.410. 1. Any uniformed member of the water patrol who shall be affirmatively found by the board to be wholly and permanently incapable of holding any position of gainful employment as a result of injuries or illness incurred in the performance of the member's duties shall be entitled to receive disability benefits in an amount equal to one-half of the compensation that the employee was receiving at the time of the occurrence of the injury entitling the employee to such disability benefits. Any disability benefit payable pursuant to this subsection shall be

decreased by any amount paid to such uniformed member of the water patrol by reason of the workers' compensation laws of this state. After termination of payment under workers' compensation, however, any such reduction and disability benefits shall be restored.

2. The board of trustees may require a medical examination of any uniformed member of the water patrol who is receiving disability benefits pursuant to this section at any time by a designated physician, and disability benefits shall be discontinued if the board finds that such member is able to perform the duties of the member's former position, or if such member refuses to submit to such an examination.

3. The disability benefits described in this section shall not be paid to any uniformed member of the water patrol who has retained or regained more than fifty percent of the member's earning capacity. If any uniformed member of the water patrol who has been receiving disability benefits again becomes an employee, the member's disability benefits shall be discontinued, the member's prior period of creditable service shall be restored, and any subsequent determination of benefits due the member or the member's survivors shall be based on the sum of the member's creditable service accrued to the date the member's disability benefits commenced and the period of creditable service after the member's return to employment.

4. Any uniformed member of the water patrol receiving benefits pursuant to the provisions of this section for five or more years immediately prior to attainment of age fifty-five shall be considered a normal retirant at age fifty-five, and may elect, within thirty days preceding the attainment of age fifty-five, option 1 of section 104.395, but only for the member's spouse who was the member's spouse for two or more years prior to the member's attainment of age fifty-five.

5. Any member who is receiving disability benefits as of December 31, 1985, or any member who is disabled on December 31, 1985, and would have been entitled to receive disability benefits pursuant to this section as the provisions of this section existed immediately prior to September 28, 1985, shall be eligible to receive or shall continue to receive benefits in accordance with such prior provisions of this section until the member again becomes an employee; however, all employees of the department of conservation who are disabled shall receive benefits pursuant only to this section or section 104.518, whichever is applicable, and shall not be eligible for benefits under any other plan or program purchased or provided after September 28, 1985.

6. Any member who qualifies for disability benefits pursuant to subsection 1 of this section or pursuant to the provisions of section 104.518, or under a long-term disability program provided by the member's employing department as a consequence of employment by the department, shall continue to accrue creditable service based on the member's rate of pay immediately prior to the date the member became disabled in accordance with sections 104.370, 104.371, 104.374 and 104.615, until the date the member's retirement benefit goes into pay status, the disability benefits cease being paid to the member, or the member is no longer disabled, whichever comes first. Persons covered by the provisions of sections 476.515 to 476.565 or sections 287.812 to 287.855, who qualify for disability benefits pursuant to the provisions of section 104.518, at the date the person becomes disabled, shall continue to accrue creditable service based on the person's rate of pay immediately prior to the date the person becomes disabled until the date the person's retirement benefit goes into pay status, the disability benefits cease being paid to the person or the person is no longer disabled, whichever comes first. Members or persons continuing to accrue creditable service pursuant to this subsection shall be entitled to continue their life insurance coverage subject to the provisions of the life insurance plan administered by the board pursuant to section 104.517. The rate of pay for purposes of calculating retirement benefits for a member or person described in this subsection who becomes disabled and retires on or after August 28, 1999, shall be the member's or person's regular monthly compensation received at the time of disablement, increased thereafter for any increases in the consumer price index. Such increases in the member's monthly pay shall be made annually beginning twelve months after disablement and shall be equal to eighty percent of the increase in the consumer price index during the calendar year prior to the adjustment, but not more than five percent of the member's monthly pay immediately before the increase. Such accruals shall continue until the earliest of: receipt of an early retirement annuity, attainment of normal retirement eligibility or termination of disability benefits.

7. A member or person who continues to be disabled as provided in subsection 6 of this section until the member's normal retirement age shall be eligible to retire on the first day of the month next following the member's or person's final payment pursuant to section 104.518 or, if applicable, subsection 1 of this section. A member or person who retires pursuant to this subsection shall receive the greater of the normal annuity or the minimum annuity, if applicable, determined pursuant to sections 104.370, 104.371, 104.374 and 104.615, and section 287.820, and section 476.530 as if the member or person had continued in the active employ of the employer until the member's or person's retirement benefit goes into pay status, the disability benefits cease being paid to the member

or person, or the member or person is no longer disabled, whichever comes first and the member's or person's compensation for such period had been the member's or person's rate of pay immediately preceding the date the member or person became disabled.

8. If a member who has been disabled becomes an employee again and if the member was disabled during the entire period of the member's absence, then the member shall resume active participation as of the date of reemployment. Such a member shall receive creditable service for the entire period the member was disabled as provided in subsection 6 of this section.

9. If a member ceases to be disabled and if the member does not return to work as provided in subsection 8 of this section, the member's rights to further benefits shall be determined in accordance with sections 104.335, 104.380, 104.400, 104.420 and 104.615 as though the member had withdrawn from service as of the date the member ceased to be disabled, as determined by the system.

10. Members of the general assembly who are accruing service under subsection 6 of this section shall continue to accrue service until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the member's constitutionally mandated limit on service as a member of the general assembly for the chamber in which the member was serving at the time of disablement.

11. Statewide elected officials who are accruing service under subsection 6 of this section shall continue to accrue service until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the statewide elected official's constitutionally mandated limit on service as a statewide elected official for the office in which the statewide elected official was serving at the time of disablement.

104.436. 1. The board intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent-of-payroll amortization~~**] calculation**.

2. At least ninety days before each regular session of the general assembly, the board shall certify to the division of budget the contribution rate necessary to cover the liabilities of the plan administered by the system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriation of the amount calculated pursuant to the provisions of this subsection. Following each pay period, the commissioner of administration shall requisition and certify the payment to the executive director of the Missouri state employees' retirement system. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement fund.

3. The employers of members of the system who are not paid out of funds that have been deposited in the state treasury shall remit promptly to the executive director an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement system fund.

4. These amounts are funds of the system, and shall not be commingled with any funds in the state treasury.

104.490. 1. Should any error result in any member or beneficiary receiving more or less than he or she would have been entitled to receive had the error not occurred, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**] member's annuity starting date or** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern to the amount of time that has passed**.

2. A person who knowingly makes a false statement, or falsifies or permits to be falsified a record of the system, in an attempt to defraud the system is subject to fine or imprisonment pursuant to the Missouri revised statutes.

3. The board of trustees of the Missouri state employees' retirement system shall cease paying benefits to any survivor or beneficiary who is charged with the intentional killing of a member without legal excuse or justification. A survivor or beneficiary who is convicted of such charge shall no longer be entitled to receive benefits. If the survivor or beneficiary is not convicted of such charge, the board shall resume payment of benefits and shall pay the survivor or beneficiary any benefits that were suspended pending resolution of such charge.

104.515. 1. Separate accounts for medical, life insurance and disability benefits provided pursuant to sections 104.517 and 104.518 shall be established as part of the fund. The funds, property and return on investments of the separate account shall not be commingled with any other funds, property and investment return of the system. All benefits and premiums are paid solely from the separate account for medical, life insurance and disability benefits provided pursuant to this section.

2. The state shall contribute an amount as appropriated by law and approved by the governor per month for medical benefits, life insurance and long-term disability benefits as provided pursuant to this section and sections 104.517 and 104.518. Such amounts shall include the cost of providing life insurance benefits for each active employee who is a member of the Missouri state employees' retirement system, a member of the public school retirement system and who is employed by a state agency other than an institution of higher learning, a member of the retirement system established by sections 287.812 to 287.855, the judicial retirement system, each legislator and official holding an elective state office, members not on payroll status who are receiving workers' compensation benefits, and if the state highways and transportation commission so elects, those employees who are members of the state transportation department employees' and highway patrol retirement system; if the state highways and transportation commission so elects to join the plan, the state shall contribute an amount as appropriated by law for medical benefits for those employees who are members of the transportation department employees' and highway patrol retirement system; an additional amount equal to the amount required, based on competitive bidding or determined actuarially, to fund the retired members' death benefit or life insurance benefit, or both, provided in subsection 4 of this section and the disability benefits provided in section 104.518. This amount shall be reported as a separate item in the monthly certification of required contributions which the commissioner of administration submits to the state treasurer and shall be deposited to the separate account for medical, life insurance and disability benefits. All contributions made on behalf of members of the state transportation department employees' and highway patrol retirement system shall be made from highway funds. If the highways and transportation commission so elects, the spouses and unemancipated children under twenty-three years of age of employees who are members of the state transportation department employees' and highway patrol retirement system shall be able to participate in the program of insurance benefits to cover medical expenses pursuant to the provisions of subsection 3 of this section.

3. The board shall determine the premium amounts required for participating employees. The premium amounts shall be the amount, which, together with the state's contribution, is required to fund the benefits provided, taking into account necessary actuarial reserves. Separate premiums shall be established for employees' benefits and a separate premium or schedule of premiums shall be established for benefits for spouses and unemancipated children under twenty-three years of age of participating employees. The employee's premiums for spouse and children benefits shall be established to cover that portion of the cost of such benefits which is not paid for by contributions by the state. All such premium amounts shall be paid to the board of trustees at the time that each employee's wages or salary would normally be paid. The premium amounts so remitted will be placed in the separate account for medical, life insurance and disability benefits. In lieu of the availability of premium deductions, the board may establish alternative methods for the collection of premium amounts.

4. Each special consultant eligible for life benefits employed by a board of trustees of a retirement system as provided in section 104.610 who is a member of the Missouri state life insurance plan or Missouri state transportation department and Missouri state highway patrol life insurance plan shall, in addition to duties prescribed in section 104.610 or any other law, and upon request of the board of trustees, give the board, orally or in writing, a short detailed statement on life insurance and death benefit problems affecting retirees. As compensation for the extra duty imposed by this subsection, any special consultant as defined above, other than a special consultant entitled to a deferred normal annuity pursuant to section 104.035 or 104.335, who retires on or after September 28, 1985, shall receive as a part of compensation for these extra duties, a death benefit of five thousand dollars, and any special consultant who terminates employment on or after August 28, 1999, after reaching normal or early retirement age and becomes a retiree within **[**~~sixty~~**]** **sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage. In addition, each special consultant who is a member of the transportation department employees' and highway patrol retirement system medical insurance plan shall also provide the board, upon request of the board, orally or in writing, a short detailed statement on physical, medical and health problems affecting retirees. As compensation for this extra duty, each special consultant as defined above shall receive, in addition to all other compensation provided by law, nine dollars, or an amount equivalent to that provided to other special consultants pursuant to the provisions of section 103.115. In addition, any special consultant as defined in section 287.820 or section 476.601 who terminates employment and immediately retires on

or after August 28, 1995, shall receive as a part of compensation for these duties, a death benefit of five thousand dollars and any special consultant who terminates employment on or after August 28, 1999, after reaching the age of eligibility to receive retirement benefits and becomes a retiree within **[**~~sixty~~**]** **sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage.

5. Any former employee who is receiving disability income benefits from the Missouri state employees' retirement system or the transportation department employees' and highway patrol retirement system shall, upon application with the board of trustees of the Missouri consolidated health care plan or the transportation department employees and highway patrol medical plan, be made, constituted, appointed and employed by the respective board as a special consultant on the problems of the health of disability income recipients and, upon request of the board of trustees of each medical plan, give the board, orally or in writing, a short detailed statement of physical, medical and health problems affecting disability income recipients. As compensation for the extra duty imposed by this subsection, each such special consultant as defined in this subsection may receive, in addition to all other compensation provided by law, an amount contributed toward medical benefits coverage provided by the Missouri consolidated health care plan or the transportation employees and highway patrol medical plan pursuant to appropriations.

104.625. Effective July 1, 2002, any member retiring pursuant to the provisions of sections 104.010 to 104.801, except an elected official or a member of the general assembly, who has not been paid retirement benefits and continues employment for at least two years beyond normal retirement age, may elect to receive an annuity and lump sum payment or payments, determined as follows:

(1) A retroactive starting date shall be established which shall be a date selected by the member; provided, however, that the retroactive starting date selected by the member shall not be a date which is earlier than the date when a normal annuity would have first been payable. In addition, the retroactive starting date shall not be more than five years prior to the annuity starting date, which shall be the first day of the month with respect to which an amount is paid as an annuity pursuant to this section. The member's selection of a retroactive starting date shall be done in twelve-month increments, except this restriction shall not apply when the member selects the total available time between the retroactive starting date and the annuity starting date;

(2) The prospective annuity payable as of the annuity starting date shall be determined pursuant to the provisions otherwise applicable under the law, with the exception that it shall be the amount which would have been payable had the member actually retired on the retroactive starting date under the retirement plan selected by the member. Other than for the lump sum payment or payments specified in subdivision (3) of this section, no other amount shall be due for the period between the retroactive starting date and the annuity starting date;

(3) The lump sum payable shall be ninety percent of the annuity amounts which would have been paid to the member from the retroactive starting date to the annuity starting date had the member actually retired on the retroactive starting date and received a normal annuity. The member shall **[**~~elect to~~**]** receive the lump sum amount **[**~~either~~**]** in its entirety at the same time as the initial annuity payment is made **[**~~or in three equal annual installments with the first payment made at the same time as the initial annuity payment~~**]**; **and**

(4) **[**~~Any annuity payable pursuant to this section that is subject to a division of benefit order pursuant to section 104.312 shall be calculated as follows:~~

~~(a) Any service of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service except for purposes of calculating the division of benefit; and~~

~~(b) The lump sum payment described in subdivision (3) of this section shall not be subject to any division of benefit order; and~~

~~(5)~~**]** For purposes of determining annual benefit increases payable as part of the lump sum and annuity provided pursuant to this section, the retroactive starting date shall be considered the member's date of retirement.

104.810. 1. Employees of the Missouri state water patrol who are earning creditable service in the closed plan of the Missouri state employees' retirement system and who are transferred to the division of water patrol with the Missouri state highway patrol shall elect within ninety days of January 1, 2011, to either remain a member of the Missouri state employees' retirement system or transfer membership and creditable service to the closed plan of the Missouri department of transportation and highway patrol employees' retirement system. The election shall be made in writing after the employee has received a detailed analysis comparing retirement, life insurance, disability benefits, and medical benefits of a member of the Missouri state employees' retirement system with the corresponding benefits provided an employee of the highway patrol covered by the closed plan of the Missouri department of transportation and highway patrol employees' retirement system. In electing plan membership the employee shall acknowledge and agree that an election made under this subsection is irrevocable, and constitutes a waiver to receive retirement, life insurance, disability benefits, and medical benefits except as provided by the system elected by the employee. Furthermore, in connection with the election, the employee shall be required to acknowledge that the benefits provided by virtue of membership in either system, and any associated costs to the

employee, may be different now or in the future as a result of the election and that the employee agrees to hold both systems harmless with regard to benefit differences resulting from the election. **In the event an employee terminates employment and later returns to the same position, the employee shall be a member of the system in which he or she was a member prior to termination. If the employee returns to any other position, the employee shall be a member of the system that currently covers that position.**

2. Employees of the Missouri state water patrol who are earning credited service in the year 2000 plan of the Missouri state employees' retirement system and who are transferred to the division of water patrol with the Missouri state highway patrol shall elect within ninety days of January 1, 2011, to either remain a member of the Missouri state employees' retirement system or transfer membership and creditable service to the year 2000 plan of the Missouri department of transportation and highway patrol employees' retirement system. The election shall be made in writing after the employee has received a detailed analysis comparing retirement, life insurance, disability benefits, and medical benefits of a member of the Missouri state employees' retirement system with the corresponding benefits provided an employee of the highway patrol covered by the year 2000 plan of the Missouri department of transportation and highway patrol employees' retirement system. In electing plan membership the employee shall acknowledge and agree that an election made under this subsection is irrevocable, and constitutes a waiver to receive retirement, life insurance, disability benefits, and medical benefits except as provided by the system elected by the employee. Furthermore, in connection with the election, the employee shall be required to acknowledge that the benefits provided by virtue of membership in either system, and any associated costs to the employee, may be different now or in the future as a result of the election and that the employee agrees to hold both systems harmless with regard to benefit differences resulting from the election.

3. The Missouri state employees' retirement system shall pay to the Missouri department of transportation and highway patrol employees' retirement system, by June 30, 2011, an amount actuarially determined to equal the liability at the time of the transfer for any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system, to the extent that liability is funded as of the most recent actuarial valuation and based on the actuarial value of assets not to exceed one hundred percent.

4. In no event shall any employee receive service credit for the same period of service under more than one retirement system as a result of the provisions of this section.

5. The only medical coverage available for any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system shall be the medical coverage provided in section 104.270. The effective date for commencement of medical coverage shall be July 1, 2011. However, this does not preclude medical coverage for the transferred employee as a dependent under any other health care plan.

6. Any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system and who is also thereafter a uniformed member of the highway patrol shall be subject to the mandatory retirement age stated in section 104.081.

104.1003. 1. Unless a different meaning is plainly required by the context, the following words and phrases as used in sections 104.1003 to 104.1093 shall mean:

(1) "Act", the year 2000 plan created by sections 104.1003 to 104.1093;

(2) "Actuary", an actuary who is experienced in retirement plan financing and who is either a member of the American Academy of Actuaries or an enrolled actuary under the Employee Retirement Income Security Act of 1974;

(3) "Annuity", annual benefit amounts, paid in equal monthly installments, from funds provided for in, or authorized by, sections 104.1003 to 104.1093;

(4) "Annuity starting date" means the first day of the first month with respect to which an amount is paid as an annuity pursuant to sections 104.1003 to 104.1093;

(5) "Beneficiary", any persons or entities entitled to receive an annuity or other benefit pursuant to sections 104.1003 to 104.1093 based upon the employment record of another person;

(6) "Board of trustees", "board", or "trustees", a governing body or bodies established for the year 2000 plan pursuant to sections 104.1003 to 104.1093;

(7) "Closed plan", a benefit plan created pursuant to this chapter and administered by a system prior to July 1, 2000. No person first employed on or after July 1, 2000, shall become a member of the closed plan, but the closed plan shall continue to function for the benefit of persons covered by and remaining in the closed plan and their beneficiaries;

(8) "Consumer price index", the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as approved by the board, as such index is defined and officially reported by the United States Department of Labor, or its successor agency;

(9) "Credited service", the total credited service to a member's credit as provided in sections 104.1003 to 104.1093; except that in no case shall more than one day of credited service be credited to any member or vested former member for any one calendar day of eligible credit as provided by law;

(10) "Department", any department or agency of the executive, legislative, or judicial branch of the state of Missouri receiving state appropriations, including allocated funds from the federal government but not including any body corporate or politic unless its employees are eligible for retirement coverage from a system pursuant to this chapter as otherwise provided by law;

(11) "Early retirement eligibility", a member's attainment of fifty-seven years of age and the completion of at least five years of credited service;

(12) "Effective date", July 1, 2000;

(13) "Employee" shall be any person who is employed by a department and is paid a salary or wage by a department in a position normally requiring the performance of duties of not less than one thousand forty hours per year, provided:

(a) The term "employee" shall not include any patient or inmate of any state, charitable, penal or correctional institution, or any person who is employed by a department in a position that is covered by a state-sponsored defined benefit retirement plan not created by this chapter;

(b) The term "employee" shall be modified as provided by other provisions of sections 104.1003 to 104.1093;

(c) The system shall consider a person who is employed in multiple positions simultaneously within a single agency to be working in a single position for purposes of determining whether the person is an employee as defined in this subdivision;

(d) **[**~~Beginning September 1, 2001, the term "year" as used in this subdivision shall mean the twelve-month period beginning on the first day of employment;~~

~~(e)~~**]** The term "employee" shall include any person as defined under paragraph (b) of subdivision (21) of subsection 1 of section 104.010 who is first employed on or after July 1, 2000, but prior to August 28, 2007;

(14) "Employer", a department;

(15) "Executive director", the executive director employed by a board established pursuant to the provisions of sections 104.1003 to 104.1093;

(16) "Final average pay", the average pay of a member for the thirty-six full consecutive months of service before termination of employment when the member's pay was greatest; or if the member was on workers' compensation leave of absence or a medical leave of absence due to an employee illness, the amount of pay the member would have received but for such leave of absence as reported and verified by the employing department; or if the member was employed for less than thirty-six months, the average monthly pay of a member during the period for which the member was employed. The board of each system may promulgate rules for purposes of calculating final average pay and other retirement provisions to accommodate for any state payroll system in which pay is received on a monthly, semimonthly, biweekly, or other basis;

(17) "Fund", a fund of the year 2000 plan established pursuant to sections 104.1003 to 104.1093;

(18) "Investment return", or "interest", rates as shall be determined and prescribed from time to time by a board;

(19) "Member", a person who is included in the membership of the system, as set forth in section 104.1009;

(20) "Normal retirement eligibility", a member's attainment of at least sixty-two years of age and the completion of at least five or more years of credited service or, the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty or, in the case of a member of the highway patrol who shall be subject to the mandatory retirement provisions of section **[**~~104.080~~**] 104.081**, the mandatory retirement age and completion of five years of credited service or, the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty;

(21) "Pay" shall include:

(a) All salary and wages payable to an employee for personal services performed for a department; but excluding:

a. Any amounts paid after an employee's employment is terminated, unless the payment is made as a final installment of salary or wages at the same rate as in effect immediately prior to termination of employment in accordance with a state payroll system adopted on or after January 1, 2000;

b. Any amounts paid upon termination of employment for unused annual leave or unused sick leave;

c. Pay in excess of the limitations set forth in Section 401(a)(17) of the Internal Revenue Code of 1986 as amended and other applicable federal laws or regulations;

d. Any nonrecurring single sum payments; and

e. Any amounts for which contributions have not been made in accordance with section 104.1066;

(b) All salary and wages which would have been payable to an employee on workers' compensation leave of absence during the period the employee is receiving a weekly workers' compensation benefit, as reported and verified by the employing department;

(c) All salary and wages which would have been payable to an employee on a medical leave due to employee illness, as reported and verified by the employing department;

(d) For purposes of members of the general assembly, pay shall be the annual salary provided to each senator and representative pursuant to section 21.140, plus any salary adjustment pursuant to section 21.140;

(e) The board by its rules may further define "pay" in a manner consistent with this definition;

(22) "Retiree", a person receiving an annuity from the year 2000 plan based upon the person's employment record;

(23) "State", the state of Missouri;

(24) "System" or "retirement system", the Missouri state employees' retirement system or the Missouri department of transportation and highway patrol employees' retirement system, as the case may be;

(25) "Vested former member", a person entitled to receive a deferred annuity pursuant to section 104.1036;

(26) "Year 2000 plan", the benefit plan created by sections 104.1003 to 104.1093.

2. Benefits paid under the provisions of this chapter shall not exceed the limitations of Internal Revenue Code Section 415, the provisions of which are hereby incorporated by reference. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan under Section 415(m) of the Internal Revenue Code of 1986, as amended. Such plan shall be created solely for the purposes described in Section 415(m)(3)(A) of the Internal Revenue Code of 1986, as amended. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

104.1018. 1. When a member is no longer employed in a position covered by the system, membership in the system shall thereupon cease. If a member has five or more years of credited service upon such member's termination of membership, such member shall be a vested former member entitled to a deferred annuity pursuant to section 104.1036**, except as otherwise provided in subsection 7 of section 104.1024**. If a member has fewer than five years of credited service upon termination of membership, such former member's credited service shall be forfeited, provided that if such former member becomes reemployed in a position covered by the system, such former member shall again become a member of the system and the forfeited credited service shall be restored after receiving creditable service continuously for one year.

2. Upon a member becoming a retiree, membership shall cease and, except as otherwise provided in section 104.1039, the person shall not again become a member of the system.

3. If a vested former member becomes reemployed in a position covered by the system before such vested former member's annuity starting date, membership shall be restored with the previous credited service and increased by such reemployment.

104.1024. 1. Any member who terminates employment may retire on or after attaining normal retirement eligibility by making application in written form and manner approved by the appropriate board. The written application shall set forth the annuity starting date which shall not be earlier than the first day of the second month following the month of the execution and filing of the member's application for retirement nor later than the first day of the fourth month following the month of the execution and filing of the member's application for retirement. The payment of the annuity shall be made the last working day of each month, providing all documentation required under section 104.1027 for the calculation and payment of the benefits is received by the board.

2. A member's annuity shall be paid in the form of a life annuity, except as provided in section 104.1027, and shall be an amount for life equal to one and seven-tenths percent of the final average pay of the member multiplied by the member's years of credited service.

3. The life annuity defined in subsection 2 of this section shall not be less than a monthly amount equal to fifteen dollars multiplied by the member's full years of credited service.

4. If as of the annuity starting date of a member who has attained normal retirement eligibility the sum of the member's years of age and years of credited service equals eighty or more years and if the member's age is at least forty-eight years but less than sixty-two years, or, in the case of a member of the highway patrol who shall be

subject to the mandatory retirement provision of section **[**~~104.080~~**] 104.081**, the mandatory retirement age and completion of five years of credited service, then in addition to the life annuity described in subsection 2 of this section, the member shall receive a temporary annuity equal to eight-tenths of one percent of the member's final average pay multiplied by the member's years of credited service. The temporary annuity and any cost-of-living adjustments attributable to the temporary annuity pursuant to section 104.1045 shall terminate at the end of the calendar month in which the earlier of the following events occurs: the member's death or the member's attainment of the earliest age of eligibility for reduced Social Security retirement benefits, but no later than age sixty-two.

5. The annuity described in subsection 2 of this section for any person who has credited service not covered by the federal Social Security Act, as provided in **[**~~sections 105.300 to 105.430~~**] subdivision (1) of subsection 7 of section 104.342**, shall be calculated as follows: the life annuity shall be an amount equal to two and five-tenths percent of the final average pay of the member multiplied by the number of years of service not covered by the federal Social Security Act in addition to one and seven-tenths percent of the final average pay of the member multiplied by the member's years of credited service covered by the federal Social Security Act.

6. Effective July 1, 2002, any member, except an elected official or a member of the general assembly, who has not been paid retirement benefits and continues employment for at least two years beyond the date of normal retirement eligibility, may elect to receive an annuity and lump sum payment or payments, determined as follows:

(1) A retroactive starting date shall be established which shall be a date selected by the member; provided, however, that the retroactive starting date selected by the member shall not be a date which is earlier than the date when a normal annuity would have first been payable. In addition, the retroactive starting date shall not be more than five years prior to the annuity starting date. The member's selection of a retroactive starting date shall be done in twelve-month increments, except this restriction shall not apply when the member selects the total available time between the retroactive starting date and the annuity starting date;

(2) The prospective annuity payable as of the annuity starting date shall be determined pursuant to the provisions of this section, with the exception that it shall be the amount which would have been payable at the annuity starting date had the member actually retired on the retroactive starting date under the retirement plan selected by the member. Other than for the lump sum payment or payments specified in subdivision (3) of this subsection, no other amount shall be due for the period between the retroactive starting date and the annuity starting date;

(3) The lump sum payable shall be ninety percent of the annuity amounts which would have been paid to the member from the retroactive starting date to the annuity starting date had the member actually retired on the retroactive starting date and received a life annuity. The member shall **[**~~elect to~~**]** receive the lump sum amount **[**~~either~~**]** in its entirety at the same time as the initial annuity payment is made **[**~~or in three equal annual installments with the first payment made at the same time as the initial annuity payment~~**]**; **and**

(4) **[**~~Any annuity payable pursuant to this section that is subject to a division of benefit order pursuant to section 104.1051 shall be calculated as follows:~~

~~(a) Any service of a member between the retroactive starting date and the annuity starting date shall not be considered credited service except for purposes of calculating the division of benefit; and~~

~~(b) The lump sum payment described in subdivision (3) of this section shall not be subject to any division of benefit order; and~~

~~(5)~~**]** For purposes of determining annual benefit increases payable as part of the lump sum and annuity provided pursuant to this section, the retroactive starting date shall be considered the member's date of retirement.

7. Any vested former member who terminated employment after attaining normal retirement eligibility shall be considered a member for the purposes of this section.

104.1051. 1. Any annuity provided pursuant to the year 2000 plan is marital property and a court of competent jurisdiction may divide such annuity between the parties to any action for dissolution of marriage if at the time of the dissolution the member has at least five years of credited service pursuant to sections 104.1003 to 104.1093. A division of benefits order issued pursuant to this section:

(1) Shall not require the applicable retirement system to provide any form or type of annuity or retirement plan not selected by the member;

(2) Shall not require the applicable retirement system to commence payments until the member's annuity starting date;

(3) Shall identify the monthly amount to be paid to the former spouse, which shall be expressed as a percentage and which shall not exceed fifty percent of the amount of the member's annuity accrued during all or part of the period of the marriage of the member and former spouse **excluding service accrued under subsection 2 of section 104.1021;** and which shall be based on the member's vested annuity on the date of the dissolution of

marriage or an earlier date as specified in the order, which amount shall be adjusted proportionately upon the annuity starting date if the member's annuity is reduced due to the receipt of an early retirement annuity or the member's annuity is reduced pursuant to section 104.1027 under an annuity option in which the member named the alternate payee as beneficiary prior to the dissolution of marriage;

(4) Shall not require the payment of an annuity amount to the member and former spouse which in total exceeds the amount which the member would have received without regard to the order;

(5) Shall provide that any annuity increases, additional years of credited service, increased final average pay, increased pay pursuant to subsections 2 and 5 of section 104.1084, or other type of increases accrued after the date of the dissolution of marriage and any temporary annuity received pursuant to subsection 4 of section 104.1024 shall accrue solely to the benefit of the member; except that on or after September 1, 2001, any cost-of-living adjustment (COLA) due after the annuity starting date shall not be considered to be an increase accrued after the date of termination of marriage and shall be part of the monthly amount subject to division pursuant to any order issued after September 1, 2001;

(6) Shall terminate upon the death of either the member or the former spouse, whichever occurs first;

(7) Shall not create an interest which is assignable or subject to any legal process;

(8) Shall include the name, address, and date of birth of both the member and the former spouse, and the identity of the retirement system to which it applies;

(9) Shall be consistent with any other division of benefits orders which are applicable to the same member;

(10) Shall not require the applicable retirement system to continue payments to the alternate payee if the member's retirement benefit is suspended or waived as provided by this chapter but such payments shall resume when the retiree begins to receive retirement benefits in the future.

2. A system shall provide the court having jurisdiction of a dissolution of a marriage proceeding or the parties to the proceeding with information necessary to issue a division of benefits order concerning a member of the system, upon written request from either the court, the member, or the member's spouse, citing this section and identifying the case number and parties.

3. A system shall have the discretionary authority to reject a division of benefits order for the following reasons:

(1) The order does not clearly state the rights of the member and the former spouse;

(2) The order is inconsistent with any law governing the retirement system.

4. Any member of the closed plan who elected the year 2000 plan pursuant to section 104.1015 and then becomes divorced and subject to a division of benefits order shall have the division of benefits order calculated pursuant to the provisions of the year 2000 plan.

5. Any annuity payable under section 104.1024 that is subject to a division of benefit order under this section shall be calculated as follows:

(1) In instances of divorce after retirement, any service or pay of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service or pay; and

(2) The lump-sum payment described in subdivision (3) of subsection 6 of section 104.1024 shall not be subject to any division of benefit order.

104.1060. 1. Should any error result in any person receiving more or less than the person would have been entitled to receive had the error not occurred, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the annuity to which such person was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**]** **member's annuity starting date or the** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern to the amount of time that has passed**.

2. A person who knowingly makes a false statement, or falsifies or permits to be falsified a record of the system, in an attempt to defraud the system shall be subject to fine or imprisonment under the Missouri revised statutes.

3. A board shall not pay an annuity to any survivor or beneficiary who is charged with the intentional killing of a member, retiree or survivor without legal excuse or justification. A survivor or beneficiary who is convicted of such charge shall no longer be entitled to receive an annuity. If the survivor or beneficiary is not convicted of such charge, the board shall resume annuity payments and shall pay the survivor or beneficiary any annuity payments that were suspended pending resolution of such charge.

104.1066. 1. The year 2000 plan intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age-normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent-of-payroll amortization~~**] calculation**. For purposes of this subsection and section 104.436, the actuary shall determine a single contribution rate applicable to both closed plan and year 2000 plan participants and, in determining such rate, make estimates of the probabilities of closed plan participants transferring to the year 2000 plan.

2. At least ninety days before each regular session of the general assembly, the board of the Missouri state employees' retirement system shall certify to the division of budget the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriations based upon the contribution rate so certified. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay the contributions to the year 2000 plan.

3. The employers of members covered by the Missouri state employees' retirement system who are not paid out of funds that have been deposited in the state treasury shall remit following each pay period to the year 2000 plan an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. Such employers shall maintain payroll records for a minimum of five years and shall produce all such records as requested by the system. The system is authorized to request from the state office of administration an appropriation out of the annual budget of any such employer in the event such records indicate that such employer has not contributed the amounts required by this section. The office of administration shall request such appropriation which shall be equal to the amount necessary to replace any shortfall in contributions as determined by the system. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay such contributions to the year 2000 plan.

4. At least ninety days before each regular session of the general assembly, the board of the transportation department and highway patrol retirement system shall certify to the department of transportation and the department of public safety the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next biennial or other appropriation period. Each department shall include in its budget and in its request for appropriations for personal service the sum so certified to it by such board, and shall present the same to the general assembly for allowance. The sums so certified and appropriated, when available, shall be immediately paid to the system and deposited in the highway and transportation employees' and highway patrol retirement and benefit fund.

5. These amounts are funds of the year 2000 plan and shall not be commingled with any funds in the state treasury.

104.1072. 1. Each board shall provide or contract, or both, for life insurance benefits for employees covered pursuant to the year 2000 plan as follows:

(1) Employees shall be provided fifteen thousand dollars of life insurance until December 31, 2000. Effective January 1, 2001, the system shall provide or contract or both for basic life insurance for employees covered under any retirement plan administered by the system pursuant to this chapter, persons covered by sections 287.812 to 287.856, for employees who are members of the judicial retirement system as provided in section 476.590, and, at the election of the state highways and transportation commission, employees who are members of the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system, in the amount equal to one times annual pay, subject to a minimum amount of fifteen thousand dollars. The board shall establish by rule or contract the method for determining the annual rate of pay and any other terms of such insurance as it deems necessary to implement the requirements pursuant to this section. Annual rate of pay shall not include overtime or any other irregular payments as determined by the board. Such life insurance shall provide for triple indemnity in the event the cause of death is a proximate result of a personal injury or disease arising out of and in the course of actual performance of duty as an employee;

(2) Any member who terminates employment after reaching normal or early retirement eligibility and becomes a retiree within **[**~~sixty~~**] sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage.

2. (1) In addition to the life insurance authorized by the provisions of subsection 1 of this section, any person for whom life insurance is provided or contracted for pursuant to such subsection may purchase, at the person's own expense and only if monthly voluntary payroll deductions are authorized, additional life insurance at a cost to be stipulated in a contract with a private insurance company or as may be required by a system if the board of

trustees determines that the system should provide such insurance itself. The maximum amount of additional life insurance which may be so purchased prior to January 1, 2004, is that amount which equals six times the amount of the person's annual rate of pay, subject to any maximum established by a board, except that if such maximum amount is not evenly divisible by one thousand dollars, then the maximum amount of additional insurance which may be purchased is the next higher amount evenly divisible by one thousand dollars. The maximum amount of additional life insurance which may be so purchased on or after January 1, 2004, is an amount to be stipulated in a contract with a private insurance company or as may be required by the system if the board of trustees determines that the system should provide the insurance itself.

(2) Any person defined in subdivision (1) of this subsection may retain an amount not to exceed sixty thousand dollars of life insurance following the date of his or her retirement if such person becomes a retiree the month following termination of employment and makes written application for such life insurance at the same time such person's application is made to the board for retirement benefits. Such life insurance shall only be provided if such person pays the entire cost of the insurance, as determined by the board, by allowing voluntary deductions from the member's annuity.

(3) In addition to the life insurance authorized in subdivision (1) of this subsection, any person for whom life insurance is provided or contracted for pursuant to this subsection may purchase, at the person's own expense and only if monthly voluntary payroll deductions are authorized, life insurance covering the person's children or the person's spouse or both at coverage amounts to be determined by the board at a cost to be stipulated in a contract with a private insurer or as may be required by the system if the board of trustees determines that the system should provide such insurance itself.

(4) Effective July 1, 2000, any member who applies and is eligible to receive an annuity based on the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty shall be eligible to retain any optional life insurance described in subdivision (1) of this subsection. The amount of such retained insurance shall not be greater than the amount in effect during the month prior to termination of employment. Such insurance may be retained until the member's attainment of the earliest age for eligibility for reduced Social Security retirement benefits but no later than age sixty-two, at which time the amount of such insurance that may be retained shall be that amount permitted pursuant to subdivision (2) of this subsection.

3. The state highways and transportation commission may provide for insurance benefits to cover medical expenses for members of the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system. The state highways and transportation commission may provide medical benefits for dependents of members and for retired members. Contributions by the state highways and transportation commission to provide the benefits shall be on the same basis as provided for other state employees pursuant to the provisions of section 104.515. Except as otherwise provided by law, the cost of benefits for dependents of members and for retirees and their dependents shall be paid by the members or retirees. The commission may contract with other persons or entities including but not limited to third-party administrators, health network providers and health maintenance organizations for all, or any part of, the benefits provided for in this section. The commission may require reimbursement of any medical claims paid by the commission's medical plan for which there was third-party liability.

4. The **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system may request the state highways and transportation commission to provide life insurance benefits as required in subsections 1 and 2 of this section. If the state highways and transportation commission agrees to the request, the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system shall reimburse the state highways and transportation commission for any and all costs for life insurance provided pursuant to subdivision (2) of subsection 1 of this section. The person who is covered pursuant to subsection 2 of this section shall be solely responsible for the costs of any additional life insurance. In lieu of the life insurance benefit in subdivision (2) of subsection 1 of this section, the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system is authorized in its sole discretion to provide a death benefit of five thousand dollars.

5. To the extent that the board enters or has entered into any contract with any insurer or service organization to provide life insurance provided for pursuant to this section:

(1) The obligation to provide such life insurance shall be primarily that of the insurer or service organization and secondarily that of the board;

(2) Any member who has been denied life insurance benefits by the insurer or service organization and has exhausted all appeal procedures provided by the insurer or service organization may appeal such decision by filing a petition against the insurer or service organization in a court of law in the member's county of residence; and

(3) The board and the system shall not be liable for life insurance benefits provided by an insurer or service organization pursuant to this section and shall not be subject to any cause of action with regard to life insurance benefits or the denial of life insurance benefits by the insurer or service organization unless the member has obtained judgment against the insurer or service organization for life insurance benefits and the insurer or service organization is unable to satisfy that judgment.

104.1084. 1. For members of the general assembly, the provisions of this section shall supplement or replace the indicated other provisions of the year 2000 plan. "Normal retirement eligibility" means attainment of age fifty-five for a member who has served at least three full biennial assemblies or the attainment of at least age fifty for a member who has served at least three full biennial assemblies with a total of years of age and years of credited service which is at least eighty. A member shall receive two years of credited service for every full biennial assembly served. A full biennial assembly shall be equal to the period of time beginning on the first day the general assembly convenes for a first regular session until the last day of the following year. If a member serves less than a full biennial assembly, the member shall receive credited service for the pro rata portion of the full biennial assembly served.

2. For the purposes of section 104.1024, the normal retirement annuity of a member of the general assembly shall be an amount for life equal to one twenty-fourth of the monthly pay for a senator or representative on the annuity starting date multiplied by the years of credited service as a member of the general assembly. In no event shall any such member or eligible beneficiary receive annuity amounts in excess of one hundred percent of pay.

3. To be covered by the provisions of section 104.1030, or section 104.1036, a member of the general assembly must have served at least three full biennial assemblies.

4. For members who are statewide elected officials, the provisions of this section shall supplement or replace the indicated other provisions of the year 2000 plan. "Normal retirement eligibility" means attainment of age fifty-five for a member who has served at least four years as a statewide elected official, or the attainment of age fifty with a total of years of age and years of such credited service which is at least eighty.

5. For the purposes of section 104.1024, the normal retirement annuity of a member who is a statewide elected official shall be an amount for life equal to one twenty-fourth of the monthly pay in the highest office held by such member on the annuity starting date multiplied by the years of credited service as a statewide elected official not to exceed twelve years.

6. To be covered by the provisions of sections 104.1030 and 104.1036, a member who is a statewide elected official must have at least four years as a statewide elected official.

7. The provisions of section 104.1045 shall not apply to persons covered by the general assembly and statewide elected official provisions of this section. Persons covered by the general assembly provisions and receiving a year 2000 plan annuity shall be entitled to a cost-of-living adjustment (COLA) when there are increases in pay for members of the general assembly. Persons covered by the statewide elected official provisions and receiving a year 2000 plan annuity shall be entitled to COLAs when there are increases in the pay for statewide elected officials in the highest office held by such person. The COLA described in this subsection shall be equal to and concurrent with the percentage increase in pay as described in section 105.005. No COLA shall be less than zero.

8. Any member who serves under this chapter as a member of the general assembly or as a statewide elected official on or after August 28, 1999, shall not be eligible to receive any retirement benefits from the system under either the closed plan or the year 2000 plan based on service rendered on or after August 28, 1999, as a member of the general assembly or as a statewide elected official if such member is convicted of a felony that is determined by a court of law to have been committed in connection with the member's duties either as a member of the general assembly or as a statewide elected official, unless such conviction is later reversed by a court of law.

9. A member of the general assembly who has purchased or transferred creditable service shall not be subject to the cap on benefits pursuant to subsection 2 of this section for that portion of the benefit attributable to the purchased or transferred service.

10. For the purposes of section 104.1042, the service credit accrued by a member of the general assembly while receiving long-term disability benefits shall continue to accrue until the earliest receipt of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the member's constitutionally mandated limit on service as a member of the general assembly for the chamber in which the member was serving at the time of disablement.

11. For the purposes of section 104.1042, the service credit accrued by a statewide elected official while receiving long-term disability benefits shall continue to accrue until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the statewide elected official's

constitutionally mandated limit on service as a statewide elected official for the office in which the statewide elected official was serving at the time of disablement.

104.1091. 1. Notwithstanding any provision of the year 2000 plan to the contrary, each person who first becomes an employee on or after January 1, 2011, shall be a member of the year 2000 plan subject to the provisions of this section.

2. A member's normal retirement eligibility shall be as follows:

(1) The member's attainment of at least age sixty-seven and the completion of at least ten years of credited service; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or, in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, such member's attainment of at least age sixty or the attainment of at least age fifty-five with ten years of credited service;

(2) For members of the general assembly, the member's attainment of at least age sixty-two and the completion of at least three full biennial assemblies; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety;

(3) For statewide elected officials, the official's attainment of at least age sixty-two and the completion of at least four years of credited service; or the official's attainment of at least age fifty-five with the sum of the official's age and credited service equaling at least ninety.

3. A vested former member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least ten years of credited service.

4. A temporary annuity paid pursuant to subsection 4 of section 104.1024 shall be payable if the member has attained at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, the temporary annuity shall be payable if the member has attained at least age sixty, or at least age fifty-five with ten years of credited service.

5. A member, other than a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, shall be eligible for an early retirement annuity upon the attainment of at least age sixty-two and the completion of at least ten years of credited service. A vested former member **who terminated employment prior to the attainment of early retirement eligibility** shall not be eligible for early retirement.

6. The provisions of subsection 6 of section 104.1021 and section 104.344 as applied pursuant to subsection 7 of section 104.1021 and section 104.1090 shall not apply to members covered by this section.

7. The minimum credited service requirements of five years contained in sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be ten years for members covered by this section. The normal and early retirement eligibility requirements in this section shall apply for purposes of administering section 104.1087.

8. A member shall be required to contribute four percent of the member's pay to the retirement system, which shall stand to the member's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable under the year 2000 plan, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the member under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes;

(2) Member contributions picked up by the employer shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Member contributions so picked up shall be credited to a separate account within the member's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, shall be paid by the employer in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. Effective June 30, 2014, and each June thirtieth thereafter,

the interest crediting rate shall be equal to the investment rate that is published by the United States Department of Treasury, or its successor agency, for fifty-two week treasury bills for the relevant auction that is nearest to the preceding July first, or a successor treasury bill investment rate as approved by the board if the fifty-two week treasury bill is no longer issued. Interest credits shall cease upon termination of employment if the member is not a vested former member. Otherwise, interest credits shall cease upon retirement or death;

(6) A vested former member or a former member who is not vested may request a refund of his or her contributions and interest credited thereon. If such member is married at the time of such request, such request shall not be processed without consent from the spouse. Such member is not eligible to request a refund if such member's retirement benefit is subject to a division of benefit order pursuant to section 104.1051. Such refund shall be paid by the system **[**~~after~~**] within an administratively reasonable period, but no sooner than** ninety days from the date of termination of employment **[**~~or the request, whichever is later, and~~**]. The amount refunded** shall include all **employee** contributions made to any retirement plan administered by the system and interest credited thereon. A vested former member may not request a refund after such member becomes eligible for normal retirement. A vested former member or a former member who is not vested who receives a refund shall forfeit all the member's credited service and future rights to receive benefits from the system and shall not be eligible to receive any **[**~~long-term~~**]** disability benefits; provided that any member or vested former member receiving **[**~~long-term~~**]** disability benefits shall not be eligible for a refund. If such member subsequently becomes an employee and works continuously for at least one year, the credited service previously forfeited shall be restored if the member returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any member who made contributions shall receive a refund upon the member's death equal to the amount, if any, of such contributions and interest credited thereon less any retirement benefits received by the member unless an annuity is payable to a survivor or beneficiary as a result of the member's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the member's contributions less any annuity amounts received by the member and the survivor or beneficiary.

9. The employee contribution rate, the benefits provided under the year 2000 plan to members covered under this section, and any other provision of the year 2000 plan with regard to members covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the member after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.

10. For purposes of members covered by this section, the options under section 104.1027 shall be as follows:

Option 1.

A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-eight and one half percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of three-tenths of one percent for each year the retiree's age is younger than age sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of three-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of three-tenths of one percent for each year of age difference; provided, after all adjustments the option 1 percent cannot exceed ninety-four and one quarter percent. Upon the retiree's death, fifty percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 2.

A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-one percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of four-tenths of one percent for each year the retiree's age is younger than sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of five-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of five-tenths of one percent for each year of age difference; provided, after all adjustments the option 2 percent cannot exceed eighty-seven and three quarter percent. Upon the retiree's death one hundred percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 3.

A retiree's life annuity shall be reduced to ninety-three percent of the annuity otherwise payable. If the retiree dies before having received one hundred twenty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred twenty-month period to the retiree's designated beneficiary provided that if

there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred twenty monthly payments, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

Option 4.

A retiree's life annuity shall be reduced to eighty-six percent of the annuity otherwise payable. If the retiree dies before having received one hundred eighty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred eighty-month period to the retiree's designated beneficiary provided that if there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred eighty monthly payments, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

11. The provisions of subsection 6 of section 104.1024 shall not apply to members covered by this section.

12. Effective January 1, 2018, a member who is not a statewide elected official or a member of the general assembly shall be eligible for retirement under this subsection subject to the following conditions:

(1) A member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, such member's attainment of at least age sixty or the attainment of at least age fifty-five with five years of credited service;

(2) A vested former member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service; **except that, a vested former member who terminates employment after the attainment of normal retirement eligibility as defined in subdivision (1) of this subsection shall be covered under such subdivision;**

(3) A temporary annuity paid under subsection 4 of section 104.1024 shall be payable if the member has attained at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, the temporary annuity shall be payable if the member has attained at least age sixty, or at least age fifty-five with five years of credited service;

(4) A member, other than a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, shall be eligible for an early retirement annuity upon the attainment of at least age sixty-two and the completion of at least five years of credited service. A vested former member **who terminated employment prior to the attainment of early retirement eligibility** shall not be eligible for early retirement;

(5) The normal and early retirement eligibility requirements in this subsection shall apply for purposes of administering section 104.1087;

(6) The survivor annuity payable under section 104.1030 for vested former members **who terminated employment prior to the attainment of early retirement eligibility and who are** covered by this section shall not be payable until the deceased member would have reached his or her normal retirement eligibility under this subsection;

(7) The annual cost-of-living adjustment payable under section 104.1045 shall not commence until the second anniversary of **[**~~a vested former member's~~**] the** annuity starting date for **vested former** members **who terminated employment prior to the attainment of early retirement eligibility and who are** covered by this subsection;

(8) The unused sick leave credit granted under subsection 2 of section 104.1021 shall not apply to members covered by this subsection unless the member terminates employment after reaching normal retirement eligibility or becoming eligible for an early retirement annuity under this subsection; and

(9) The minimum credited service requirements of five years contained in sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be five years for members covered by this subsection."; and

Further amend said bill, Page 15, Section 285.1055, Line 7, by inserting after all of said section and line the following:

"476.521. 1. Notwithstanding any provision of chapter 476 to the contrary, each person who first becomes a judge on or after January 1, 2011, and continues to be a judge may receive benefits as provided in sections 476.445 to 476.688 subject to the provisions of this section.

2. Any person who is at least sixty-seven years of age, has served in this state an aggregate of at least twelve years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twelve-year requirement of this subsection may be fulfilled by service as judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twelve years. Any judge who is at least sixty-seven years of age and who has served less than twelve years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-seven, or thereafter, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twelve years.

3. Any person who is at least sixty-two years of age or older, has served in this state an aggregate of at least twenty years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twenty-year requirement of this subsection may be fulfilled by service as a judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twenty years. Any judge who is at least sixty-two years of age and who has served less than twenty years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-two, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twenty years.

4. All judges under this section required by the provisions of Section 26 of Article V of the Constitution of Missouri to retire at the age of seventy years shall retire upon reaching that age.

5. The provisions of sections 104.344, 476.524, and 476.690 shall not apply to judges covered by this section.

6. A judge shall be required to contribute four percent of the judge's compensation to the retirement system, which shall stand to the judge's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable as provided in sections 476.515 to 476.565, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the judge under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the judge's compensation that is includable in the judge's gross income for federal income tax purposes;

(2) Judge contributions picked up by the employer shall be paid from the same source of funds used for the payment of compensation to a judge. A deduction shall be made from each judge's compensation equal to the amount of the judge's contributions picked up by the employer. This deduction, however, shall not reduce the judge's compensation for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Judge contributions so picked up shall be credited to a separate account within the judge's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, are being paid by the employer in lieu of the contributions by the judge. The judge shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. **Effective June 30, 2024, and each June thirtieth thereafter, the interest crediting rate shall be equal to the investment rate that is published by the United States Department of Treasury, or its successor agency, for fifty-two-week treasury bills for the relevant auction that is nearest to the preceding July first, or a successor treasury bill investment rate as approved by the board if the fifty-two-week treasury bill is no longer issued.** Interest credits shall cease upon retirement **or death** of the judge;

(6) A judge whose employment is terminated may request a refund of his or her contributions and interest credited thereon. If such judge is married at the time of such request, such request shall not be processed without consent from the spouse. A judge is not eligible to request a refund if the judge's retirement benefit is subject to a division of benefit order pursuant to section 104.312. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later and shall include all contributions made to

any retirement plan administered by the system and interest credited thereon. A judge may not request a refund after such judge becomes eligible for retirement benefits under sections 476.515 to 476.565. A judge who receives a refund shall forfeit all the judge's service and future rights to receive benefits from the system and shall not be eligible to receive any long-term disability benefits; provided that any judge or former judge receiving long-term disability benefits shall not be eligible for a refund. If such judge subsequently becomes a judge and works continuously for at least one year, the service previously forfeited shall be restored if the judge returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any judge who made contributions shall receive a refund upon the judge's death equal to the amount, if any, of such contributions **and interest credited thereon,** less any retirement benefits received by the judge unless an annuity is payable to a survivor or beneficiary as a result of the judge's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the judge's contributions less any annuity amounts received by the judge and the survivor or beneficiary.

7. The employee contribution rate, the benefits provided under sections 476.515 to 476.565 to judges covered under this section, and any other provision of sections 476.515 to 476.565 with regard to judges covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the judge after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.

8. Any judge who is receiving retirement compensation under section 476.529 or 476.530 who becomes employed as an employee eligible to participate in the closed plan or in the year 2000 plan under chapter 104, shall not receive such retirement compensation for any calendar month in which the retired judge is so employed. Any judge who is receiving retirement compensation under section 476.529 or section 476.530 who subsequently serves as a judge as defined pursuant to subdivision (4) of subsection 1 of section 476.515 shall not receive such retirement compensation for any calendar month in which the retired judge is serving as a judge; except that upon retirement such judge's annuity shall be recalculated to include any additional service or salary accrued based on the judge's subsequent service. A judge who is receiving compensation under section 476.529 or 476.530 may continue to receive such retirement compensation while serving as a senior judge or senior commissioner and shall receive additional credit and salary for such service pursuant to section 476.682.

[~~104.130. Upon the death of a retired member, the board shall pay to such member's designated beneficiaries or to his estate a death benefit equal to the excess, if any, of the accumulated contributions of the member at retirement over the total amount of retirement benefits received by such member prior to his death.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 6** was adopted.

On motion of Representative O'Donnell, **HCS HB 155, as amended**, was adopted.

On motion of Representative O'Donnell, **HCS HB 155, as amended**, was ordered perfected and printed.

HCS HB 934, relating to funding of the sheriffs' retirement system, was taken up by Representative Hovis.

Representative Hovis moved that the title of **HCS HB 934** be agreed to.

Representative Mayhew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 934, Page 1, In the Title, Line 3, by deleting the words "funding of the sheriffs' retirement system" and inserting in lieu thereof the words "employment benefit plans"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 934, Page 4, Section 57.991, Line 21, by inserting after said section and line the following:

"86.253. 1. Upon termination of employment as a police officer and actual retirement for service, a member shall receive a service retirement allowance which shall be an amount equal to two percent of the member's average final compensation multiplied by the number of years of the member's creditable service, up to twenty-five years, plus an amount equal to four percent of the member's average final compensation for each year of creditable service in excess of twenty-five years but not in excess of thirty years; plus an additional five percent of the member's average final compensation for any creditable service in excess of thirty years. Notwithstanding the foregoing, the service retirement allowance of a member who does not earn any creditable service after August 11, 1999, shall not exceed an amount equal to seventy percent of the member's average final compensation, and the service retirement allowance of a member who earns creditable service on or after August 12, 1999, shall not exceed an amount equal to seventy-five percent of the member's average final compensation; provided, however, that the service retirement allowance of a member who is participating in the DROP pursuant to section 86.251 on August 12, 1999, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer and actually retires for reasons other than death or disability before earning at least two years of creditable service after such return shall be the sum of (1) the member's service retirement allowance as of the date the member entered DROP and (2) an additional service retirement allowance based solely on the creditable service earned by the member following the member's return to active participation. The member's total years of creditable service shall be taken into account for the purpose of determining whether the additional allowance attributable to such additional creditable service is two percent, four percent or five percent of the member's average final compensation.

2. If, at any time since first becoming a member of the retirement system, the member has served in the Armed Forces of the United States, and has subsequently been reinstated as a policeman within ninety days after the member's discharge, the member shall be granted credit for such service as if the member's service in the police department of such city had not been interrupted by the member's induction into the Armed Forces of the United States. If earnable compensation is needed for such period in computation of benefits it shall be calculated on the basis of the compensation payable to the officers of the member's rank during the period of the member's absence. Notwithstanding any provision of sections 86.200 to 86.366 to the contrary, the retirement system governed by sections 86.200 to 86.366 shall be operated and administered in accordance with the applicable provisions of the Uniformed Services Employment and Reemployment Rights Act of 1994, as amended.

3. The service retirement allowance of each present and future retired member who terminated employment as a police officer and actually retired from service after attaining age fifty-five or after completing twenty years of creditable service shall be increased annually at a rate not to exceed three percent as approved by the board of trustees beginning with the first increase in the second October following the member's retirement and subsequent increases in each October thereafter, provided that each increase is subject to a determination by the board of trustees that the consumer price index (United States City Average Index) as published by the United States Department of Labor shows an increase of not less than the approved rate during the latest twelve-month period for which the index is available at the date of determination; and provided further, that if the increase is in excess of the approved rate for any year, such excess shall be accumulated as to any retired member and increases may be granted in subsequent years subject to a maximum of three percent for each full year from October following the member's retirement but not to exceed a total percentage increase of thirty percent. In no event shall the increase described

under this subsection be applied to the amount, if any, paid to a member or surviving spouse of a deceased member for services as a special consultant under subsection 5 of this section **[**~~or, if applicable, subsection 6 of this section~~**]**. If the board of trustees determines that the index has decreased for any year, the benefits of any retired member that have been increased shall be decreased but not below the member's initial benefit. No annual increase shall be made of less than one percent and no decrease of less than three percent except that any decrease may be limited in amount by the initial benefit.

4. In addition to any other retirement allowance payable under this section and section 86.250, a member, upon termination of employment as police officer and actual service retirement, may request payment of the total amount of the member's mandatory contributions to the retirement system without interest. Upon receipt of such request, the board shall pay the retired member such total amount of the member's mandatory contributions to the retirement system to be paid pursuant to this subsection within sixty days after such retired member's date of termination of employment as a police officer and actual retirement.

5. Any person who is receiving retirement benefits from the retirement system, upon application to the board of trustees, shall be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters, for the remainder of the person's life or, in the case of a deceased member's surviving spouse, until **[**~~the earlier of~~**]** the person's death **[**~~or remarriage~~**]**, and upon request of the board of trustees shall give opinions and be available to give opinions in writing or orally, in response to such requests, as may be required. For such services the special consultant shall be compensated monthly, in an amount which, when added to any monthly retirement benefits being received from the retirement system, including any cost-of-living increases under subsection 3 of this section, shall total six hundred fifty dollars a month. This employment shall in no way affect any person's eligibility for retirement benefits under this chapter, or in any way have the effect of reducing retirement benefits, notwithstanding any provisions of law to the contrary.

86.254. 1. Beginning July 1, 1994, in addition to any other annuity, benefits, or retirement allowance provided pursuant to sections 86.200 to 86.366, each present and future retired member after attaining the age of sixty years shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters, for the remainder of the retired member's life, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

2. For the performance of duties required in subsection 1 of this section, each retired member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the retired member is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually. No funding shall be required prior to the effective date of this benefit.

3. Beginning October 1, 1999, in addition to any other benefit provided to any surviving spouse pursuant to sections 86.200 to 86.366, each present and future surviving spouse of a member after attaining the age of sixty years shall upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters for the remainder of the surviving spouse's life **[**~~or until the surviving spouse remarries, whichever is earlier~~**]**, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

4. For the performance of duties required in subsection 3 of this section, each surviving spouse of a member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the surviving spouse is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually.

86.280. Upon the receipt of proper proofs of the death of a member in service and provided no other benefits are payable under the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to the provisions of this section immediately prior to October 1, 1999, shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be

required. Beginning October 1, 1999, for such services as may be required, the surviving spouse shall receive additional monthly compensation in an amount equal to fifteen percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply, pursuant to subdivision (8) of this section, to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse shall be divided among the unmarried dependent children under age eighteen and such unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefit shall be paid for one child;

(4) If there is no surviving spouse or dependent children, the return of accumulated contributions to the designated beneficiary as set forth in section 86.293;

(5) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(6) Wherever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a member who died in service after attaining the age of fifty-five or completing twenty years of creditable service shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member**;**

(9) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(10) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1) and (2) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1) and (2) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023.

86.283. Upon receipt of proper proofs of the death of a retired member who retired while in service, including retirement for service, ordinary disability or accidental disability, and provided no other benefits are payable from the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of

trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, determined without regard to any increase applied to such benefits prior to October 1, 1999, pursuant to subdivision (8) of this section, will increase the surviving spouse's total monthly payment pursuant to this section to forty percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse, determined without regard to any increase which would have applied to the surviving spouse's benefits pursuant to subdivision (8) of this section, shall be divided among the unmarried dependent children under age eighteen and unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefits shall be paid for one child;

(4) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(5) Whenever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(6) In the event of the death of a retired member receiving accidental disability benefits before such benefits have been paid for five years, the member's surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, shall receive an additional pension of ten percent of the deceased member's final average compensation;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a retired member who received or was entitled to receive a service retirement allowance shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member**;**

(9) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(10) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1), (2), and (6) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1), (2), and (6) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023.

86.287. Upon the receipt by the board of trustees of evidence and proof that the death of a member was the natural and proximate result of an accident occurring at some definite time and place while the member was in the actual performance of duty and not caused by negligence on the part of the member, there shall be paid in lieu of the benefits pursuant to sections 86.280 to 86.283:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of seventy-five percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, will increase the surviving spouse's total monthly benefit payment pursuant to this section to seventy-five percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse shall be divided among the unmarried dependent children under age eighteen and such unmarried dependent children, regardless of age, who are totally and permanently disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefit shall be paid for one child;

(4) If there is no surviving spouse or unmarried dependent children of either class mentioned in subdivision (3) of this section, then an amount equal to the surviving spouse's benefit shall be paid to the member's dependent father or dependent mother to continue until remarriage or death;

(5) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(6) Wherever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years in those cases where the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university**;**

(8) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(9) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1) and (2) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1) and (2) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 2** was adopted.

Representative Mayhew offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 934, Page 4, Section 57.991, Line 21, by inserting after all of said section and line the following:

"143.114. 1. As used in this section, the following terms mean:

(1) "Commercial domicile", the principal place from which the trade or business of the taxpayer is directed or managed;

(2) "Deduction", an amount subtracted from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(3) "Employer securities", the same meaning as defined under Section 409(l) of the Internal Revenue Code **of 1986, as amended**;

(4) "Missouri corporation", a corporation whose commercial domicile is in this state;

(5) "Qualified Missouri employee stock ownership plan", an employee stock ownership plan, as defined under Section 4975(e)(7) of the Internal Revenue Code **of 1986, as amended**, and trust that is established by a Missouri corporation for the benefit of the employees of the corporation;

(6) "Taxpayer", an individual, firm, partner in a firm, corporation, partnership, shareholder in an S corporation, or member of a limited liability company subject to the income tax imposed under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, **[**~~2017~~**] 2023**, in addition to all other modifications allowed by law, a taxpayer shall be allowed a deduction from the taxpayer's federal adjusted gross income when determining Missouri adjusted gross income in an amount equal to fifty percent of the net capital gain from the sale or exchange of employer securities of a Missouri corporation to a qualified Missouri employee stock ownership plan if, upon completion of the transaction, the qualified Missouri employee stock ownership plan owns at least thirty percent of all outstanding employer securities issued by the Missouri corporation.

3. Whenever an employee leaves a Missouri corporation with a qualified Missouri employee stock ownership plan, the Missouri corporation shall inform the former employee of the deadline for when the former employee shall decide whether they will receive their shares of employer securities or compensation for their shares of employer securities.

4. The department of revenue may promulgate rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

[~~5.Under section 23.253 of the Missouri sunset act:~~

~~(1)The provisions of the new program authorized under this section shall automatically sunset on December thirty-first, six years after October 14, 2016, unless reauthorized by an act of the general assembly;~~

~~(2)If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first, twelve years after the effective date of the reauthorization of this section; and~~

~~(3)This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.~~ **]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 3** was adopted.

Representative Pollitt offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 934, Page 4, Section 57.991, Line 21, by inserting after all of the said section and line the following:

"104.160. The board of trustees shall consist of three members of the state highways and transportation commission elected by the members of the commission. The superintendent of the highway patrol and the director of the department of transportation shall serve as members by virtue of their respective offices, and their successors shall succeed them as members of the board of trustees. In addition, one member of the senate appointed by the president pro tem of the senate and one member of the house of representatives, appointed by the speaker of the house shall serve as members of the board of trustees. In addition to the appointed legislators, two active employee members of the system shall be elected by a plurality vote of the active employee members of the system, herein designated for four-year terms to commence July 1, 1982, and every four years thereafter. One elected member shall be elected from the active employees of the department of transportation and one elected member shall be elected from the active employees of the civilian or uniformed highway patrol. **The terms of the active employee representatives serving on the board on August 28, 2026, shall continue until June 30, 2028. All terms of elected active employee representatives shall be for four years after June 30, 2028.** In addition to the two active employee members, two retirees of the system shall be elected to serve on the board by a plurality vote of the retirees of the system. One retiree shall be elected by the retired employees of the transportation department and one retiree shall be elected by the retired employees of the civilian or uniformed highway patrol. The retiree serving on the board on August 28, 2007, shall continue to serve on the board as the representative of the retired employees of the transportation department until June 30, 2010. An election shall be held prior to January 1, 2008, for the retiree to be elected by the retired employees of the civilian or uniformed highway patrol with said term to commence on January 1, 2008, and expire on June 30, 2010. All terms of elected retired employees shall be for four years after June 30, 2010. The board shall determine the procedures for nomination and election of the elective board members. Nominations may be entered by any member of the system, provided members of the system have a reasonable opportunity to vote.

169.070. 1. The retirement allowance of a member whose age at retirement is sixty years or more and whose creditable service is five years or more, or whose sum of age and creditable service equals eighty years or more, or who has attained age fifty-five and whose creditable service is twenty-five years or more or whose creditable service is thirty years or more regardless of age, may be the sum of the following items, not to exceed one hundred percent of the member's final average salary:

(1) Two and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years.

In lieu of the retirement allowance otherwise provided in subdivisions (1) and (2) of this subsection, a member may elect to receive a retirement allowance of:

(3) Two and four-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-nine years or more but less than thirty years, and the member has not attained age fifty-five;

(4) Two and thirty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-eight years or more but less than twenty-nine years, and the member has not attained age fifty-five;

(5) Two and three-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-seven years or more but less than twenty-eight years, and the member has not attained age fifty-five;

(6) Two and twenty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-six years or more but less than twenty-seven years, and the member has not attained age fifty-five;

(7) Two and two-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-five years or more but less than twenty-six years, and the member has not attained age fifty-five;

(8) **[**~~Between July 1, 2001, and July 1, 2014,~~**]** Two and fifty-five hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is **[**~~thirty-one~~**] thirty-two** years or more regardless of age.

2. In lieu of the retirement allowance provided in subsection 1 of this section, a member whose age is sixty years or more on September 28, 1975, may elect to have the member's retirement allowance calculated as a sum of the following items:

(1) Sixty cents plus one and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years;

(3) Three-fourths of one percent of the sum of subdivisions (1) and (2) of this subsection for each month of attained age in excess of sixty years but not in excess of age sixty-five.

3. (1) In lieu of the retirement allowance provided either in subsection 1 or 2 of this section, collectively called "option 1", a member whose creditable service is twenty-five years or more or who has attained the age of fifty-five with five or more years of creditable service may elect in the member's application for retirement to receive the actuarial equivalent of the member's retirement allowance in reduced monthly payments for life during retirement with the provision that:

Option 2.

Upon the member's death the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member as the member shall have nominated in the member's election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the retired member elected option 1; or

Option 3.

Upon the death of the member three-fourths of the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 4.

Upon the death of the member one-half of the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance shall be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 5.

Upon the death of the member prior to the member having received one hundred twenty monthly payments of the member's reduced allowance, the remainder of the one hundred twenty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the one hundred twenty monthly payments, the total of the remainder of such one hundred twenty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the one hundred twenty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum; or

Option 6.

Upon the death of the member prior to the member having received sixty monthly payments of the member's reduced allowance, the remainder of the sixty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the sixty monthly payments, the total of the remainder of such sixty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the sixty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum.

(2) The election of an option may be made only in the application for retirement and such application must be filed prior to the date on which the retirement of the member is to be effective. If either the member or the person nominated to receive the survivorship payments dies before the effective date of retirement, the option shall not be effective, provided that:

(a) If the member or a person retired on disability retirement dies after acquiring twenty-five or more years of creditable service or after attaining the age of fifty-five years and acquiring five or more years of creditable service and before retirement, except retirement with disability benefits, and the person named by the member as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either survivorship benefits under option 2 or a payment of the accumulated contributions of the member. If survivorship benefits under option 2 are elected and the member at the time of death would have been eligible to receive an actuarial equivalent of the member's retirement allowance, the designated beneficiary may further elect to defer the option 2 payments until the date the member would have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section;

(b) If the member or a person retired on disability retirement dies before attaining age fifty-five but after acquiring five but fewer than twenty-five years of creditable service, and the person named as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either a payment of the member's accumulated contributions, or survivorship benefits under option 2 to begin on the date the member would first have been eligible to receive an actuarial equivalent of the member's retirement allowance, or to begin on the date the member would first have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section.

4. If the total of the retirement or disability allowance paid to an individual before the death of the individual is less than the accumulated contributions at the time of retirement, the difference shall be paid to the beneficiary of the individual, or to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the individual in that order of precedence. If an optional benefit as provided in option 2, 3 or 4 in subsection 3 of this section had been elected, and the beneficiary dies after receiving the optional benefit, and if the total retirement allowance paid to the retired individual and the beneficiary of the retired individual is less than the total of the contributions, the difference shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence, unless the retired individual designates a different recipient with the board at or after retirement.

5. If a member dies and his or her financial institution is unable to accept the final payment or payments due to the member, the final payment or payments shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated. If the beneficiary of a deceased member dies and his or her financial institution is unable to accept the final payment or payments, the final payment or payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated.

6. If a member dies before receiving a retirement allowance, the member's accumulated contributions at the time of the death of the member shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or to the estate of the member, in that order of precedence; except that, no such payment shall be made if the beneficiary elects option 2 in subsection 3 of this section, unless the beneficiary dies before having received benefits pursuant to that subsection equal to the accumulated contributions of the member, in which case the amount of accumulated contributions in excess of the total benefits paid pursuant to that subsection shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence.

7. If a member ceases to be a public school employee as herein defined and certifies to the board of trustees that such cessation is permanent, or if the membership of the person is otherwise terminated, the member shall be paid the member's accumulated contributions with interest.

8. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, if a member ceases to be a public school employee after acquiring five or more years of membership service in Missouri, the member may at the option of the member leave the member's contributions with the retirement system and claim a retirement allowance any time after reaching the minimum age for voluntary retirement. When the member's claim is presented to the board, the member shall be granted an allowance as provided in sections 169.010 to 169.141 on the basis of the member's age, years of service, and the provisions of the law in effect at the time the member requests the member's retirement to become effective.

9. The retirement allowance of a member retired because of disability shall be nine-tenths of the allowance to which the member's creditable service would entitle the member if the member's age were sixty, or fifty percent

of one-twelfth of the annual salary rate used in determining the member's contributions during the last school year for which the member received a year of creditable service immediately prior to the member's disability, whichever is greater, except that no such allowance shall exceed the retirement allowance to which the member would have been entitled upon retirement at age sixty if the member had continued to teach from the date of disability until age sixty at the same salary rate.

10. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, from October 13, 1961, the contribution rate pursuant to sections 169.010 to 169.141 shall be multiplied by the factor of two-thirds for any member of the system for whom federal Old Age and Survivors Insurance tax is paid from state or local tax funds on account of the member's employment entitling the person to membership in the system. The monetary benefits for a member who elected not to exercise an option to pay into the system a retroactive contribution of four percent on that part of the member's annual salary rate which was in excess of four thousand eight hundred dollars but not in excess of eight thousand four hundred dollars for each year of employment in a position covered by this system between July 1, 1957, and July 1, 1961, as provided in subsection 10 of this section as it appears in RSMo, 1969, shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, and prior to July 1, 1961, the benefits provided in this section as it appears in RSMo, 1959; except that if the member has at least thirty years of creditable service at retirement the member shall receive the benefit payable pursuant to that section as though the member's age were sixty-five at retirement;

(4) For years of membership service after July 1, 1961, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

11. The monetary benefits for each other member for whom federal Old Age and Survivors Insurance tax is or was paid at any time from state or local funds on account of the member's employment entitling the member to membership in the system shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

12. Any retired member of the system who was retired prior to September 1, 1972, or beneficiary receiving payments under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 1, 1972, will be eligible to receive an increase in the retirement allowance of the member of two percent for each year, or major fraction of more than one-half of a year, which the retired member has been retired prior to July 1, 1975. This increased amount shall be payable commencing with January, 1976, and shall thereafter be referred to as the member's retirement allowance. The increase provided for in this subsection shall not affect the retired member's eligibility for compensation provided for in section 169.580 or 169.585, nor shall the amount being paid pursuant to these sections be reduced because of any increases provided for in this section.

13. If the board of trustees determines that the cost of living, as measured by generally accepted standards, increases two percent or more in the preceding fiscal year, the board shall increase the retirement allowances which the retired members or beneficiaries are receiving by two percent of the amount being received by the retired member or the beneficiary at the time the annual increase is granted by the board with the provision that the increases provided for in this subsection shall not become effective until the fourth January first following the member's retirement or January 1, 1977, whichever later occurs, or in the case of any member retiring on or after July 1, 2000, the increase provided for in this subsection shall not become effective until the third January first following the member's retirement, or in the case of any member retiring on or after July 1, 2001, the increase provided for in this subsection shall not become effective until the second January first following the member's retirement. Commencing with January 1, 1992, if the board of trustees determines that the cost of living has increased five percent or more in the preceding fiscal year, the board shall increase the retirement allowances by five percent. The total of the increases granted to a retired member or the beneficiary after December 31, 1976, may not exceed eighty percent of the retirement allowance established at retirement or as previously adjusted by other

subsections. If the cost of living increases less than five percent, the board of trustees may determine the percentage of increase to be made in retirement allowances, but at no time can the increase exceed five percent per year. If the cost of living decreases in a fiscal year, there will be no increase in allowances for retired members on the following January first.

14. The board of trustees may reduce the amounts which have been granted as increases to a member pursuant to subsection 13 of this section if the cost of living, as determined by the board and as measured by generally accepted standards, is less than the cost of living was at the time of the first increase granted to the member; except that, the reductions shall not exceed the amount of increases which have been made to the member's allowance after December 31, 1976.

15. Any application for retirement shall include a sworn statement by the member certifying that the spouse of the member at the time the application was completed was aware of the application and the plan of retirement elected in the application.

16. Notwithstanding any other provision of law, any person retired prior to September 28, 1983, who is receiving a reduced retirement allowance under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 28, 1983, and whose beneficiary nominated to receive continued retirement allowance payments under the elected option dies or has died, shall upon application to the board of trustees have his or her retirement allowance increased to the amount he or she would have been receiving had the option not been elected, actuarially adjusted to recognize any excessive benefits which would have been paid to him or her up to the time of application.

17. Benefits paid pursuant to the provisions of the public school retirement system of Missouri shall not exceed the limitations of Section 415 of Title 26 of the United States Code except as provided pursuant to this subsection. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan pursuant to Section 415(m) of Title 26 of the United States Code. Such plan shall be created solely for the purpose described in Section 415(m)(3)(A) of Title 26 of the United States Code. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

18. Notwithstanding any other provision of law to the contrary, any person retired before, on, or after May 26, 1994, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive an amount based on the person's years of service so that the total amount received pursuant to sections 169.010 to 169.141 shall be at least the minimum amounts specified in subdivisions (1) to (4) of this subsection. In determining the minimum amount to be received, the amounts in subdivisions (3) and (4) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance. In determining the minimum amount to be received, beginning September 1, 1996, the amounts in subdivisions (1) and (2) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance due to election of an optional form of retirement having a continued monthly payment after the person's death. Notwithstanding any other provision of law to the contrary, no person retired before, on, or after May 26, 1994, and no beneficiary of such a person, shall receive a retirement benefit pursuant to sections 169.010 to 169.141 based on the person's years of service less than the following amounts:

(1) Thirty or more years of service, one thousand two hundred dollars;

(2) At least twenty-five years but less than thirty years, one thousand dollars;

(3) At least twenty years but less than twenty-five years, eight hundred dollars;

(4) At least fifteen years but less than twenty years, six hundred dollars.

19. Notwithstanding any other provisions of law to the contrary, any person retired prior to May 26, 1994, and any designated beneficiary of such a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement or aging and upon request shall give written or oral opinions to the board in response to such requests. Beginning September 1, 1996, as compensation for such service, the member shall have added, pursuant to this subsection, to the member's monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. Beginning September 1, 1999, the designated beneficiary of the deceased member shall as compensation for such service have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. The total compensation provided by this section including the compensation provided by this subsection shall be used in calculating any future cost-of-living adjustments provided by subsection 13 of this section.

20. Any member who has retired prior to July 1, 1998, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive a payment equivalent to eight and seven-tenths percent of the previous month's benefit, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

21. Any member who has retired shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such request. As compensation for such duties, the beneficiary of the retired member, or, if there is no beneficiary, the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the retired member, in that order of precedence, shall receive as a part of compensation for these duties a death benefit of five thousand dollars.

22. Any member who has retired prior to July 1, 1999, and the designated beneficiary of a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to five dollars times the member's number of years of creditable service.

23. Any member who has retired prior to July 1, 2000, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a payment equivalent to three and five-tenths percent of the previous month's benefit, which shall be added to the member or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

24. Any member who has retired prior to July 1, 2001, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a dollar amount equal to three dollars times the member's number of years of creditable service, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

169.560. 1. Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity for an employer included in the retirement system created by those sections on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the employer's salary schedule for the position or positions filled by the retiree, given such person's level of experience and education, without a discontinuance of the person's retirement allowance. If the employer does not utilize a salary schedule, or if the position in question is not subject to the employer's salary schedule, a retiree employed in accordance with the provisions of this subsection may earn up to fifty percent of the annual compensation paid to the person or persons who last held such position or positions. If the position or positions did not previously exist, the compensation limit shall be determined in accordance with rules duly adopted by the board of trustees of the retirement system; provided that, it shall not exceed fifty percent of the annual compensation payable for the position by the employer that is most comparable to the position filled by the retiree. In any case where a retiree fills more than one position during the school year, the fifty-percent limit on permitted earning shall be based solely on the annual compensation of the highest paid position occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment. If such a person is employed in any capacity by such an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall contribute to the retirement system if the person satisfies the retirement system's membership eligibility requirements. In addition to the conditions set forth above, this subsection shall apply to any person retired and

currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor, if such person is performing work for an employer included in the retirement system as a temporary or long-term substitute teacher or in any other position that would normally require that person to be duly certificated under the laws governing the certification of teachers in Missouri if such person was employed by the district. The retirement system may require the employer, the third-party employer, the independent contractor, and the retiree subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this subsection.

2. Notwithstanding any other provision of this section, any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141, other than for disability, may be employed by an employer included in the retirement system created by those sections in a position that does not normally require a person employed in that position to be duly certificated under the laws governing the certification of teachers in Missouri, and through such employment may earn**, beginning on August 28, 2023, and ending on June 30, 2028,** up to **[**~~sixty percent of the minimum teacher's salary as set forth in section 163.172~~**] one hundred thirty-three percent of the annual earnings exemption amount applicable to a Social Security recipient before the calendar year of attainment of full retirement age under 20 CFR 404.430, and, after June 30, 2028, up to the annual earnings exemption amount applicable to a Social Security retirement recipient before the calendar year of attainment of full retirement age under 20 CFR 404.430**, without a discontinuance of the person's retirement allowance **from the retirement system. The Social Security annual earnings exemption amount applied shall be the exemption amount in effect for the calendar year in which the school year begins**. Such person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment, and such person shall not earn membership service for such employment. The employer's contribution rate shall be paid by the hiring employer into the public education employee retirement system established by sections 169.600 to 169.715. If such a person is employed in any capacity by an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall become a member of and contribute to any retirement system described in this subsection if the person satisfies the retirement system's membership eligibility requirements. The provisions of this subsection shall not apply to any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141 employed by a public community college **or employer under subsection 4 of section 169.130**.

169.596. 1. Notwithstanding any other provision of this chapter to the contrary, a retired certificated teacher receiving a retirement benefit from the retirement system established pursuant to sections 169.010 to 169.141 may, without losing his or her retirement benefit, teach full time for up to **[**~~two~~**] four** years for a school district covered by such retirement system; provided that the school district has a shortage of certified teachers, as determined by the school district, and provided that no such retired certificated teacher shall be employed as a superintendent. The total number of such retired certificated teachers shall not exceed, at any one time, the **[**~~lesser of ten~~**] greater of one** percent of the total **[**~~teacher~~**] certificated teachers and noncertificated** staff for that school district, or five certificated teachers.

2. Notwithstanding any other provision of this chapter to the contrary, a person receiving a retirement benefit from the retirement system established pursuant to sections 169.600 to 169.715 may, without losing his or her retirement benefit, be employed full time for up to **[**~~two~~**] four** years for a school district covered by such retirement system; provided that the school district has a shortage of noncertificated employees, as determined by the school district. The total number of such retired noncertificated employees shall not exceed, at any one time, the lesser of ten percent of the total noncertificated staff for that school district, or five employees.

3. The employer's contribution rate shall be paid by the hiring school district.

4. In order to hire teachers and noncertificated employees pursuant to the provisions of this section, the school district shall:

(1) Show a good faith effort to fill positions with nonretired certificated teachers or nonretired noncertificated employees;

(2) Post the vacancy for at least one month;

(3) Have not offered early retirement incentives for either of the previous two years;

(4) Solicit applications through the local newspaper, other media, or teacher education programs;

(5) Determine there is an insufficient number of eligible applicants for the advertised position; and

(6) Declare a critical shortage of certificated teachers or noncertificated employees that is active for one year.

5. Any person hired pursuant to this section shall be included in the State Directory of New Hires for purposes of income and eligibility verification pursuant to 42 U.S.C. Section 1320b-7."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Steinhoff offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for House Bill No. 934, Page 1, Line 28, by inserting after all of said line the following:

"**168.082. Any person who was employed as a speech implementer before August 1, 2022, that is employed in a position on or after August 28, 2023 as a speech-language pathology assistant, shall be considered a speech implementer for purposes of certification that the department of elementary and secondary education required such person to hold before August 1, 2022, and for purposes of consideration of Social Security coverage. Such person shall not be considered a speech implementer, as described in this section, when such person dies, retires, or no longer works in a speech-language pathology assistant position. The term "speech-language pathology assistant" as used in this section shall have the same meaning as such term is defined in section 345.015.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Steinhoff, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Pollitt, **House Amendment No. 4, as amended**, was adopted.

Representative Owen offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 934, Page 4, Section 57.991, Line 21, by inserting after all of said section and line the following:

"104.160. The board of trustees shall consist of three members of the state highways and transportation commission elected by the members of the commission. The superintendent of the highway patrol and the director of the department of transportation shall serve as members by virtue of their respective offices, and their successors shall succeed them as members of the board of trustees. In addition, one member of the senate appointed by the president pro tem of the senate and one member of the house of representatives, appointed by the speaker of the house shall serve as members of the board of trustees. In addition to the appointed legislators, two active employee members of the system shall be elected by a plurality vote of the active employee members of the system, herein designated for four-year terms to commence July 1, 1982, and every four years thereafter. One elected member shall be elected from the active employees of the department of transportation and one elected member shall be elected from the active employees of the civilian or uniformed highway patrol. **The terms of the active employee representatives serving on the board on August 28, 2026, shall continue until June 30, 2028. All terms of elected active employee representatives shall be for four years after June 30, 2028.** In addition to the two active employee members, two retirees of the system shall be elected to serve on the board by a plurality vote of the retirees of the system. One retiree shall be elected by the retired employees of the transportation department and one retiree shall be elected by the retired employees of the civilian or uniformed highway patrol. The retiree serving on the board on August 28, 2007, shall continue to serve on the board as the representative of the retired employees of

the transportation department until June 30, 2010. An election shall be held prior to January 1, 2008, for the retiree to be elected by the retired employees of the civilian or uniformed highway patrol with said term to commence on January 1, 2008, and expire on June 30, 2010. All terms of elected retired employees shall be for four years after June 30, 2010. The board shall determine the procedures for nomination and election of the elective board members. Nominations may be entered by any member of the system, provided members of the system have a reasonable opportunity to vote.

104.380. **1.** If a retired member is elected to any state office or is appointed to any state office or is employed by a department in a position normally requiring the performance by the person of duties during not less than one thousand forty hours per year, the member shall not receive an annuity for any month or part of a month for which the member serves as an officer or employee**[**~~, but~~**] except, notwithstanding the provisions of section 105.684 to the contrary, those retired members serving as a member of the general assembly under section 104.370 or an elected state official under section 104.371.**

2. Upon reemployment under subsection 1 of this section, the member shall be considered to be a new employee with no previous creditable service and must accrue creditable service continuously for at least one year in order to receive any additional annuity. Any retired member who again becomes an employee and who accrues additional creditable service and later retires shall receive an additional amount of monthly annuity calculated to include only the creditable service and the average compensation earned by the member since such employment or creditable service earned as a member of the general assembly. Years of membership service and twelfths of a year are to be used in calculating any additional annuity except for creditable service earned as a member of the general assembly, and such additional annuity shall be based on the type of service accrued. In either event, the original annuity and the additional annuity, if any, shall be paid commencing with the end of the first month after the month during which the member's term of office has been completed, or the member's employment terminated. If a retired member is employed by a department in a position that does not normally require the person to perform duties during at least one thousand forty hours per year, the member shall not be considered an employee as defined pursuant to section 104.010. A retired member who becomes reemployed as an employee on or after August 28, 2001, in a position covered by the Missouri department of transportation and highway patrol employees' retirement system shall not be eligible to receive retirement benefits or additional creditable service from the state employees' retirement system. Annual benefit increases paid under section 104.415 shall not accrue while a retired member is employed as described in this section **except, notwithstanding the provisions of section 105.684 to the contrary, those retired members serving as a member of the general assembly under section 104.370 or an elected state official under section 104.371**. Any future annual benefit increases paid after the member terminates such employment will be paid in the same month as the member's original annual benefit increases were paid. Benefits paid under subsection 3 of section 104.374 are not applicable to any additional annuity paid under this section.

104.1039. If a retiree is employed as an employee by a department, the retiree shall not receive an annuity payment for any calendar month in which the retiree is so employed **except, notwithstanding the provisions of section 105.684 to the contrary, those retirees serving as a member of the general assembly or as a statewide elected official under section 104.1084**. While reemployed the retiree shall be considered to be a new employee with no previous credited service and must accrue credited service continuously for at least one year in order to receive any additional annuity. Such retiree shall receive an additional annuity in addition to the original annuity, calculated based only on the credited service and the pay earned by such retiree during reemployment and paid in accordance with the annuity option originally elected; provided such retiree who ceases to receive an annuity pursuant to this section shall not receive such additional annuity if such retiree is employed by a department in a position that is covered by a state-sponsored defined benefit retirement plan not created pursuant to this chapter. The original annuity and any additional annuity shall be paid commencing as of the end of the first month after the month during which the retiree's reemployment terminates. Cost-of-living adjustments paid under section 104.1045 shall not accrue while a retiree is employed as described in this section **except, notwithstanding the provisions of section 105.684 to the contrary, those retirees serving as a member of the general assembly or as a statewide elected official under section 104.1084**. Any future cost-of-living adjustments paid after the retiree terminates such employment will be paid in the same month as the retiree's original annual benefit increases were paid."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Owen, **House Amendment No. 5** was adopted.

Representative Brown (27) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 934, Page 4, Section 57.991, Line 21, by inserting after all of said section and line the following:

"104.010. 1. The following words and phrases as used in sections 104.010 to 104.800, unless a different meaning is plainly required by the context, shall mean:

(1) "Accumulated contributions", the sum of all deductions for retirement benefit purposes from a member's compensation which shall be credited to the member's individual account and interest allowed thereon;

(2) "Active armed warfare", any declared war, or the Korean or Vietnamese Conflict;

(3) "Actuarial equivalent", a benefit which, when computed upon the basis of specified actuarial assumptions approved by the board, is equal in value to a certain amount or other benefit;

(4) "Actuarial tables", the actuarial tables approved and in use by a board at any given time;

(5) "Actuary", the actuary who is a member of the American Academy of Actuaries or who is an enrolled actuary under the Employee Retirement Income Security Act of 1974 and who is employed by a board at any given time;

(6) "Annuity", annual payments, made in equal monthly installments, to a retired member from funds provided for in, or authorized by, this chapter;

(7) "Annuity starting date", the first day of the first month with respect to which an amount is paid as an annuity under sections 104.010 to 104.800, and the terms retirement, time of retirement, and date of retirement shall mean annuity starting date as defined in this subdivision unless the context in which the term is used indicates otherwise;

(8) "Average compensation", the average compensation of a member for the thirty-six consecutive months of service prior to retirement when the member's compensation was greatest; or if the member is on workers' compensation leave of absence or a medical leave of absence due to an employee illness, the amount of compensation the member would have received may be used, as reported and verified by the employing department; or if the member had less than thirty-six months of service, the average annual compensation paid to the member during the period up to thirty-six months for which the member received creditable service when the member's compensation was the greatest; or if the member is on military leave, the amount of compensation the member would have received may be used as reported and verified by the employing department or, if such amount is not determinable, the amount of the employee's average rate of compensation during the twelve-month period immediately preceding such period of leave, or if shorter, the period of employment immediately preceding such period of leave. The board of each system may promulgate rules for purposes of calculating average compensation and other retirement provisions to accommodate for any state payroll system in which compensation is received on a monthly, semimonthly, biweekly, or other basis;

(9) "Beneficiary", any persons or entities entitled to or nominated by a member or retiree who may be legally entitled to receive benefits pursuant to this chapter;

(10) "Biennial assembly", the completion of no less than two years of creditable service or creditable prior service by a member of the general assembly;

(11) "Board of trustees", "board", or "trustees", a board of trustees as established for the applicable system pursuant to this chapter;

(12) "Chapter", sections 104.010 to 104.800;

(13) "Compensation":

(a) All salary and wages payable out of any state, federal, trust, or other funds to an employee for personal services performed for a department; but including only amounts for which contributions have been made in accordance with section 104.436, or section 104.070, whichever is applicable, and excluding any nonrecurring single sum payments or amounts paid after the member's termination of employment unless such amounts paid after such termination are a final installment of salary or wages at the same rate as in effect immediately prior to termination of employment in accordance with a state payroll system adopted on or after January 1, 2000, or any other one-time payments made as a result of such payroll system;

(b) All salary and wages which would have been payable out of any state, federal, trust or other funds to an employee on workers' compensation leave of absence during the period the employee is receiving a weekly workers' compensation benefit, as reported and verified by the employing department;

(c) Effective December 31, 1995, compensation in excess of the limitations set forth in Internal Revenue Code Section 401(a)(17) shall be disregarded. The limitation on compensation for eligible employees shall not be less than the amount which was allowed to be taken into account under the system as in effect on July 1, 1993. For this purpose, an "eligible employee" is an individual who was a member of the system before the first plan year beginning after December 31, 1995;

(d) The board by its rules may further define "compensation" in a manner consistent with this definition;

(14) "Consumer price index", the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as approved by a board, as such index is defined and officially reported by the United States Department of Labor, or its successor agency;

(15) "Creditable prior service", the service of an employee which was either rendered prior to the establishment of a system, or prior to the date the employee last became a member of a system, and which is recognized in determining the member's eligibility and for the amount of the member's benefits under a system;

(16) "Creditable service", the sum of membership service and creditable prior service, to the extent such service is standing to a member's credit as provided in this chapter; except that in no case shall more than one day of creditable service or creditable prior service be credited any member for any one calendar day of eligible service credit as provided by law;

(17) "Deferred normal annuity", the annuity payable to any former employee who terminated employment as an employee or otherwise withdrew from service with a vested right to a normal annuity, payable at a future date;

(18) "Department", any department or agency of the executive, legislative or judicial branch of the state of Missouri receiving state appropriations, including allocated funds from the federal government but not including any body corporate or politic unless its employees are eligible for retirement coverage from a system pursuant to this chapter as otherwise provided by law;

(19) "Disability benefits", benefits paid to any employee while totally disabled as provided in this chapter;

(20) "Early retirement age", a member's attainment of fifty-five years of age and the completion of ten or more years of creditable service, except for uniformed members of the water patrol;

(21) "Employee":

(a) Effective August 28, 2007, any elective or appointive officer or person employed by the state who is employed, promoted or transferred by a department into a new or existing position and earns a salary or wage in a position normally requiring the performance by the person of duties during not less than one thousand forty hours per year, including each member of the general assembly but not including any patient or inmate of any state, charitable, penal or correctional institution. However, persons who are members of the public school retirement system and who are employed by a state agency other than an institution of higher learning shall be deemed employees for purposes of participating in all insurance programs administered by a board established pursuant to section 104.450. This definition shall not exclude any employee as defined in this subdivision who is covered only under the federal Old Age and Survivors' Insurance Act, as amended. As used in this chapter, the term "employee" shall include:

a. Persons who are currently receiving annuities or other retirement benefits from some other retirement or benefit fund, so long as they are not simultaneously accumulating creditable service in another retirement or benefit system which will be used to determine eligibility for or the amount of a future retirement benefit;

b. Persons who have elected to become or who have been made members of a system pursuant to section 104.342;

(b) Any person who is not a retiree and has performed services in the employ of the general assembly or either house thereof, or any employee of any member of the general assembly while acting in the person's official capacity as a member, and whose position does not normally require the person to perform duties during at least one thousand forty hours per year, with a month of service being any monthly pay period in which the employee was paid for full-time employment for that monthly period; except that persons described in this paragraph shall not include any such persons who are employed on or after August 28, 2007, and who have not previously been employed in such positions;

(c) "Employee" does not include special consultants employed pursuant to section 104.610;

(d) The system shall consider a person who is employed in multiple positions simultaneously within a single agency to be working in a single position for purposes of determining whether the person is an employee as defined in this subdivision;

(22) "Employer", a department of the state;

(23) "Executive director", the executive director employed by a board established pursuant to the provisions of this chapter;

(24) "Fiscal year", the period beginning July first in any year and ending June thirtieth the following year;

(25) "Full biennial assembly", the period of time beginning on the first day the general assembly convenes for a first regular session until the last day of the following year;

(26) "Fund", the benefit fund of a system established pursuant to this chapter;

(27) "Interest", interest at such rate as shall be determined and prescribed from time to time by a board;

(28) "Member", as used in sections 104.010 to 104.272 or 104.601 to 104.800 shall mean an employee, retiree, or former employee entitled to a deferred annuity covered by the Missouri department of transportation and highway patrol employees' retirement system. "Member", as used in this section and sections 104.312 to 104.800, shall mean an employee, retiree, or former employee entitled to deferred annuity covered by the Missouri state employees' retirement system;

(29) "Membership service", the service after becoming a member that is recognized in determining a member's eligibility for and the amount of a member's benefits under a system;

(30) "Military service", all active service performed in the United States Army, Air Force, Navy, Marine Corps, Coast Guard, and members of the United States Public Health Service or any women's auxiliary thereof; and service in the Army National Guard and Air National Guard when engaged in active duty for training, inactive duty training or full-time National Guard duty, and service by any other category of persons designated by the President in time of war or emergency;

(31) "Normal annuity", the annuity provided to a member upon retirement at or after the member's normal retirement age;

(32) "Normal retirement age", an employee's attainment of sixty-five years of age and the completion of four years of creditable service or the attainment of age sixty-five years of age and the completion of five years of creditable service by a member who has terminated employment and is entitled to a deferred normal annuity or the member's attainment of age sixty and the completion of fifteen years of creditable service, except that normal retirement age for uniformed members of the highway patrol shall be fifty-five years of age and the completion of four years of creditable service and uniformed employees of the water patrol shall be fifty-five years of age and the completion of four years of creditable service or the attainment of age fifty-five and the completion of five years of creditable service by a member of the water patrol who has terminated employment and is entitled to a deferred normal annuity and members of the general assembly shall be fifty-five years of age and the completion of three full biennial assemblies. Notwithstanding any other provision of law to the contrary, a member of the Missouri department of transportation and highway patrol employees' retirement system or a member of the Missouri state employees' retirement system shall be entitled to retire with a normal annuity and shall be entitled to elect any of the survivor benefit options and shall also be entitled to any other provisions of this chapter that relate to retirement with a normal annuity if the sum of the member's age and creditable service equals eighty years or more and if the member is at least forty-eight years of age;

(33) "Payroll deduction", deductions made from an employee's compensation;

(34) "Prior service credit", the service of an employee rendered prior to the date the employee became a member which service is recognized in determining the member's eligibility for benefits from a system but not in determining the amount of the member's benefit;

(35) "Reduced annuity", an actuarial equivalent of a normal annuity;

(36) "Retiree", a member who is not an employee and who is receiving an annuity from a system pursuant to this chapter;

(37) "System" or "retirement system", the Missouri department of transportation and highway patrol employees' retirement system, as created by sections 104.010 to 104.270, or sections 104.601 to 104.800, or the Missouri state employees' retirement system as created by sections 104.320 to 104.800;

(38) "Uniformed members of the highway patrol", the superintendent, lieutenant colonel, majors, captains, director of radio, lieutenants, sergeants, corporals, and patrolmen of the Missouri state highway patrol who normally appear in uniform;

(39) "Uniformed members of the water patrol", employees of the Missouri state water patrol of the department of public safety who are classified as water patrol officers who have taken the oath of office prescribed by the provisions of chapter 306 and who have those peace officer powers given by the provisions of chapter 306;

(40) "Vesting service", the sum of a member's prior service credit and creditable service which is recognized in determining the member's eligibility for benefits under the system.

2. Benefits paid pursuant to the provisions of this chapter shall not exceed the limitations of Internal Revenue Code Section 415, the provisions of which are hereby incorporated by reference. Notwithstanding any

other law to the contrary, the board of trustees may establish a benefit plan under Section 415(m) of the Internal Revenue Code of 1986, as amended. Such plan shall be created solely for the purposes described in Section 415(m)(3)(A) of the Internal Revenue Code of 1986, as amended. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

104.020. There is hereby created the "Missouri Department of Transportation and Highway Patrol Employees' Retirement System", which shall be a body corporate and an instrumentality of the state. In such system shall be vested the powers and duties specified in sections 104.010 to **[**~~104.270~~**] 104.312** and such other powers as may be necessary or proper to enable it, its officers, employees, and agents to carry out fully and effectively all the purposes of sections 104.010 to **[**~~104.270~~**] 104.312**.

104.035. 1. Any member whose employment terminated prior to August 13, 1976, and who had served twenty years or more as an employee shall be entitled to a deferred normal annuity based on his creditable service, average compensation, and the act in effect at the time his employment was terminated.

2. Any member whose employment terminates on or after August 13, 1976, and prior to June 1, 1981, and who had served fifteen or more years' creditable service as an employee or had served ten or more years of creditable service as an employee and was at least thirty-five years of age at the date of termination of employment shall be entitled to a deferred normal annuity based on his creditable service, average compensation, and the act in effect at the time his employment was terminated.

3. Any member whose employment terminates on or after June 1, 1981, and who has ten or more years of creditable service at the date of termination of employment shall be entitled to a deferred normal annuity based on the member's creditable service, average compensation and the act in effect at the time the member's employment is terminated.

4. Any member entitled to a deferred normal annuity as provided in subsection 1, 2, 3 or 5 of this section who reenters the service of a department and again becomes a member of the system **[**~~and thereafter serves for one continuous year~~**]** shall have his prior period of service restored, so that benefits determined by reason of his retirement or subsequent withdrawal from service will include the sum of all periods of creditable service, and his annuity shall be based on his creditable service, average compensation, and the act in effect at the time of his retirement or subsequent withdrawal from service.

5. Notwithstanding any other law to the contrary, any member of the transportation department and highway patrol retirement system whose employment terminated on or after September 28, 1992, who has five or more years of vesting service as an employee at the date of termination of employment shall be entitled to a deferred normal annuity based on the member's creditable service, average compensation, and the act in effect at the time the member's employment was terminated.

104.090. 1. The normal annuity of a member shall equal one and six-tenths percent of the average compensation of the member multiplied by the number of years of creditable service of such member. In addition, the normal annuity of a uniformed member of the patrol shall be increased by thirty-three and one-third percent.

2. In addition, a uniformed member of the highway patrol who is retiring with a normal annuity after attaining normal retirement age shall receive an additional sum of ninety dollars per month as a contribution by the system until such member attains the age of sixty-five years, when such contribution shall cease. To qualify for the contribution provided in this subsection by the system, the retired uniformed member of the highway patrol is made, constituted, appointed and employed by the board as a special consultant on the problems of retirement, aging and other state matters. Such additional contribution shall be reduced each month by such amount earned by the retired uniformed member of the highway patrol in gainful employment. In order to qualify for the additional contribution provided in this subsection, the retired uniformed member of the highway patrol shall have been:

(1) Hired by the Missouri state highway patrol prior to January 1, 1995; and

(2) Employed by the Missouri state highway patrol or receiving long-term disability or work-related disability benefits on the day before the effective date of the member's retirement.

3. In lieu of the annuity payable to the member pursuant to section 104.100, a member whose age at retirement is forty-eight or more may elect in the member's application for retirement to receive one of the following:

Option 1.

An actuarial reduction approved by the board of the member's annuity in reduced monthly payments for life during retirement with the provision that upon the member's death the reduced annuity at date of death shall be continued throughout the life of, and be paid to, the member's spouse; or

Option 2.

The member's normal annuity in regular monthly payments for life during retirement with the provision that upon the member's death a survivor's benefit equal to one-half the member's normal annuity at date of death shall be paid to the member's spouse in regular monthly payments for life; or

Option 3.

An actuarial reduction approved by the board of the member's normal annuity in reduced monthly payments for the member's life with the provision that if the member dies prior to the member's having received one hundred twenty monthly payments of the member's reduced annuity, the member's reduced allowance to which the member would have been entitled had the member lived shall be paid for the remainder of the one hundred twenty-month period to such beneficiary as the member shall have nominated by written designation duly executed and filed with the board. If there is no beneficiary surviving the retiree, the reserve for such allowance for the remainder of such one hundred twenty-month period shall be paid to the retiree's estate; or

Option 4.

An actuarial reduction approved by the board of the member's normal annuity in reduced monthly payments for the member's life with the provision that if the member dies prior to the member having received sixty monthly payments of the member's reduced annuity, the member's reduced allowance to which the member would have been entitled had the member lived shall be paid for the remainder of the sixty-month period to such beneficiary as the member shall have nominated by written designation duly executed and filed with the board. If there is no beneficiary surviving the retiree, the reserve for such allowance for the remainder of such sixty-month period shall be paid to the retiree's estate.

4. The election may be made only in the application for retirement, and such application shall be filed at least thirty days but not more than ninety days prior to the date on which the retirement of the member is to be effective, provided that if either the member or the spouse nominated to receive the survivorship payment dies before the effective date of retirement, the election shall not be effective. If after the reduced annuity commences, the spouse predeceases the retired member, the reduced annuity continues to the retired member during the member's lifetime.

5. Effective July 1, 2000, a member may make an election under option 1 or 2 after the date retirement benefits are initiated if the member makes the election within one year from the date of marriage or July 1, 2000, whichever is later, under any of the following circumstances:

(1) The member elected to receive a normal annuity and was not eligible to elect option 1 or 2 on the date retirement benefits were initiated; or

(2) The member's annuity reverted to a normal annuity pursuant to subsection 7 of this section or subsection **[**~~7 or~~**]** 8 of section 104.103 and the member remarried; or

(3) The member elected option 1 or 2 but the member's spouse at the time of retirement has died and the member has remarried.

6. Any person who terminates employment or retires prior to July 1, 2000, shall be made, constituted, appointed and employed by the board as a special consultant on the problems of retirement, aging and other state matters, and for such services shall be eligible to elect to receive the benefits described in subsection 5 of this section.

7. For retirement applications filed on or after August 28, 2004, the beneficiary for either option 1 or option 2 of subsection 3 of this section shall be the member's spouse at the time of retirement. If the member's marriage ends after retirement as a result of a dissolution of marriage, such dissolution shall not affect the option election and the former spouse shall continue to be eligible to receive survivor benefits upon death of the member, except a member may cancel his or her election if:

(1) The dissolution of marriage of the member and former spouse occurred on or after January 1, 2021, and the dissolution decree provides for sole retention by the member of all rights in the annuity and provides that the former spouse shall not be entitled to any survivor benefits pursuant to this chapter; or

(2) The dissolution of marriage of the member and former spouse occurred prior to January 1, 2021, and:

(a) The dissolution decree provided for the sole retention by the member of all rights in the annuity pursuant to this chapter, and the parties obtained an amended or modified dissolution decree after January 1, 2021, providing for immediate removal of the former spouse as the beneficiary entitled to survivor benefits to the satisfaction of the system; or

(b) The dissolution decree does not provide for the sole retention by the member of all rights in the annuity and the parties obtained an amended or modified dissolution decree after January 1, 2021, which provides for the sole retention by the member of all rights in the annuity and provides that the former spouse shall not be entitled to any survivor benefits pursuant to this chapter.

Upon meeting the requirements of subdivision (1) or (2) of this subsection, the monthly benefit payable for the lifetime of the member shall be the actuarial equivalent of the annuity payable pursuant to the provisions of option 1

or option 2 of subsection 3 of this section, as adjusted for early retirement if applicable. In no event shall the monthly benefit payable for the lifetime of the member be greater than the amount that would have been payable to the member under subsection 7 or 8 of section 104.103, whichever is applicable, had the former spouse died on the date of the dissolution of marriage. Any increase in the annuity amount pursuant to this subsection shall be prospective and effective the first of the month following the date of receipt by the system of a certified copy of the dissolution decree that meets the requirements of this subsection.

8. Any application for retirement shall only become effective on the first day of the month.

104.170. 1. The board shall elect **[**~~by secret ballot~~**]** one member as chair and one member as vice chair at the first board meeting of each year. The chair may not serve more than two consecutive terms beginning after August 13, 1988. The chair shall preside over meetings of the board and perform such other duties as may be required by action of the board. The vice chair shall perform the duties of the chair in the absence of the latter or upon the chair's inability or refusal to act.

2. The board shall appoint a full-time executive director, who shall not be compensated for any other duties under the state highways and transportation commission. The executive director shall have charge of the offices and records and shall hire such employees that the executive director deems necessary subject to the direction of the board. The executive director and all other employees of the system shall be members of the system and the board shall make contributions to provide the insurance benefits available pursuant to section 104.270 on the same basis as provided for other state employees pursuant to the provisions of section 104.515, and also shall make contributions to provide the retirement benefits on the same basis as provided for other employees pursuant to the provisions of sections 104.090 to 104.260. The executive director is authorized to execute all documents including contracts necessary to carry out any and all actions of the board.

3. Any summons or other writ issued by the courts of the state shall be served upon the executive director or, in the executive director's absence, on the assistant director.

104.200. Should any error in any records result in any **[**~~member's~~**] member** or **[**~~beneficiary's~~**] beneficiary** receiving more or less than he **or she** would have been entitled to receive had the records been correct, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**] member's annuity starting date or** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern for the amount of time that has passed**.

104.312. 1. The provisions of subsection 2 of section 104.250, subsection 2 of section 104.540, subsection 2 of section 287.820, and section 476.688 to the contrary notwithstanding, any pension, annuity, benefit, right, or retirement allowance provided pursuant to this chapter, chapter 287, or chapter 476 is marital property and after August 28, 1994, a court of competent jurisdiction may divide the pension, annuity, benefits, rights, and retirement allowance provided pursuant to this chapter, chapter 287, or chapter 476 between the parties to any action for dissolution of marriage. A division of benefits order issued pursuant to this section:

(1) Shall not require the applicable retirement system to provide any form or type of annuity or retirement plan not selected by the member and not normally made available by that system;

(2) Shall not require the applicable retirement system to commence payments until the member submits a valid application for an annuity and the annuity becomes payable in accordance with the application;

(3) Shall identify the monthly amount to be paid to the alternate payee, which shall be expressed as a percentage and which shall not exceed fifty percent of the amount of the member's annuity accrued during all or part of the time while the member and alternate payee were married **excluding service accrued under 104.601**; and which shall be based on the member's vested annuity on the date of the dissolution of marriage or an earlier date as specified in the order, which amount shall be adjusted proportionately if the member's annuity is reduced due to early retirement or the member's annuity is reduced pursuant to section 104.395 under an annuity option in which the member named the alternate payee as beneficiary prior to the dissolution of marriage or pursuant to section 104.090 under an annuity option in which the member on or after August 28, 2007, named the alternative payee as beneficiary prior to the dissolution of marriage, and the percentage established shall be applied to the pro rata portion of any lump sum distribution pursuant to subsection 6 of section 104.335, accrued during the time while the member and alternate payee were married;

(4) Shall not require the payment of an annuity amount to the member and alternate payee which in total exceeds the amount which the member would have received without regard to the order;

(5) Shall provide that any benefit formula increases, additional years of service, increased average compensation or other type of increases accrued after the date of the dissolution of marriage shall accrue solely to the

benefit of the member; except that on or after September 1, 2001, any annual benefit increase **paid after the member's annuity starting date** shall not be considered to be an increase accrued after the date of termination of marriage and shall be part of the monthly amount subject to division pursuant to any order issued after September 1, 2001;

(6) Shall terminate upon the death of either the member or the alternate payee, whichever occurs first;

(7) Shall not create an interest which is assignable or subject to any legal process;

(8) Shall include the name, address, and date of birth of both the member and the alternate payee, and the identity of the retirement system to which it applies;

(9) Shall be consistent with any other division of benefits orders which are applicable to the same member;

(10) Shall not require the applicable retirement system to continue payments to the alternate payee if the member's retirement benefit is suspended or waived as provided by this chapter but such payments shall resume when the retiree begins to receive retirement benefits in the future.

2. A system established by this chapter shall provide the court having jurisdiction of a dissolution of marriage proceeding or the parties to the proceeding with information necessary to issue a division of benefits order concerning a member of the system, upon written request from either the court, the member or the member's spouse, which cites this section and identifies the case number and parties.

3. A system established by this chapter shall have the discretionary authority to reject a division of benefits order for the following reasons:

(1) The order does not clearly state the rights of the member and the alternate payee;

(2) The order is inconsistent with any law governing the retirement system.

4. The amount paid to an alternate payee under an order issued pursuant to this section shall be based on the plan the member was in on the date of the dissolution of marriage; except that any annual benefit increases subject to division shall be based on the actual annual benefit increases received after the retirement plan election.

5. Any annuity payable under section 104.625 that is subject to a division of benefit order under this section shall be calculated as follows:

(1) In instances of divorce after retirement, any service or compensation of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service or compensation; and

(2) The lump-sum payment described in subdivision (3) of section 104.625 shall not be subject to any division of benefit order.

104.410. 1. Any uniformed member of the water patrol who shall be affirmatively found by the board to be wholly and permanently incapable of holding any position of gainful employment as a result of injuries or illness incurred in the performance of the member's duties shall be entitled to receive disability benefits in an amount equal to one-half of the compensation that the employee was receiving at the time of the occurrence of the injury entitling the employee to such disability benefits. Any disability benefit payable pursuant to this subsection shall be decreased by any amount paid to such uniformed member of the water patrol by reason of the workers' compensation laws of this state. After termination of payment under workers' compensation, however, any such reduction and disability benefits shall be restored.

2. The board of trustees may require a medical examination of any uniformed member of the water patrol who is receiving disability benefits pursuant to this section at any time by a designated physician, and disability benefits shall be discontinued if the board finds that such member is able to perform the duties of the member's former position, or if such member refuses to submit to such an examination.

3. The disability benefits described in this section shall not be paid to any uniformed member of the water patrol who has retained or regained more than fifty percent of the member's earning capacity. If any uniformed member of the water patrol who has been receiving disability benefits again becomes an employee, the member's disability benefits shall be discontinued, the member's prior period of creditable service shall be restored, and any subsequent determination of benefits due the member or the member's survivors shall be based on the sum of the member's creditable service accrued to the date the member's disability benefits commenced and the period of creditable service after the member's return to employment.

4. Any uniformed member of the water patrol receiving benefits pursuant to the provisions of this section for five or more years immediately prior to attainment of age fifty-five shall be considered a normal retirant at age fifty-five, and may elect, within thirty days preceding the attainment of age fifty-five, option 1 of section 104.395, but only for the member's spouse who was the member's spouse for two or more years prior to the member's attainment of age fifty-five.

5. Any member who is receiving disability benefits as of December 31, 1985, or any member who is disabled on December 31, 1985, and would have been entitled to receive disability benefits pursuant to this section as the provisions of this section existed immediately prior to September 28, 1985, shall be eligible to receive or shall continue to receive benefits in accordance with such prior provisions of this section until the member again becomes an employee; however, all employees of the department of conservation who are disabled shall receive benefits pursuant only to this section or section 104.518, whichever is applicable, and shall not be eligible for benefits under any other plan or program purchased or provided after September 28, 1985.

6. Any member who qualifies for disability benefits pursuant to subsection 1 of this section or pursuant to the provisions of section 104.518, or under a long-term disability program provided by the member's employing department as a consequence of employment by the department, shall continue to accrue creditable service based on the member's rate of pay immediately prior to the date the member became disabled in accordance with sections 104.370, 104.371, 104.374 and 104.615, until the date the member's retirement benefit goes into pay status, the disability benefits cease being paid to the member, or the member is no longer disabled, whichever comes first. Persons covered by the provisions of sections 476.515 to 476.565 or sections 287.812 to 287.855, who qualify for disability benefits pursuant to the provisions of section 104.518, at the date the person becomes disabled, shall continue to accrue creditable service based on the person's rate of pay immediately prior to the date the person becomes disabled until the date the person's retirement benefit goes into pay status, the disability benefits cease being paid to the person or the person is no longer disabled, whichever comes first. Members or persons continuing to accrue creditable service pursuant to this subsection shall be entitled to continue their life insurance coverage subject to the provisions of the life insurance plan administered by the board pursuant to section 104.517. The rate of pay for purposes of calculating retirement benefits for a member or person described in this subsection who becomes disabled and retires on or after August 28, 1999, shall be the member's or person's regular monthly compensation received at the time of disablement, increased thereafter for any increases in the consumer price index. Such increases in the member's monthly pay shall be made annually beginning twelve months after disablement and shall be equal to eighty percent of the increase in the consumer price index during the calendar year prior to the adjustment, but not more than five percent of the member's monthly pay immediately before the increase. Such accruals shall continue until the earliest of: receipt of an early retirement annuity, attainment of normal retirement eligibility or termination of disability benefits.

7. A member or person who continues to be disabled as provided in subsection 6 of this section until the member's normal retirement age shall be eligible to retire on the first day of the month next following the member's or person's final payment pursuant to section 104.518 or, if applicable, subsection 1 of this section. A member or person who retires pursuant to this subsection shall receive the greater of the normal annuity or the minimum annuity, if applicable, determined pursuant to sections 104.370, 104.371, 104.374 and 104.615, and section 287.820, and section 476.530 as if the member or person had continued in the active employ of the employer until the member's or person's retirement benefit goes into pay status, the disability benefits cease being paid to the member or person, or the member or person is no longer disabled, whichever comes first and the member's or person's compensation for such period had been the member's or person's rate of pay immediately preceding the date the member or person became disabled.

8. If a member who has been disabled becomes an employee again and if the member was disabled during the entire period of the member's absence, then the member shall resume active participation as of the date of reemployment. Such a member shall receive creditable service for the entire period the member was disabled as provided in subsection 6 of this section.

9. If a member ceases to be disabled and if the member does not return to work as provided in subsection 8 of this section, the member's rights to further benefits shall be determined in accordance with sections 104.335, 104.380, 104.400, 104.420 and 104.615 as though the member had withdrawn from service as of the date the member ceased to be disabled, as determined by the system.

10. Members of the general assembly who are accruing service under subsection 6 of this section shall continue to accrue service until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the member's constitutionally mandated limit on service as a member of the general assembly for the chamber in which the member was serving at the time of disablement.

11. Statewide elected officials who are accruing service under subsection 6 of this section shall continue to accrue service until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the statewide elected official's constitutionally mandated limit on service as a statewide elected official for the office in which the statewide elected official was serving at the time of disablement.

104.436. 1. The board intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent-of-payroll amortization~~**] calculation**.

2. At least ninety days before each regular session of the general assembly, the board shall certify to the division of budget the contribution rate necessary to cover the liabilities of the plan administered by the system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriation of the amount calculated pursuant to the provisions of this subsection. Following each pay period, the commissioner of administration shall requisition and certify the payment to the executive director of the Missouri state employees' retirement system. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement fund.

3. The employers of members of the system who are not paid out of funds that have been deposited in the state treasury shall remit promptly to the executive director an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement system fund.

4. These amounts are funds of the system, and shall not be commingled with any funds in the state treasury.

104.490. 1. Should any error result in any member or beneficiary receiving more or less than he or she would have been entitled to receive had the error not occurred, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**] member's annuity starting date or** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern to the amount of time that has passed**.

2. A person who knowingly makes a false statement, or falsifies or permits to be falsified a record of the system, in an attempt to defraud the system is subject to fine or imprisonment pursuant to the Missouri revised statutes.

3. The board of trustees of the Missouri state employees' retirement system shall cease paying benefits to any survivor or beneficiary who is charged with the intentional killing of a member without legal excuse or justification. A survivor or beneficiary who is convicted of such charge shall no longer be entitled to receive benefits. If the survivor or beneficiary is not convicted of such charge, the board shall resume payment of benefits and shall pay the survivor or beneficiary any benefits that were suspended pending resolution of such charge.

104.515. 1. Separate accounts for medical, life insurance and disability benefits provided pursuant to sections 104.517 and 104.518 shall be established as part of the fund. The funds, property and return on investments of the separate account shall not be commingled with any other funds, property and investment return of the system. All benefits and premiums are paid solely from the separate account for medical, life insurance and disability benefits provided pursuant to this section.

2. The state shall contribute an amount as appropriated by law and approved by the governor per month for medical benefits, life insurance and long-term disability benefits as provided pursuant to this section and sections 104.517 and 104.518. Such amounts shall include the cost of providing life insurance benefits for each active employee who is a member of the Missouri state employees' retirement system, a member of the public school retirement system and who is employed by a state agency other than an institution of higher learning, a member of the retirement system established by sections 287.812 to 287.855, the judicial retirement system, each legislator and official holding an elective state office, members not on payroll status who are receiving workers' compensation benefits, and if the state highways and transportation commission so elects, those employees who are members of the state transportation department employees' and highway patrol retirement system; if the state highways and transportation commission so elects to join the plan, the state shall contribute an amount as appropriated by law for medical benefits for those employees who are members of the transportation department employees' and highway patrol retirement system; an additional amount equal to the amount required, based on competitive bidding or determined actuarially, to fund the retired members' death benefit or life insurance benefit, or both, provided in subsection 4 of this section and the disability benefits provided in section 104.518. This amount shall be reported as a separate item in the monthly certification of required contributions which the commissioner of administration

submits to the state treasurer and shall be deposited to the separate account for medical, life insurance and disability benefits. All contributions made on behalf of members of the state transportation department employees' and highway patrol retirement system shall be made from highway funds. If the highways and transportation commission so elects, the spouses and unemancipated children under twenty-three years of age of employees who are members of the state transportation department employees' and highway patrol retirement system shall be able to participate in the program of insurance benefits to cover medical expenses pursuant to the provisions of subsection 3 of this section.

3. The board shall determine the premium amounts required for participating employees. The premium amounts shall be the amount, which, together with the state's contribution, is required to fund the benefits provided, taking into account necessary actuarial reserves. Separate premiums shall be established for employees' benefits and a separate premium or schedule of premiums shall be established for benefits for spouses and unemancipated children under twenty-three years of age of participating employees. The employee's premiums for spouse and children benefits shall be established to cover that portion of the cost of such benefits which is not paid for by contributions by the state. All such premium amounts shall be paid to the board of trustees at the time that each employee's wages or salary would normally be paid. The premium amounts so remitted will be placed in the separate account for medical, life insurance and disability benefits. In lieu of the availability of premium deductions, the board may establish alternative methods for the collection of premium amounts.

4. Each special consultant eligible for life benefits employed by a board of trustees of a retirement system as provided in section 104.610 who is a member of the Missouri state life insurance plan or Missouri state transportation department and Missouri state highway patrol life insurance plan shall, in addition to duties prescribed in section 104.610 or any other law, and upon request of the board of trustees, give the board, orally or in writing, a short detailed statement on life insurance and death benefit problems affecting retirees. As compensation for the extra duty imposed by this subsection, any special consultant as defined above, other than a special consultant entitled to a deferred normal annuity pursuant to section 104.035 or 104.335, who retires on or after September 28, 1985, shall receive as a part of compensation for these extra duties, a death benefit of five thousand dollars, and any special consultant who terminates employment on or after August 28, 1999, after reaching normal or early retirement age and becomes a retiree within **[**~~sixty~~**]** **sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage. In addition, each special consultant who is a member of the transportation department employees' and highway patrol retirement system medical insurance plan shall also provide the board, upon request of the board, orally or in writing, a short detailed statement on physical, medical and health problems affecting retirees. As compensation for this extra duty, each special consultant as defined above shall receive, in addition to all other compensation provided by law, nine dollars, or an amount equivalent to that provided to other special consultants pursuant to the provisions of section 103.115. In addition, any special consultant as defined in section 287.820 or section 476.601 who terminates employment and immediately retires on or after August 28, 1995, shall receive as a part of compensation for these duties, a death benefit of five thousand dollars and any special consultant who terminates employment on or after August 28, 1999, after reaching the age of eligibility to receive retirement benefits and becomes a retiree within **[**~~sixty~~**]** **sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage.

5. Any former employee who is receiving disability income benefits from the Missouri state employees' retirement system or the transportation department employees' and highway patrol retirement system shall, upon application with the board of trustees of the Missouri consolidated health care plan or the transportation department employees and highway patrol medical plan, be made, constituted, appointed and employed by the respective board as a special consultant on the problems of the health of disability income recipients and, upon request of the board of trustees of each medical plan, give the board, orally or in writing, a short detailed statement of physical, medical and health problems affecting disability income recipients. As compensation for the extra duty imposed by this subsection, each such special consultant as defined in this subsection may receive, in addition to all other compensation provided by law, an amount contributed toward medical benefits coverage provided by the Missouri consolidated health care plan or the transportation employees and highway patrol medical plan pursuant to appropriations.

104.625. Effective July 1, 2002, any member retiring pursuant to the provisions of sections 104.010 to 104.801, except an elected official or a member of the general assembly, who has not been paid retirement benefits and continues employment for at least two years beyond normal retirement age, may elect to receive an annuity and lump sum payment or payments, determined as follows:

(1) A retroactive starting date shall be established which shall be a date selected by the member; provided, however, that the retroactive starting date selected by the member shall not be a date which is earlier than the date when a normal annuity would have first been payable. In addition, the retroactive starting date shall not be more than five years prior to the annuity starting date, which shall be the first day of the month with respect to which an

amount is paid as an annuity pursuant to this section. The member's selection of a retroactive starting date shall be done in twelve-month increments, except this restriction shall not apply when the member selects the total available time between the retroactive starting date and the annuity starting date;

(2) The prospective annuity payable as of the annuity starting date shall be determined pursuant to the provisions otherwise applicable under the law, with the exception that it shall be the amount which would have been payable had the member actually retired on the retroactive starting date under the retirement plan selected by the member. Other than for the lump sum payment or payments specified in subdivision (3) of this section, no other amount shall be due for the period between the retroactive starting date and the annuity starting date;

(3) The lump sum payable shall be ninety percent of the annuity amounts which would have been paid to the member from the retroactive starting date to the annuity starting date had the member actually retired on the retroactive starting date and received a normal annuity. The member shall **[**~~elect to~~**]** receive the lump sum amount **[**~~either~~**]** in its entirety at the same time as the initial annuity payment is made **[**~~or in three equal annual installments with the first payment made at the same time as the initial annuity payment~~**]**; **and**

(4) **[**~~Any annuity payable pursuant to this section that is subject to a division of benefit order pursuant to section 104.312 shall be calculated as follows:~~

~~(a) Any service of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service except for purposes of calculating the division of benefit; and~~

~~(b) The lump sum payment described in subdivision (3) of this section shall not be subject to any division of benefit order; and~~

~~(5)~~**]** For purposes of determining annual benefit increases payable as part of the lump sum and annuity provided pursuant to this section, the retroactive starting date shall be considered the member's date of retirement.

104.810. 1. Employees of the Missouri state water patrol who are earning creditable service in the closed plan of the Missouri state employees' retirement system and who are transferred to the division of water patrol with the Missouri state highway patrol shall elect within ninety days of January 1, 2011, to either remain a member of the Missouri state employees' retirement system or transfer membership and creditable service to the closed plan of the Missouri department of transportation and highway patrol employees' retirement system. The election shall be made in writing after the employee has received a detailed analysis comparing retirement, life insurance, disability benefits, and medical benefits of a member of the Missouri state employees' retirement system with the corresponding benefits provided an employee of the highway patrol covered by the closed plan of the Missouri department of transportation and highway patrol employees' retirement system. In electing plan membership the employee shall acknowledge and agree that an election made under this subsection is irrevocable, and constitutes a waiver to receive retirement, life insurance, disability benefits, and medical benefits except as provided by the system elected by the employee. Furthermore, in connection with the election, the employee shall be required to acknowledge that the benefits provided by virtue of membership in either system, and any associated costs to the employee, may be different now or in the future as a result of the election and that the employee agrees to hold both systems harmless with regard to benefit differences resulting from the election. **In the event an employee terminates employment and later returns to the same position, the employee shall be a member of the system in which he or she was a member prior to termination. If the employee returns to any other position, the employee shall be a member of the system that currently covers that position.**

2. Employees of the Missouri state water patrol who are earning credited service in the year 2000 plan of the Missouri state employees' retirement system and who are transferred to the division of water patrol with the Missouri state highway patrol shall elect within ninety days of January 1, 2011, to either remain a member of the Missouri state employees' retirement system or transfer membership and creditable service to the year 2000 plan of the Missouri department of transportation and highway patrol employees' retirement system. The election shall be made in writing after the employee has received a detailed analysis comparing retirement, life insurance, disability benefits, and medical benefits of a member of the Missouri state employees' retirement system with the corresponding benefits provided an employee of the highway patrol covered by the year 2000 plan of the Missouri department of transportation and highway patrol employees' retirement system. In electing plan membership the employee shall acknowledge and agree that an election made under this subsection is irrevocable, and constitutes a waiver to receive retirement, life insurance, disability benefits, and medical benefits except as provided by the system elected by the employee. Furthermore, in connection with the election, the employee shall be required to acknowledge that the benefits provided by virtue of membership in either system, and any associated costs to the employee, may be different now or in the future as a result of the election and that the employee agrees to hold both systems harmless with regard to benefit differences resulting from the election.

3. The Missouri state employees' retirement system shall pay to the Missouri department of transportation and highway patrol employees' retirement system, by June 30, 2011, an amount actuarially determined to equal the liability at the time of the transfer for any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system, to the extent that liability is funded as of the most recent actuarial valuation and based on the actuarial value of assets not to exceed one hundred percent.

4. In no event shall any employee receive service credit for the same period of service under more than one retirement system as a result of the provisions of this section.

5. The only medical coverage available for any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system shall be the medical coverage provided in section 104.270. The effective date for commencement of medical coverage shall be July 1, 2011. However, this does not preclude medical coverage for the transferred employee as a dependent under any other health care plan.

6. Any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system and who is also thereafter a uniformed member of the highway patrol shall be subject to the mandatory retirement age stated in section 104.081.

104.1003. 1. Unless a different meaning is plainly required by the context, the following words and phrases as used in sections 104.1003 to 104.1093 shall mean:

(1) "Act", the year 2000 plan created by sections 104.1003 to 104.1093;

(2) "Actuary", an actuary who is experienced in retirement plan financing and who is either a member of the American Academy of Actuaries or an enrolled actuary under the Employee Retirement Income Security Act of 1974;

(3) "Annuity", annual benefit amounts, paid in equal monthly installments, from funds provided for in, or authorized by, sections 104.1003 to 104.1093;

(4) "Annuity starting date" means the first day of the first month with respect to which an amount is paid as an annuity pursuant to sections 104.1003 to 104.1093;

(5) "Beneficiary", any persons or entities entitled to receive an annuity or other benefit pursuant to sections 104.1003 to 104.1093 based upon the employment record of another person;

(6) "Board of trustees", "board", or "trustees", a governing body or bodies established for the year 2000 plan pursuant to sections 104.1003 to 104.1093;

(7) "Closed plan", a benefit plan created pursuant to this chapter and administered by a system prior to July 1, 2000. No person first employed on or after July 1, 2000, shall become a member of the closed plan, but the closed plan shall continue to function for the benefit of persons covered by and remaining in the closed plan and their beneficiaries;

(8) "Consumer price index", the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as approved by the board, as such index is defined and officially reported by the United States Department of Labor, or its successor agency;

(9) "Credited service", the total credited service to a member's credit as provided in sections 104.1003 to 104.1093; except that in no case shall more than one day of credited service be credited to any member or vested former member for any one calendar day of eligible credit as provided by law;

(10) "Department", any department or agency of the executive, legislative, or judicial branch of the state of Missouri receiving state appropriations, including allocated funds from the federal government but not including any body corporate or politic unless its employees are eligible for retirement coverage from a system pursuant to this chapter as otherwise provided by law;

(11) "Early retirement eligibility", a member's attainment of fifty-seven years of age and the completion of at least five years of credited service;

(12) "Effective date", July 1, 2000;

(13) "Employee" shall be any person who is employed by a department and is paid a salary or wage by a department in a position normally requiring the performance of duties of not less than one thousand forty hours per year, provided:

(a) The term "employee" shall not include any patient or inmate of any state, charitable, penal or correctional institution, or any person who is employed by a department in a position that is covered by a state-sponsored defined benefit retirement plan not created by this chapter;

(b) The term "employee" shall be modified as provided by other provisions of sections 104.1003 to 104.1093;

(c) The system shall consider a person who is employed in multiple positions simultaneously within a single agency to be working in a single position for purposes of determining whether the person is an employee as defined in this subdivision;

(d) **[**~~Beginning September 1, 2001, the term "year" as used in this subdivision shall mean the twelve-month period beginning on the first day of employment;~~

~~(e)~~**]** The term "employee" shall include any person as defined under paragraph (b) of subdivision (21) of subsection 1 of section 104.010 who is first employed on or after July 1, 2000, but prior to August 28, 2007;

(14) "Employer", a department;

(15) "Executive director", the executive director employed by a board established pursuant to the provisions of sections 104.1003 to 104.1093;

(16) "Final average pay", the average pay of a member for the thirty-six full consecutive months of service before termination of employment when the member's pay was greatest; or if the member was on workers' compensation leave of absence or a medical leave of absence due to an employee illness, the amount of pay the member would have received but for such leave of absence as reported and verified by the employing department; or if the member was employed for less than thirty-six months, the average monthly pay of a member during the period for which the member was employed. The board of each system may promulgate rules for purposes of calculating final average pay and other retirement provisions to accommodate for any state payroll system in which pay is received on a monthly, semimonthly, biweekly, or other basis;

(17) "Fund", a fund of the year 2000 plan established pursuant to sections 104.1003 to 104.1093;

(18) "Investment return", or "interest", rates as shall be determined and prescribed from time to time by a board;

(19) "Member", a person who is included in the membership of the system, as set forth in section 104.1009;

(20) "Normal retirement eligibility", a member's attainment of at least sixty-two years of age and the completion of at least five or more years of credited service or, the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty or, in the case of a member of the highway patrol who shall be subject to the mandatory retirement provisions of section **[**~~104.080~~**]** **104.081**, the mandatory retirement age and completion of five years of credited service or, the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty;

(21) "Pay" shall include:

(a) All salary and wages payable to an employee for personal services performed for a department; but excluding:

a. Any amounts paid after an employee's employment is terminated, unless the payment is made as a final installment of salary or wages at the same rate as in effect immediately prior to termination of employment in accordance with a state payroll system adopted on or after January 1, 2000;

b. Any amounts paid upon termination of employment for unused annual leave or unused sick leave;

c. Pay in excess of the limitations set forth in Section 401(a)(17) of the Internal Revenue Code of 1986 as amended and other applicable federal laws or regulations;

d. Any nonrecurring single sum payments; and

e. Any amounts for which contributions have not been made in accordance with section 104.1066;

(b) All salary and wages which would have been payable to an employee on workers' compensation leave of absence during the period the employee is receiving a weekly workers' compensation benefit, as reported and verified by the employing department;

(c) All salary and wages which would have been payable to an employee on a medical leave due to employee illness, as reported and verified by the employing department;

(d) For purposes of members of the general assembly, pay shall be the annual salary provided to each senator and representative pursuant to section 21.140, plus any salary adjustment pursuant to section 21.140;

(e) The board by its rules may further define "pay" in a manner consistent with this definition;

(22) "Retiree", a person receiving an annuity from the year 2000 plan based upon the person's employment record;

(23) "State", the state of Missouri;

(24) "System" or "retirement system", the Missouri state employees' retirement system or the Missouri department of transportation and highway patrol employees' retirement system, as the case may be;

(25) "Vested former member", a person entitled to receive a deferred annuity pursuant to section 104.1036;

(26) "Year 2000 plan", the benefit plan created by sections 104.1003 to 104.1093.

2. Benefits paid under the provisions of this chapter shall not exceed the limitations of Internal Revenue Code Section 415, the provisions of which are hereby incorporated by reference. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan under Section 415(m) of the Internal Revenue Code of 1986, as amended. Such plan shall be created solely for the purposes described in Section 415(m)(3)(A) of the Internal Revenue Code of 1986, as amended. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

104.1018. 1. When a member is no longer employed in a position covered by the system, membership in the system shall thereupon cease. If a member has five or more years of credited service upon such member's termination of membership, such member shall be a vested former member entitled to a deferred annuity pursuant to section 104.1036**, except as otherwise provided in subsection 7 of section 104.1024**. If a member has fewer than five years of credited service upon termination of membership, such former member's credited service shall be forfeited, provided that if such former member becomes reemployed in a position covered by the system, such former member shall again become a member of the system and the forfeited credited service shall be restored after receiving creditable service continuously for one year.

2. Upon a member becoming a retiree, membership shall cease and, except as otherwise provided in section 104.1039, the person shall not again become a member of the system.

3. If a vested former member becomes reemployed in a position covered by the system before such vested former member's annuity starting date, membership shall be restored with the previous credited service and increased by such reemployment.

104.1024. 1. Any member who terminates employment may retire on or after attaining normal retirement eligibility by making application in written form and manner approved by the appropriate board. The written application shall set forth the annuity starting date which shall not be earlier than the first day of the second month following the month of the execution and filing of the member's application for retirement nor later than the first day of the fourth month following the month of the execution and filing of the member's application for retirement. The payment of the annuity shall be made the last working day of each month, providing all documentation required under section 104.1027 for the calculation and payment of the benefits is received by the board.

2. A member's annuity shall be paid in the form of a life annuity, except as provided in section 104.1027, and shall be an amount for life equal to one and seven-tenths percent of the final average pay of the member multiplied by the member's years of credited service.

3. The life annuity defined in subsection 2 of this section shall not be less than a monthly amount equal to fifteen dollars multiplied by the member's full years of credited service.

4. If as of the annuity starting date of a member who has attained normal retirement eligibility the sum of the member's years of age and years of credited service equals eighty or more years and if the member's age is at least forty-eight years but less than sixty-two years, or, in the case of a member of the highway patrol who shall be subject to the mandatory retirement provision of section **[**~~104.080~~**] 104.081**, the mandatory retirement age and completion of five years of credited service, then in addition to the life annuity described in subsection 2 of this section, the member shall receive a temporary annuity equal to eight-tenths of one percent of the member's final average pay multiplied by the member's years of credited service. The temporary annuity and any cost-of-living adjustments attributable to the temporary annuity pursuant to section 104.1045 shall terminate at the end of the calendar month in which the earlier of the following events occurs: the member's death or the member's attainment of the earliest age of eligibility for reduced Social Security retirement benefits, but no later than age sixty-two.

5. The annuity described in subsection 2 of this section for any person who has credited service not covered by the federal Social Security Act, as provided in **[**~~sections 105.300 to 105.430~~**] subdivision (1) of subsection 7 of section 104.342**, shall be calculated as follows: the life annuity shall be an amount equal to two and five-tenths percent of the final average pay of the member multiplied by the number of years of service not covered by the federal Social Security Act in addition to one and seven-tenths percent of the final average pay of the member multiplied by the member's years of credited service covered by the federal Social Security Act.

6. Effective July 1, 2002, any member, except an elected official or a member of the general assembly, who has not been paid retirement benefits and continues employment for at least two years beyond the date of normal retirement eligibility, may elect to receive an annuity and lump sum payment or payments, determined as follows:

(1) A retroactive starting date shall be established which shall be a date selected by the member; provided, however, that the retroactive starting date selected by the member shall not be a date which is earlier than the date when a normal annuity would have first been payable. In addition, the retroactive starting date shall not be more than five years prior to the annuity starting date. The member's selection of a retroactive starting date shall be done

in twelve-month increments, except this restriction shall not apply when the member selects the total available time between the retroactive starting date and the annuity starting date;

(2) The prospective annuity payable as of the annuity starting date shall be determined pursuant to the provisions of this section, with the exception that it shall be the amount which would have been payable at the annuity starting date had the member actually retired on the retroactive starting date under the retirement plan selected by the member. Other than for the lump sum payment or payments specified in subdivision (3) of this subsection, no other amount shall be due for the period between the retroactive starting date and the annuity starting date;

(3) The lump sum payable shall be ninety percent of the annuity amounts which would have been paid to the member from the retroactive starting date to the annuity starting date had the member actually retired on the retroactive starting date and received a life annuity. The member shall **[**~~elect to~~**]** receive the lump sum amount **[**~~either~~**]** in its entirety at the same time as the initial annuity payment is made **[**~~or in three equal annual installments with the first payment made at the same time as the initial annuity payment~~**]**; **and**

(4) **[**~~Any annuity payable pursuant to this section that is subject to a division of benefit order pursuant to section 104.1051 shall be calculated as follows:~~

~~(a) Any service of a member between the retroactive starting date and the annuity starting date shall not be considered credited service except for purposes of calculating the division of benefit; and~~

~~(b) The lump sum payment described in subdivision (3) of this section shall not be subject to any division of benefit order; and~~

~~(5)~~**]** For purposes of determining annual benefit increases payable as part of the lump sum and annuity provided pursuant to this section, the retroactive starting date shall be considered the member's date of retirement.

7. Any vested former member who terminated employment after attaining normal retirement eligibility shall be considered a member for the purposes of this section.

104.1051. 1. Any annuity provided pursuant to the year 2000 plan is marital property and a court of competent jurisdiction may divide such annuity between the parties to any action for dissolution of marriage if at the time of the dissolution the member has at least five years of credited service pursuant to sections 104.1003 to 104.1093. A division of benefits order issued pursuant to this section:

(1) Shall not require the applicable retirement system to provide any form or type of annuity or retirement plan not selected by the member;

(2) Shall not require the applicable retirement system to commence payments until the member's annuity starting date;

(3) Shall identify the monthly amount to be paid to the former spouse, which shall be expressed as a percentage and which shall not exceed fifty percent of the amount of the member's annuity accrued during all or part of the period of the marriage of the member and former spouse **excluding service accrued under subsection 2 of section 104.1021;** and which shall be based on the member's vested annuity on the date of the dissolution of marriage or an earlier date as specified in the order, which amount shall be adjusted proportionately upon the annuity starting date if the member's annuity is reduced due to the receipt of an early retirement annuity or the member's annuity is reduced pursuant to section 104.1027 under an annuity option in which the member named the alternate payee as beneficiary prior to the dissolution of marriage;

(4) Shall not require the payment of an annuity amount to the member and former spouse which in total exceeds the amount which the member would have received without regard to the order;

(5) Shall provide that any annuity increases, additional years of credited service, increased final average pay, increased pay pursuant to subsections 2 and 5 of section 104.1084, or other type of increases accrued after the date of the dissolution of marriage and any temporary annuity received pursuant to subsection 4 of section 104.1024 shall accrue solely to the benefit of the member; except that on or after September 1, 2001, any cost-of-living adjustment (COLA) due after the annuity starting date shall not be considered to be an increase accrued after the date of termination of marriage and shall be part of the monthly amount subject to division pursuant to any order issued after September 1, 2001;

(6) Shall terminate upon the death of either the member or the former spouse, whichever occurs first;

(7) Shall not create an interest which is assignable or subject to any legal process;

(8) Shall include the name, address, and date of birth of both the member and the former spouse, and the identity of the retirement system to which it applies;

(9) Shall be consistent with any other division of benefits orders which are applicable to the same member;

(10) Shall not require the applicable retirement system to continue payments to the alternate payee if the member's retirement benefit is suspended or waived as provided by this chapter but such payments shall resume when the retiree begins to receive retirement benefits in the future.

2. A system shall provide the court having jurisdiction of a dissolution of a marriage proceeding or the parties to the proceeding with information necessary to issue a division of benefits order concerning a member of the system, upon written request from either the court, the member, or the member's spouse, citing this section and identifying the case number and parties.

3. A system shall have the discretionary authority to reject a division of benefits order for the following reasons:

(1) The order does not clearly state the rights of the member and the former spouse;

(2) The order is inconsistent with any law governing the retirement system.

4. Any member of the closed plan who elected the year 2000 plan pursuant to section 104.1015 and then becomes divorced and subject to a division of benefits order shall have the division of benefits order calculated pursuant to the provisions of the year 2000 plan.

5. Any annuity payable under section 104.1024 that is subject to a division of benefit order under this section shall be calculated as follows:

(1) In instances of divorce after retirement, any service or pay of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service or pay; and

(2) The lump-sum payment described in subdivision (3) of subsection 6 of section 104.1024 shall not be subject to any division of benefit order.

104.1060. 1. Should any error result in any person receiving more or less than the person would have been entitled to receive had the error not occurred, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the annuity to which such person was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**]** **member's annuity starting date or the** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern to the amount of time that has passed**.

2. A person who knowingly makes a false statement, or falsifies or permits to be falsified a record of the system, in an attempt to defraud the system shall be subject to fine or imprisonment under the Missouri revised statutes.

3. A board shall not pay an annuity to any survivor or beneficiary who is charged with the intentional killing of a member, retiree or survivor without legal excuse or justification. A survivor or beneficiary who is convicted of such charge shall no longer be entitled to receive an annuity. If the survivor or beneficiary is not convicted of such charge, the board shall resume annuity payments and shall pay the survivor or beneficiary any annuity payments that were suspended pending resolution of such charge.

104.1066. 1. The year 2000 plan intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age-normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent of payroll amortization~~**]** **calculation**. For purposes of this subsection and section 104.436, the actuary shall determine a single contribution rate applicable to both closed plan and year 2000 plan participants and, in determining such rate, make estimates of the probabilities of closed plan participants transferring to the year 2000 plan.

2. At least ninety days before each regular session of the general assembly, the board of the Missouri state employees' retirement system shall certify to the division of budget the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriations based upon the contribution rate so certified. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay the contributions to the year 2000 plan.

3. The employers of members covered by the Missouri state employees' retirement system who are not paid out of funds that have been deposited in the state treasury shall remit following each pay period to the year 2000 plan an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. Such employers shall maintain payroll records for a minimum of five years and shall produce all such records as requested by the system. The system is authorized to request from the state office of administration an appropriation out of the annual budget of any such employer in the event such records indicate that such employer has not contributed the amounts required by this section. The office of administration shall request such

appropriation which shall be equal to the amount necessary to replace any shortfall in contributions as determined by the system. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay such contributions to the year 2000 plan.

4. At least ninety days before each regular session of the general assembly, the board of the transportation department and highway patrol retirement system shall certify to the department of transportation and the department of public safety the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next biennial or other appropriation period. Each department shall include in its budget and in its request for appropriations for personal service the sum so certified to it by such board, and shall present the same to the general assembly for allowance. The sums so certified and appropriated, when available, shall be immediately paid to the system and deposited in the highway and transportation employees' and highway patrol retirement and benefit fund.

5. These amounts are funds of the year 2000 plan and shall not be commingled with any funds in the state treasury.

104.1072. 1. Each board shall provide or contract, or both, for life insurance benefits for employees covered pursuant to the year 2000 plan as follows:

(1) Employees shall be provided fifteen thousand dollars of life insurance until December 31, 2000. Effective January 1, 2001, the system shall provide or contract or both for basic life insurance for employees covered under any retirement plan administered by the system pursuant to this chapter, persons covered by sections 287.812 to 287.856, for employees who are members of the judicial retirement system as provided in section 476.590, and, at the election of the state highways and transportation commission, employees who are members of the **[**~~highways and~~**]** **Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system, in the amount equal to one times annual pay, subject to a minimum amount of fifteen thousand dollars. The board shall establish by rule or contract the method for determining the annual rate of pay and any other terms of such insurance as it deems necessary to implement the requirements pursuant to this section. Annual rate of pay shall not include overtime or any other irregular payments as determined by the board. Such life insurance shall provide for triple indemnity in the event the cause of death is a proximate result of a personal injury or disease arising out of and in the course of actual performance of duty as an employee;

(2) Any member who terminates employment after reaching normal or early retirement eligibility and becomes a retiree within **[**~~sixty~~**]** **sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage.

2. (1) In addition to the life insurance authorized by the provisions of subsection 1 of this section, any person for whom life insurance is provided or contracted for pursuant to such subsection may purchase, at the person's own expense and only if monthly voluntary payroll deductions are authorized, additional life insurance at a cost to be stipulated in a contract with a private insurance company or as may be required by a system if the board of trustees determines that the system should provide such insurance itself. The maximum amount of additional life insurance which may be so purchased prior to January 1, 2004, is that amount which equals six times the amount of the person's annual rate of pay, subject to any maximum established by a board, except that if such maximum amount is not evenly divisible by one thousand dollars, then the maximum amount of additional insurance which may be purchased is the next higher amount evenly divisible by one thousand dollars. The maximum amount of additional life insurance which may be so purchased on or after January 1, 2004, is an amount to be stipulated in a contract with a private insurance company or as may be required by the system if the board of trustees determines that the system should provide the insurance itself.

(2) Any person defined in subdivision (1) of this subsection may retain an amount not to exceed sixty thousand dollars of life insurance following the date of his or her retirement if such person becomes a retiree the month following termination of employment and makes written application for such life insurance at the same time such person's application is made to the board for retirement benefits. Such life insurance shall only be provided if such person pays the entire cost of the insurance, as determined by the board, by allowing voluntary deductions from the member's annuity.

(3) In addition to the life insurance authorized in subdivision (1) of this subsection, any person for whom life insurance is provided or contracted for pursuant to this subsection may purchase, at the person's own expense and only if monthly voluntary payroll deductions are authorized, life insurance covering the person's children or the person's spouse or both at coverage amounts to be determined by the board at a cost to be stipulated in a contract with a private insurer or as may be required by the system if the board of trustees determines that the system should provide such insurance itself.

(4) Effective July 1, 2000, any member who applies and is eligible to receive an annuity based on the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty shall be eligible to retain any optional life insurance described in subdivision (1) of this subsection. The amount of such retained insurance shall not be greater than the amount in effect during the month prior to termination of employment. Such insurance may be retained until the member's attainment of the earliest age for eligibility for reduced Social Security retirement benefits but no later than age sixty-two, at which time the amount of such insurance that may be retained shall be that amount permitted pursuant to subdivision (2) of this subsection.

3. The state highways and transportation commission may provide for insurance benefits to cover medical expenses for members of the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system. The state highways and transportation commission may provide medical benefits for dependents of members and for retired members. Contributions by the state highways and transportation commission to provide the benefits shall be on the same basis as provided for other state employees pursuant to the provisions of section 104.515. Except as otherwise provided by law, the cost of benefits for dependents of members and for retirees and their dependents shall be paid by the members or retirees. The commission may contract with other persons or entities including but not limited to third-party administrators, health network providers and health maintenance organizations for all, or any part of, the benefits provided for in this section. The commission may require reimbursement of any medical claims paid by the commission's medical plan for which there was third-party liability.

4. The **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system may request the state highways and transportation commission to provide life insurance benefits as required in subsections 1 and 2 of this section. If the state highways and transportation commission agrees to the request, the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system shall reimburse the state highways and transportation commission for any and all costs for life insurance provided pursuant to subdivision (2) of subsection 1 of this section. The person who is covered pursuant to subsection 2 of this section shall be solely responsible for the costs of any additional life insurance. In lieu of the life insurance benefit in subdivision (2) of subsection 1 of this section, the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system is authorized in its sole discretion to provide a death benefit of five thousand dollars.

5. To the extent that the board enters or has entered into any contract with any insurer or service organization to provide life insurance provided for pursuant to this section:

(1) The obligation to provide such life insurance shall be primarily that of the insurer or service organization and secondarily that of the board;

(2) Any member who has been denied life insurance benefits by the insurer or service organization and has exhausted all appeal procedures provided by the insurer or service organization may appeal such decision by filing a petition against the insurer or service organization in a court of law in the member's county of residence; and

(3) The board and the system shall not be liable for life insurance benefits provided by an insurer or service organization pursuant to this section and shall not be subject to any cause of action with regard to life insurance benefits or the denial of life insurance benefits by the insurer or service organization unless the member has obtained judgment against the insurer or service organization for life insurance benefits and the insurer or service organization is unable to satisfy that judgment.

104.1084. 1. For members of the general assembly, the provisions of this section shall supplement or replace the indicated other provisions of the year 2000 plan. "Normal retirement eligibility" means attainment of age fifty-five for a member who has served at least three full biennial assemblies or the attainment of at least age fifty for a member who has served at least three full biennial assemblies with a total of years of age and years of credited service which is at least eighty. A member shall receive two years of credited service for every full biennial assembly served. A full biennial assembly shall be equal to the period of time beginning on the first day the general assembly convenes for a first regular session until the last day of the following year. If a member serves less than a full biennial assembly, the member shall receive credited service for the pro rata portion of the full biennial assembly served.

2. For the purposes of section 104.1024, the normal retirement annuity of a member of the general assembly shall be an amount for life equal to one twenty-fourth of the monthly pay for a senator or representative on the annuity starting date multiplied by the years of credited service as a member of the general assembly. In no event shall any such member or eligible beneficiary receive annuity amounts in excess of one hundred percent of pay.

3. To be covered by the provisions of section 104.1030, or section 104.1036, a member of the general assembly must have served at least three full biennial assemblies.

4. For members who are statewide elected officials, the provisions of this section shall supplement or replace the indicated other provisions of the year 2000 plan. "Normal retirement eligibility" means attainment of age fifty-five for a member who has served at least four years as a statewide elected official, or the attainment of age fifty with a total of years of age and years of such credited service which is at least eighty.

5. For the purposes of section 104.1024, the normal retirement annuity of a member who is a statewide elected official shall be an amount for life equal to one twenty-fourth of the monthly pay in the highest office held by such member on the annuity starting date multiplied by the years of credited service as a statewide elected official not to exceed twelve years.

6. To be covered by the provisions of sections 104.1030 and 104.1036, a member who is a statewide elected official must have at least four years as a statewide elected official.

7. The provisions of section 104.1045 shall not apply to persons covered by the general assembly and statewide elected official provisions of this section. Persons covered by the general assembly provisions and receiving a year 2000 plan annuity shall be entitled to a cost-of-living adjustment (COLA) when there are increases in pay for members of the general assembly. Persons covered by the statewide elected official provisions and receiving a year 2000 plan annuity shall be entitled to COLAs when there are increases in the pay for statewide elected officials in the highest office held by such person. The COLA described in this subsection shall be equal to and concurrent with the percentage increase in pay as described in section 105.005. No COLA shall be less than zero.

8. Any member who serves under this chapter as a member of the general assembly or as a statewide elected official on or after August 28, 1999, shall not be eligible to receive any retirement benefits from the system under either the closed plan or the year 2000 plan based on service rendered on or after August 28, 1999, as a member of the general assembly or as a statewide elected official if such member is convicted of a felony that is determined by a court of law to have been committed in connection with the member's duties either as a member of the general assembly or as a statewide elected official, unless such conviction is later reversed by a court of law.

9. A member of the general assembly who has purchased or transferred creditable service shall not be subject to the cap on benefits pursuant to subsection 2 of this section for that portion of the benefit attributable to the purchased or transferred service.

10. For the purposes of section 104.1042, the service credit accrued by a member of the general assembly while receiving long-term disability benefits shall continue to accrue until the earliest receipt of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the member's constitutionally mandated limit on service as a member of the general assembly for the chamber in which the member was serving at the time of disablement.

11. For the purposes of section 104.1042, the service credit accrued by a statewide elected official while receiving long-term disability benefits shall continue to accrue until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the statewide elected official's constitutionally mandated limit on service as a statewide elected official for the office in which the statewide elected official was serving at the time of disablement.

104.1091. 1. Notwithstanding any provision of the year 2000 plan to the contrary, each person who first becomes an employee on or after January 1, 2011, shall be a member of the year 2000 plan subject to the provisions of this section.

2. A member's normal retirement eligibility shall be as follows:

(1) The member's attainment of at least age sixty-seven and the completion of at least ten years of credited service; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or, in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, such member's attainment of at least age sixty or the attainment of at least age fifty-five with ten years of credited service;

(2) For members of the general assembly, the member's attainment of at least age sixty-two and the completion of at least three full biennial assemblies; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety;

(3) For statewide elected officials, the official's attainment of at least age sixty-two and the completion of at least four years of credited service; or the official's attainment of at least age fifty-five with the sum of the official's age and credited service equaling at least ninety.

3. A vested former member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least ten years of credited service.

4. A temporary annuity paid pursuant to subsection 4 of section 104.1024 shall be payable if the member has attained at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, the temporary annuity shall be payable if the member has attained at least age sixty, or at least age fifty-five with ten years of credited service.

5. A member, other than a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, shall be eligible for an early retirement annuity upon the attainment of at least age sixty-two and the completion of at least ten years of credited service. A vested former member **who terminated employment prior to the attainment of early retirement eligibility** shall not be eligible for early retirement.

6. The provisions of subsection 6 of section 104.1021 and section 104.344 as applied pursuant to subsection 7 of section 104.1021 and section 104.1090 shall not apply to members covered by this section.

7. The minimum credited service requirements of five years contained in sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be ten years for members covered by this section. The normal and early retirement eligibility requirements in this section shall apply for purposes of administering section 104.1087.

8. A member shall be required to contribute four percent of the member's pay to the retirement system, which shall stand to the member's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable under the year 2000 plan, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the member under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes;

(2) Member contributions picked up by the employer shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Member contributions so picked up shall be credited to a separate account within the member's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, shall be paid by the employer in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. Effective June 30, 2014, and each June thirtieth thereafter, the interest crediting rate shall be equal to the investment rate that is published by the United States Department of Treasury, or its successor agency, for fifty-two week treasury bills for the relevant auction that is nearest to the preceding July first, or a successor treasury bill investment rate as approved by the board if the fifty-two week treasury bill is no longer issued. Interest credits shall cease upon termination of employment if the member is not a vested former member. Otherwise, interest credits shall cease upon retirement or death;

(6) A vested former member or a former member who is not vested may request a refund of his or her contributions and interest credited thereon. If such member is married at the time of such request, such request shall not be processed without consent from the spouse. Such member is not eligible to request a refund if such member's retirement benefit is subject to a division of benefit order pursuant to section 104.1051. Such refund shall be paid by the system **[**~~after~~**] within an administratively reasonable period, but no sooner than** ninety days from the date of termination of employment **[**~~or the request, whichever is later, and~~**]. The amount refunded** shall include all **employee** contributions made to any retirement plan administered by the system and interest credited thereon. A vested former member may not request a refund after such member becomes eligible for normal retirement. A vested former member or a former member who is not vested who receives a refund shall forfeit all the member's credited service and future rights to receive benefits from the system and shall not be eligible to receive any **[**~~long-term~~**]** disability benefits; provided that any member or vested former member receiving **[**~~long-term~~**]** disability benefits shall not be eligible for a refund. If such member subsequently becomes an employee and works continuously for at least one year, the credited service previously forfeited shall be restored if the member returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any member who made contributions shall receive a refund upon the member's death equal to the amount, if any, of such contributions and interest credited thereon less any retirement benefits

received by the member unless an annuity is payable to a survivor or beneficiary as a result of the member's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the member's contributions less any annuity amounts received by the member and the survivor or beneficiary.

9. The employee contribution rate, the benefits provided under the year 2000 plan to members covered under this section, and any other provision of the year 2000 plan with regard to members covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the member after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.

10. For purposes of members covered by this section, the options under section 104.1027 shall be as follows:

Option 1.

A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-eight and one half percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of three-tenths of one percent for each year the retiree's age is younger than age sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of three-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of three-tenths of one percent for each year of age difference; provided, after all adjustments the option 1 percent cannot exceed ninety-four and one quarter percent. Upon the retiree's death, fifty percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 2.

A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-one percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of four-tenths of one percent for each year the retiree's age is younger than sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of five-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of five-tenths of one percent for each year of age difference; provided, after all adjustments the option 2 percent cannot exceed eighty-seven and three quarter percent. Upon the retiree's death one hundred percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 3.

A retiree's life annuity shall be reduced to ninety-three percent of the annuity otherwise payable. If the retiree dies before having received one hundred twenty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred twenty-month period to the retiree's designated beneficiary provided that if there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred twenty monthly payments, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

Option 4.

A retiree's life annuity shall be reduced to eighty-six percent of the annuity otherwise payable. If the retiree dies before having received one hundred eighty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred eighty-month period to the retiree's designated beneficiary provided that if there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred eighty monthly payments, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

11. The provisions of subsection 6 of section 104.1024 shall not apply to members covered by this section.

12. Effective January 1, 2018, a member who is not a statewide elected official or a member of the general assembly shall be eligible for retirement under this subsection subject to the following conditions:

(1) A member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, such member's attainment of at least age sixty or the attainment of at least age fifty-five with five years of credited service;

(2) A vested former member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service; **except that, a vested former member who terminates employment after the attainment of normal retirement eligibility as defined in subdivision (1) of this subsection shall be covered under such subdivision;**

(3) A temporary annuity paid under subsection 4 of section 104.1024 shall be payable if the member has attained at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, the temporary annuity shall be payable if the member has attained at least age sixty, or at least age fifty-five with five years of credited service;

(4) A member, other than a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, shall be eligible for an early retirement annuity upon the attainment of at least age sixty-two and the completion of at least five years of credited service. A vested former member **who terminated employment prior to the attainment of early retirement eligibility** shall not be eligible for early retirement;

(5) The normal and early retirement eligibility requirements in this subsection shall apply for purposes of administering section 104.1087;

(6) The survivor annuity payable under section 104.1030 for vested former members **who terminated employment prior to the attainment of early retirement eligibility and who are** covered by this section shall not be payable until the deceased member would have reached his or her normal retirement eligibility under this subsection;

(7) The annual cost-of-living adjustment payable under section 104.1045 shall not commence until the second anniversary of **[**~~a vested former member's~~**] the** annuity starting date for **vested former** members **who terminated employment prior to the attainment of early retirement eligibility and who are** covered by this subsection;

(8) The unused sick leave credit granted under subsection 2 of section 104.1021 shall not apply to members covered by this subsection unless the member terminates employment after reaching normal retirement eligibility or becoming eligible for an early retirement annuity under this subsection; and

(9) The minimum credited service requirements of five years contained in sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be five years for members covered by this subsection.

476.521. 1. Notwithstanding any provision of chapter 476 to the contrary, each person who first becomes a judge on or after January 1, 2011, and continues to be a judge may receive benefits as provided in sections 476.445 to 476.688 subject to the provisions of this section.

2. Any person who is at least sixty-seven years of age, has served in this state an aggregate of at least twelve years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twelve-year requirement of this subsection may be fulfilled by service as judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twelve years. Any judge who is at least sixty-seven years of age and who has served less than twelve years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-seven, or thereafter, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twelve years.

3. Any person who is at least sixty-two years of age or older, has served in this state an aggregate of at least twenty years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twenty-year requirement of this subsection may be fulfilled by service as a judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twenty years. Any judge who is at least sixty-two years of age and who has served less than twenty years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-two, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twenty years.

4. All judges under this section required by the provisions of Section 26 of Article V of the Constitution of Missouri to retire at the age of seventy years shall retire upon reaching that age.

5. The provisions of sections 104.344, 476.524, and 476.690 shall not apply to judges covered by this section.

6. A judge shall be required to contribute four percent of the judge's compensation to the retirement system, which shall stand to the judge's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable as provided in sections 476.515 to 476.565, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the judge under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the judge's compensation that is includable in the judge's gross income for federal income tax purposes;

(2) Judge contributions picked up by the employer shall be paid from the same source of funds used for the payment of compensation to a judge. A deduction shall be made from each judge's compensation equal to the amount of the judge's contributions picked up by the employer. This deduction, however, shall not reduce the judge's compensation for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Judge contributions so picked up shall be credited to a separate account within the judge's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, are being paid by the employer in lieu of the contributions by the judge. The judge shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. **Effective June 30, 2024, and each June thirtieth thereafter, the interest crediting rate shall be equal to the investment rate that is published by the United States Department of Treasury, or its successor agency, for fifty-two-week treasury bills for the relevant auction that is nearest to the preceding July first, or a successor treasury bill investment rate as approved by the board if the fifty-two-week treasury bill is no longer issued.** Interest credits shall cease upon retirement **or death** of the judge;

(6) A judge whose employment is terminated may request a refund of his or her contributions and interest credited thereon. If such judge is married at the time of such request, such request shall not be processed without consent from the spouse. A judge is not eligible to request a refund if the judge's retirement benefit is subject to a division of benefit order pursuant to section 104.312. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later and shall include all contributions made to any retirement plan administered by the system and interest credited thereon. A judge may not request a refund after such judge becomes eligible for retirement benefits under sections 476.515 to 476.565. A judge who receives a refund shall forfeit all the judge's service and future rights to receive benefits from the system and shall not be eligible to receive any long-term disability benefits; provided that any judge or former judge receiving long-term disability benefits shall not be eligible for a refund. If such judge subsequently becomes a judge and works continuously for at least one year, the service previously forfeited shall be restored if the judge returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any judge who made contributions shall receive a refund upon the judge's death equal to the amount, if any, of such contributions **and interest credited thereon,** less any retirement benefits received by the judge unless an annuity is payable to a survivor or beneficiary as a result of the judge's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the judge's contributions less any annuity amounts received by the judge and the survivor or beneficiary.

7. The employee contribution rate, the benefits provided under sections 476.515 to 476.565 to judges covered under this section, and any other provision of sections 476.515 to 476.565 with regard to judges covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the judge after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.

8. Any judge who is receiving retirement compensation under section 476.529 or 476.530 who becomes employed as an employee eligible to participate in the closed plan or in the year 2000 plan under chapter 104, shall not receive such retirement compensation for any calendar month in which the retired judge is so employed. Any judge who is receiving retirement compensation under section 476.529 or section 476.530 who subsequently serves as a judge as defined pursuant to subdivision (4) of subsection 1 of section 476.515 shall not receive such retirement compensation for any calendar month in which the retired judge is serving as a judge; except that upon retirement such judge's annuity shall be recalculated to include any additional service or salary accrued based on the judge's

subsequent service. A judge who is receiving compensation under section 476.529 or 476.530 may continue to receive such retirement compensation while serving as a senior judge or senior commissioner and shall receive additional credit and salary for such service pursuant to section 476.682.

~~[104.130. Upon the death of a retired member, the board shall pay to such member's designated beneficiaries or to his estate a death benefit equal to the excess, if any, of the accumulated contributions of the member at retirement over the total amount of retirement benefits received by such member prior to his death.]~~"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brown (27), **House Amendment No. 6** was adopted.

Representative O'Donnell offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 934, Page 4, Section 57.991, Line 21, by adding after all of said section and line the following:

"**285.1000. For purposes of sections 285.1000 to 285.1055, the following terms shall mean:**

(1) "Administrative fund" or "Show-Me MyRetirement Savings administrative fund", the Show-Me MyRetirement Savings administrative fund described in section 285.1045;

(2) "Association", any legal association of individuals, corporations, limited liability companies, partnerships, associations, or other entities that has been in continuous existence for at least one year;

(3) "Board", the Show-Me MyRetirement Savings board established under section 285.1005;

(4) "Eligible employee", an individual who is employed by a participating employer, who has wages or other compensation that is allocable to the state, and who is eighteen years of age or older. "Eligible employee" shall not include any of the following:

(a) Any employee covered under the federal Railway Labor Act, 45 U.S.C. Section 151;

(b) Any employee on whose behalf an employer makes contributions to a multiemployer pension trust fund under 29 U.S.C. Section 186; or

(c) Any individual who is an employee of:

a. The federal government;

b. Any state government in the United States; or

c. Any county, municipal corporation, or political subdivision of any state in the United States;

(5) "Eligible employer", a person or entity engaged in a business, industry, profession, trade, or other enterprise in the state of Missouri, whether for profit or not for profit, provided that such a person or entity employs no more than fifty employees. A person or entity that qualifies as an eligible employer but that later employs more than fifty employees shall be permitted to remain an eligible employer for a period of five years, beginning on the date on which the person or entity first employs more than fifty employees. After such five-year period has ended, the person or entity shall immediately cease to qualify as an eligible employer and shall be prohibited from further participation in the plan unless the employer no longer has more than fifty employees. An employer includes an association and its members. For purposes of this subdivision, an eligible employer shall not include:

(a) The federal government;

(b) The state of Missouri;

(c) Any county, municipal corporation, or political subdivision of the state of Missouri; or

(d) Five years after the commencement of the program, an employer that maintains a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan, for its employees or that has effectively done so in form and operation at any time within the current or two preceding calendar years. If an employer does not maintain a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan, for a portion of a calendar year ending on or after the effective date of sections 285.1000 to 285.1055 and adopts such a plan effective for the remainder of that calendar year, the employer shall not be treated as an eligible employer for that remainder of the year;

(6) "ERISA", the Employee Retirement Income Security Act of 1974, as amended, 29 U.S.C. Section 1001 et seq.;

(7) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(8) "Participant", an eligible employee or other individual who has a balance credited to his or her account under the plan;

(9) "Participating employer", an eligible employer that is participating in the plan provided for by sections 285.1000 to 285.1055;

(10) "Plan" or "Show-Me MyRetirement Savings plan", the multiple-employer retirement savings plan established by sections 285.1000 to 285.1055, which shall be treated as a single plan under Title I of ERISA and is described in Sections 401(a), 401(k), and 413(c) of the Internal Revenue Code of 1986, as amended, in which multiple employers may choose to participate regardless of whether any relationship exists between and among the employers other than their participation in the plan. Based on the context, the term "plan" may also refer to multiple plans if multiple plans are established under sections 285.1000 to 285.1055;

(11) "Self-employed individual", an individual who is eighteen years of age or older, is self-employed, and has self-employment income or other compensation from self-employment that is allocable to the state of Missouri;

(12) "Specified tax-favored retirement plan", a retirement plan that is tax-qualified under, or is described in and satisfies the requirements of, Section 401(a), 401(k), 403(a), 403(b), 408(k)(Simplified Employee Pension), or 408(p)(SIMPLE-IRA) of the Internal Revenue Code of 1986, as amended;

(13) "Total fees and expenses", all fees, costs, and expenses including, but not limited to, administrative expenses, investment expenses, investment advice expenses, accounting costs, actuarial costs, legal costs, marketing expenses, education expenses, trading costs, insurance annuitization costs, and other miscellaneous costs;

(14) "Trust", the trust in which the assets of the plan are held.

285.1005. 1. The "Show-Me MyRetirement Savings Board" is hereby established in the office of the state treasurer.

2. The board shall consist of the following members, with the state treasurer, or his or her designee, serving as chair:

(1) The state treasurer, or his or her designee;

(2) An individual who has skill, knowledge, and experience in the field of retirement savings and investments, to be appointed by the governor with the advice and consent of the senate;

(3) An individual who has skill, knowledge, and experience relating to small business, to be appointed by the governor with the advice and consent of the senate;

(4) Three members of the house of representatives, to be appointed by the speaker of the house of representatives, to include one representative from the minority party; and

(5) Three members of the senate, to be appointed by the president pro tempore of the senate, to include one senator from the minority party.

3. The governor, the president pro tempore of the senate, and the speaker of the house of representatives shall make the respective initial appointments to the board for terms of office beginning on January 1, 2024.

4. Members of the board appointed by the governor, the president pro tempore of the senate, and the speaker of the house of representatives shall serve at the pleasure of the appointing authority.

5. The term of office of each member of the board shall be four years. Any member is eligible to be reappointed. If there is a vacancy for any reason, the appropriate appointing authority shall make an appointment, to become immediately effective, for the unexpired term.

6. All members of the board shall serve without compensation and shall be reimbursed from the administrative fund for necessary travel expenses incurred in carrying out the duties of the board.

7. A majority of the voting members of the board shall constitute a quorum for the transaction of business.

285.1010. 1. The board, subject to the authority granted under sections 285.1000 to 285.1055, shall design, develop, and implement the plan and, to that end, may conduct market, legal, and feasibility analyses.

2. The members of the board shall be fiduciaries of the plan under ERISA, and the board shall have the following powers, authorities, and duties:

(1) To establish, implement, and maintain the plan, in each case acting on behalf of the state of Missouri, including, in its discretion, more than one plan;

(2) To cause the plan, trust, and arrangements and accounts established under the plan to be designed, established, and operated:

(a) In accordance with best practices for retirement savings vehicles;

(b) To encourage participation, saving, sound investment practices, and appropriate selection of default investments;

(c) To maximize simplicity and ease of administration for eligible employers;

(d) To minimize costs, including by collective investment and economies of scale; and

(e) To promote portability of benefits;

(3) To arrange for collective, common, and pooled investment of assets of the plan and trust, including investments in conjunction with other funds with which assets are permitted to be collectively invested, to save costs through efficiencies and economies of scale;

(4) To develop and disseminate educational information designed to educate participants and citizens about the benefits of planning and saving for retirement and to help participants and citizens decide the level of participation and savings strategies that may be appropriate, including information in furtherance of financial capability and financial literacy;

(5) To adopt rules and regulations necessary or advisable for the implementation of sections 285.1000 to 285.1055 and the administration and operation of the plan consistent with the Internal Revenue Code and regulations thereunder, including to ensure that the plan satisfies all criteria for favorable federal tax-qualified treatment, and complies, to the extent necessary, with ERISA and any other applicable federal or Missouri law. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void;

(6) To arrange for and facilitate compliance with the plan or arrangements established thereunder with all applicable requirements for the plan under the Internal Revenue Code, ERISA, and any other applicable federal or Missouri law and accounting requirements, and to provide or arrange for assistance to eligible employers, eligible employees, and self-employed individuals in complying with applicable law and tax-related requirements in a cost-effective manner. The board may establish any processes deemed reasonably necessary or advisable to verify whether a person or entity is an eligible employer, including reference to online data and possible use of questions in employer tax filings;

(7) To employ or retain a plan administrator; executive director; staff; trustee; record-keeper; investment managers; investment advisors; and other administrative, professional, and expert advisors and service providers, none of whom shall be members of the board and all of whom shall serve at the pleasure of the board, which shall determine their duties and compensation. The board may authorize the executive director and other officials to oversee requests for proposals or other public competitions and enter into contracts on behalf of the board or conduct any business necessary for the efficient operation of the plan or the board;

(8) To establish procedures for the timely and fair resolution of participant and other disputes related to accounts or program operation and, if necessary, determine the eligibility of an employer, employee, or other individual to participate in the plan;

(9) To develop and implement an investment policy that defines the plan's investment objectives, consistent with the objectives of the plan, and that provides for policies and procedures consistent with those investment objectives;

(10) (a) To designate appropriate default investments that include a mix of asset classes, such as target date and balanced funds;

(b) To seek to minimize participant fees and expenses of investment and administration;

(c) To strive to design and implement investment options available to holders of accounts established as part of the plan and other plan features that are intended to achieve maximum possible income replacement balanced with an appropriate level of risk, consistent with the investment objectives under the investment policy. The investment options may encompass a range of risk and return opportunities and allow for a rate of return commensurate with an appropriate level of risk in view of the investment objectives under the policy. The menu of investment options shall be determined taking into account the nature and

objectives of the plan, the desirability of limiting investment choices under the plan to a reasonable number, based on behavioral research findings, and the extensive investment choices available to participants in the event that funds roll over to an individual retirement account (IRA) outside the program; and

(d) In accordance with subdivision (7) of this subsection, the board, to the extent it deems necessary or advisable, in carrying out its responsibilities and exercising its powers under sections 285.1000 to 285.1055, shall employ or retain appropriate entities or personnel to assist or advise it or to whom to delegate the carrying out of such responsibilities and exercising of such powers;

(11) To discharge its duties and see that the members of the board discharge their duties with respect to the plan solely in the interests of the participants as follows:

(a) For the exclusive purpose of providing benefits to participants and defraying reasonable expenses of administering the plan; and

(b) With the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with those matters would use in the conduct of an enterprise of a like character and with like aims;

(12) To cause expenses incurred to initiate, implement, maintain, and administer the plan to be paid from contributions to, or investment returns or assets of the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law;

(13) To collect application, account, or administrative fees and to accept any grants, gifts, legislative appropriations, loans, and other moneys from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, or entity to defray the costs of administering and operating the plan;

(14) To make and enter into competitively procured contracts, agreements, or arrangements with; to collaborate and cooperate with; and to retain, employ, and contract with or for any of the following to the extent necessary or desirable for the effective and efficient design, implementation, and administration of the plan consistent with the purposes set forth in sections 285.1000 to 285.1055 and to maximize outreach to eligible employers and eligible employees:

(a) Services of private and public financial institutions, depositories, consultants, actuaries, counsel, auditors, investment advisors, investment administrators, investment management firms, other investment firms, third-party administrators, other professionals and service providers, and state public retirement systems;

(b) Research, technical, financial, administrative, and other services; and

(c) Services of other state agencies to assist the board in the exercise of its powers and duties;

(15) To develop and implement an outreach plan to gain input and disseminate information regarding the plan and retirement savings in general;

(16) To cause moneys to be held and invested and reinvested under the plan;

(17) To ensure that all contributions under the plan shall be used only to:

(a) Pay benefits to participants under the plan;

(b) Pay the costs of administering the plan; and

(c) Make investments for the benefit of the plan, and ensure that no assets of the plan or trust are transferred to the general revenue fund or to any other fund of the state or are otherwise encumbered or used for any purpose other than those specified in this paragraph or section 285.1045;

(18) To make provisions for the payment of costs of administration and operation of the program and trust;

(19) To evaluate the need for and procure as needed insurance against any and all loss in connection with the property, assets, or activities of the program, including fiduciary liability coverage;

(20) To evaluate the need for and procure as needed pooled private insurance;

(21) To indemnify, including procurement of insurance as needed for this purpose, each member of the board from personal loss or liability resulting from a member's action or inaction as a member of the board and as a fiduciary;

(22) To collaborate with and evaluate the role of financial advisors or other financial professionals, including in assisting and providing guidance for covered employees; and

(23) To carry out the powers and duties of the program under sections 285.1000 to 285.1055 and exercise any and all other powers as are appropriate to effect the purposes, objectives, and provisions of such sections pertaining to the program.

3. A board member, program administrator, or other staff of the board shall not:

(1) Directly or indirectly, have any interest in the making of any investment under the program or in any gains or profits accruing from any such investment;

(2) Borrow any program-related funds or deposits, or use any such funds or deposits in any manner, for himself or herself or as an agent or partner of others; or

(3) Become an endorser, surety, or obligor on investments made under the program.

4. Each board member shall be subject to the provisions of sections 105.452 and 105.454.

285.1015. 1. The board shall, consistent with federal law and regulation, adopt and implement the plan, which shall remain in compliance with federal law and regulations once implemented and shall be called the "Show-Me MyRetirement Savings Plan".

2. In accordance with terms and conditions specified and regulations promulgated by the board, the plan shall:

(1) Be set forth in documents prescribing the terms and conditions of the plan;

(2) Be available on a voluntary basis to eligible employers and self-employed individuals;

(3) Be available to eligible members of an association who may elect to participate in the plan if the association or its members do not maintain a plan or a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan;

(4) Enroll self-employed individuals who wish to participate;

(5) Provide participants the option to terminate their participation at any time;

(6) Allow voluntary pre-tax or designated Roth 401(k) contributions;

(7) Allow voluntary employer contributions;

(8) Be overseen by the board and its designees;

(9) Be administered and managed by one or more trustees, other fiduciaries, custodians, third-party administrators, investment managers, record-keepers, or other service providers;

(10) Provide on a uniform basis, if and when the board so determines, in its discretion, for an increase of each participant's contribution rate, by a minimum increment of one percent of salary or wages per year, for each additional year the participant is employed or is participating in the plan up to the maximum percentage of such participant's salary or wages that may be contributed to the plan under federal law. Any such increases shall apply to participants, as determined by the board, by default or only if initiated by affirmative participant election;

(11) Provide for direct deposit of contributions into investments under the plan. To the extent consistent with ERISA, the investment alternatives under the plan shall be limited to an automatic investment for participants who do not actively and affirmatively elect a particular investment option, which unless the board provides otherwise, shall be a diversified target date fund, including a series of such diversified funds to apply to different participants depending on their choice or their target retirement dates, a principal-protected option, and at least four additional investment alternatives as may be selected by the board in its discretion. To the extent consistent with ERISA, the investment options may, at the discretion of the board, include a principal-protection fund as a temporary "security corridor" option that applies as the sole initial investment before participants may choose other investments or as the initial default investment for a specified period of time or up to a specified dollar amount of contributions or account balance;

(12) Be professionally managed;

(13) Provide for reports on the status of each participant's account to be provided to each participant at least quarterly and make best efforts to provide participants frequent or continual online access to information on the status of their accounts;

(14) When possible and practicable, use existing employer and public infrastructure to facilitate contributions, record keeping, and outreach and use pooled or collective investment arrangements;

(15) Provide that each account holder owns the contributions to or earnings on amounts contributed to his or her account under the plan and that the state and employers have no proprietary interest in those contributions or earnings;

(16) Be designed and implemented in a manner consistent with federal law to the extent that it applies;

(17) Make provisions for the participation in the plan of individuals who are not employees, if allowed under federal law;

(18) Establish rules and procedures governing the distribution of funds from the plan, including such distributions as may be permitted or required by the plan and any applicable provisions of ERISA, the tax-qualification rules, and the other tax laws, with the objectives of maximizing financial security in retirement, protecting spousal rights, and assisting participants to effectively manage the decumulation of

their savings and to receive payment of their benefits under the plan. The board shall have the authority, in its discretion, to provide for one or more reasonably priced distribution options to provide a source of fixed regular retirement income, including income for life or for the participant's life expectancy, or for joint lives and life expectancies, as applicable;

(19) Establish rules and procedures promoting portability of benefits, including the ability to make roll-overs or transfers to and from the plan that are exempt from federal income tax, provided that any roll-over is initiated by participants; and

(20) Encourage choices by employers in the state to adopt a specified tax-favored retirement plan, including the plan.

285.1020. The board shall adopt rules to implement the plan that:

(1) Establish the processes for enrollment and contributions under the plan, including withholding by participating employers of employee payroll deduction contributions from wages and remittance for deposit to the plan; voluntary contributions by others, including self-employed individuals and independent contractors, through payroll deduction or otherwise; the making of default contributions using default investments; and participant selection of alternative contribution rates or amounts and alternative investments from among the options offered under the plan;

(2) Conduct outreach to individuals, employers, other stakeholders, and the public regarding the plan. The rules shall specify the contents, frequency, timing, and means of required disclosures from the plan to eligible employees, participants, and self-employed individuals, eligible employers, participating employers, and other interested parties. These disclosures shall include, but not be limited to:

(a) The benefits associated with tax-favored retirement saving;

(b) The potential advantages and disadvantages associated with participating in the plan;

(c) Instructions for enrolling and making contributions;

(d) The potential availability of a saver's tax credit, including the eligibility conditions for the credit and instructions on how to claim it;

(e) A disclaimer that employees seeking tax, investment, or other financial advice should contact appropriate professional advisors, and that participating employers are not in a position to provide such advice and are not liable for decisions individuals make in relation to the plan;

(f) The potential implications of account balances under the plan for the application of asset limits under certain public assistance programs;

(g) A disclaimer that the account owner is solely responsible for investment performance, including market gains and losses, and that plan accounts and rates of return are not guaranteed by any employer, the state, the board, any board member or state official, or the plan;

(h) Any additional information about retirement and saving and other information designed to promote financial literacy and capability, which may take the form of links to, or explanations of how to obtain, such information; and

(i) Instructions on how to obtain additional information about the plan; and

(3) Ensure that the assets of the trust and plan shall at all times be preserved, invested, and expended only for the purposes set forth in sections 285.1000 to 285.1055, and that no property rights therein shall exist in favor of the state, except as provided under section 285.1045.

285.1025. An eligible employer, a participating employer, or other employer is not and shall not be liable for or bear responsibility for:

(1) An employee's decision as to which investments to choose;

(2) Participants' or the board's investment decisions;

(3) The administration, investment, investment returns, or investment performance of the plan including, but not limited to, any interest rate or other rate of return on any contribution or account balance, provided that the eligible employer, participating employer, or other employer is not involved in the administration or investment of the plan;

(4) The plan design or the benefits paid to participants; or

(5) Any loss, failure to realize any gain, or any other adverse consequences including, but not limited to, any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person solely and directly as a result of participating in the plan.

285.1030. 1. The state of Missouri; the board; each member of the board; any other state official, state board, commission, and agency; any member, officer, and employee thereof; and the plan:

(1) Shall not guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance; and

(2) Shall not be liable or responsible for any loss, deficiency, failure to realize any gain, or any other adverse consequences including, but not limited to, any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person as a result of participating in the plan.

2. The debts, contracts, and obligations of the plan or the board are not the debts, contracts, and obligations of the state, and neither the faith and credit nor the taxing power of the state is pledged directly or indirectly to the payment of the debts, contracts, and obligations of the plan or the board.

3. Nothing in sections 285.1000 to 285.1055 shall be construed to guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance.

285.1035. 1. Individual account information relating to accounts under the plan and relating to individual participants including, but not limited to, names, addresses, telephone numbers, email addresses, personal identification information, investments, contributions, and earnings shall be confidential and shall be maintained as confidential, provided that such information may be disclosed:

(1) To the extent necessary to administer the plan in a manner consistent with sections 285.1000 to 285.1055, ERISA, the Internal Revenue Code, or any other federal or Missouri law; or

(2) If the individual who provides the information or who is the subject of the information expressly agrees in writing to the disclosure of the information.

2. Information required to be confidential under subsection 1 of this section shall be considered a "closed record" as that term is defined in section 610.010, regardless as to whether such information has been disclosed as allowed by subsection 1 of this section.

285.1040. The board may enter into an intergovernmental agreement or memorandum of understanding with the state of Missouri, another state or states, and any agency thereof to receive outreach, technical assistance, enforcement and compliance services, collection or dissemination of information pertinent to the plan, subject to such obligations of confidentiality as may be agreed or required by law, or other services or assistance. The state of Missouri, another state or states, and any agency thereof that enters into such agreements or memoranda of understanding shall collaborate to provide the outreach, assistance, information, and compliance or other services or assistance to the board. The memoranda of understanding may cover the sharing of costs incurred in gathering and disseminating information and the reimbursement of costs for any enforcement activities or assistance.

285.1045. 1. There is hereby created in the state treasury the "Show-Me MyRetirement Savings Administrative Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Subject to appropriation, moneys in the fund shall be distributed by the state treasurer solely for the administration of sections 285.1000 to 285.1055.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. The Show-Me MyRetirement Savings administrative fund shall consist of:

(1) Moneys appropriated to the administrative fund by the general assembly;

(2) Moneys transferred to the administrative fund from the federal government, other state agencies, or local governments;

(3) Moneys from the payment of application, account, administrative, or other fees and the payment of other moneys due to the board;

(4) Any gifts, donations, or grants made to the state of Missouri for deposit in the administrative fund;

(5) Moneys collected for the administrative fund from contributions to, or investment returns or assets of, the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law; and

(6) Earnings on moneys in the administrative fund.

5. To the extent consistent with ERISA, the tax qualification rules, and other federal law, the board shall accept any grants, gifts, appropriations, or other moneys from the state; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity solely for deposit into the administrative fund, whether for investment or administrative expenses.

6. To enable or facilitate the start-up and continuing operation, maintenance, administration, and management of the program until the plan accumulates sufficient balances and can generate sufficient funding through fees assessed on program accounts for the plan to become financially self-sustaining:

(1) The board may borrow from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity working capital funds and other funds as may be necessary for this purpose, provided that such funds are borrowed in the name of the plan and board only and that any such borrowings shall be payable solely from the revenues of the plan; and

(2) The board may enter into long-term procurement contracts with one or more financial providers that provide a fee structure that would assist the plan in avoiding or minimizing the need to borrow or to rely upon general assets of the state.

7. Subject to appropriation, the state of Missouri may pay administrative costs associated with the creation, maintenance, operation, and management of the plan and trust until sufficient assets are available in the administrative fund for that purpose. Thereafter, all administrative costs of the administrative fund, including any repayment of start-up funds provided by the state of Missouri, shall be repaid only out of moneys on deposit therein. However, private funds or federal funding received in order to implement the program until the administrative fund is self-sustaining shall not be repaid unless those funds were offered contingent upon the promise of such repayment.

8. The board may use the moneys in the administrative fund solely to pay the administrative costs and expenses of the plan and the administrative costs and expenses the board incurs in the performance of its duties under sections 285.1000 to 285.1055.

9. The state treasurer's office shall follow the competitive bids procedure adopted by the office of administration for the following:

(1) The contracting or hiring of a contractor with the relevant skills, knowledge, and expertise determined by the board for managing the program, every five years; and

(2) At the state treasurer's discretion, the contracting or hiring of a contractor who has qualified staff with the relevant skills, knowledge, and expertise as determined by the state treasurer's office when the number of the participants in the plan reaches fifty thousand participants.

The office of administration is authorized to provide the state treasurer's office with the necessary assistance and services as may be needed.

285.1050. 1. The board shall keep an accurate account of all the activities, operations, receipts, and expenditures of the plan, the trust, and the board. Each year, a full audit of the books and accounts of the board pertaining to those activities, operations, receipts and expenditures, personnel, services, or facilities shall be conducted by a certified public accountant and shall include, but not be limited to, direct and indirect costs attributable to the use of outside consultants, independent contractors, and any other persons who are not state employees for the administration of the plan. For the purposes of the audit, the auditors shall have access to the properties and records of the plan and board and may prescribe methods of accounting and the rendering of periodic reports in relation to projects undertaken by the plan.

2. By August first of each year, the board shall submit to the governor, the state treasurer, the president pro tempore of the senate, and the speaker of the house of representatives a public report on the operation of the plan and trust and activities of the board, including an audited financial report, prepared in accordance with generally accepted accounting principles, detailing the activities, operations, receipts, and expenditures of the plan and board during the preceding calendar year. The report shall also include a summary of the benefits provided by the plan, the number of participants, average account balance, the number of participating employers, the contribution formulas and amounts of contributions made by participants and by each participating employer, the withdrawals, the account balances, total assets under management, investments, investment returns, fees and expenses associated with the investments and with the administration of the plan, projected activities of the plan for the current calendar year, and any other information regarding the plan and its operations that the board may determine to provide.

285.1055. 1. The board shall establish the plan so that individuals are able to begin contributing under the plan on or before September 1, 2025.

2. The board may, in its discretion, phase in the plan so that the ability to contribute first applies on different dates for different classes of individuals, including employees of employers of different sizes or types and individuals who are not employees; provided that, any such staged or phased-in implementation schedule shall be substantially completed on or before September 1, 2025."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 7** was adopted.

On motion of Representative Hovis, **HCS HB 934, as amended**, was adopted.

On motion of Representative Hovis, **HCS HB 934, as amended**, was ordered perfected and printed.

HCS HBs 45 & 1066, as amended, with House Amendment No. 2, pending, relating to licensure of certain professions, was again taken up by Representative Haley.

Representative Lewis (25) offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill Nos. 45 & 1066, Page 2, Line 18, by inserting after the words "**is expired**" the words "**or revoked**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lewis (25), **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Veit, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Haley, **HCS HBs 45 & 1066, as amended**, was adopted.

On motion of Representative Haley, **HCS HBs 45 & 1066, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 20 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 183 - Fiscal Review
HCS HB 894 - Fiscal Review

COMMITTEE REPORTS

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 93**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Hicks, Hudson, Justus, Lovasco, McMullen, Myers, Parker, Reuter and Riley

Noes (4): Crossley, Ingle, Merideth and Weber

Present (1): Ealy

Absent (2): Copeland and Matthiesen

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 248**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Baker, Crossley, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, McMullen, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Present (1): Merideth

Absent (2): Copeland and Matthiesen

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 926**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Hicks, Hudson, Justus, McMullen, Myers, Parker, Reuter and Riley

Noes (1): Lovasco

Present (5): Crossley, Ealy, Ingle, Merideth and Weber

Absent (2): Copeland and Matthiesen

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1039**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Baker, Hicks, Hudson, Justus, Lovasco, McMullen, Myers, Parker and Riley

Noes (4): Crossley, Ingle, Merideth and Weber

Present (2): Ealy and Reuter

Absent (2): Copeland and Matthiesen

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 34**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Baker, Ealy, Hicks, Hudson, Justus, Lovasco, McMullen, Myers, Parker, Reuter and Riley

Noes (1): Ingle

Present (3): Crossley, Merideth and Weber

Absent (2): Copeland and Matthiesen

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SCS SB 40**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (15): Baker, Crossley, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, McMullen, Merideth, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Absent (2): Copeland and Matthiesen

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SCS SBs 45 & 90**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (15): Baker, Crossley, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, McMullen, Merideth, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Absent (2): Copeland and Matthiesen

Committee on Insurance Policy, Chairman Christofanelli reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 101**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Appelbaum, Atchison, Butz, Christofanelli, Gregory, Mosley, Parker, Reedy, Sauls, Schnelting, Titus, Waller and West

Noes (0)

Absent (4): Coleman, Dinkins, Johnson (23) and Murphy

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SS SB 181**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Atchison, Christofanelli, Dinkins, Gregory, Reedy, Titus, Waller and West

Noes (5): Appelbaum, Butz, Johnson (23), Mosley and Sauls

Absent (4): Coleman, Murphy, Parker and Schnelting

Special Committee on Government Accountability, Chairman Richey reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 884**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Boyd, Cupps, Davidson, Deaton, Lonsdale, Lovasco, Mayhew, Perkins, Richey, Sander, Stinnett and Wilson

Noes (4): Anderson, Hein, Mann and Nurrenbern

Present (1): Phifer

Absent (2): Bosley and Knight

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 1076**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Baker, Butz, Hinman, Hurlbert, Justus, Lavender, McMullen and Strickler

Noes (0)

Absent (6): Davidson, Deaton, Hudson, Merideth, Peters and Richey

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **SB 47**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Baker, Butz, Davidson, Deaton, Hinman, Hurlbert, Justus, Lavender, McMullen, Peters and Strickler

Noes (0)

Absent (3): Hudson, Merideth and Richey

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **SS#2 SCS SB 96**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Baker, Davidson, Deaton, Hinman, Hurlbert, Justus, McMullen and Peters

Noes (3): Butz, Lavender and Strickler

Absent (3): Hudson, Merideth and Richey

Special Committee on Tourism, Chairman Seitz reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 15**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Burnett, Fountain Henderson, Gallick, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Barnes, Ealy and Lonsdale

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 224**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Burnett, Fountain Henderson, Gallick, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Barnes, Ealy and Lonsdale

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 434**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Burnett, Fountain Henderson, Gallick, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Barnes, Ealy and Lonsdale

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 530**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Burnett, Fountain Henderson, Gallick, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Barnes, Ealy and Lonsdale

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 817**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Burnett, Fountain Henderson, Gallick, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Barnes, Ealy and Lonsdale

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1051**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Burnett, Fountain Henderson, Gallick, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Barnes, Ealy and Lonsdale

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1261**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Burnett, Fountain Henderson, Gallick, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Barnes, Ealy and Lonsdale

Mr. Speaker: Your Special Committee on Tourism, to which was referred **SCR 7**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Burnett, Fountain Henderson, Gallick, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Barnes, Ealy and Lonsdale

Mr. Speaker: Your Special Committee on Tourism, to which was referred **SCR 8**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Burnett, Fountain Henderson, Gallick, Matthiesen, Morse, Sassmann, Seitz, Smith (155) and Titus

Noes (0)

Absent (3): Barnes, Ealy and Lonsdale

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 820**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Buchheit-Courtway, Falkner, Hovis, Pouche and Sharp (37)

Noes (0)

Absent (4): Appelbaum, Evans, Johnson (12) and Thompson

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HR 561**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Burger, Knight, McGirl, Owen and Schnelting

Noes (0)

Present (1): Unsicker

Absent (4): Bosley, Buchheit-Courtway, Hudson and Lavender

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 185 & 281**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Burger, Knight, McGirl and Owen

Noes (2): Lavender and Unsicker

Absent (4): Bosley, Buchheit-Courtway, Hudson and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 198**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Burger, Knight, Lavender, McGirl, Owen and Unsicker

Noes (1): Schnelting

Absent (3): Bosley, Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 514**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Burger, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Absent (3): Bosley, Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 516**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Burger, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (3): Bosley, Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 643**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Burger, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (3): Bosley, Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 823**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Burger, Knight, Lavender, McGirl, Owen and Schnelting

Noes (1): Unsicker

Absent (3): Bosley, Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 881**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Burger, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Present (1): Unsicker

Absent (3): Bosley, Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 942**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Burger, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Absent (3): Bosley, Buchheit-Courtway and Hudson

REFERRAL OF HOUSE JOINT RESOLUTIONS - RULES

The following House Joint Resolution was referred to the Committee indicated:

HJR 23 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HCS HB 50 - Rules - Regulatory Oversight
HB 77 - Rules - Administrative Oversight
HB 92 - Rules - Regulatory Oversight
HCS HB 100 - Rules - Regulatory Oversight
HCS HB 109 - Rules - Legislative Oversight
HB 224 - Rules - Legislative Oversight
HB 249 - Rules - Regulatory Oversight
HCS HB 257 - Rules - Regulatory Oversight
HB 272 - Rules - Regulatory Oversight
HB 273 - Rules - Regulatory Oversight
HB 274 - Rules - Regulatory Oversight
HB 302 - Rules - Legislative Oversight

HCS HB 350 - Rules - Regulatory Oversight
HB 351 - Rules - Administrative Oversight
HCS HBs 354, 965, 254 & 957 - Rules - Legislative Oversight
HB 400 - Rules - Administrative Oversight
HB 440 - Rules - Administrative Oversight
HB 449 - Rules - Administrative Oversight
HCS HB 485 - Rules - Legislative Oversight
HCS HB 489 - Rules - Administrative Oversight
HB 511 - Rules - Administrative Oversight
HCS HB 515 - Rules - Administrative Oversight
HCS HB 529 - Rules - Administrative Oversight
HB 602 - Rules - Legislative Oversight
HB 603 - Rules - Administrative Oversight
HCS HB 628 - Rules - Administrative Oversight
HB 646 - Rules - Legislative Oversight
HCS HB 648 - Rules - Regulatory Oversight
HB 697 - Rules - Regulatory Oversight
HB 711 - Rules - Regulatory Oversight
HCS HB 712 - Rules - Legislative Oversight
HB 734 - Rules - Administrative Oversight
HB 743 - Rules - Regulatory Oversight
HB 775 - Rules - Administrative Oversight
HCS HB 783 - Rules - Regulatory Oversight
HB 817 - Rules - Administrative Oversight
HCS HB 885 - Rules - Legislative Oversight
HB 929 - Rules - Administrative Oversight
HCS HBs 948 & 915 - Rules - Regulatory Oversight
HCS HB 959 - Rules - Regulatory Oversight
HB 966 - Rules - Administrative Oversight
HCS HB 968 - Rules - Administrative Oversight
HB 1009 - Rules - Regulatory Oversight
HB 1011 - Rules - Administrative Oversight
HB 1020 - Rules - Regulatory Oversight
HB 1035 - Rules - Legislative Oversight
HB 1067 - Rules - Administrative Oversight
HB 1074 - Rules - Administrative Oversight
HCS HB 1128 - Rules - Regulatory Oversight
HCS HB 1141 - Rules - Regulatory Oversight
HCS HB 1144 - Rules - Administrative Oversight
HCS HB 1166 - Rules - Administrative Oversight
HB 1185 - Rules - Legislative Oversight
HB 1193 - Rules - Regulatory Oversight
HB 1208 - Rules - Regulatory Oversight
HCS HB 1261 - Rules - Administrative Oversight
HB 1287 - Rules - Regulatory Oversight
HCS HB 1295 - Rules - Regulatory Oversight

REFERRAL OF SENATE CONCURRENT RESOLUTIONS - RULES

The following Senate Concurrent Resolutions were referred to the Committee indicated:

HCS SCR 7 - Rules - Legislative Oversight
SCR 8 - Rules - Legislative Oversight

REFERRAL OF SENATE JOINT RESOLUTIONS - RULES

The following Senate Joint Resolution was referred to the Committee indicated:

SJR 26 - Rules - Legislative Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

SB 20 - Rules - Legislative Oversight
HCS SS SB 24 - Rules - Legislative Oversight
SB 28 - Rules - Legislative Oversight
SB 34 - Rules - Legislative Oversight
HCS SS SCS SB 40 - Rules - Legislative Oversight
HCS SS SCS SBs 45 & 90 - Rules - Legislative Oversight
HCS SB 47 - Rules - Legislative Oversight
HCS SS SB 75 - Rules - Legislative Oversight
HCS SS SB 82 - Rules - Legislative Oversight
HCS SS#2 SCS SB 96 - Rules - Legislative Oversight
HCS SB 101 - Rules - Legislative Oversight
SS SCS SB 127 - Rules - Legislative Oversight
SS SB 139 - Rules - Legislative Oversight
HCS SS SB 181 - Rules - Legislative Oversight
HCS SCS SB 187 - Rules - Legislative Oversight

COMMUNICATIONS

April 12, 2023

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Dana,

Please find attached a corrected perfected copy of **Senate Bill No. 247**. As discussed, there was an error in the engrossing process within the title of the bill. The phrase “relating to taxation” was incorrectly printed due to a floor correction made on Senate Amendment No. 3.

Please let me know if you have any questions. I appreciate your consideration and assistance in resolving this matter.

Sincerely,

/s/ Kristina Martin
Secretary of the Senate

CORRECTED MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 247** entitled:

An act to repeal sections 143.114, 143.124, 143.125, 169.070, 169.141, 169.560, 169.596, and 169.715, RSMo, and to enact in lieu thereof nine new sections relating to retirement.

In which the concurrence of the House is respectfully requested.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Forty-sixth Day, Thursday, March 30, 2023, Page 1293, Line 13, by deleting the word “taxation” and inserting in lieu thereof the word “retirement”; and

Further correct House Journal, Forty-seventh Day, Monday, April 3, 2023, Page 1302, Line 14, by deleting the word “taxation” and inserting in lieu thereof the word “retirement”.

The following member's presence was noted: Buchheit-Courtway.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, April 13, 2023.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Thursday, April 13, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: SS SB 111

AGRICULTURE POLICY
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: SB 109, HB 925, HB 653

BUDGET
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 17, HB 18, HB 19, HB 20
Executive session will be held: HB 17, HB 18, HB 19, HB 20
Mark-up HCS HB 17 - HB 20.

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 346, HB 468, HB 531, HB 1228
Executive session will be held: HB 298, HB 392, HB 549, HB 1367, HB 36
Added HB 36.
AMENDED

EMERGING ISSUES
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 1169

FISCAL REVIEW
Thursday, April 13, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: HCS HB 805
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Thursday, April 13, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: SS#2 SB 39, SS#2 SCS SBs 49, 236 & 164, HB 494, HB 498

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

RULES - LEGISLATIVE OVERSIGHT
Thursday, April 13, 2023, 8:30 AM, House Hearing Room 4.
Executive session will be held: HB 246
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Thursday, April 13, 2023, 10:15 AM or upon adjournment of Administration and Accounts (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 127, HB 432
Executive session will be held: HB 1099
CORRECTED

TRANSPORTATION ACCOUNTABILITY
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 1302

WAYS AND MEANS
Thursday, April 13, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: SS SCS SB 133, SS SJR 3

HOUSE CALENDAR

FIFTY-THIRD DAY, THURSDAY, APRIL 13, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 1023 - Diehl
HB 1028 - Smith (155)
HB 1034 - McMullen
HB 770 - Thompson
HCS HB 1214 - Hinman
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HBs 267 & 347 - Buchheit-Courtway
HCS HB 342 - Pouche
HCS HB 589 - Murphy
HCS HB 303 - Roberts
HCS HB 425 - Perkins
HB 513 - Mayhew
HB 836 - Griffith
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HCS HBs 876, 771, 676 & 551 - Hurlbert
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HB 643 - Francis

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HB 437 - Banderman
HB 716 - Kelly (141)
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HB 1021, (Legislative Review 3/21/23) - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 48 - Haley

HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HBs 1082 & 1094 - Thompson
HCS HB 1109 - Thompson
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HB 1117, (Legislative Review 4/5/23) - Seitz
HB 102 - Baringer
HCS HB 188 - Murphy
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 349 - Christofanelli
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HB 282 - Schnelting
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HBs 532 & 751 - Mayhew
HCS HB 536 - Keathley
HB 542 - Haden
HCS HB 580 - Houx

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 20, (Fiscal Review 4/12/23) - Black

HOUSE BILLS FOR THIRD READING

HCS HB 894, (Fiscal Review 4/12/23) - Knight
HCS HB 419 - Hudson
HCS HB 183, (Fiscal Review 4/12/23) - Burger

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley
HCS HB 805, (Fiscal Review 4/11/23) - Kalberloh

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields

HOUSE RESOLUTIONS

HR 561 - Parker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTY-THIRD DAY, THURSDAY, APRIL 13, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Eye hath not seen, nor ear heard, the things which God hath prepared for them that love Him." (I Corinthians 2:9)

Almighty and everlasting God, from whom all thoughts of truth and love proceed, kindle in our hearts and in the hearts of all Missourians a real love for the truth and a deep concern for charity.

Guide with Your wisdom those who lead our state and all who work with them under the beautiful dome of this capitol, that in all cooperation Your kingdom may go forward and Your will be done on earth.

Make real in our hearts the spirit of Your love, strengthen us by Your power, draw us closer to You, and in so doing, bind us together in a firm and faithful bond of unity in this historic chamber.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Asher Dinkins and Caroline Dinkins.

The Journal of the fifty-second day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 805**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

PERFECTION OF HOUSE BILLS - INFORMAL

HB 282, relating to firearms, was taken up by Representative Schnelting.

Representative Schnelting moved that the title of **HB 282** be agreed to.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 282, Page 1, In the Title, Line 3, by deleting the word "firearms" and inserting in lieu thereof the words "concealed carry permits"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 1** was adopted.

Representative Baker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 282, Page 7, Section 571.030, Line 58, by inserting after the word "**subsection**" the phrase "**lawfully in possession of a valid concealed carry permit or endorsement**"; and

Further amend said bill, page, and section, Line 59, by inserting after the word "**assembly**" the phrase "**lawfully in possession of a valid concealed carry permit or endorsement**"; and

Further amend said bill, Page 17, Section 571.107, Lines 2 and 7, by deleting each occurence of the phrase "**or sections 571.205 to 571.230**"; and

Further amend said bill and section, Pages 19-20, Lines 102-107, by deleting said lines and inserting in lieu thereof the following:

"(14) **[**~~Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;~~
~~(15)~~**]** Any private property whose owner has posted the premises as being off-limits to"; and

Further amend said bill and section, Page 20, Line 121, by deleting the number "(16)" and inserting in lieu thereof the numbers "**[**~~(16)~~**] (15)**"; and

Further amend said bill, page, and section, Lines 125 and 128, by deleting each occurence of the number "(17)" and inserting in lieu thereof the numbers "**[**~~(17)~~**] (16)**"; and

Further amend said bill, Page 24, Section 571.111, Line 117, by inserting after all of said section and line the following:

"571.117. 1. Any person who has knowledge that another person, who was issued a concealed carry permit pursuant to sections 571.101 to 571.121, or concealed carry endorsement prior to August 28, 2013, never was or no longer is eligible for such permit or endorsement under the criteria established in sections 571.101 to 571.121 may file a petition with the clerk of the small claims court to revoke that person's concealed carry permit or endorsement. The petition shall be in a form substantially similar to the petition for revocation of concealed carry

permit or endorsement provided in this section. Appeal forms shall be provided by the clerk of the small claims court free of charge to any person:

SMALL CLAIMS COURT
In the Circuit Court of _____ , Missouri
_____, PLAINTIFF
)
)
vs.) Case Number _____
)
_____, DEFENDANT,
Carry Permit or Endorsement Holder
_____, DEFENDANT,
Sheriff of Issuance

PETITION FOR REVOCATION OF A
CONCEALED CARRY PERMIT OR CONCEALED CARRY ENDORSEMENT

Plaintiff states to the court that the defendant, _____, has a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013, and that the defendant's concealed carry permit or concealed carry endorsement should now be revoked because the defendant either never was or no longer is eligible for such a permit or endorsement pursuant to the provisions of sections 571.101 to 571.121, RSMo, specifically plaintiff states that defendant, _____, never was or no longer is eligible for such permit or endorsement for one or more of the following reasons:

(CHECK BELOW EACH REASON THAT APPLIES TO THIS DEFENDANT)

☐ Defendant is not at least **[**~~nineteen years of age or at least~~**]** eighteen years of age **[**~~and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces~~**]**.

☐ Defendant is not a citizen or permanent resident of the United States.

☐ Defendant had not resided in this state prior to issuance of the permit and does not qualify as a military member or spouse of a military member stationed in Missouri.

☐ Defendant has **[**~~pled guilty to or~~**]** been convicted of a crime punishable by imprisonment for a term exceeding two years under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of one year or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been convicted of**[**~~, pled guilty to or entered a plea of nolo contendere to~~**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013, or if the applicant has been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013.

☐ Defendant is a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been discharged under dishonorable conditions from the United States Armed Forces.

☐ Defendant is reasonably believed by the sheriff to be a danger to self or others based on previous, documented pattern.

☐ Defendant is adjudged mentally incompetent at the time of application or for five years prior to application, or has been committed to a mental health facility, as defined in section 632.005, RSMo, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, RSMo, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply.

☐ Defendant failed to submit a completed application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013.

☐ Defendant failed to submit to or failed to clear the required background check. (Note: This does not apply if the defendant has submitted to a background check and been issued a provisional permit pursuant to subdivision (2) of subsection 5 of section 571.101, and the results of the background check are still pending.)

☐ Defendant failed to submit an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsection 1 of section 571.111, RSMo.

☐ Defendant is otherwise disqualified from possessing a firearm pursuant to 18 U.S.C. Section 922(g) or section 571.070, RSMo, because (specify reason):

The plaintiff subject to penalty for perjury states that the information contained in this petition is true and correct to the best of the plaintiff's knowledge, is reasonably based upon the petitioner's personal knowledge and is not primarily intended to harass the defendant/respondent named herein.
_____ , PLAINTIFF

2. If at the hearing the plaintiff shows that the defendant was not eligible for the concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, at the time of issuance or renewal or is no longer eligible for a concealed carry permit or the concealed carry endorsement, the court shall issue an appropriate order to cause the revocation of the concealed carry permit and, if applicable, the concealed carry endorsement. Costs shall not be assessed against the sheriff.

3. The finder of fact, in any action brought against a permit or endorsement holder pursuant to subsection 1 of this section, shall make findings of fact and the court shall make conclusions of law addressing the issues at dispute. If it is determined that the plaintiff in such an action acted without justification or with malice or primarily with an intent to harass the permit or endorsement holder or that there was no reasonable basis to bring the action, the court shall order the plaintiff to pay the defendant/respondent all reasonable costs incurred in defending the action including, but not limited to, attorney's fees, deposition costs, and lost wages. Once the court determines that the plaintiff is liable to the defendant/respondent for costs and fees, the extent and type of fees and costs to be awarded should be liberally calculated in defendant/respondent's favor. Notwithstanding any other provision of law, reasonable attorney's fees shall be presumed to be at least one hundred fifty dollars per hour.

4. Any person aggrieved by any final judgment rendered by a small claims court in a petition for revocation of a concealed carry permit or concealed carry endorsement may have a right to trial de novo as provided in sections 512.180 to 512.320.

5. The office of the county sheriff or any employee or agent of the county sheriff shall not be liable for damages in any civil action arising from alleged wrongful or improper granting, renewing, or failure to revoke a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a certificate of qualification for a concealed carry endorsement issued prior to August 28, 2013, so long as the sheriff acted in good faith."; and

Further amend said bill, Page 30, Section 571.205, Line 211, by inserting after all of said section and line the following:

"571.215. 1. A Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 shall authorize the person in whose name the permit is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No Missouri lifetime or extended concealed carry permit shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries, or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule under subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection 2 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule under subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government, or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid Missouri lifetime or extended concealed carry permit from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid Missouri lifetime or extended concealed carry permit, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county, or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit holders in that portion of a building owned, leased, or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule, or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule, or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule, or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule, or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a Missouri lifetime or extended concealed carry permit to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the Missouri lifetime or extended concealed carry permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a Missouri lifetime or extended concealed carry permit;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager under rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) **[**~~Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;~~

~~(15)~~**]** Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a Missouri lifetime or extended concealed carry permit from carrying a concealed firearm in vehicles owned by the employer;

[~~(16)~~**] (15)** Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

[~~(17)~~**] (16)** Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to **[**~~(17)~~**] (16)** of subsection 1 of this section by any individual who holds a Missouri lifetime or extended concealed carry permit shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her Missouri lifetime or extended concealed carry permit revoked and such person shall not be eligible for a Missouri lifetime or extended concealed carry permit or a concealed carry permit issued under sections 571.101 to 571.121 for a period of three years. Upon conviction of charges arising from a citation issued under this subsection, the court shall notify the sheriff of the county which issued the Missouri lifetime or extended concealed carry permit. The sheriff shall suspend or revoke the Missouri lifetime or extended concealed carry permit.

571.225. 1. Any person who has knowledge that another person, who was issued a Missouri lifetime or extended concealed carry permit under sections 571.205 to 571.230, never was or no longer is eligible for such permit under the criteria established in sections 571.205 to 571.230 may file a petition with the clerk of the small claims court to revoke that person's Missouri lifetime or extended concealed carry permit. The petition shall be in a form substantially similar to the petition for revocation of a Missouri lifetime or extended concealed carry permit provided in this section. Appeal forms shall be provided by the clerk of the small claims court free of charge to any person:

SMALL CLAIMS COURT
In the Circuit Court of _____, Missouri
_____, PLAINTIFF
)
)
vs.) Case Number _____
)
)
_____, DEFENDANT,
Lifetime or Extended Carry Permit Holder
_____, DEFENDANT,
Sheriff of Issuance

PETITION FOR REVOCATION OF A
MISSOURI LIFETIME OR EXTENDED CONCEALED CARRY PERMIT

Plaintiff states to the court that the defendant, _____, has a Missouri lifetime or extended concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo, and that the defendant's Missouri lifetime or extended concealed carry permit should now be revoked because the defendant either never was or no longer is eligible for such a permit pursuant to the provisions of sections 571.205 to 571.230, RSMo, specifically plaintiff states that defendant, _____, never was or no longer is eligible for such permit or endorsement for one or more of the following reasons:

(CHECK BELOW EACH REASON THAT APPLIES TO THIS DEFENDANT)

☐ Defendant is not at least **[**~~nineteen years of age or at least~~**]** eighteen years of age **[**~~and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces~~**]**.

☐ Defendant is not a citizen or permanent resident of the United States.

☐ Defendant had not resided in this state prior to issuance of the permit or is not a current resident of this state.

☐ Defendant has **[**~~pled guilty to or~~**]** been convicted of a crime punishable by imprisonment for a term exceeding two years under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of one year or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been convicted of**[**~~, pled guilty to or entered a plea of nolo contendere to~~**]** one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo, or the defendant has been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo.

☐ Defendant is a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been discharged under dishonorable conditions from the United States Armed Forces.

☐ Defendant is reasonably believed by the sheriff to be a danger to self or others based on previous, documented pattern.

☐ Defendant is adjudged mentally incompetent at the time of application or for five years prior to application, or has been committed to a mental health facility, as defined in section 632.005, RSMo, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, RSMo, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply.

☐ Defendant failed to submit a completed application for a concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo.

☐ Defendant failed to submit to or failed to clear the required background check. (Note: This does not apply if the defendant has submitted to a background check and been issued a provisional permit pursuant to subdivision (2) of subsection 6 of section 571.205, RSMo, and the results of the background check are still pending.)

☐ Defendant failed to submit an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsections 1 and 2 of section 571.111, RSMo.

☐ Defendant is otherwise disqualified from possessing a firearm pursuant to 18 U.S.C. Section 922(g) or section 571.070, RSMo, because _____ (specify reason):

The plaintiff subject to penalty for perjury states that the information contained in this petition is true and correct to the best of the plaintiff's knowledge, is reasonably based upon the petitioner's personal knowledge and is not primarily intended to harass the defendant/respondent named herein.
_____ , PLAINTIFF

2. If at the hearing the plaintiff shows that the defendant was not eligible for the Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 at the time of issuance or renewal or is no longer eligible for a Missouri lifetime or extended concealed carry permit the court shall issue an appropriate order to cause the revocation of the Missouri lifetime or extended concealed carry permit. Costs shall not be assessed against the sheriff.

3. The finder of fact, in any action brought against a permit holder under subsection 1 of this section, shall make findings of fact and the court shall make conclusions of law addressing the issues at dispute. If it is determined that the plaintiff in such an action acted without justification or with malice or primarily with an intent to harass the permit holder or that there was no reasonable basis to bring the action, the court shall order the plaintiff to pay the defendant/respondent all reasonable costs incurred in defending the action including, but not limited to, attorney's fees, deposition costs, and lost wages. Once the court determines that the plaintiff is liable to the defendant/respondent for costs and fees, the extent and type of fees and costs to be awarded should be liberally calculated in defendant/respondent's favor. Notwithstanding any other provision of law, reasonable attorney's fees shall be presumed to be at least one hundred fifty dollars per hour.

4. Any person aggrieved by any final judgment rendered by a small claims court in a petition for revocation of a Missouri lifetime or extended concealed carry permit may have a right to trial de novo as provided in sections 512.180 to 512.320.

5. The office of the county sheriff or any employee or agent of the county sheriff shall not be liable for damages in any civil action arising from alleged wrongful or improper granting, renewing, or failure to revoke a Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 so long as the sheriff acted in good faith."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gragg	Gregory
Griffith	Haden	Haffner	Hardwick	Hausman
Henderson	Hinman	Houx	Hovis	Hudson
Hurlbert	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen

Morse	Murphy	Myers	O'Donnell	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Smith 155
Smith 163	Sparks	Stephens	Stinnett	Taylor 48
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 050

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 012

Bland Manlove	Boggs	Bosley	Gallick	Haley
Hicks	Jones	Keathley	Oehlerking	Shields
Stacy	Thomas			

VACANCIES: 000

On motion of Representative Baker, **House Amendment No. 2** was adopted.

Representative Merideth offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 282, Pages 5-10, Section 571.030, Lines 1-186, by deleting said lines and inserting in lieu thereof the following:

"571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise provided by sections 571.101 to 571.121, if he or she knowingly:

(1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under section 571.107; or

(2) Sets a spring gun; or

(3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in section 302.010, or any building or structure used for the assembling of people; or

(4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal use in an angry or threatening manner; or

(5) Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense; or

(6) Discharges a firearm within one hundred yards of any occupied schoolhouse, courthouse, or church building; or

(7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding; or

(8) Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the federal government, state government, or political subdivision thereof; or

(9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense; or

(10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board; or

(11) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation of section 579.015**; or**

(12) Carries upon or about his or her person a firearm if the person is under twenty-one years of age.

2. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the persons described in this subsection, regardless of whether such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties except as otherwise provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply to or affect any of the following persons, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties, except as otherwise provided in this subsection:

(1) All state, county and municipal peace officers who have completed the training required by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and who possess the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction, or all qualified retired peace officers, as defined in subsection 12 of this section, and who carry the identification defined in subsection 13 of this section, or any person summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;

(3) Members of the **United States** Armed Forces or National Guard while performing their official duty;

(4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary;

(5) Any person whose bona fide duty is to execute process, civil or criminal;

(6) Any federal probation officer or federal flight deck officer as defined under the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty, or within the law enforcement agency's jurisdiction;

(7) Any state probation or parole officer, including supervisors and members of the parole board;

(8) Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the department of public safety under section 590.750;

(9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;

(10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed by a court to be a special prosecutor who has completed the firearms safety training course required under subsection 2 of section 571.111;

(11) Any member of a fire department or fire protection district who is employed on a full-time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties; and

(12) Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district member who is employed on a full-time basis and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties.

3. Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the actor is transporting such weapons in a nonfunctioning state or in an unloaded state when ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision (1) of subsection 1 of this section does not apply to any person **[**~~nineteen~~**]** **twenty-one** years of age or older**,** or eighteen years of age or older and a member of

the United States Armed Forces**[**~~,~~**]** or honorably discharged from the United States Armed Forces, transporting a concealable firearm in the passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which the actor has possession, authority or control, or is traveling in a continuous journey peaceably through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is otherwise lawfully possessed by a person while traversing school premises for the purposes of transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related event or club event. **Subdivision (12) of subsection 1 of this section does not apply to any person who is in the lawful pursuit of game; who is acting in his or her capacity as a member of the United States Armed Forces or a law enforcement agency; who is in his or her dwelling unit or upon premises over which the person has possession, authority, or control; who is traveling in a continuous journey peaceably through this state; or who is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces.**

4. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state or political subdivision of another state.

5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

6. Notwithstanding any provision of this section to the contrary, the state shall not prohibit any state employee from having a firearm in the employee's vehicle on the state's property provided that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state as an employer when the state employee's vehicle is on property owned or leased by the state and the state employee is conducting activities within the scope of his or her employment. For the purposes of this subsection, "state employee" means an employee of the executive, legislative, or judicial branch of the government of the state of Missouri.

7. Nothing in this section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored or club-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.

8. A person who commits the crime of unlawful use of weapons under:

(1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E felony;

(2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B misdemeanor, except when a concealed weapon is carried onto any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of section 571.107 shall apply;

(3) Subdivision (5) **[**~~or~~**],** (10)**, or (12)** of subsection 1 of this section shall be guilty of a class A misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

(4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to another person, it is a class A felony.

9. Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

(1) For the first violation a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony;

(2) For any violation by a prior offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation or conditional release for a term of ten years;

(3) For any violation by a persistent offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release;

(4) For any violation which results in injury or death to another person, a person shall be sentenced to an authorized disposition for a class A felony.

10. Any person knowingly aiding or abetting any other person in the violation of subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed by this section for violations by other persons.

11. Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms- or weapons-related felony offense.

12. As used in this section "qualified retired peace officer" means an individual who:

(1) Retired in good standing from service with a public agency as a peace officer, other than for reasons of mental instability;

(2) Before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;

(3) Before such retirement, was regularly employed as a peace officer for an aggregate of fifteen years or more, or retired from service with such agency, after completing any applicable probationary period of such service, due to a service-connected disability, as determined by such agency;

(4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a plan is available;

(5) During the most recent twelve-month period, has met, at the expense of the individual, the standards for training and qualification for active peace officers to carry firearms;

(6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(7) Is not prohibited by federal law from receiving a firearm.

13. The identification required by subdivision (1) of subsection 2 of this section is:

(1) A photographic identification issued by the agency from which the individual retired from service as a peace officer that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the agency to meet the standards established by the agency for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm; or

(2) A photographic identification issued by the agency from which the individual retired from service as a peace officer; and

(3) A certification issued by the state in which the individual resides that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the state to meet the standards established by the state for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm."; and

Further amend said bill, Pages 10-17, Section 571.101, Lines 1-234, by deleting said lines and inserting in lieu thereof the following:

"571.101. 1. All applicants for concealed carry permits issued pursuant to subsection 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the said applicant can show qualification as provided by sections 571.101 to 571.121, the county or city sheriff shall issue a concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle. A concealed carry permit shall be valid from the date of issuance or renewal until five years from the last day of the month in which the permit was issued or renewed. The concealed carry permit is valid throughout this state. Although the permit is considered valid in the state, a person who fails to renew his or her permit within five years from the date of issuance or renewal shall not be eligible for an exception to a National Instant Criminal Background Check under federal regulations currently codified under 27 CFR 478.102(d), relating to the transfer, sale, or delivery of firearms from licensed dealers. A concealed carry endorsement issued prior to August 28, 2013, shall continue from the date of issuance or renewal until three years from the last day of the month in which the endorsement was issued or renewed to authorize the carrying of a concealed firearm on or about the applicant's person or within a vehicle in the same manner as a concealed carry permit issued under subsection 7 of this section on or after August 28, 2013.

2. A concealed carry permit issued pursuant to subsection 7 of this section shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:

(1) **Is a permanent resident of the United States,** is at least **[**~~nineteen~~**] twenty-one** years of age, **[**~~is a citizen or permanent resident of the United States~~**]** and either:

(a) Has assumed residency in this state; or

(b) Is a member of the **United States** Armed Forces stationed in Missouri**[**~~,~~**]** or the spouse of such member of the military;

(2) **Is a citizen of the United States,** is at least **[**~~nineteen~~**] twenty-one** years of age**[**~~,~~**]** or **[**~~is~~**]** at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, **[**~~and is a citizen of the United States~~**]** and either:

(a) Has assumed residency in this state; **or**

(b) Is a member of the **United States** Armed Forces stationed in Missouri**[**~~;~~**]** or

[~~(c)~~**]** the spouse of such member of the military**[**~~ stationed in Missouri and nineteen years of age~~**]**;

(3) Has not pled guilty to or entered a plea of nolo contendere or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

(4) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit;

(5) Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(6) Has not been discharged under dishonorable conditions from the United States Armed Forces;

(7) Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or others;

(8) Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

(9) Submits a completed application for a permit as described in subsection 3 of this section;

(10) Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsections 1 and 2 of section 571.111;

(11) Is not the respondent of a valid full order of protection which is still in effect; **and**

(12) Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

3. The application for a concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

(1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the Federal Bureau of Customs and Immigration Enforcement or any successor agency;

(2) An affirmation that the applicant has assumed residency in Missouri or is a member of the Armed Forces stationed in Missouri or the spouse of such a member of the Armed Forces and is a citizen or permanent resident of the United States;

(3) An affirmation that the applicant is at least **[**~~nineteen~~**]** **twenty-one** years of age or is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces;

(4) An affirmation that the applicant has not pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury pursuant to the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for permit renewal, or for the issuance of a new permit due to change of address, or for a lost or destroyed permit.

4. An application for a concealed carry permit shall be made to the sheriff of the county or any city not within a county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 2 of this section. In addition to the completed application, the applicant for a concealed carry permit must also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 11 or 12 of this section.

5. (1) Before an application for a concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification and orders showing the person being stationed in Missouri. In order to determine the applicant's suitability for a concealed carry permit, the applicant shall be fingerprinted. No other biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a concealed carry permit. If no disqualifying record is identified by these checks at the state level, the fingerprints shall be forwarded to the Federal Bureau of Investigation for a national criminal history record check. Upon receipt of the completed report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's license or a valid military identification, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a concealed carry permit issued under this section, provided that it shall not serve as an alternative to an national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the certificate of qualification under subsection 6 or 7 of this section. The sheriff shall revoke a provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be proscribed in a manner consistent to the denial and review of an application under subsection 6 of this section.

6. The sheriff may refuse to approve an application for a concealed carry permit if he or she determines that any of the requirements specified in subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered a false statement regarding any of the provisions of sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant

within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114.

7. If the application is approved, the sheriff shall issue a concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the concealed carry permit in the presence of the sheriff or his or her designee.

8. The concealed carry permit shall specify only the following information:

(1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;

(2) The signature of the sheriff issuing the permit;

(3) The date of issuance; and

(4) The expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

9. (1) The sheriff shall keep a record of all applications for a concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year. Any record of an application that was approved shall be kept for a period of one year after the expiration and nonrenewal of the permit.

(2) The sheriff shall report the issuance of a concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.101 to 571.121. An applicant's status as a holder of a concealed carry permit, provisional permit, or a concealed carry endorsement issued prior to August 28, 2013, shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

10. Information regarding any holder of a concealed carry permit, or a concealed carry endorsement issued prior to August 28, 2013, is a closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof. Any state agency that has retained any documents or records, including fingerprint records provided by an applicant for a concealed carry endorsement prior to August 28, 2013, shall destroy such documents or records, upon successful issuance of a permit.

11. For processing an application for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed one hundred dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund. This fee shall include the cost to reimburse the Missouri state highway patrol for the costs of fingerprinting and criminal background checks. An additional fee shall be added to each credit card, debit card, or other electronic transaction equal to the charge paid by the state or the applicant for the use of the credit card, debit card, or other electronic payment method by the applicant.

12. For processing a renewal for a concealed carry permit pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a nonrefundable fee not to exceed fifty dollars which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

13. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the sheriff of any county or city not within a county or his or her designee and in counties of the first classification the sheriff may designate the chief of police of any city, town, or municipality within such county.

14. For the purposes of this chapter, "concealed carry permit" shall include any concealed carry endorsement issued by the department of revenue before January 1, 2014, and any concealed carry document issued by any sheriff or under the authority of any sheriff after December 31, 2013."; and

Further amend said bill, Page 25, Section 571.111, Line 117, by inserting after said section and line the following:

"571.117. 1. Any person who has knowledge that another person, who was issued a concealed carry permit pursuant to sections 571.101 to 571.121, or concealed carry endorsement prior to August 28, 2013, never was or no longer is eligible for such permit or endorsement under the criteria established in sections 571.101 to 571.121 may file a petition with the clerk of the small claims court to revoke that person's concealed carry permit or endorsement. The petition shall be in a form substantially similar to the petition for revocation of concealed carry permit or endorsement provided in this section. Appeal forms shall be provided by the clerk of the small claims court free of charge to any person:

SMALL CLAIMS COURT

In the Circuit Court of _____, Missouri

_____, PLAINTIFF

))

vs.) Case Number _____

))

_____, DEFENDANT,

Carry Permit or Endorsement Holder

_____, DEFENDANT,

Sheriff of Issuance

PETITION FOR REVOCATION OF A
CONCEALED CARRY PERMIT OR CONCEALED CARRY ENDORSEMENT

Plaintiff states to the court that the defendant, _____, has a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013, and that the defendant's concealed carry permit or concealed carry endorsement should now be revoked because the defendant either never was or no longer is eligible for such a permit or endorsement pursuant to the provisions of sections 571.101 to 571.121, RSMo, specifically plaintiff states that defendant, _____, never was or no longer is eligible for such permit or endorsement for one or more of the following reasons:

(CHECK BELOW EACH REASON THAT APPLIES TO THIS DEFENDANT)

☐ Defendant is not at least **[**~~nineteen~~**]** **twenty-one** years of age or at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces.

☐ Defendant is not a citizen or permanent resident of the United States.

☐ Defendant had not resided in this state prior to issuance of the permit and does not qualify as a military member or spouse of a military member stationed in Missouri.

☐ Defendant has pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding two years under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of one year or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013, or if the applicant has been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013.

☐ Defendant is a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been discharged under dishonorable conditions from the United States Armed Forces.

☐ Defendant is reasonably believed by the sheriff to be a danger to self or others based on previous, documented pattern.

☐ Defendant is adjudged mentally incompetent at the time of application or for five years prior to application, or has been committed to a mental health facility, as defined in section 632.005, RSMo, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, RSMo, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply.

☐ Defendant failed to submit a completed application for a concealed carry permit issued pursuant to sections 571.101 to 571.121, RSMo, or a concealed carry endorsement issued prior to August 28, 2013.

☐ Defendant failed to submit to or failed to clear the required background check. (Note: This does not apply if the defendant has submitted to a background check and been issued a provisional permit pursuant to subdivision (2) of subsection 5 of section 571.101, and the results of the background check are still pending.)

☐ Defendant failed to submit an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsection 1 of section 571.111, RSMo.

☐ Defendant is otherwise disqualified from possessing a firearm pursuant to 18 U.S.C. Section 922(g) or section 571.070, RSMo, because (specify reason):

The plaintiff subject to penalty for perjury states that the information contained in this petition is true and correct to the best of the plaintiff's knowledge, is reasonably based upon the petitioner's personal knowledge and is not primarily intended to harass the defendant/respondent named herein.

_____, PLAINTIFF

2. If at the hearing the plaintiff shows that the defendant was not eligible for the concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, at the time of issuance or renewal or is no longer eligible for a concealed carry permit or the concealed carry endorsement, the court shall issue an appropriate order to cause the revocation of the concealed carry permit and, if applicable, the concealed carry endorsement. Costs shall not be assessed against the sheriff.

3. The finder of fact, in any action brought against a permit or endorsement holder pursuant to subsection 1 of this section, shall make findings of fact and the court shall make conclusions of law addressing the issues at dispute. If it is determined that the plaintiff in such an action acted without justification or with malice or primarily with an intent to harass the permit or endorsement holder or that there was no reasonable basis to bring the action, the court shall order the plaintiff to pay the defendant/respondent all reasonable costs incurred in defending the action including, but not limited to, attorney's fees, deposition costs, and lost wages. Once the court determines that the plaintiff is liable to the defendant/respondent for costs and fees, the extent and type of fees and costs to be awarded should be liberally calculated in defendant/respondent's favor. Notwithstanding any other provision of law, reasonable attorney's fees shall be presumed to be at least one hundred fifty dollars per hour.

4. Any person aggrieved by any final judgment rendered by a small claims court in a petition for revocation of a concealed carry permit or concealed carry endorsement may have a right to trial de novo as provided in sections 512.180 to 512.320.

5. The office of the county sheriff or any employee or agent of the county sheriff shall not be liable for damages in any civil action arising from alleged wrongful or improper granting, renewing, or failure to revoke a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a certificate of qualification for a concealed carry endorsement issued prior to August 28, 2013, so long as the sheriff acted in good faith."; and

Further amend said bill, Pages 25-30, Section 571.205, Lines 1-211, by deleting said lines and inserting in lieu thereof the following:

"571.205. 1. Upon request and payment of the required fee, the sheriff shall issue a concealed carry permit that is valid through the state of Missouri for the lifetime of the permit holder to a Missouri resident who meets the requirements of sections 571.205 to 571.230, known as a Missouri lifetime concealed carry permit. A person may also

request, and the sheriff shall issue upon payment of the required fee, a concealed carry permit that is valid through the state of Missouri for a period of either ten years or twenty-five years from the date of issuance or renewal to a Missouri resident who meets the requirements of sections 571.205 to 571.230. Such permit shall be known as a Missouri extended concealed carry permit. A person issued a Missouri lifetime or extended concealed carry permit shall be required to comply with the provisions of sections 571.205 to 571.230. If the applicant can show qualification as provided by sections 571.205 to 571.230, the sheriff shall issue a Missouri lifetime or extended concealed carry permit authorizing the carrying of a concealed firearm on or about the applicant's person or within a vehicle.

2. A Missouri lifetime or extended concealed carry permit shall be suspended if the permit holder becomes a resident of another state. The permit may be reactivated upon reestablishment of Missouri residency if the applicant meets the requirements of sections 571.205 to 571.230, and upon successful completion of a name-based inquiry of the National Instant Background Check System.

3. A Missouri lifetime or extended concealed carry permit shall be issued by the sheriff or his or her designee of the county or city in which the applicant resides, if the applicant:

(1) Is at least **[**~~nineteen~~**] twenty-one** years of age, is a citizen or permanent resident of the United States**,** and has assumed residency in this state, or **the applicant** is at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces, **[**~~and~~**]** is a citizen of the United States**,** and has assumed residency in this state;

(2) Has not pled guilty to or entered a plea of nolo contendere or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States, other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(3) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit or if the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit;

(4) Is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States, other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) Has not been discharged under dishonorable conditions from the United States Armed Forces;

(6) Has not engaged in a pattern of behavior, documented in public or closed records, that causes the sheriff to have a reasonable belief that the applicant presents a danger to himself or herself or others;

(7) Is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state following a hearing at which the defendant was represented by counsel or a representative;

(8) Submits a completed application for a permit as described in subsection 4 of this section;

(9) Submits an affidavit attesting that the applicant complies with the concealed carry safety training requirement under subsections 1 and 2 of section 571.111;

(10) Is not the respondent of a valid full order of protection which is still in effect;

(11) Is not otherwise prohibited from possessing a firearm under section 571.070 or 18 U.S.C. Section 922(g).

4. The application for a Missouri lifetime or extended concealed carry permit issued by the sheriff of the county of the applicant's residence shall contain only the following information:

(1) The applicant's name, address, telephone number, gender, date and place of birth, and, if the applicant is not a United States citizen, the applicant's country of citizenship and any alien or admission number issued by the United States Immigration and Customs Enforcement or any successor agency;

(2) An affirmation that the applicant has assumed residency in Missouri and is a citizen or permanent resident of the United States;

(3) An affirmation that the applicant is at least **[**~~nineteen~~**] twenty-one** years of age or is eighteen years of age or older and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces;

(4) An affirmation that the applicant has not pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a permit or that the applicant has not been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a permit;

(6) An affirmation that the applicant is not a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

(7) An affirmation that the applicant has not been discharged under dishonorable conditions from the United States Armed Forces;

(8) An affirmation that the applicant is not adjudged mentally incompetent at the time of application or for five years prior to application, or has not been committed to a mental health facility, as defined in section 632.005, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state under chapter 632, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply;

(9) An affirmation that the applicant has received firearms safety training that meets the standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

(10) An affirmation that the applicant, to the applicant's best knowledge and belief, is not the respondent of a valid full order of protection which is still in effect;

(11) A conspicuous warning that false statements made by the applicant will result in prosecution for perjury under the laws of the state of Missouri; and

(12) A government-issued photo identification. This photograph shall not be included on the permit and shall only be used to verify the person's identity for the issuance of a new permit, issuance of a new permit due to change of name or address, renewal of an extended permit, or for a lost or destroyed permit, or reactivation under subsection 2 of this section.

5. An application for a Missouri lifetime or extended concealed carry permit shall be made to the sheriff of the county in which the applicant resides. An application shall be filed in writing, signed under oath and under the penalties of perjury, and shall state whether the applicant complies with each of the requirements specified in subsection 3 of this section. In addition to the completed application, the applicant for a Missouri lifetime or extended concealed carry permit shall also submit the following:

(1) A photocopy of a firearms safety training certificate of completion or other evidence of completion of a firearms safety training course that meets the standards established in subsection 1 or 2 of section 571.111; and

(2) A nonrefundable permit fee as provided by subsection 12 of this section.

6. (1) Before an application for a Missouri lifetime or extended concealed carry permit is approved, the sheriff shall make only such inquiries as he or she deems necessary into the accuracy of the statements made in the application. The sheriff may require that the applicant display a Missouri driver's license or nondriver's license or military identification. No biometric data shall be collected from the applicant. The sheriff shall conduct an inquiry of the National Instant Criminal Background Check System within three working days after submission of the properly completed application for a Missouri lifetime or extended concealed carry permit. Upon receipt of the completed report from the National Instant Criminal Background Check System, the sheriff shall examine the results and, if no disqualifying information is identified, shall issue a Missouri lifetime or extended concealed carry permit within three working days.

(2) In the event the report from the National Instant Criminal Background Check System and the response from the Federal Bureau of Investigation national criminal history record check prescribed by subdivision (1) of this subsection are not completed within forty-five calendar days and no disqualifying information concerning the applicant has otherwise come to the sheriff's attention, the sheriff shall issue a provisional permit, clearly designated on the certificate as such, which the applicant shall sign in the presence of the sheriff or the sheriff's designee. This permit, when carried with a valid Missouri driver's or nondriver's license, shall permit the applicant to exercise the same rights in accordance with the same conditions as pertain to a Missouri lifetime or extended concealed carry permit issued under this section, provided that it shall not serve as an alternative to a national instant criminal background check required by 18 U.S.C. Section 922(t). The provisional permit shall remain valid until such time as the sheriff either issues or denies the permit under subsection 7 or 8 of this section. The sheriff shall revoke a

provisional permit issued under this subsection within twenty-four hours of receipt of any report that identifies a disqualifying record, and shall notify the concealed carry permit system established under subsection 5 of section 650.350. The revocation of a provisional permit issued under this section shall be prescribed in a manner consistent to the denial and review of an application under subsection 7 of this section.

7. The sheriff may refuse to approve an application for a Missouri lifetime or extended concealed carry permit if he or she determines that any of the requirements specified in subsection 3 of this section have not been met, or if he or she has a substantial and demonstrable reason to believe that the applicant has rendered a false statement regarding any of the provisions of sections 571.205 to 571.230. If the applicant is found to be ineligible, the sheriff is required to deny the application, and notify the applicant in writing, stating the grounds for denial and informing the applicant of the right to submit, within thirty days, any additional documentation relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff shall reconsider his or her decision and inform the applicant within thirty days of the result of the reconsideration. The applicant shall further be informed in writing of the right to appeal the denial under section 571.220. After two additional reviews and denials by the sheriff, the person submitting the application shall appeal the denial under section 571.220.

8. If the application is approved, the sheriff shall issue a Missouri lifetime or extended concealed carry permit to the applicant within a period not to exceed three working days after his or her approval of the application. The applicant shall sign the Missouri lifetime or extended concealed carry permit in the presence of the sheriff or his or her designee.

9. The Missouri lifetime or extended concealed carry permit shall specify only the following information:

(1) Name, address, date of birth, gender, height, weight, color of hair, color of eyes, and signature of the permit holder;

(2) The signature of the sheriff issuing the permit;

(3) The date of issuance;

(4) A clear statement indicating that the permit is only valid within the state of Missouri; and

(5) If the permit is a Missouri extended concealed carry permit, the expiration date.

The permit shall be no larger than two and one-eighth inches wide by three and three-eighths inches long and shall be of a uniform style prescribed by the department of public safety. The permit shall also be assigned a concealed carry permit system county code and shall be stored in sequential number.

10. (1) The sheriff shall keep a record of all applications for a Missouri lifetime or extended concealed carry permit or a provisional permit and his or her action thereon. Any record of an application that is incomplete or denied for any reason shall be kept for a period not to exceed one year.

(2) The sheriff shall report the issuance of a Missouri lifetime or extended concealed carry permit or provisional permit to the concealed carry permit system. All information on any such permit that is protected information on any driver's or nondriver's license shall have the same personal protection for purposes of sections 571.205 to 571.230. An applicant's status as a holder of a Missouri lifetime or extended concealed carry permit or provisional permit shall not be public information and shall be considered personal protected information. Information retained in the concealed carry permit system under this subsection shall not be distributed to any federal, state, or private entities and shall only be made available for a single entry query of an individual in the event the individual is a subject of interest in an active criminal investigation or is arrested for a crime. A sheriff may access the concealed carry permit system for administrative purposes to issue a permit, verify the accuracy of permit holder information, change the name or address of a permit holder, suspend or revoke a permit, cancel an expired permit, or cancel a permit upon receipt of a certified death certificate for the permit holder. Any person who violates the provisions of this subdivision by disclosing protected information shall be guilty of a class A misdemeanor.

11. Information regarding any holder of a Missouri lifetime or extended concealed carry permit is a closed record. No bulk download or batch data shall be distributed to any federal, state, or private entity, except to MoSMART or a designee thereof.

12. For processing an application, the sheriff in each county shall charge a nonrefundable fee not to exceed:

(1) Two hundred dollars for a new Missouri extended concealed carry permit that is valid for ten years from the date of issuance or renewal;

(2) Two hundred fifty dollars for a new Missouri extended concealed carry permit that is valid for twenty-five years from the date of issuance or renewal;

(3) Fifty dollars for a renewal of a Missouri extended concealed carry permit;

(4) Five hundred dollars for a Missouri lifetime concealed carry permit,

which shall be paid to the treasury of the county to the credit of the sheriff's revolving fund.

571.225. 1. Any person who has knowledge that another person, who was issued a Missouri lifetime or extended concealed carry permit under sections 571.205 to 571.230, never was or no longer is eligible for such permit under the criteria established in sections 571.205 to 571.230 may file a petition with the clerk of the small claims court to revoke that person's Missouri lifetime or extended concealed carry permit. The petition shall be in a form substantially similar to the petition for revocation of a Missouri lifetime or extended concealed carry permit provided in this section. **[**~~Appeal~~**] Revocation petition** forms shall be provided by the clerk of the small claims court free of charge to any person:

SMALL CLAIMS COURT

In the Circuit Court of _____, Missouri

_____, PLAINTIFF

))

vs.) Case Number _____

))

_____, DEFENDANT,

Lifetime or Extended Carry Permit Holder

_____, DEFENDANT,

Sheriff of Issuance

PETITION FOR REVOCATION OF A
MISSOURI LIFETIME OR EXTENDED CONCEALED CARRY PERMIT

Plaintiff states to the court that the defendant, _____, has a Missouri lifetime or extended concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo, and that the defendant's Missouri lifetime or extended concealed carry permit should now be revoked because the defendant either never was or no longer is eligible for such a permit pursuant to the provisions of sections 571.205 to 571.230, RSMo, specifically plaintiff states that defendant, _____, never was or no longer is eligible for such permit or endorsement for one or more of the following reasons:

(CHECK BELOW EACH REASON THAT APPLIES TO THIS DEFENDANT)

☐ Defendant is not at least **[**~~nineteen~~**] twenty-one** years of age or at least eighteen years of age and a member of the United States Armed Forces or honorably discharged from the United States Armed Forces.

☐ Defendant is not a citizen or permanent resident of the United States.

☐ Defendant had not resided in this state prior to issuance of the permit or is not a current resident of this state.

☐ Defendant has pled guilty to or been convicted of a crime punishable by imprisonment for a term exceeding two years under the laws of any state or of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of one year or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been convicted of, pled guilty to or entered a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence within a five-year period immediately preceding application for a Missouri lifetime or extended concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo, or the defendant has been convicted of two or more misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs or the possession or abuse of a controlled substance within a five-year period immediately preceding application for a concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo.

☐ Defendant is a fugitive from justice or currently charged in an information or indictment with the commission of a crime punishable by imprisonment for a term exceeding one year under the laws of any state of the United States other than a crime classified as a misdemeanor under the laws of any state and punishable by a term of imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm silencer, or gas gun.

☐ Defendant has been discharged under dishonorable conditions from the United States Armed Forces.

☐ Defendant is reasonably believed by the sheriff to be a danger to self or others based on previous, documented pattern.

☐ Defendant is adjudged mentally incompetent at the time of application or for five years prior to application, or has been committed to a mental health facility, as defined in section 632.005, RSMo, or a similar institution located in another state, except that a person whose release or discharge from a facility in this state pursuant to chapter 632, RSMo, or a similar discharge from a facility in another state, occurred more than five years ago without subsequent recommitment may apply.

☐ Defendant failed to submit a completed application for a concealed carry permit issued pursuant to sections 571.205 to 571.230, RSMo.

☐ Defendant failed to submit to or failed to clear the required background check. (Note: This does not apply if the defendant has submitted to a background check and been issued a provisional permit pursuant to subdivision (2) of subsection 6 of section 571.205, RSMo, and the results of the background check are still pending.)

☐ Defendant failed to submit an affidavit attesting that the applicant complies with the concealed carry safety training requirement pursuant to subsections 1 and 2 of section 571.111, RSMo.

☐ Defendant is otherwise disqualified from possessing a firearm pursuant to 18 U.S.C. Section 922(g) or section 571.070, RSMo, because _____ (specify reason):

The plaintiff subject to penalty for perjury states that the information contained in this petition is true and correct to the best of the plaintiff's knowledge, is reasonably based upon the petitioner's personal knowledge and is not primarily intended to harass the defendant/respondent named herein.

_____, PLAINTIFF

2. If at the hearing the plaintiff shows that the defendant was not eligible for the Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 at the time of issuance or renewal or is no longer eligible for a Missouri lifetime or extended concealed carry permit the court shall issue an appropriate order to cause the revocation of the Missouri lifetime or extended concealed carry permit. Costs shall not be assessed against the sheriff.

3. The finder of fact, in any action brought against a permit holder under subsection 1 of this section, shall make findings of fact and the court shall make conclusions of law addressing the issues at dispute. If it is determined that the plaintiff in such an action acted without justification or with malice or primarily with an intent to harass the permit holder or that there was no reasonable basis to bring the action, the court shall order the plaintiff to pay the defendant/respondent all reasonable costs incurred in defending the action including, but not limited to, attorney's fees, deposition costs, and lost wages. Once the court determines that the plaintiff is liable to the defendant/respondent for costs and fees, the extent and type of fees and costs to be awarded should be liberally calculated in defendant/respondent's favor. Notwithstanding any other provision of law, reasonable attorney's fees shall be presumed to be at least one hundred fifty dollars per hour.

4. Any person aggrieved by any final judgment rendered by a small claims court in a petition for revocation of a Missouri lifetime or extended concealed carry permit may have a right to trial de novo as provided in sections 512.180 to 512.320.

5. The office of the county sheriff or any employee or agent of the county sheriff shall not be liable for damages in any civil action arising from alleged wrongful or improper granting, renewing, or failure to revoke a Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 so long as the sheriff acted in good faith."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gragg	Gregory
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Smith 155	Sparks	Stinnett	Taylor 48
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 047

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 015

Aldridge	Bland Manlove	Boggs	Bosley	Burton
Gallick	Griffith	Jones	Oehlerking	Sauls
Shields	Smith 163	Stacy	Stephens	Thomas

VACANCIES: 000

Representative Merideth moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 048

Adams	Appelbaum	Aune	Bangert	Baringer
Barnes	Bland Manlove	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

NOES: 102

Aldridge	Allen	Amato	Atchison	Baker
Banderman	Billington	Black	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Falkner	Farnan	Francis	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Smith 155	Sparks	Stinnett
Taylor 48	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 013

Anderson	Boggs	Bosley	Evans	Gallick
Jones	Oehlerking	Sauls	Shields	Smith 163
Stacy	Stephens	Thomas		

VACANCIES: 000

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson

Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Smith 155	Sparks	Stinnett
Taylor 48	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bland Manlove	Boggs	Bosley	Collins
Gallick	Jones	Oehlerking	Shields	Smith 163
Stacy	Stephens	Thomas		

VACANCIES: 000

On motion of Representative Schnelting, **HB 282, as amended**, was ordered perfected and printed.

HCS HB 188, relating to employment practices, was taken up by Representative Murphy.

On motion of Representative Murphy, the title of **HCS HB 188** was agreed to.

Representative Murphy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 188, Page 3, Section 285.530, Line 45, by inserting after the number "5." the number "**(1)**"; and

Further amend said bill, page, and section, Line 51, by inserting after said line the following:

"**(2) If a general contractor or subcontractor of any tier knows or discovers the direct subcontractor of such general contractor or subcontractor is in violation of subsection 1 of this section, the general contractor or subcontractor shall report such violation to the department. If the general contractor or subcontractor fails to report such violation upon knowing of the violation, the general contractor or subcontractor shall be subject to the same penalty for the violation as the direct subcontractor.**"; and

Further amend said bill, Page 6, Section 285.535, Lines 84 and 99-100, by deleting each occurrence of the phrase "**, including any general contractor,**"; and

Further amend said bill, Pages 10-12, Section 290.520, Lines 1-63, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Murphy, **House Amendment No. 1** was adopted.

Representative Baringer offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 188, Page 10, Section 285.545, Line 125, by inserting after all of said section and line the following:

"**290.045. 1. A person who is sixteen years of age or older but under eighteen years of age, enrolled in secondary school as a full-time student, and employed for wages or other remuneration, shall not be permitted or forced or compelled to work after 10:00 p.m. on an evening before a school day when school is in session for the regular school year. The provisions of this section may be waived by the director, on an individualized basis, depending upon the nature of the employment. Such waiver shall be provided in writing to the employer by the director. As used in this section, "director" means the director of the department of labor and industrial relations or his or her authorized representative.**

2. The provisions of subsection 1 of this section shall not include the following:

(a) Any person employed by or working under the direct control of the person's parent or legal guardian;

(b) A student who attends a home school as that term is defined under section 167.031; or

(c) A full-time student who is eligible to receive credit for work that is performed during the school year based upon criteria established by the secondary school system."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Aldridge assumed the Chair.

On motion of Representative Baringer, **House Amendment No. 2** was adopted.

Speaker Plocher resumed the Chair.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli

Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hinman	Houx	Hovis	Hudson	Hurlbert
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Smith 155	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Taylor 84
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 049

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 012

Bland Manlove	Boggs	Bosley	Cupps	Francis
Gallick	Hicks	Jones	Keathley	Reuter
Shields	Smith 163			

VACANCIES: 000

On motion of Representative Murphy, **HCS HB 188, as amended**, was adopted.

On motion of Representative Murphy, **HCS HB 188, as amended**, was ordered perfected and printed.

HB 542, relating to the health professional loan repayment program, was taken up by Representative Haden.

Representative Haden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 542, Page 1, In the Title, Lines 4-5, by deleting the words "the health professional loan repayment program" and inserting in lieu thereof the words "health professional grant and loan programs"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haden, **House Amendment No. 1** was adopted.

Representative Coleman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 542, Page 6, Section 191.831, Line 55, by inserting after all of said section and line the following:

"335.203. 1. There is hereby established the "Nursing Education Incentive Program" within the state board of nursing.

2. Subject to appropriation and board disbursement, grants shall be awarded through the nursing education incentive program to eligible institutions of higher education based on criteria jointly determined by the board and the department of higher education and workforce development. **[**~~Grant award amounts shall not exceed one hundred fifty thousand dollars.~~**]** No campus shall receive more than one grant per year.

3. To be considered for a grant, an eligible institution of higher education shall offer a program of nursing that meets the predetermined category and area of need as established by the board and the department under subsection 4 of this section.

4. The board and the department shall determine categories and areas of need for designating grants to eligible institutions of higher education. In establishing categories and areas of need, the board and department may consider criteria including, but not limited to:

(1) Data generated from licensure renewal data and the department of health and senior services; and

(2) National nursing statistical data and trends that have identified nursing shortages.

5. The board shall be the administrative agency responsible for implementation of the program established under sections 335.200 to 335.203, and shall promulgate reasonable rules for the exercise of its functions and the effectuation of the purposes of sections 335.200 to 335.203. The board shall, by rule, prescribe the form, time, and method of filing applications and shall supervise the processing of such applications.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2011, shall be invalid and void.

335.205. The board, in addition to any other duties it may have regarding licensure of nurses, shall collect, at the time of any initial license application or license renewal application, a nursing education incentive program surcharge from each person licensed or relicensed under chapter 335, in the amount of one dollar per year for practical nurses and five dollars per year for registered professional nurses. These funds shall be deposited in the state board of nursing fund described in section 335.036."; and

Further amend said bill, Page 9, Section 191.550, Line 2, by inserting after all of said section and line the following:

"**[**~~335.212. As used in sections 335.212 to 335.242, the following terms mean:~~

~~(1) "Board", the Missouri state board of nursing;~~

~~(2) "Department", the Missouri department of health and senior services;~~

~~(3) "Director", director of the Missouri department of health and senior services;~~

~~(4) "Eligible student", a resident who has been accepted as a full-time student in a formal course of instruction leading to an associate degree, a diploma, a bachelor of science, a master of science in nursing (M.S.N.), a doctorate in nursing (Ph.D. or D.N.P.), or a student with a master of science in nursing seeking a doctorate in education (Ed.D.), or leading to the completion of educational requirements for a licensed practical nurse. The doctoral applicant may be a part-time student;~~

~~(5) "Participating school", an institution within this state which is approved by the board for participation in the professional and practical nursing student loan program established by sections 335.212 to 335.242, having a nursing department and offering a course of instruction based on nursing theory and clinical nursing experience;~~

~~(6) "Qualified applicant", an eligible student approved by the board for participation in the professional and practical nursing student loan program established by sections 335.212 to 335.242;~~

~~(7) "Qualified employment", employment on a full-time basis in Missouri in a position requiring licensure as a licensed practical nurse or registered professional nurse in any hospital as defined in section 197.020 or in any agency, institution, or organization located in an area of need as determined by the department of health and senior services. Any forgiveness of such principal and interest for any qualified applicant engaged in qualified employment on a less than full-time basis may be prorated to reflect the amounts provided in this section;~~

~~(8) "Resident", any person who has lived in this state for one or more years for any purpose other than the attending of an educational institution located within this state.~~**]**

[~~335.215. 1. The department of health and senior services shall be the administrative agency for the implementation of the professional and practical nursing student loan program established under sections 335.212 to 335.242, and the nursing student loan repayment program established under sections 335.245 to 335.259.~~

~~2. An advisory panel of nurses shall be appointed by the director. It shall be composed of not more than eleven members representing practical, associate degree, diploma, baccalaureate and graduate nursing education, community health, primary care, hospital, long-term care, a consumer, and the Missouri state board of nursing. The panel shall make recommendations to the director on the content of any rules, regulations or guidelines prior to their promulgation. The panel may make recommendations to the director regarding fund allocations for loans and loan repayment based on current nursing shortage needs.~~

~~3. The department of health and senior services shall promulgate reasonable rules and regulations for the exercise of its function pursuant to sections 335.212 to 335.259. It shall prescribe the form, the time and method of filing applications and supervise the proceedings thereof. No rule or portion of a rule promulgated under the authority of sections 335.212 to 335.257 shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.~~

~~4. Ninety-five percent of funds loaned pursuant to sections 335.212 to 335.242 shall be loaned to qualified applicants who are enrolled in professional nursing programs in participating schools and five percent of the funds loaned pursuant to sections 335.212 to 335.242 shall be loaned to qualified applicants who are enrolled in practical nursing programs. Priority shall be given to eligible students who have established financial need. All loan repayment funds pursuant to sections 335.245 to 335.259 shall be used to reimburse successful associate, diploma, baccalaureate or graduate professional nurse applicants' educational loans who agree to serve in areas of defined need as determined by the department.~~**]**

[~~335.218. There is hereby established the "Professional and Practical Nursing Student Loan and Nurse Loan Repayment Fund". All fees pursuant to section 335.221, general revenue appropriations to the student loan or loan repayment program, voluntary contributions to support or match the student loan and loan repayment program activities, funds collected from repayment and penalties, and funds received from the federal government shall be deposited in the state treasury and be placed to the credit of the professional and practical nursing student loan and nurse loan repayment fund. The fund shall be managed by the department of health and senior services and all administrative costs and expenses incurred as a result of the effectuation of sections 335.212 to 335.259 shall be paid from this fund.~~**]**

[~~335.221. The board, in addition to any other duties it may have regarding licensure of nurses, shall collect, at the time of licensure or licensure renewal, an education surcharge from each person licensed or relicensed pursuant to sections 335.011 to 335.096, in the amount of one dollar per year for practical nurses and five dollars per year for professional nurses. These funds shall be deposited in the professional and practical nursing student loan and nurse loan repayment fund. All expenditures authorized by sections 335.212 to 335.259 shall be paid from funds appropriated by the general assembly from the professional and practical nursing student loan and nurse loan repayment fund. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue.~~]

[~~335.224. The department of health and senior services shall enter into a contract with each qualified applicant receiving financial assistance under the provisions of sections 335.212 to 335.242 for repayment of the principal and interest.~~]

[~~335.227. An eligible student may apply to the department for financial assistance under the provisions of sections 335.212 to 335.242 if, at the time of his application for a loan, the eligible student has formally applied for acceptance at a participating school. Receipt of financial assistance is contingent upon acceptance and continued enrollment at a participating school.~~]

[~~335.230. Financial assistance to any qualified applicant shall not exceed ten thousand dollars for each academic year for a professional nursing program and shall not exceed five thousand dollars for each academic year for a practical nursing program. All financial assistance shall be made from funds credited to the professional and practical nursing student loan and nurse loan repayment fund. A qualified applicant may receive financial assistance for each academic year he remains a student in good standing at a participating school.~~]

[~~335.233. The department shall establish schedules for repayment of the principal and interest on any financial assistance made under the provisions of sections 335.212 to 335.242. Interest at the rate of nine and one-half percent per annum shall be charged on all financial assistance made under the provisions of sections 335.212 to 335.242, but the interest and principal of the total financial assistance granted to a qualified applicant at the time of the successful completion of a nursing degree, diploma program or a practical nursing program shall be forgiven through qualified employment.~~]

[~~335.236. The financial assistance recipient shall repay the financial assistance principal and interest beginning not more than six months after completion of the degree for which the financial assistance was made in accordance with the repayment contract. If an eligible student ceases his study prior to successful completion of a degree or graduation at a participating school, interest at the rate specified in section 335.233 shall be charged on the amount of financial assistance received from the state under the provisions of sections 335.212 to 335.242, and repayment, in accordance with the repayment contract, shall begin within ninety days of the date the financial aid recipient ceased to be an eligible student. All funds repaid by recipients of financial assistance to the department shall be deposited in the professional and practical nursing student loan and nurse loan repayment fund for use pursuant to sections 335.212 to 335.259.~~]

[~~335.239. The department shall grant a deferral of interest and principal payments to a financial assistance recipient who is pursuing an advanced degree, special nursing program, or upon special conditions established by the department. The deferral shall not exceed four years. The status of each deferral shall be reviewed annually by the department of health and senior services to ensure compliance with the intent of this section.~~]

[~~335.242. When necessary to protect the interest of the state in any financial assistance transaction under sections 335.212 to 335.259, the department of health and senior services may institute any action to recover any amount due.~~]

[~~335.245. As used in sections 335.245 to 335.259, the following terms mean:~~

~~(1) "Department", the Missouri department of health and senior services;~~

~~(2) "Eligible applicant", a Missouri licensed nurse who has attained either an associate degree, a diploma, a bachelor of science, or graduate degree in nursing from an accredited institution approved by the board of nursing or a student nurse in the final year of a full-time baccalaureate school of nursing leading to a baccalaureate degree or graduate nursing program leading to a master's degree in nursing and has agreed to serve in an area of defined need as established by the department;~~

~~(3) "Participating school", an institution within this state which grants an associate degree in nursing, grants a bachelor or master of science degree in nursing or provides a diploma nursing program which is accredited by the state board of nursing, or a regionally accredited institution in this state which provides a bachelor of science completion program for registered professional nurses;~~

~~(4) "Qualified employment", employment on a full-time basis in Missouri in a position requiring licensure as a licensed practical nurse or registered professional nurse in any hospital as defined in section 197.020 or public or nonprofit agency, institution, or organization located in an area of need as determined by the department of health and senior services. Any forgiveness of such principal and interest for any qualified applicant engaged in qualified employment on a less than full-time basis may be prorated to reflect the amounts provided in this section.~~**]**

[~~335.248. Sections 335.245 to 335.259 shall be known as the "Nursing Student Loan Repayment Program". The department of health and senior services shall be the administrative agency for the implementation of the authority established by sections 335.245 to 335.259. The department shall promulgate reasonable rules and regulations necessary to implement sections 335.245 to 335.259. Promulgated rules shall include, but not be limited to, applicant eligibility, selection criteria, prioritization of service obligation sites and the content of loan repayment contracts, including repayment schedules for those in default and penalties. The department shall promulgate rules regarding recruitment opportunities for minority students into nursing schools. Priority for student loan repayment shall be given to eligible applicants who have demonstrated financial need. All funds collected by the department from participants not meeting their contractual obligations to the state shall be deposited in the professional and practical nursing student loan and nurse loan repayment fund for use pursuant to sections 335.212 to 335.259.~~**]**

[~~335.251. Upon proper verification to the department by the eligible applicant of securing qualified employment in this state, the department shall enter into a loan repayment contract with the eligible applicant to repay the interest and principal on the educational loans of the applicant to the limit of the contract, which contract shall provide for instances of less than full-time qualified employment consistent with the provisions of section 335.233, out of any appropriation made to the professional and practical nursing student loan and nurse loan repayment fund. If the applicant breaches the contract by failing to begin or complete the qualified employment, the department is entitled to recover the total of the loan repayment paid by the department plus interest on the repaid amount at the rate of nine and one-half percent per annum.~~**]**

[~~335.254. Sections 335.212 to 335.259 shall not be construed to require the department to enter into contracts with individuals who qualify for nursing education loans or nursing loan repayment programs when federal, state and local funds are not available for such purposes.~~**]**

[~~335.257. Successful applicants for whom loan payments are made under the provisions of sections 335.245 to 335.259 shall verify to the department twice each year in the manner prescribed by the department that qualified employment in this state is being maintained.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman, **House Amendment No. 2** was adopted.

On motion of Representative Haden, **HB 542, as amended**, was ordered perfected and printed.

HCS HBs 1082 & 1094, relating to mental health care, was taken up by Representative Thompson.

On motion of Representative Thompson, the title of **HCS HBs 1082 & 1094** was agreed to.

Representative Thompson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1082 & 1094, Page 3, Section 552.020, Line 40, by inserting after the number "(4)" the following:

"**An opinion, if the accused is found to lack capacity to understand the proceedings against him or her or to assist in his or her own defense, as to whether there is a substantial probability that the accused will be mentally fit to proceed in the reasonably foreseeable future;**

(5)"; and

Further amend said bill and section, Pages 3-4, by renumbering all subsequent subdivisions accordingly; and

Further amend said bill and section, Page 4, Line 59, by inserting after the number "4." the following:

"**When the court determines that the accused can comply with the bond and treatment conditions as referenced in subsection 3 of this section, the court shall order that the accused remain on bond while receiving treatment until the case is disposed of as set forth by subsection 12 of this section. If, at any time, the court finds that the accused has failed to comply with the bond and treatment conditions, the court may order that the accused be taken into law enforcement custody until such time as a department inpatient bed is available to provide treatment.**

5."; and

Further amend said bill and section, Pages 4-8, by renumbering all subsequent subsections accordingly; and

Further amend said bill and section, Page 5, Line 104, by deleting the word "may" and inserting in lieu thereof the word "**[**~~may~~**] shall**"; and

Further amend said bill, page, and section, Line 105, by deleting the word "may" and inserting in lieu thereof "**[**~~may~~**]**"; and

Further amend said bill, page, and section, Line 118, by inserting after the word "health." the following:

"**The director of the department, or his or her designee, shall determine the locations and conditions under which treatment shall be provided. The director shall notify the court and the parties of the location and conditions for treatment as determined by the department.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Perkins offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 1082 & 1094, Page 1, Line 1, by inserting after the number "1094," the following:

"Page 1, Section A, Line 10, by inserting after all of said section and line the following:

"**9.381. October second of each year is hereby designated as "Premenstrual Dysphoric Disorder (PMDD) Awareness Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to raise PMDD awareness.**"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Thompson, **House Amendment No. 1, as amended**, was adopted.

Representative Kelley (127) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1082 & 1094, Page 1, Section A, Line 10, by inserting after all of the said section and line the following:

"**167.027. 1. As used in this section, "student special education record" means the following:**

(1) An individualized education program, or IEP, as such term is defined in 20 U.S.C. Section 1401, as amended;

(2) An individualized family service plan, or IFSP, as such term is defined in 20 U.S.C. Section 1401, as amended;

(3) A 504 plan created under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. Section 794, as amended;

(4) A record produced for a child with a disability, as such term is defined in 20 U.S.C. Section 1401, as amended; and

(5) Other records produced for a child under the federal Individuals with Disabilities Education Act (IDEA), as amended.

2. For the 2023-24 school year and all subsequent school years, a student special education record shall be deemed a permanent record and shall be maintained as a part of a child's cumulative scholastic record.

3. Notwithstanding any other provision of law, rule, regulation, or policy to the contrary, no school district or public school shall destroy a child's student special education record."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelley (127), **House Amendment No. 2** was adopted.

Representative Cook offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 1082 & 1094, Page 20, Section 632.305, Line 16, by inserting after the words "affidavits," the words "**declarations, or other supporting documentation,**"; and

Further amend said bill and section, Page 21, Lines 46-47, by deleting all of said lines and inserting in lieu thereof the following:

"5. **[**~~Any oath required by the provisions of this section~~ **] No notarization shall be required for an application or for any affidavits, declarations, or other documents supporting an application. The application and any affidavits, declarations, or other documents supporting the application** shall be subject to the provisions of section 492.060 **allowing for declaration under penalty of perjury**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 3** was adopted.

On motion of Representative Thompson, **HCS HBs 1082 & 1094, as amended**, was adopted.

On motion of Representative Thompson, **HCS HBs 1082 & 1094, as amended**, was ordered perfected and printed.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SS SB 51** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

THIRD READING OF HOUSE BILLS

HCS HB 419, relating to gender transition procedures, was taken up by Representative Hudson.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Justus	Kalberloh	Keathley

Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Smith 155	Smith 163	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 045

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Brown 27	Burnett	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mann
Merideth	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sander	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes	Bland Manlove	Boggs	Bosley	Brown 87
Casteel	Gallick	Johnson 23	Jones	Mackey
Mosley	Sauls	Shields	Stephens	

VACANCIES: 000

On motion of Representative Hudson, **HCS HB 419** was read the third time and passed by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Smith 155

Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 052

Adams	Aldridge	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bland Manlove	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Doll	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Nickson-Clark	Nurrenbern	Patterson	Phifer
Plank	Proudie	Quade	Sander	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 001

Lovasco

ABSENT WITH LEAVE: 007

Boggs	Bosley	Casteel	Gallick	Jones
Mosley	Shields			

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 805, relating to road signage, was taken up by Representative Kalberloh.

On motion of Representative Kalberloh, **HCS HB 805** was read the third time and passed by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter

Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 014

Adams	Aune	Baringer	Collins	Doll
Ingle	Lewis 25	Mackey	Phifer	Quade
Taylor 84	Terry	Walsh Moore	Weber	

PRESENT: 031

Aldridge	Anderson	Appelbaum	Bangert	Bland Manlove
Brown 87	Burnett	Burton	Butz	Crossley
Ealy	Fogle	Fountain Henderson	Gray	Hein
Johnson 12	Johnson 23	Lavender	Mann	Merideth
Nickson-Clark	Nurrenbern	Plank	Proudie	Smith 46
Steinhoff	Strickler	Unsicker	Windham	Woods
Young				

ABSENT WITH LEAVE: 012

Barnes	Boggs	Bosley	Buchheit-Courtway	Casteel
Clemens	Gallick	Gragg	Jones	Mosley
Shields	Veit			

VACANCIES: 000

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 23 - Health and Mental Health Policy
HCR 24 - Health and Mental Health Policy
HCR 25 - Health and Mental Health Policy
HCR 26 - Health and Mental Health Policy

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 155 - Fiscal Review
HCS HB 471 - Fiscal Review
HCS HB 934 - Fiscal Review
HS HCS HBs 1108 & 1181 - Fiscal Review
HB 564 - Crime Prevention and Public Safety

HB 815 - Crime Prevention and Public Safety
HB 895 - Special Committee on Government Administration
HB 897 - Transportation Accountability
HB 1390 - Elementary and Secondary Education
HB 1391 - Special Committee on Tourism

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SBs 56 & 61 - Special Committee on Public Policy

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Haffner reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 653**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (19): Brown (149), Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Plank, Pollitt, Van Schoiack, Weber, Woods and Young

Noes (1): Boyd

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 925**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (19): Brown (149), Busick, Clemens, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Plank, Pollitt, Van Schoiack, Weber, Woods and Young

Noes (1): Boyd

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SB 109**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (19): Boyd, Brown (149), Busick, Diehl, Farnan, Fountain Henderson, Gregory, Haden, Haffner, Haley, Justus, Knight, Parker, Plank, Pollitt, Van Schoiack, Weber, Woods and Young

Noes (0)

Absent (1): Clemens

Committee on Crime Prevention and Public Safety, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 36**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (18): Allen, Anderson, Brown (16), Collins, Cook, Doll, Hardwick, Hovis, Kelley (127), Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz, Thomas and West

Noes (0)

Absent (8): Banderman, Bland Manlove, Bosley, Hicks, Jones, Mackey, Sharp (37) and Sparks

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 298**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (17): Allen, Anderson, Brown (16), Collins, Cook, Doll, Hardwick, Hovis, Kelley (127), Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz and West

Noes (0)

Absent (9): Banderman, Bland Manlove, Bosley, Hicks, Jones, Mackey, Sharp (37), Sparks and Thomas

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 392**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (17): Allen, Anderson, Brown (16), Collins, Cook, Doll, Hardwick, Hovis, Kelley (127), Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz and West

Noes (0)

Absent (9): Banderman, Bland Manlove, Bosley, Hicks, Jones, Mackey, Sharp (37), Sparks and Thomas

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Allen, Brown (16), Cook, Hardwick, Hovis, Kelley (127), Marquart, Myers, Perkins, Riley, Roberts, Sauls, Seitz and West

Noes (3): Anderson, Collins and Doll

Absent (9): Banderman, Bland Manlove, Bosley, Hicks, Jones, Mackey, Sharp (37), Sparks and Thomas

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1367**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Allen, Brown (16), Cook, Hardwick, Hovis, Kelley (127), Marquart, Myers, Perkins, Riley, Roberts, Seitz, Thomas and West

Noes (4): Anderson, Collins, Doll and Sauls

Absent (8): Banderman, Bland Manlove, Bosley, Hicks, Jones, Mackey, Sharp (37) and Sparks

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 492**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Baker, Bonacker, Brown (87), Gragg, Haffner, Hurlbert, Kelley (127), Mann, Nurrenbern, Pollitt, Stacy, Terry and Toalson Reisch

Noes (1): Mackey

Absent (3): Byrnes, Christofanelli and Lewis (6)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 901**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Baker, Bonacker, Brown (87), Gragg, Haffner, Hurlbert, Kelley (127), Mackey, Mann, Nurrenbern, Pollitt, Stacy, Terry and Toalson Reisch

Noes (0)

Absent (3): Byrnes, Christofanelli and Lewis (6)

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 494** and **HB 498**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Baker, Copeland, Hicks, Hudson, Justus, Lovasco, Matthiesen, McMullen, Myers, Parker, Reuter and Riley

Noes (3): Ealy, Ingle and Weber

Absent (2): Crossley and Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **SS#2 SB 39**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Copeland, Hicks, Hudson, Matthiesen, McMullen, Myers, Parker, Reuter and Riley

Noes (4): Ealy, Ingle, Lovasco and Weber

Absent (3): Crossley, Justus and Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **SS#2 SCS SBs 49, 236 & 164**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Baker, Copeland, Hicks, Hudson, Justus, Lovasco, Matthiesen, McMullen, Myers, Parker, Reuter and Riley

Noes (3): Ealy, Ingle and Weber

Absent (2): Crossley and Merideth

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 310**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bangert, Boggs, Davis, Lovasco, Murphy, Nickson-Clark, Riggs, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (2): Baker and Chappell

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 311**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Baker, Bangert, Boggs, Chappell, Davis, Lovasco, Murphy, Nickson-Clark, Riggs, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 313**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bangert, Boggs, Davis, Lovasco, Murphy, Nickson-Clark, Riggs, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (2): Baker and Chappell

Special Committee on Government Accountability, Chairman Richey reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **SS SCS SB 100**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Boyd, Cupps, Davidson, Deaton, Lonsdale, Lovasco, Mayhew, Perkins, Richey, Sander, Stinnett and Wilson

Noes (5): Anderson, Hein, Mann, Nurrenbern and Phifer

Absent (2): Bosley and Knight

Special Committee on Homeland Security, Chairman Schnelting reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **SCS SCR 4**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Allen, Barnes, Houx, Marquart, Schnelting and Schulte

Noes (1): Walsh Moore

Absent (3): Cook, Knight and Phifer

Committee on Transportation Infrastructure, Chairman Buchheit-Courtway reporting:

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 152**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Amato, Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (1): Mosley

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 369**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Amato, Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (1): Mosley

Committee on Ways and Means, Chairman McGirl reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SS SJR 3**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Chappell, Gray, Hudson, McGirl, Smith (155), Thompson, Titus and Wright

Noes (1): Phifer

Absent (5): Bland Manlove, Casteel, Hicks, Lovasco and Taylor (84)

Committee on Legislative Review, Chairman Davidson reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HB 1021**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (7): Burger, Burnett, Davidson, Doll, Francis, Ingle and Smith (155)

Noes (0)

Absent (3): Henderson, Houx and Veit

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HB 1117**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (7): Burger, Burnett, Davidson, Doll, Francis, Ingle and Smith (155)

Noes (0)

Absent (3): Henderson, Houx and Veit

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 246**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Burger, Hudson, Knight, McGirl and Owen

Noes (1): Unsicker

Absent (4): Bosley, Buchheit-Courtway, Lavender and Schnelting

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 293**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Cupps, Evans, Gregory, Haffner, O'Donnell and Riley

Noes (2): Ingle and Strickler

Present (1): Proudie

Absent (1): Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 353**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Strickler

Noes (1): Roberts

Absent (0)

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 393**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley and Strickler

Noes (0)

Absent (1): Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 464**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Cupps, Evans, Gregory, Haffner, O'Donnell and Riley

Noes (2): Ingle and Strickler

Present (1): Proudie

Absent (1): Roberts

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 502 & 887**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 594**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 822**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 891**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Riley, Roberts and Strickler

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1052**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Cupps, Evans, Gregory, Haffner, O'Donnell, Proudie and Roberts

Noes (3): Ingle, Riley and Strickler

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 35** entitled:

An act to repeal sections 452.375 and 454.1005, RSMo, and to enact in lieu thereof two new sections relating to judicial proceedings involving the parent-child relationship.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 92** entitled:

An act to repeal sections 135.772, 135.775, and 135.778, RSMo, and to enact in lieu thereof ten new sections relating to tax credits.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 122** entitled:

An act to repeal section 167.031, RSMo, and to enact in lieu thereof one new section relating to compulsory school attendance.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 411 & 230** entitled:

An act to repeal sections 160.011, 160.041, 161.670, 162.996, 162.1250, 166.700, 167.031, 167.042, 167.061, 167.071, 167.600, 167.619, 171.031, 210.167, 210.211, 211.031, and 452.375, RSMo, and to enact in lieu thereof seventeen new sections relating to participation of elementary and secondary school students in educational settings, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 540** entitled:

An act to repeal sections 143.174 and 143.175, RSMo, and to enact in lieu thereof three new sections relating to members of the armed forces.

In which the concurrence of the House is respectfully requested.

Read the first time.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Friday, April 14, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, April 18, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SS SB 199

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later),
Joint Hearing Room (117).
Public hearing will be held: HB 1242, HB 1378

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 69

ECONOMIC DEVELOPMENT
Monday, April 17, 2023, 2:30 PM, Joint Hearing Room (117).
Executive session will be held: SS SCS SBs 3 & 69, SS SCS SBs 94, 52, 57, 58 & 67

EMERGING ISSUES
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 1169

FINANCIAL INSTITUTIONS
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1340, HB 1216
Executive session will be held: HB 1229, SB 63

FISCAL REVIEW
Monday, April 17, 2023, 1:15 PM, House Hearing Room 4.
Executive session will be held: HCS HB 155, HCS HB 183, HCS HB 471, HCS HB 894, HCS HB 934, HS HCS HBs 1108 & 1181, HCS HJR 20
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Monday, April 17, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 74, HB 327, HB 639, HB 726, HB 747, HB 1048, HB 1104, HB 1160, HB 1393

HEALTHCARE REFORM
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1365, HB 1239, HB 1148
Executive session will be held: HB 773, HB 820, HB 860, HB 1399

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

JUDICIARY
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: HB 251, HB 138, HB 82, HB 776, HB 444, HB 750, HB 1176, HB 453, HB 835, HB 405, HB 371, SS SB 227, SS SB 245, SCS SB 103, SS#3 SB 22, SS SCS SB 72

LOCAL GOVERNMENT
Tuesday, April 18, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1049, HB 1089, HB 1054, HB 1013, HB 814
Executive session will be held: HB 247

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: SS SCS SB 157
Executive session will be held: SS SCS SB 70, SS SCS SBs 167 & 171, SS SB 116, HB 175, HB 1209

RULES - ADMINISTRATIVE OVERSIGHT
Monday, April 17, 2023, 1:45 PM, House Hearing Room 4.
Executive session will be held: HB 902, HB 77, HB 351, HB 400, HB 440, HB 449, HCS HB 489, HB 511, HCS HB 515, HCS HB 529, HB 603, HCS HB 628, HB 734, HB 775, HB 817, HB 929, HB 966, HCS HB 968, HB 1011, HB 1067, HB 1074, HCS HB 1166, HCS HB 1261
Executive session may be held on any matter referred to the committee.
Removed HB 1144.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, April 17, 2023, 1:30 PM, House Hearing Room 4.
Executive session will be held: SB 20, HCS SS SB 24, SB 28, SB 34, HCS SS SCS SB 40, HCS SS SCS SBs 45 & 90, HCS SB 47, HCS SS SB 75, HCS SS#2 SCS SB 96, HCS SB 101, SS SCS SB 127, SS SB 139, HCS SS SB 181, HCS SCS SB 187, HCS SCR 7, SCR 8, SJR 26, HCS HB 109, HB 302, HCS HBs 354, 965, 254 & 957, HCS HB 485, HB 602, HB 646, HCS HB 712, HCS HB 885, HB 1035, HB 1185, HJR 23
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Monday, April 17, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HBs 948 & 915, HCS HB 106, HB 1044, HB 391, HB 1208, HCS HB 959, HCS HB 783, HB 697, HCS HB 257, HB 272
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, April 17, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1283
Executive session will be held: HB 1175

SPECIAL COMMITTEE ON PUBLIC POLICY
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.
Public hearing will be held: SS SCS SBs 56 & 61
Executive session will be held: SB 186, HB 1394

SPECIAL COMMITTEE ON SMALL BUSINESS
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later), Joint Hearing Room (117).
Executive session will be held: HB 143, SS SB 222

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: HJR 47, SS SB 143
Executive session will be held: HB 1310, SB 247, SJR 35

UTILITIES
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1357, HB 1246, HB 1071, HB 928

VETERANS
Tuesday, April 18, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HJR 52

HOUSE CALENDAR

FIFTY-FOURTH DAY, FRIDAY, APRIL 14, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 1023 - Diehl
HB 1028 - Smith (155)
HB 1034 - McMullen
HB 770 - Thompson
HCS HB 1214 - Hinman
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HBs 267 & 347 - Buchheit-Courtway
HCS HB 342 - Pouche
HCS HB 589 - Murphy
HCS HB 303 - Roberts
HCS HB 425 - Perkins
HB 513 - Mayhew
HB 836 - Griffith
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HCS HBs 876, 771, 676 & 551 - Hurlbert
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HB 643 - Francis
HB 246 - Hurlbert
HCS HB 198 - Wright

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HB 437 - Banderman
HB 716 - Kelly (141)

HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 48 - Haley
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HB 1109 - Thompson
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HS HB 1117 - Seitz
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 349 - Christofanelli
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HBs 532 & 751 - Mayhew
HCS HB 536 - Keathley
HCS HB 580 - Houx

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 20, (Fiscal Review 4/12/23) - Black

HOUSE BILLS FOR THIRD READING

HCS HB 894, (Fiscal Review 4/12/23) - Knight
HCS HB 183, (Fiscal Review 4/12/23) - Burger
HCS HB 424 - Perkins
HB 782 - McGaugh
HCS HBs 1207 & 622 - Cook
HCS HB 471, (Fiscal Review 4/13/23) - Black
HB 37 - Billington
HS HCS HBs 1108 & 1181, (Fiscal Review 4/13/23) - Hicks
HCS HB 155, (Fiscal Review 4/13/23) - O'Donnell
HCS HB 934, (Fiscal Review 4/13/23) - Hovis
HCS HBs 45 & 1066 - Haley

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR SECOND READING

SS SB 35
SS SCS SB 92
SB 122
SS SCS SBs 411 & 230
SS SB 540

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields

HOUSE RESOLUTIONS

HR 561 - Parker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)

CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTY-FOURTH DAY, FRIDAY, APRIL 14, 2023

The House met pursuant to adjournment.

Representative Griffith in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SB 35, relating to judicial proceedings involving the parent-child relationship.

SS SCS SB 92, relating to tax credits.

SB 122, relating to compulsory school attendance.

SS SCS SBs 411 & 230, relating to participation of elementary and secondary school students in educational settings, with existing penalty provisions.

SS SB 540, relating to members of the armed forces.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 188 - Fiscal Review
HB 542 - Fiscal Review
HCS HBs 1082 & 1094 - Fiscal Review

COMMITTEE REPORTS

Committee on Administration and Accounts, Chairman Wright reporting:

Mr. Speaker: Your Committee on Administration and Accounts, to which was referred **SS SB 111**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (6): Bangert, Baringer, Griffith, Johnson (12), McGaugh and Wright

Noes (0)

Absent (3): Billington, Cupps and Van Schoiack

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 17**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (32): Black, Boyd, Brown (149), Burnett, Christ, Crossley, Cupps, Deaton, Ealy, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Lavender, Lewis (6), Merideth, O'Donnell, Owen, Proudie, Reuter, Richey, Riggs, Sander, Sharpe (4), Smith (163), Steinhoff, Taylor (48), Taylor (84), West and Windham

Noes (0)

Absent (5): Boggs, Kelly (141), Nurrenbern, Shields and Voss

Mr. Speaker: Your Committee on Budget, to which was referred **HB 18**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (32): Black, Boyd, Brown (149), Burnett, Christ, Crossley, Cupps, Deaton, Ealy, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Lavender, Lewis (6), Merideth, O'Donnell, Owen, Proudie, Reuter, Richey, Riggs, Sander, Sharpe (4), Smith (163), Steinhoff, Taylor (48), Taylor (84), West and Windham

Noes (0)

Absent (5): Boggs, Kelly (141), Nurrenbern, Shields and Voss

Mr. Speaker: Your Committee on Budget, to which was referred **HB 19**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (31): Black, Boyd, Brown (149), Burnett, Christ, Crossley, Cupps, Deaton, Ealy, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Lavender, Lewis (6), Merideth, O'Donnell, Owen, Proudie, Reuter, Richey, Riggs, Sharpe (4), Smith (163), Steinhoff, Taylor (48), Taylor (84), West and Windham

Noes (0)

Present (1): Sander

Absent (5): Boggs, Kelly (141), Nurrenbern, Shields and Voss

Mr. Speaker: Your Committee on Budget, to which was referred **HB 20**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (31): Black, Boyd, Brown (149), Burnett, Christ, Crossley, Cupps, Deaton, Ealy, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Lavender, Lewis (6), Merideth, O'Donnell, Owen, Proudie, Reuter, Richey, Riggs, Sharpe (4), Smith (163), Steinhoff, Taylor (48), Taylor (84), West and Windham

Noes (0)

Present (1): Sander

Absent (5): Boggs, Kelly (141), Nurrenbern, Shields and Voss

Committee on Ways and Means, Chairman McGirl reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SS SCS SB 133**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Casteel, Chappell, Hicks, Hudson, McGirl, Smith (155), Thompson, Titus and Wright

Noes (3): Bland Manlove, Gray and Phifer

Absent (2): Lovasco and Taylor (84)

The following members' presence was noted: Brown (16), Davidson, Davis, Griffith, Haley, Ingle, Johnson (12), Lavender, Lovasco, Mackey, Marquart, Matthiesen, Mayhew, Merideth, Oehlerking, Peters, Sassmann, Schulte, Sharp (37), Taylor (48), Toalson Reisch, Unsicker, Walsh Moore, Windham, and Young.

ADJOURNMENT

On motion of Representative Griffith, the House adjourned until 4:00 p.m., Monday, April 17, 2023.

COMMITTEE HEARINGS

BUDGET
Wednesday, April 19, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 998, HB 1068, HB 1171, HB 1182

CHILDREN AND FAMILIES
Tuesday, April 18, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SS SB 199

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later), Joint Hearing Room (117).
Public hearing will be held: HB 1242, HB 1378

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 69

ECONOMIC DEVELOPMENT
Monday, April 17, 2023, 2:30 PM, Joint Hearing Room (117).
Executive session will be held: SS SCS SBs 3 & 69, SS SCS SBs 94, 52, 57, 58 & 67

EMERGING ISSUES
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 265
Executive session will be held: HB 1169, SS SB 23, HB 1149, HB 1187, HB 1346, HB 912, HB 1293
Added SB 23, HB 1149, HB 1187, HB 1346, HB 912, HB 1293, and HB 265.
AMENDED

FINANCIAL INSTITUTIONS
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1340, HB 1216
Executive session will be held: HB 1229, SB 63

FISCAL REVIEW
Monday, April 17, 2023, 1:15 PM, House Hearing Room 4.
Executive session will be held: HCS HB 155, HCS HB 183, HCS HB 471, HCS HB 894, HCS HB 934, HS HCS HBs 1108 & 1181, HCS HJR 20
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Monday, April 17, 2023, 12:00 PM, House Hearing Room 5.
Public hearing will be held: HB 74, HB 327, HB 726, HB 747, HB 1048, HB 1104, HB 1160, HB 1393
Removed HB 639.
AMENDED

HEALTH AND MENTAL HEALTH POLICY
Monday, April 17, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 96, HB 1245
Executive session will be held: SS SCS SB 41, SS SCS SB 106, HB 1123, HB 1286

HEALTHCARE REFORM
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1365, HB 1239, HB 1148
Executive session will be held: HB 773, HB 820, HB 860, HB 1399

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

JUDICIARY
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: HB 251, HB 138, HB 82, HB 776, HB 444, HB 750, HB 1176, HB 453, HB 835, HB 405, HB 371, SS SB 227, SS SB 245, SCS SB 103, SS#3 SB 22, SS SCS SB 72

LOCAL GOVERNMENT
Tuesday, April 18, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1049, HB 1089, HB 1054, HB 1013, HB 814
Executive session will be held: HB 247

PENSIONS
Tuesday, April 18, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HJR 1
Executive session will be held: HB 35, HB 867

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: SS SCS SB 157
Executive session will be held: SS SCS SB 70, SS SCS SBs 167 & 171, SS SB 116, HB 175, HB 1209

RULES - ADMINISTRATIVE OVERSIGHT
Monday, April 17, 2023, 1:45 PM, House Hearing Room 4.
Executive session will be held: HB 902, HB 77, HB 351, HB 400, HB 440, HB 449, HCS HB 489, HB 511, HCS HB 515, HCS HB 529, HB 603, HCS HB 628, HB 734, HB 775, HB 817, HB 929, HB 966, HCS HB 968, HB 1011, HB 1067, HB 1074, HCS HB 1166, HCS HB 1261
Removed HB 1144.
Executive session may be held on any matter referred to the committee.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, April 17, 2023, 1:30 PM, House Hearing Room 4.
Executive session will be held: SB 20, HCS SS SB 24, SB 28, SB 34, HCS SS SCS SB 40, HCS SS SCS SBs 45 & 90, HCS SB 47, HCS SS SB 75, HCS SS#2 SCS SB 96, HCS SB 101, SS SCS SB 127, SS SB 139, HCS SS SB 181, HCS SCS SB 187, HCS SCR 7, SCR 8, SJR 26, HCS HB 109, HB 302, HCS HBs 354, 965, 254 & 957, HCS HB 485, HB 602, HB 646, HCS HB 712, HCS HB 885, HB 1035, HB 1185, HJR 23
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Monday, April 17, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HBs 948 & 915, HCS HB 106, HB 1044, HB 391, HB 1208, HCS HB 959, HCS HB 783, HB 697, HCS HB 257, HB 272
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, April 17, 2023, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1283
Executive session will be held: HB 1175

SPECIAL COMMITTEE ON PUBLIC POLICY
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 3.
Public hearing will be held: SS SCS SBs 56 & 61
Executive session will be held: SB 186, HB 1394

SPECIAL COMMITTEE ON SMALL BUSINESS
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later), Joint Hearing Room (117).
Executive session will be held: HB 143, SS SB 222

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: HJR 47, SS SB 143
Executive session will be held: HB 1310, SB 247, SJR 35

TRANSPORTATION ACCOUNTABILITY
Thursday, April 20, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 897, HB 1302
Executive session will be held: HB 1363, HB 1398
Added HB 1398.
Upon adjournment of Session, there will be a presentation by MODOT on "Missouri Standard Specifications for Highway Construction". Public testimony will be allowed.
AMENDED

UTILITIES
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1357, HB 1246, HB 1071, HB 928

VETERANS
Tuesday, April 18, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HJR 52

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Executive session will be held: HB 1018
Presentations regarding the Workforce Solutions Group programs. Presenters will be Dr. Jeff L. Pittman, Chancellor, St. Louis Community College and NFIB members: Jan Haviland, Haviland Corporation; Mike King, Express Employment Professionals; Jack Schroeder, Specialized Collison Center; and Matt Green, Bar Vino/Bar Whiskey.

HOUSE CALENDAR

FIFTY-FIFTH DAY, MONDAY, APRIL 17, 2023

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 17 - Smith (163)
HCS HB 18 - Smith (163)
HCS HB 19 - Smith (163)
HCS HB 20 - Smith (163)

HOUSE BILLS FOR PERFECTION

HCS HB 1023 - Diehl
HB 1028 - Smith (155)
HB 1034 - McMullen
HB 770 - Thompson
HCS HB 1214 - Hinman
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HBs 267 & 347 - Buchheit-Courtway
HCS HB 342 - Pouche
HCS HB 589 - Murphy
HCS HB 303 - Roberts
HCS HB 425 - Perkins
HB 513 - Mayhew
HB 836 - Griffith
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HCS HBs 876, 771, 676 & 551 - Hurlbert
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HB 643 - Francis
HB 246 - Hurlbert
HCS HB 198 - Wright

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HB 437 - Banderman
HB 716 - Kelly (141)
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 48 - Haley
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1038 - Christ
HCS HB 1109 - Thompson
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HS HB 1117 - Seitz
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 349 - Christofanelli
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HBs 532 & 751 - Mayhew
HCS HB 536 - Keathley
HCS HB 580 - Houx

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 20, (Fiscal Review 4/12/23) - Black

HOUSE BILLS FOR THIRD READING

HCS HB 894, (Fiscal Review 4/12/23) - Knight
HCS HB 183, (Fiscal Review 4/12/23) - Burger
HCS HB 424 - Perkins
HB 782 - McGaugh
HCS HBs 1207 & 622 - Cook
HCS HB 471, (Fiscal Review 4/13/23) - Black
HB 37 - Billington
HS HCS HBs 1108 & 1181, (Fiscal Review 4/13/23) - Hicks
HCS HB 155, (Fiscal Review 4/13/23) - O'Donnell
HCS HB 934, (Fiscal Review 4/13/23) - Hovis
HCS HBs 45 & 1066 - Haley
HB 282 - Schnelting
HCS HB 188, (Fiscal Review 4/14/23) - Murphy
HB 542, (Fiscal Review 4/14/23) - Haden
HCS HBs 1082 & 1094, (Fiscal Review 4/14/23) - Thompson

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields

HOUSE RESOLUTIONS

HR 561 - Parker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTY-FIFTH DAY, MONDAY, APRIL 17, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Darin Chappell.

Our God, and Father in Heaven,

We thank You for this day in which we are blessed to gather in the People's House to consider the People's business. We thank You for our individual abilities, which, when brought together in honest effort for good, become of far greater efficacy than any of us could be alone.

We ask, Father, that we would have the courage of our convictions, the intellectual integrity to have open minds, and the humility to sincerely ask ourselves, "What if I'm wrong?"

We ask that we would seek liberty, freedom, and the right, within the role of government, for our good, and Your glory.

We ask all this in Jesus's holy name, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-third day was approved as printed.

The Journal of the fifty-fourth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 20**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 155**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 183**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 471**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 894**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 934**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS HBs 1108 & 1181**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

PERFECTION OF HOUSE BILLS - INFORMAL

HB 437, relating to consolidated public library districts, was taken up by Representative Banderman.

On motion of Representative Banderman, the title of **HB 437** was agreed to.

On motion of Representative Banderman, **HB 437** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 1023, relating to sales of farmland to beginning farmers, was taken up by Representative Diehl.

Representative Diehl offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1023, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the following:

"agriculture-related tax deductions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Diehl, **House Amendment No. 1** was adopted.

Representative McGirl offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1023, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"143.022. 1. As used in this section, "business income" means the income greater than zero arising from transactions in the regular course of all of a taxpayer's trade or business and shall be limited to the Missouri source net profit from the combination of the following:

(1) The total combined profit as properly reported to the Internal Revenue Service on each Schedule C, or its successor form, filed; **[**~~and~~**]**

(2) The total partnership and S corporation income or loss properly reported to the Internal Revenue Service on Part II of Schedule E, or its successor form**;**

(3) The total combined profit as properly reported to the Internal Revenue Service on each Schedule F, or its successor form, filed; and

(4) The total combined profit as properly reported to the Internal Revenue Service on each Form 4835, or its successor form, filed.

2. In addition to all other modifications allowed by law, there shall be subtracted from the federal adjusted gross income of an individual taxpayer a percentage of such individual's business income, to the extent that such amounts are included in federal adjusted gross income when determining such individual's Missouri adjusted gross income **and are not otherwise subtracted or deducted in determining such individual's Missouri taxable income**.

3. In the case of an S corporation described in section 143.471 or a partnership computing the deduction allowed under subsection 2 of this section, taxpayers described in subdivision (1) or (2) of this subsection shall be allowed such deduction apportioned in proportion to their share of ownership of the business as reported on the taxpayer's Schedule K-1, or its successor form, for the tax period for which such deduction is being claimed when determining the Missouri adjusted gross income of:

(1) The shareholders of an S corporation as described in section 143.471;

(2) The partners in a partnership.

4. The percentage to be subtracted under subsection 2 of this section shall be increased over a period of years. Each increase in the percentage shall be by five percent and no more than one increase shall occur in a calendar year. The maximum percentage that may be subtracted is twenty percent of business income. Any increase in the percentage that may be subtracted shall take effect on January first of a calendar year and such percentage shall continue in effect until the next percentage increase occurs. An increase shall only apply to tax years that begin on or after the increase takes effect.

5. An increase in the percentage that may be subtracted under subsection 2 of this section shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

6. The first year that a taxpayer may make the subtraction under subsection 2 of this section is 2017, provided that the provisions of subsection 5 of this section are met. If the provisions of subsection 5 of this section are met, the percentage that may be subtracted in 2017 is five percent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGirl, **House Amendment No. 2** was adopted.

Representative Haffner offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1023, Page 6, Section 143.121, Line 191, by deleting the word "**third**" and inserting in lieu thereof the word "**fourth**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 3** was adopted.

On motion of Representative Diehl, **HCS HB 1023, as amended**, was adopted.

On motion of Representative Diehl, **HCS HB 1023, as amended**, was ordered perfected and printed.

HB 1028, relating to a tax credit for certain benevolent organizations, was placed on the Informal Calendar.

HB 1034, relating to the placement of a child, was taken up by Representative McMullen.

On motion of Representative McMullen, the title of **HB 1034** was agreed to.

Representative Buchheit-Courtway offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1034, Page 1, Section A, Line 2, by inserting after said section and line the following:

"43.400. As used in sections 43.400 to 43.410, the following terms mean:

(1) "Missing child" or "missing juvenile", any person who is under the age of **[**~~seventeen~~**]** **eighteen** years **or who is in foster care regardless of the person's age or who is an emancipated minor as defined in section 302.178, a homeless youth as defined in section 167.020, or an unaccompanied minor as defined in section 210.121**, whose temporary or permanent residence is in the state of Missouri or who is believed to be within the state of Missouri, whose location has not been determined, and who has been reported as missing to a law enforcement agency;

(2) "Missing child report", a report prepared on a standard form supplied by the Missouri state highway patrol for the use by private citizens and law enforcement agencies to report missing children or missing juvenile information to the Missouri state highway patrol;

(3) "Missing person", a person who is missing and meets one of the following characteristics:

(a) Is physically or mentally disabled to the degree that the person is dependent upon an agency or another individual;

(b) Is missing under circumstances indicating that the missing person's safety may be in danger;

(c) Is missing under involuntary or unknown circumstances; subject to the provisions of (a), (b), (d), (e), and (f) of this subsection;

(d) Is a child or juvenile runaway from the residence of a parent, legal guardian, or custodian;

(e) Is a child and is missing under circumstances indicating that the person was or is in the presence of or under the control of a party whose presence or control was or is in violation of a permanent or temporary court order and fourteen or more days have elapsed, during which time the party has failed to file any pleading with the court seeking modification of the permanent or temporary court order;

(f) Is missing under circumstances indicating that the person was or is in the presence of or under the control of a party whose presence or control was or is in violation of a permanent or temporary court order and there are reasonable grounds to believe that the person may be taken outside of the United States;

(4) "Patrol", the Missouri state highway patrol;

(5) "Registrar", the state registrar of vital statistics.

43.401. 1. The reporting of missing persons by law enforcement agencies, private citizens, and the responsibilities of the patrol in maintaining accurate records of missing persons are as follows:

(1) A person may file a complaint of a missing person with a law enforcement agency having jurisdiction. The complaint shall include, but need not be limited to, the following information:

(a) The name of the complainant;

(b) The name, address, and phone number of the guardian, if any, of the missing person;

(c) The relationship of the complainant to the missing person;

(d) The name, age, address, and all identifying characteristics of the missing person;

(e) The length of time the person has been missing; and

(f) All other information deemed relevant by either the complainant or the law enforcement agency;

(2) A report of the complaint of a missing person shall be immediately entered into the Missouri uniform law enforcement system (MULES) and the National Crime Information Center (NCIC) system by the law enforcement agency receiving the complaint, and disseminated to other law enforcement agencies who may come in contact with or be involved in the investigation or location of a missing person;

(3) A law enforcement agency with which a complaint of a missing child has been filed shall prepare, as soon as practicable, a standard missing child report. The missing child report shall be maintained as a record by the reporting law enforcement agency during the course of an active investigation;

(4) Upon the location of a missing person, or the determination by the law enforcement agency of jurisdiction that the person is no longer missing, the law enforcement agency which reported the missing person shall immediately remove the record of the missing person from the MULES and NCIC files.

2. No law enforcement agency shall prevent an immediate active investigation on the basis of an agency rule which specifies an automatic time limitation for a missing person investigation.

3. Any agency or placement provider with the care and custody of a child who is missing shall file a missing child complaint with the appropriate law enforcement agency within two hours of determining the child to be missing. The law enforcement agency shall immediately submit information as to the missing child to the National Center for Missing and Exploited Children (NCMEC) including, but not limited to, the name, date of birth, sex, race, height, weight, and eye and hair color of the child; a recent photograph of the child; and the date and location of the last known contact with the child. The law enforcement agency shall institute a proper investigation and search for the missing child and maintain contact with the agency or placement provider making the missing child complaint. The missing child's entry shall not be removed from any database or system until the child is found or the case is closed.

210.305. 1. When an initial emergency placement of a child is deemed necessary, the children's division shall immediately begin a diligent search to locate, contact, and place the child with a grandparent or grandparents or a relative or relatives of the child, subject to subsection 3 of section 210.565 regarding preference of placement, except when the children's division determines that placement with a grandparent or grandparents or a relative or relatives is not in the best interest of the child and subject to the provisions of section 210.482 regarding background checks for emergency placements. If emergency placement of a child with grandparents or relatives is deemed not to be in the best interest of the child, the children's division shall document in writing the reason for denial and shall have just cause to deny the emergency placement. The children's division shall continue the search for other relatives until the division locates the relatives of the child for placement or the court excuses further search. Prior to placement of the child in any emergency placement, the division shall assure that the child's physical needs are met.

2. For purposes of this section, the following terms shall mean:

(1) "Diligent search", an exhaustive effort to identify and locate the grandparents or relatives whose identity or location is unknown**. "Diligent search" shall include, but is not limited to:**

(a) Interviews with the child's parent during the course of an investigation, while child protective services are provided, and while such child is in care;

(b) Interviews with the child;

(c) Interviews with identified grandparents or relatives throughout the case;

(d) Interviews with any other person who is likely to have information about the identity or location of the person being sought;

(e) Comprehensive searches of databases available to the children's division and likely to result in identifying and locating the person being sought;

(f) Appropriate inquiry during the course of hearings in the case; and

(g) Any other reasonable means that are likely to identify grandparents, relatives, or other persons who have demonstrated an ongoing commitment to the child;

(2) "Emergency placement", those limited instances when the children's division is placing for an initial placement a child in the home of private individuals, including neighbors, friends, or relatives, as a result of a sudden unavailability of the child's primary caretaker.

3. A diligent search shall be made to locate, contact, and notify the grandparent or grandparents of the child within three hours from the time the emergency placement is deemed necessary for the child. During such three-hour time period, the child may be placed in an emergency placement. If a grandparent or grandparents of the child cannot be located within the three-hour period, the child may be temporarily placed in emergency placement; except that, after the emergency placement is deemed necessary, the children's division shall continue a diligent search to contact, locate, and place the child with a grandparent or grandparents, or other relatives, with first consideration given to a grandparent for placement, subject to subsection 3 of section 210.565 regarding preference of placement.

4. A diligent search shall be made to locate, contact, and notify the relative or relatives of the child within thirty days from the time the emergency placement is deemed necessary for the child. The children's division shall continue the search for the relative or relatives until the division locates the relative or relatives of the child for placement**, for six months following the child's out-of-home placement,** or the court excuses further search**, whichever occurs first**. **The department shall resume search efforts if ordered by the court, a change in the child's placement occurs, or a party shows that continuing the search is in the best interests of the child.** The children's division, or an entity under contract with the division, shall use all sources of information, including any known parent or relative, to attempt to locate an appropriate relative as placement.

5. **[**~~Search progress under subsection 3 or 4 of this section shall be reported at each court hearing until the grandparents or relatives are either located or the court excuses further search.~~**]** **The children's division shall file with the court information regarding attempts made under this section within thirty days from the date the child was removed from his or her home, or as otherwise required by the court, and at each periodic review hearing. Such information shall include:**

(1) A detailed narrative explaining the division's efforts to find and consider each potential placement and the specific outcome;

(2) The names of and relevant information about grandparents and relatives of the child;

(3) Steps taken by the division to locate and contact grandparents and relatives of the child;

(4) Responses received from grandparents and relatives of the child;

(5) Dates of each attempted or completed contact with a grandparent or relative of the child;

(6) Reasons why a grandparent or relative of the child was not considered for emergency or permanent placement of the child; and

(7) All efforts for placement of the child through an interstate compact agreement under section 210.620, including:

(a) The names of grandparents or relatives of the child who were considered for an interstate placement;

(b) Any pending placement of the child through an interstate compact agreement; and

(c) All potential out-of-state placements outside of an interstate compact agreement and the reasons such placements have not been initiated.

If an out-of-state placement option exists and the division has failed to file a request with the receiving state under the requirements of an interstate compact agreement under section 210.620, the court shall enter a finding that the division has not made a due diligence search and shall order the division to file a request with the receiving state under the terms of the interstate compact.

6. **All grandparents or relatives to the child identified in a diligent search required by this section, subject to exceptions due to family or domestic violence or other safety concerns, shall be provided with notice, via certified mail as appropriate, that includes, but is not limited to:**

(1) A specification that an alleged dependent child has been or is being removed from his or her parental custody;

(2) An explanation of the options a grandparent or relative has to participate in the care and placement of the alleged dependent child and any options that may be lost by failing to respond to the notice;

(3) A description of the process for becoming a licensed foster family home and the additional services and supports available for children placed in approved foster homes;

(4) A description of any financial assistance for which a grandparent or relative may be eligible; and

(5) An explanation that any response received after thirty days or willful failure to respond upon receiving a notice may result in the grandparent or relative of the child not being considered for placement.

7. If a grandparent or relative entitled to notice under this section fails to respond to the division, responds and declines to be considered as placement for the child, or is otherwise presently prevented from being considered as placement for the child and later petitions the court for a change in placement, such person shall provide evidence that such change is in the child's best interests.

8. Nothing in this section shall be construed or interpreted to interfere with or supersede laws related to parental rights or judicial authority.

210.565. 1. Whenever a child is placed in a foster home and the court has determined pursuant to subsection 4 of this section that foster home placement with relatives is not contrary to the best interest of the child, the children's division shall give foster home placement to relatives of the child. Notwithstanding any rule of the division to the contrary **and under section 210.305**, the children's division shall complete a diligent search to locate and notify the grandparents, adult siblings, parents of siblings of the child, and all other relatives and determine whether they wish to be considered for placement of the child. Grandparents who request consideration shall be given preference and first consideration for foster home placement of the child. If more than one grandparent requests consideration, the family support team shall make recommendations to the juvenile or family court about which grandparent should be considered for placement.

2. As used in this section, the following terms shall mean:

(1) "Adult sibling", any brother or sister of whole or half-blood who is at least eighteen years of age;

(2) "Relative", a grandparent or any other person related to another by blood or affinity or a person who is not so related to the child but has a close relationship with the child or the child's family. **A foster parent or kinship caregiver with whom a child has resided for nine months or more is a person who has a close relationship with the child.** The status of a grandparent shall not be affected by the death or the dissolution of the marriage of a son or daughter;

(3) "Sibling", one of two or more individuals who have one or both parents in common through blood, marriage, or adoption, including siblings as defined by the child's tribal code or custom.

3. The following shall be the order or preference for placement of a child under this section:

(1) Grandparents;

(2) Adult siblings or parents of siblings;

(3) Relatives **[**~~related by blood or affinity within the third degree~~**]**; **and**

(4) **[**~~Other relatives; and~~

~~(5)~~**]** Any foster parent who is currently licensed and capable of accepting placement of the child.

4. The preference for placement and first consideration for grandparents or preference for placement with other relatives created by this section shall only apply where the court finds that placement with such grandparents or other relatives is not contrary to the best interest of the child considering all circumstances. If the court finds that it is contrary to the best interest of a child to be placed with grandparents or other relatives, the court shall make specific findings on the record detailing the reasons why the best interests of the child necessitate placement of the child with persons other than grandparents or other relatives. **Absent evidence to the contrary, the court may presume that continuation of the child's placement with his or her current caregivers is in the child's best interests.**

5. Recognizing the critical nature of sibling bonds for children, the children's division shall make reasonable efforts to place siblings in the same foster care, kinship, guardianship, or adoptive placement, unless doing so would be contrary to the safety or well-being of any of the siblings. If siblings are not placed together, the children's division shall make reasonable efforts to provide frequent visitation or other ongoing interaction between the siblings, unless this interaction would be contrary to a sibling's safety or well-being.

6. The age of the child's grandparent or other relative shall not be the only factor that the children's division takes into consideration when it makes placement decisions and recommendations to the court about placing the child with such grandparent or other relative.

7. For any Native American child placed in protective custody, the children's division shall comply with the placement requirements set forth in 25 U.S.C. Section 1915.

8. A grandparent or other relative may, on a case-by-case basis, have standards for licensure not related to safety waived for specific children in care that would otherwise impede licensing of the grandparent's or relative's home. In addition, any person receiving a preference may be licensed in an expedited manner if a child is placed under such person's care.

9. The guardian ad litem shall ascertain the child's wishes and feelings about his or her placement by conducting an interview or interviews with the child, if appropriate based on the child's age and maturity level, which shall be considered as a factor in placement decisions and recommendations, but shall not supersede the preference for relative placement created by this section or be contrary to the child's best interests.

210.795. 1. (1) A child in the care and custody of the children's division whose physical whereabouts are unknown to the division, the child's physical custodian, or contracted service providers shall be considered missing and the case manager or placement provider shall immediately inform a law enforcement agency having jurisdiction and the National Center for Missing and Exploited Children within two hours of discovery that the child is missing.

(2) The case manager shall document the report number and any relevant information in the child's record.

(3) Within twenty-four hours of a report being made under this subsection, the department shall inform and obtain information about the child's disappearance from the child's parents, known relatives, out-of-home caregivers, attorney, guardian or guardian ad litem, court appointed special advocate, juvenile officer, or Indian tribe, as applicable, or from any other person known to the department who may have relevant information regarding the child's disappearance.

(4) The case manager shall:

(a) Within one week and monthly thereafter, maintain contact with the child's family members, friends, school faculty, and service providers and with any other person or agency involved in the child's case;

(b) Document ongoing efforts to locate the child; and

(c) Continue contacting law enforcement about the missing child and shall make quarterly reports to the court about the status of the child and efforts to locate the child.

The department shall contact law enforcement every seven days and document the information provided and any information received.

(5) The division shall not petition the court for a release of jurisdiction for the child or stop searching for the child while the child is missing until the child reaches the age of twenty-one.

2. The division shall maintain protocols, including appropriate trainings, for conducting ongoing searches for children missing from care. Such protocols shall include preventative measures to identify and mitigate risk to children who are at increased risk for running away or disappearing or of being victims of trafficking as defined under section 566.200.

3. The division shall ensure that each child in the care and custody of the division has an updated photograph in the child's record.

4. When a child is located, the department shall:

(1) Inform all law enforcement agencies and organizations involved in the child's case; and

(2) Have in-person contact with the child within twenty-four hours after the child is located to assess the child's health, experiences while absent, the appropriateness of the child returning to the child's current placement, and the factors that contributed to the child's absence.

5. Any employee or contractor with the children's division, child welfare agencies, other state agencies, or schools shall, upon becoming aware that an emancipated minor as defined in section 302.178, a homeless youth as defined in section 167.020, or an unaccompanied minor as defined in section 210.121 is missing, inform the appropriate law enforcement agency and the National Center for Missing and Exploited Children within twenty-four hours.

6. Within twenty-four hours of a missing child being found, the division shall assess whether the child was a victim of trafficking and determine any factors that caused the child to go missing.

7. The legislature may require an annual independent audit of the department's compliance with this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Buchheit-Courtway, **House Amendment No. 1** was adopted.

Representative Burnett offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1034, Page 1, Section 211.221, Line 7, by inserting after all of said section and line the following:

"**211.436. 1. Instruments of restraint, including handcuffs, chains, irons, or straitjackets, shall not be used on a child during a proceeding in a juvenile court and shall be removed prior to the child's appearance before the court unless the court finds both that:**

(1) The use of restraints is necessary due to one of the following factors:

(a) Instruments of restraint are necessary to prevent physical harm to the child or another person;

(b) The child has a history of disruptive courtroom behavior that has placed others in potentially harmful situations or presents a substantial risk of inflicting physical harm on himself or herself or others as evidenced by recent behavior; or

(c) There is evidence that the child presents a substantial risk of flight from the courtroom; and

(2) There are no less restrictive alternatives to restraints that will prevent flight or physical harm to the child or another person including, but not limited to, the presence of court personnel, law enforcement officers, or bailiffs.

2. If the juvenile office believes that there is an immediate safety or flight risk, as provided under subsection 1 of this section, the juvenile officer shall advise the attorney for the child and make a request in writing prior to the commencement of the proceeding for the child to remain restrained during the court proceeding while in the presence of the parties to the proceeding.

3. The court shall provide the child's attorney an opportunity to be heard before the court orders the use of restraints. If restraints are ordered, the court shall make findings of fact in support of the order.

4. If restraints are used, the restraints shall allow the child limited movement of the hands to read and handle documents and writings necessary to the proceeding. Under no circumstances shall a child be restrained using fixed restraints to a wall, floor, furniture, or other stationary object."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Van Schoiack raised a point of order that **House Amendment No. 2** is not germane.

The Chair ruled the point of order not well taken.

Representative Burnett moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative McMullen, **HB 1034, as amended**, was ordered perfected and printed.

HB 770, relating to restriction on actions by state agencies, was placed on the Informal Calendar.

HCS HB 1214, relating to the deadline for filing declarations of candidacy, was taken up by Representative Hinman.

On motion of Representative Hinman, the title of **HCS HB 1214** was agreed to.

Representative Hinman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1214, Page 2, Section 115.127, Line 48, by inserting before both instances of the word "**holiday**" the words "**state or federal**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hinman, **House Amendment No. 1** was adopted.

On motion of Representative Hinman, **HCS HB 1214, as amended**, was adopted.

On motion of Representative Hinman, **HCS HB 1214, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1038, relating to tax credits, was taken up by Representative Christ.

On motion of Representative Christ, the title of **HCS HB 1038** was agreed to.

On motion of Representative Christ, **HCS HB 1038** was adopted.

On motion of Representative Christ, **HCS HB 1038** was ordered perfected and printed.

HCS HB 536, relating to certain special taxing districts, was taken up by Representative Keathley.

Representative Keathley offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 536, Page 1, In the Title, Line 3, by deleting the words "certain special taxing districts" and inserting in lieu thereof the words "local taxation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Keathley, **House Amendment No. 1** was adopted.

Representative Voss offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 536, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**67.007. 1. Notwithstanding any other provision of law, beginning August 28, 2023, if any proposal by any political subdivision to impose a new tax authorized by a specific statute or to increase the rate of an existing tax authorized by a specific statute, is submitted to and rejected by the voters of the political subdivision, such proposal shall not be resubmitted to the voters at any time during the election cycle, as described in section 115.205.**

2. Notwithstanding the provisions of subsection 1 of this section to the contrary, a political subdivision may resubmit to the voters a previously rejected tax proposal sooner than the election cycle immediately following its rejection if the new proposal states a substantial change. For the purposes of this section, a "substantial change" shall mean:

(1) A reduction equal to or greater than twenty-five percent of the rate of tax imposed by the previously rejected proposal; or

(2) A dedicated fund other than the dedicated fund stated in the previously rejected proposal."; and

Further amend said bill and page, Section 67.1421, Lines 4-5, by deleting the words "**such petition seeks to establish a sales tax, it must be adopted by a two-thirds vote**" and inserting in lieu thereof the words "**the proposed funding mechanism for the proposed district includes a sales tax, such ordinance shall be adopted by at least a two-thirds majority vote**"; and

Further amend said bill and section, Page 4, Lines 101-102, by deleting all of said lines and inserting in lieu thereof the following:

"**approved pursuant to this subsection that establishes a district for which the proposed funding mechanism for the proposed district includes a sales tax shall be by at least a two-thirds majority vote.**"; and

Further amend said bill, Pages 5-6, Section 67.1422, Lines 1-27, by deleting all of said section and lines and inserting in lieu thereof the following:

"67.1521. 1. A district may levy by resolution one or more special assessments against real property within its boundaries, upon receipt of and in accordance with a petition signed by:

(1) Owners of real property collectively owning more than fifty percent by assessed value of real property within the boundaries of the district; and

(2) More than fifty percent per capita of the owners of all real property within the boundaries of the district.

2. The special assessment petition shall be in substantially the following form:

The _____ (insert name of district) Community Improvement District ("District") shall be authorized to levy special assessments against real property benefited within the district for the purpose of providing revenue for _____ (insert general description of specific service and/or projects) in the district, such special assessments to be levied against each tract, lot or parcel of real property listed below within the district which receives special benefit as a result of such service and/or projects, the cost of which shall be allocated among this property by _____ (insert method of allocation, e.g., per square foot of property, per square foot on each square foot of improvement, or by abutting foot of property abutting streets, roads, highways, parks or other improvements, or any other reasonable method) in an amount not to exceed _____ dollars per (insert unit of measure). Such authorization to levy the special assessment shall expire on _____ (insert date). The tracts of land located in the district which will receive special benefit from this service and/or projects are: _____ (list of properties by common addresses and legal descriptions).

3. The method for allocating such special assessments set forth in the petition may be any reasonable method which results in imposing assessments upon real property benefited in relation to the benefit conferred upon each respective tract, lot or parcel of real property and the cost to provide such benefit.

4. By resolution of the board, the district may levy a special assessment rate lower than the rate ceiling set forth in the petition authorizing the special assessment and may increase such lowered special assessment rate to a level not exceeding the special assessment rate ceiling set forth in the petition without further approval of the real property owners; provided that a district imposing a special assessment pursuant to this section may not repeal or amend such special assessment or lower the rate of such special assessment if such repeal, amendment or lower rate will impair the district's ability to pay any liabilities that it has incurred, money that it has borrowed or obligations that it has issued.

5. Each special assessment which is due and owing shall constitute a perpetual lien against each tract, lot or parcel of property from which it is derived. Such lien may be foreclosed in the same manner as any other special assessment lien as provided in section 88.861. Notwithstanding the provisions of this subsection and section 67.1541 to the contrary, the county collector may, upon certification by the district for collection, add each special assessment to the annual real estate tax bill for the property and collect the assessment in the same manner the collector uses for real estate taxes. Any special assessment remaining unpaid on the first day of January annually is delinquent and enforcement of collection of the delinquent bill by the county collector shall be governed by the laws concerning delinquent and back taxes. The lien may be foreclosed in the same manner as a tax upon real property by land tax sale under chapter 140 or, if applicable to that county, chapter 141.

6. A separate fund or account shall be created by the district for each special assessment levied and each fund or account shall be identifiable by a suitable title. The proceeds of such assessments shall be credited to such fund or account. Such fund or account shall be used solely to pay the costs incurred in undertaking the specified service or project.

7. Upon completion of the specified service or project or both, the balance remaining in the fund or account established for such specified service or project or both shall be returned or credited against the amount of the original assessment of each parcel of property pro rata based on the method of assessment of such special assessment.

8. Any funds in a fund or account created pursuant to this section which are not needed for current expenditures may be invested by the board in accordance with applicable laws relating to the investment of funds of the city in which the district is located.

9. The authority of the district to levy special assessments shall be independent of the limitations and authorities of the municipality in which it is located; specifically, the provisions of section 88.812 shall not apply to any district.

10. Notwithstanding any provision of this section to the contrary, all property owned by an entity that is exempt from taxation pursuant to 26 U.S.C. Section 501(c) shall be exempt from any property tax or special assessment levied by a district."; and

Further amend said bill, Page 6, Section 238.225, Line 2, by deleting the word "**two-thirds**"; and

Further amend said bill, page, and section, Lines 2-3, by deleting the words "**if the proposed project is to be funded by a sales tax**" and inserting in lieu thereof "**which shall be by at least a two-thirds majority vote if the funding mechanism of the project includes a sales tax**"; and

Further amend said bill, page, and section, Line 16, by deleting the word "**two-thirds**"; and

Further amend said bill, page, and section, Lines 16-17, by deleting the words "**if the proposed project is to be funded by a sales tax**" and inserting in lieu thereof "**which shall be by at least a two-thirds majority vote if the funding mechanism of the project includes a sales tax**"; and

Further amend said bill, page, and section, Line 29, by inserting after all of said section and line the following:

"238.230. 1. If approved by:

(1) A majority of the qualified voters voting on the question in the district; or

(2) The owners of record of all of the real property located within the district who shall indicate their approval by signing a special assessment petition;

the district may make one or more special assessments for those project improvements which specially benefit the properties within the district. Improvements which may confer special benefits within a district include but are not limited to improvements which are intended primarily to serve traffic originating or ending within the district, to reduce local traffic congestion or circuity of travel, or to improve the safety of motorists or pedestrians within the district.

2. The ballot question shall be substantially in the following form:

Shall the _____ Transportation Development District be authorized to levy special assessments against property benefited within the district for the purpose of providing revenue for the development of a project (or projects) in the district (insert general description of the project or projects, if necessary), said special assessments to be levied ratably against each tract, lot or parcel of property within the district which is benefited by such project in proportion to the (insert method of allocating special assessments), in an amount not to exceed $_____ per annum per (insert unit of measurement)?

3. The special assessment petition shall be substantially in the following form:

The _____ Transportation Development District shall be authorized to levy special assessments against property benefited within the district for the purpose of providing revenue for the development of a project (or projects) in the district (insert general description of the project or projects, if necessary), said special assessments to be levied pro rata against each tract, lot or parcel or property within the district which is benefited by such project in proportion to the (insert method of allocating special assessments), in an amount not to exceed $_____ per annum per (insert unit of measurement).

4. If a proposal for making a special assessment fails, the district board of directors may, with the prior approval of the commission or the local transportation authority which will assume ownership of the completed project, delete from the project any portion which was to be funded by special assessment and which is not otherwise required for project integrity.

5. A district may establish different classes or subclasses of real property within the district for purposes of levying differing rates of special assessments. The levy rate for special assessments may vary for each class or subclass of real property based on the level of benefit derived by each class or subclass from projects funded by the district.

6. Notwithstanding any provision of this section to the contrary, all property owned by an entity that is exempt from taxation pursuant to 26 U.S.C. Section 501(c) shall be exempt from any special assessment levied by a district pursuant to this section.

238.232. 1. If approved by at least four-sevenths of the qualified voters voting on the question in the district, the district may impose a property tax in an amount not to exceed the annual rate of ten cents on the hundred dollars assessed valuation. The district board may levy a property tax rate lower than its approved tax rate ceiling and may increase that lowered tax rate to a level not exceeding the tax rate ceiling without voter approval. The property tax shall be uniform throughout the district.

2. The ballot of submission shall be substantially in the following form:

Shall the _____ Transportation Development District impose a property tax upon all real and tangible personal property within the district at a rate of not more than _____ (insert amount) cents per hundred dollars assessed valuation for the purpose of providing revenue for the development of a project (or projects) in the district (insert general description of the project or projects, if necessary)?

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

3. The county collector of each county in which the district is partially or entirely located shall collect the property taxes and special benefit assessments made upon all real property and tangible personal property within that county and the district, in the same manner as other property taxes are collected.

4. Every county collector having collected or received district property taxes shall, on or before the fifteenth day of each month and after deducting his commissions, remit to the treasurer of that district the amount collected or received by him prior to the first day of the month. Upon receipt of such money, the district treasurer shall execute a receipt therefor, which he shall forward or deliver to the collector. The district treasurer shall deposit such sums into the district treasury, credited to the appropriate project or purpose. The collector and district treasurer shall make final settlement of the district account and commissions owing, not less than once each year, if necessary.

5. Notwithstanding any provision of this section to the contrary, all property owned by an entity that is exempt from taxation pursuant to 26 U.S.C. Section 501(c) shall be exempt from any property tax levied by a district pursuant to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 536, Page 3, Line 22, by deleting all of said line and inserting in lieu thereof the following:

"**property tax or special assessment levied by a district.**

67.2677. 1. For purposes of sections 67.2675 to 67.2714, the following terms mean:

(1) "Cable operator", as defined in 47 U.S.C. Section 522(5);

(2) "Cable system", as defined in 47 U.S.C. Section 522(7);

(3) "Franchise", an initial authorization, or renewal of an authorization, issued by a franchising entity, regardless of whether the authorization is designated as a franchise, permit, license, resolution, contract, certificate, agreement, or otherwise, that authorizes the provision of video service and any affiliated or subsidiary agreements related to such authorization;

(4) "Franchise area", the total geographic area authorized to be served by an incumbent cable operator in a political subdivision as of August 28, 2007, or, in the case of an incumbent local exchange carrier, as such term is defined in 47 U.S.C. Section 251(h), or affiliate thereof, the area within such political subdivision in which such carrier provides telephone exchange service;

(5) "Franchise entity", a political subdivision that was entitled to require franchises and impose fees on cable operators on the day before the effective date of sections 67.2675 to 67.2714, provided that only one political subdivision may be a franchise entity with regard to a geographic area;

(6) (a) "Gross revenues", limited to amounts billed to video service subscribers for the following:

a. Recurring charges for video service; and

b. Event-based charges for video service, including but not limited to pay-per-view and video-on-demand charges;

(b) "Gross revenues" do not include:

a. Discounts, refunds, and other price adjustments that reduce the amount of compensation received by an entity holding a video service authorization;

b. Uncollectibles;

c. Late payment fees;

d. Amounts billed to video service subscribers to recover taxes, fees, or surcharges imposed on video service subscribers or video service providers in connection with the provision of video services, including the video service provider fee authorized by this section;

e. Fees or other contributions for PEG or I-Net support;

f. Charges for services other than video service that are aggregated or bundled with amounts billed to video service subscribers, if the entity holding a video service authorization reasonably can identify such charges on books and records kept in the regular course of business or by other reasonable means;

g. Rental of set top boxes, modems, or other equipment used to provide or facilitate the provision of video service;

h. Service charges related to the provision of video service including, but not limited to, activation, installation, repair, and maintenance charges;

i. Administrative charges related to the provision of video service including, but not limited to, service order and service termination charges; or

j. A pro rata portion of all revenue derived from advertising, less refunds, rebates, or discounts;

(c) Except with respect to the exclusion of the video service provider fee, gross revenues shall be computed in accordance with generally accepted accounting principles;

(7) "Household", an apartment, a house, a mobile home, or any other structure or part of a structure intended for residential occupancy as separate living quarters;

(8) "Incumbent cable operator", the cable service provider serving cable subscribers in a particular franchise area on September 1, 2007;

(9) "Low-income household", a household with an average annual household income of less than thirty-five thousand dollars;

(10) "Person", an individual, partnership, association, organization, corporation, trust, or government entity;

(11) "Political subdivision", a city, town, village, county;

(12) "Public right-of-way", the area of real property in which a political subdivision has a dedicated or acquired right-of-way interest in the real property, including the area on, below, or above the present and future streets, alleys, avenues, roads, highways, parkways, or boulevards dedicated or acquired as right-of-way and utility easements dedicated for compatible uses. The term does not include the airwaves above a right-of-way with regard to wireless telecommunications or other nonwire telecommunications or broadcast service;

(13) "Video programming", programming provided by, or generally considered comparable to programming provided by, a television broadcast station, as set forth in 47 U.S.C. Section 522(20);

(14) "Video service", the provision**, by a video service provider,** of video programming provided through wireline facilities located at least in part in the public right-of-way without regard to delivery technology, including internet protocol technology whether provided as part of a tier, on demand, or **on** a per-channel basis. This definition includes cable service as defined by 47 U.S.C. Section 522(6), but does not include any video programming provided by a commercial mobile service provider defined in 47 U.S.C. Section 332(d), or any video programming **[**~~provided solely as part of and~~**]** **accessed** via a service that enables users to access content, information, electronic mail, or other services offered over the **[**~~public~~**]** internet**, including streaming content**;

(15) "Video service authorization", the right of a video service provider or an incumbent cable operator that secures permission from the public service commission pursuant to sections 67.2675 to 67.2714, to offer video service to subscribers in a political subdivision;

(16) "Video service network", wireline facilities, or any component thereof, located at least in part in the public right-of-way that deliver video service, without regard to delivery technology, including internet protocol technology or any successor technology. The term video service network shall include cable systems;

(17) "Video service provider", any person that distributes video service through a video service network pursuant to a video service authorization;

(18) "Video service provider fee", the fee imposed under section 67.2689.

2. The repeal and reenactment of this section shall become effective August 28, 2023."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Hudson assumed the Chair.

On motion of Representative Voss, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Keathley, **HCS HB 536, as amended**, was adopted.

On motion of Representative Keathley, **HCS HB 536, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 571, relating to the unlawful use of weapons, was placed on the Informal Calendar.

HCS HB 157, relating to daylight saving time, was placed on the Informal Calendar.

HCS HBs 267 & 347, relating to the presidential preference primary, was taken up by Representative Buchheit-Courtway.

Representative Buchheit-Courtway moved that the title of **HCS HBs 267 & 347** be agreed to.

Representative McGaugh offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 267 & 347, Page 1, In the Title, Line 3, by deleting the words "the presidential preference primary" and inserting in lieu thereof the word "elections"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 1** was adopted.

Representative McGaugh offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 267 & 347, Page 3, Section 115.123, Line 22, by inserting after all of said section and line the following:

"115.127. 1. Except as provided in subsection 4 of this section, upon receipt of notice of a special election to fill a vacancy submitted pursuant to subsection 2 of section 115.125, the election authority shall cause legal notice of the special election to be published in a newspaper of general circulation in its jurisdiction. The notice shall include the name of the officer or agency calling the election, the date and time of the election, the name of the office to be filled and the date by which candidates must be selected or filed for the office. Within one week prior to each special election to fill a vacancy held in its jurisdiction, the election authority shall cause legal notice of the election to be published in two newspapers of different political faith and general circulation in the jurisdiction. The legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot. If there is only one newspaper of general circulation in the jurisdiction, the notice shall be published in the newspaper within one week prior to the election. If there are two or more newspapers of general circulation in the jurisdiction, but no two of opposite political faith, the notice shall be published in any two of the newspapers within one week prior to the election.

2. Except as provided in subsections 1 and 4 of this section and in sections 115.521, 115.549 and 115.593, the election authority shall cause legal notice of each election held in its jurisdiction to be published. The notice shall be published in two newspapers of different political faith and qualified pursuant to chapter 493 which are published within the bounds of the area holding the election. If there is only one so-qualified newspaper, then notice shall be published in only one newspaper. If there is no newspaper published within the bounds of the election area,

then the notice shall be published in two qualified newspapers of different political faith serving the area. Notice shall be published twice, the first publication occurring in the second week prior to the election, and the second publication occurring within one week prior to the election. Each such legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot; and, unless notice has been given as provided by section 115.129, the second publication of notice of the election shall include the location of polling places. The election authority may provide any additional notice of the election it deems desirable.

3. The election authority shall print the official ballot as the same appears on the sample ballot, and no candidate's name or ballot issue which appears on the sample ballot or official printed ballot shall be stricken or removed from the ballot except on death of a candidate or by court order, but in no event shall a candidate or issue be stricken or removed from the ballot less than eight weeks before the date of the election.

4. In lieu of causing legal notice to be published in accordance with any of the provisions of this chapter, the election authority in jurisdictions which have less than seven hundred fifty registered voters and in which no newspaper qualified pursuant to chapter 493 is published, may cause legal notice to be mailed during the second week prior to the election, by first class mail, to each registered voter at the voter's voting address. All such legal notices shall include the date and time of the election, the location of the polling place, the name of the officer or agency calling the election and a sample ballot.

5. If the opening date for filing a declaration of candidacy for any office in a political subdivision or special district is not required by law or charter, the opening filing date shall be 8:00 a.m., the **[**~~seventeenth~~**] sixteenth** Tuesday prior to the election. If the closing date for filing a declaration of candidacy for any office in a political subdivision or special district is not required by law or charter, the closing filing date shall be 5:00 p.m., the **[**~~fourteenth~~**] thirteenth** Tuesday prior to the election **or, if the thirteenth Tuesday prior to the election is a state or federal holiday, the closing filing date shall be 5:00 p.m. on the next day that is not a state or federal holiday**. The political subdivision or special district calling an election shall, before the **[**~~seventeenth~~**] sixteenth** Tuesday, prior to any election at which offices are to be filled, notify the general public of the opening filing date, the office or offices to be filled, the proper place for filing and the closing filing date of the election. Such notification may be accomplished by legal notice published in at least one newspaper of general circulation in the political subdivision or special district.

6. Except as provided for in sections 115.247 and 115.359, if there is no additional cost for the printing or reprinting of ballots or if the candidate agrees to pay any printing or reprinting costs, a candidate who has filed for an office or who has been duly nominated for an office may, at any time after the certification of the notice of election required in subsection 1 of section 115.125 but no later than 5:00 p.m. on the eighth Tuesday before the election, withdraw as a candidate pursuant to a court order, which, except for good cause shown by the election authority in opposition thereto, shall be freely given upon application by the candidate to the circuit court of the area of such candidate's residence.

115.205. 1. No person shall be paid or otherwise compensated for soliciting voter registration applications, other than a governmental entity or a person who is paid or compensated by a governmental entity for such solicitation. A voter registration solicitor**, other than a governmental entity or a person who is paid or compensated by a governmental entity for such solicitation,** who solicits more than ten voter registration applications shall register for every election cycle that begins on the day after the general election and ends on the day of the general election two years later. A voter registration solicitor shall be at least eighteen years of age and shall be a registered voter in the state of Missouri.

2. Each voter registration solicitor shall provide the following information in writing to the secretary of state's office:

(1) The name of the voter registration solicitor;

(2) The residential address, including street number, city, state, and zip code;

(3) The mailing address, if different from the residential address; and

(4) The signature of the voter registration solicitor.

3. The solicitor information required in subsection 2 of this section shall be submitted to the secretary of state's office with the following oath and affirmation:

"I HEREBY SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT ALL STATEMENTS MADE BY ME ARE TRUE AND CORRECT.".

4. Any voter registration solicitor who knowingly fails to register with the secretary of state is guilty of a class three election offense. Voter registration applications shall be accepted by the election authority if such applications are otherwise valid, even if the voter registration solicitor who procured the applications fails to register with or submits false information to the secretary of state.

115.284. 1. There is hereby established an absentee voting process to assist persons with permanent disabilities in the exercise of their voting rights.

2. The local election authority shall send an application to participate in the absentee voting process set out in this section to any registered voter residing within the election authority's jurisdiction upon request.

3. Upon receipt of a properly completed application, the election authority shall enter the voter's name on a list of voters qualified to participate as absentee voters pursuant to this section.

4. The application to participate in the absentee voting process shall be in substantially the following form:

State of _____
County (City) of _____
I, _____ (print applicant's name), declare that I am a resident and registered voter of _____ County, Missouri, and am permanently disabled. I hereby request that my name be placed on the election authority's list of voters qualified to participate as absentee voters pursuant to section 115.284, and that I be delivered an absentee ballot application for each election in which I am eligible to vote.

_____
Signature of Voter

_____
_____
Voter's Address

5. Not earlier than ten weeks before an election but prior to the fourth Tuesday prior to an election, the election authority shall deliver to each voter qualified to participate as absentee voters pursuant to this section an absentee ballot application if the voter is eligible to vote in that election. If the voter returns the absentee request application to the election authority not later than 5:00 p.m. on the second Wednesday before an election and has retained the necessary qualifications to vote, the election authority shall provide the voter with an absentee ballot pursuant to this chapter.

6. The election authority shall remove from the list of voters qualified to participate as absentee voters pursuant to this section any voter who:

(1) Asks to be removed from the list;

(2) Dies;

(3) Becomes disqualified from voting pursuant to this chapter; or

(4) No longer resides at the address of his or her voter registration.

7. No lists of applications under this section shall be posted or displayed in any area open to the general public, nor shall such lists of applications be considered a public record under the provisions of chapter 610."; and

Further amend said bill and page, Section 115.351, Line 15, by inserting after all of said section and line the following:

"115.427. 1. Persons seeking to vote in a public election shall establish their identity and eligibility to vote at the polling place or, if voting absentee in person under section 115.277, at the office of the election authority or other authorized location designated by the election authority by presenting a form of personal photo identification to election officials. No form of personal photo identification other than the forms listed in this section shall be accepted to establish a voter's qualifications to vote. Forms of personal photo identification that satisfy the requirements of this section are any one of the following:

(1) Nonexpired Missouri driver's license **as described under section 302.181**;

(2) Nonexpired or nonexpiring Missouri nondriver's license **as described in section 302.181**;

(3) A document that satisfies all of the following requirements:

(a) The document contains the name of the individual to whom the document was issued, and the name substantially conforms to the most recent signature in the individual's voter registration record;

(b) The document shows a photograph of the individual;

(c) The document includes an expiration date, and the document is not expired, or, if expired, the document expired after the date of the most recent general election; and

(d) The document was issued by the United States or the state of Missouri**, including documents issued in a secure, digital format**; or

(4) Any identification containing a photograph of the individual which is issued by the Missouri National Guard, the United States Armed Forces, including the Space Force, or the United States Department of Veteran Affairs to a member or former member of the Missouri National Guard or the United States Armed Forces, including the Space Force, and that is not expired or does not have an expiration date.

2. (1) An individual who appears at a polling place without a form of personal identification described in subsection 1 of this section and who is otherwise qualified to vote at that polling place shall be allowed to cast a provisional ballot. The election judges shall make a notation on the provisional ballot envelope to indicate that the voter's identity was not verified.

(2) No person shall be entitled to receive a provisional ballot until such person has completed a provisional ballot affidavit on the provisional ballot envelope. All provisional ballots shall be marked with a conspicuous stamp or mark that makes them distinguishable from other ballots.

(3) The provisional ballot envelope shall be completed by the voter for use in determining the voter's eligibility to cast a ballot.

3. The provisional ballot envelope shall provide a place for the voter's name, address, date of birth, and last four digits of his or her Social Security number, followed by a certificate in substantially the following form:

I do solemnly swear that I am the person identified above and the information provided is correct. I understand that my vote will not be counted unless:
(1) (a) I return to this polling place today between 6:00 a.m. and 7:00 p.m. and provide one of the following forms of identification:
a. Nonexpired Missouri driver's license;
b. Nonexpired or nonexpiring Missouri nondriver's license;
c. A document that satisfies all of the following requirements:
(i) The document contains my name, in substantially the same form as the most recent signature on my voter registration record;
(ii) The document contains my photograph;
(iii) The document contains an expiration date and is not expired, or if expired, the document expired after the date of the most recent general election; and
(iv) The document was issued by the United States or the state of Missouri; or
d. Identification containing my photograph issued to me by the Missouri National Guard, the United States Armed Forces, including Space Force, or the United States Department of Veteran Affairs as a member or former member of the Missouri National Guard or the United States Armed Forces that is not expired or does not have an expiration date; or
(b) The election authority verifies my identity by comparing my signature on this envelope to the signature on file with the election authority and determines that I was eligible to cast a ballot at this polling place; and
(2) This provisional ballot otherwise qualifies to be counted under the laws of the State of Missouri.

_____ _____
Signature of Voter Date

_____ _____
Signature of Election Officials

Once voted, the provisional ballot shall be sealed in the provisional ballot envelope and placed in a separate secured container by the election judge.

4. The provisional ballot cast by such voter shall not be counted unless:

(1) (a) The voter returns to the polling place during the uniform polling hours established by section 115.407 and provides a form of personal identification that allows the election judges to verify the voter's identity as provided in subsection 1 of this section; or

(b) The election authority verifies the identity of the individual by comparing that individual's signature to the signature on file with the election authority and determines that the individual was eligible to cast a ballot at the polling place where the ballot was cast; and

(2) The provisional ballot otherwise qualifies to be counted under section 115.430.

5. The secretary of state shall provide notice of the personal photo identification requirements described in subsection 1 of this section on the official state internet website of the secretary of state.

6. (1) Notwithstanding the provisions of section 136.055 and section 302.181 to the contrary, the state and all fee offices shall provide one nondriver's license at no cost to any otherwise qualified voter who does not already possess such identification and who desires the identification for voting.

(2) This state and its agencies shall provide one copy of each of the following, free of charge, if needed by an individual seeking to obtain a form of personal photo identification described in subsection 1 of this section in order to vote:

(a) A birth certificate;

(b) A marriage license or certificate;

(c) A divorce decree;

(d) A certificate of decree of adoption;

(e) A court order changing the person's name;

(f) A Social Security card reflecting an updated name; and

(g) Naturalization papers or other documents from the United States Department of State proving citizenship.

Any individual seeking one of the above documents in order to obtain a form of personal photo identification described in subsection 1 of this section for voting may request the secretary of state to facilitate the acquisition of such documents. The secretary of state shall pay any fee or fees charged by another state or its agencies, or any court of competent jurisdiction in this state or any other state, or the federal government or its agencies, in order to obtain any of the above documents from such state or the federal government.

(3) Any applicant who requests a nondriver's license for voting shall not be required to pay a fee. The state of Missouri shall pay the legally required fees for any such applicant. The department of revenue and a local election authority may enter into a contract that allows the local election authority to assist the department in issuing nondriver's license photo identifications.

7. The director of the department of revenue shall, by January first of each year, prepare and deliver to each member of the general assembly a report documenting the number of individuals who have requested and received a nondriver's license photo identification for the purposes of voting under this section. The report shall also include the number of persons requesting a nondriver's license for purposes of voting under this section, but not receiving such license, and the reason for the denial of the nondriver's license.

8. The precinct register shall serve as the voter identification certificate. The following form shall be printed at the top of each page of the precinct register:

VOTER'S IDENTIFICATION CERTIFICATE

Warning: It is against the law for anyone to vote, or attempt to vote, without having a lawful right to vote.

PRECINCT

WARD OR TOWNSHIP _____

GENERAL (SPECIAL, PRIMARY) ELECTION

Held _____, 20_____

Date

I hereby certify that I am qualified to vote at this election by signing my name and verifying my address by signing my initials next to my address.

9. The secretary of state shall promulgate rules to effectuate the provisions of this section.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

11. If any voter is unable to sign his name at the appropriate place on the certificate or computer printout, an election judge shall print the name and address of the voter in the appropriate place on the precinct register, the voter shall make his mark in lieu of signature, and the voter's mark shall be witnessed by the signature of an election judge.

115.430. 1. This section shall apply to **[**~~primary and general elections where candidates for federal or statewide offices are nominated or elected and any election where statewide issue or issues are submitted to the voters~~**] any public election**.

2. (1) A voter claiming to be properly registered in the jurisdiction of the election authority and eligible to vote in an election, but whose eligibility at that precinct cannot be immediately established upon examination of the precinct register, shall be entitled to vote a provisional ballot after providing a form of personal identification required pursuant to section 115.427 or upon executing an affidavit under section 115.427, or may vote at a central polling place as established in section 115.115 where the voter may vote his or her appropriate ballot for his or her precinct of residence upon verification of eligibility or vote a provisional ballot if eligibility cannot be determined. The provisional ballot provided to a voter under this section shall be the ballot provided to a resident of the voter's precinct determined by reference to the affidavit provided for in this section. If the voter declares that the voter is eligible to vote and the election authority determines that the voter is eligible to vote at another polling place, the voter shall be directed to the correct polling place or a central polling place as established by the election authority pursuant to subsection 5 of section 115.115. If the voter refuses to go to the correct polling place or a central polling place, the voter shall be permitted to vote a provisional ballot at the incorrect polling place, but such ballot shall not be counted if the voter was not eligible to vote at that polling place.

(2) The following steps shall be taken to establish a voter's eligibility to vote at a polling place:

(a) The election judge shall examine the precinct register as provided in section 115.425. If the voter is registered and eligible to vote at the polling place, the voter shall receive a regular ballot;

(b) If the voter's eligibility cannot be immediately established by examining the precinct register, the election judge shall contact the election authority. If the election authority cannot immediately establish that the voter is registered and eligible to vote at the polling place upon examination of the Missouri voter registration system, or if the election judge is unable to make contact with the election authority immediately, the voter shall be notified that the voter is entitled to a provisional ballot.

(3) The voter shall have the duty to appear and vote at the correct polling place. If an election judge determines that the voter is not eligible to vote at the polling place at which a voter presents himself or herself, and if the voter appears to be eligible to vote at another polling place, the voter shall be informed that he or she may cast a provisional ballot at the current polling place or may travel to the correct polling place or a central polling place, as established by the election authority under subsection 5 of section 115.115, where the voter may cast a regular ballot or provisional ballot if the voter's eligibility still cannot be determined. Provisional ballots cast at a polling place shall be counted only if the voter was eligible to vote at such polling place as provided in subsection 5 of this section.

(4) For a voter requesting an absentee ballot in person, such voter shall be entitled to cast a provisional ballot when the voter's eligibility cannot be immediately established upon examination of the precinct registers or the Missouri voter registration system.

(5) Prior to accepting any provisional ballot at the polling place, the election judges shall determine that the information provided on the provisional ballot envelope by the provisional voter is consistent with the identification provided by such person under section 115.427.

3. (1) No person shall be entitled to receive a provisional ballot until such person has completed a provisional ballot affidavit on the provisional ballot envelope.

(2) The secretary of state shall produce appropriate sizes of provisional ballot envelopes and distribute them to each election authority according to their tabulating system. All provisional ballot envelopes shall be printed on a distinguishable color of paper that is different from the color of the regular ballot. The provisional ballot envelope shall be in the form required by subsection 4 of this section. All provisional ballots shall be marked with a conspicuous stamp or other distinguishing mark that makes them readily distinguishable from the regular ballots.

(3) Once voted, the provisional ballot shall be placed and sealed in a provisional ballot envelope.

4. The provisional ballot in its envelope shall be deposited in the ballot box. The provisional ballot envelope shall be completed by the voter for use in determining eligibility. The provisional ballot envelope specified in this section shall contain a voter's certificate which shall be in substantially the following form:

STATE OF _____
COUNTY OF _____
I do solemnly swear (or affirm) that my name is _____; that my date of birth is _____; that the last four digits of my Social Security Number are _____; that I am registered to vote in _____ County or City (if a City not within a County), Missouri; that I am a qualified voter of said County (or City not within a County); that I am eligible to vote at this polling place; and that I have not voted in this election.

I understand that if the above-provided information is not correct and the election authority determines that I am not registered and eligible to vote, my vote will not be counted. I further understand that knowingly providing false information is a violation of law and subjects me to possible criminal prosecution.

_____
(Signature of Voter)

_____
(Current Address)
Subscribed and affirmed before me this _____ day of _____, 20_____

_____
(Signature of Election Official)

The voter may provide additional information to further assist the election authority in determining eligibility, including the place and date the voter registered to vote, if known.

5. (1) Prior to counting any provisional ballot, the election authority shall determine if the voter is registered and eligible to vote and if the vote was properly cast. The eligibility of provisional votes shall be determined according to the requirements for a voter to cast a ballot in the election as set forth in sections 115.133 and 115.135. A provisional **[**~~voter~~**]** ballot shall not be eligible to be counted until the election authority has determined that:

(a) The voter cast such provisional ballot at a polling place established for the voter or the central polling place established by the election authority under subsection 5 of section 115.115;

(b) The individual who cast the provisional ballot is an individual registered to vote in the respective election at the polling place where the ballot was cast;

(c) The voter did not otherwise vote in the same election by regular ballot, absentee ballot, or otherwise; and

(d) The information on the provisional ballot envelope is found to be correct, complete, and accurate.

(2) When the ballot boxes are delivered to the election authority from the polling places, the receiving teams shall separate the provisional ballots from the rest of the ballots and place the sealed provisional ballot envelopes in a separate container. Teams of election authority employees or teams of election judges with each team consisting of one member of each major political party shall photocopy each provisional ballot envelope, such photocopy to be used by the election authority to determine provisional voter eligibility. The sealed provisional ballot envelopes shall be placed by the team in a sealed container and shall remain therein until tabulation.

(3) To determine whether a provisional ballot is valid and entitled to be counted, the election authority shall examine its records and verify that the provisional voter is properly registered and eligible to vote in the election. If the provisional voter has provided information regarding the registration agency where the provisional voter registered to vote, the election authority shall make an inquiry of the registration agency to determine whether the provisional voter is properly registered and eligible to vote in the election.

(4) If the election authority determines that the provisional voter is registered and eligible to vote in the election, the election authority shall provide documentation verifying the voter's eligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

(a) The name of the provisional voter;

(b) The name of the reviewer;

(c) The date and time; and

(d) A description of evidence found that supports the voter's eligibility.

(5) The local election authority shall record on a provisional ballot acceptance/rejection list the provisional ballot identification number and a notation marking it as accepted.

(6) If the election authority determines that the provisional voter is not registered or eligible to vote in the election, the election authority shall provide documentation verifying the voter's ineligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

(a) The name of the provisional voter;

(b) The name of the reviewer;

(c) The date and time;

(d) A description of why the voter is ineligible.

(7) The local election authority shall record on a provisional ballot acceptance/rejection list the provisional ballot identification number and notation marking it as rejected.

(8) If rejected, a photocopy of the envelope shall be made and used by the election authority as a mail-in voter registration. The actual provisional ballot envelope shall be kept as ballot material, and the copy of the envelope shall be used by the election authority for registration record keeping.

6. All provisional ballots cast by voters whose eligibility has been verified as provided in this section shall be counted in accordance with the rules governing ballot tabulation. Provisional ballots shall not be counted until all provisional ballots are determined either eligible or ineligible and all provisional ballots must be processed before the election is certified. The provisional ballot shall be counted only if the election authority determines that the voter is registered and eligible to vote. Provisional ballots voted in the wrong polling place shall not be counted. If the voter is not registered but is qualified to register for future elections, the affidavit shall be considered a mail-in application to register to vote pursuant to this chapter.

7. (1) After the election authority completes its review of the provisional voter's eligibility under subsection 5 of this section, the election authority shall deliver the provisional ballots and copies of the provisional ballot envelopes that include eligibility information to bipartisan counting teams, which may be the board of verification, for review and tabulation. The election authority shall maintain a record of such delivery. The record shall include the number of ballots delivered to each team and shall include a signed receipt from two judges, one from each major political party. The election authority shall provide each team with a ballot box and material necessary for tabulation.

(2) If the person named on the provisional ballot affidavit is found to have been properly qualified and registered to cast a ballot in the election and the provisional ballot otherwise qualifies to be counted under the provisions of this section, the envelope shall be opened, and the ballot shall be placed in a ballot box to be counted.

(3) If the person named on the provisional ballot affidavit is found not to have been properly qualified and registered to cast a ballot in the election or if the election authority is unable to determine such person's right to vote, the envelope containing the provisional ballot shall not be opened, and the person's vote shall not be counted. The members of the team shall follow the procedures set forth in subsection 5 of this section for rejected provisional ballots.

(4) The votes shall be tallied and the returns made as provided in sections 115.447 to 115.525 for paper ballots. After the vote on all ballots assigned to a team have been counted, the ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "Voted provisional ballots and ballot envelopes from the election held _____, 20_____". All rejected provisional ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "Rejected provisional ballots and ballot envelopes from the election held _____, 20_____". On the outside of each voted ballot and rejected ballot container, each member of the team shall write their name and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the provisional votes.

8. Challengers and watchers, as provided by sections 115.105 and 115.107, may be present during all times that the bipartisan counting teams are reviewing or counting the provisional ballots, the provisional ballot envelopes, or copies of the provisional ballot envelopes that include eligibility information provided by the election authority. Challengers and watchers shall be permitted to observe the determination of the eligibility of all provisional ballots. The election authority shall notify the county chair of each major political party of the time and location when bipartisan counting teams will be reviewing or counting the provisional ballots, the provisional ballot envelopes, or the copies of the provisional ballot envelopes that include the eligibility information provided by the election authority.

9. The certificate of ballot cards shall:

(1) Reflect the number of provisional envelopes delivered; and

(2) Reflect the number of sealed provisional envelopes with voted ballots deposited in the ballot box.

10. In counties where the voting system does not utilize a paper ballot, the election authority shall provide the appropriate provisional ballots to each polling place.

11. The secretary of state may promulgate rules for purposes of ensuring the uniform application of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536.

12. The secretary of state shall design and provide to the election authorities the envelopes and forms necessary to carry out the provisions of this section.

13. Pursuant to the Help America Vote Act of 2002, the secretary of state shall ensure a free access system is established, such as a toll-free number or an internet website, that any individual who casts a provisional ballot may access to discover whether the vote of that individual was counted, and, if the vote was not counted, the reason that the vote was not counted. At the time an individual casts a provisional ballot, the election authority shall give

the voter written information that states that any individual who casts a provisional ballot will be able to ascertain under such free access system whether the vote was counted, and if the vote was not counted, the reason that the vote was not counted.

14. In accordance with the Help America Vote Act of 2002, any individual who votes in an election as a result of a court order or any other order extending the time established for closing the polls in section 115.407 may vote only by using a provisional ballot, and such provisional ballot shall be separated and held apart from other provisional ballots cast by those not affected by the order. Such ballots shall not be counted until such time as the ballots are determined to be valid. No state court shall have jurisdiction to extend the polling hours established by law, including section 115.407.

115.635. The following offenses, and any others specifically so described by law, shall be class three election offenses and are deemed misdemeanors connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by fine of not more than two thousand five hundred dollars, or by both such imprisonment and fine:

(1) Giving, lending, agreeing to give or lend, offering, promising, or endeavoring to procure, any money or valuable consideration, office, or place of employment, to or for any voter, to or for any person on behalf of any voter, or to or for any person, in order to induce any voter to vote or refrain from voting or corruptly doing any such act on account of such voter having already voted or refrained from voting at any election;

(2) Making use of, or threatening to make use of, any force, violence, or restraint, or inflicting or threatening to inflict any injury, damage, harm or loss upon or against any person, in order to induce or compel such person to vote or refrain from voting at any election;

(3) Impeding or preventing, or attempting to impede or prevent, by abduction, duress or any fraudulent device or contrivance, the free exercise of the franchise of any voter or, by abduction, duress, or any fraudulent device, compelling, inducing, or prevailing upon any voter to vote or refrain from voting at any election;

(4) Giving, or making an agreement to give, any money, property, right in action, or other gratuity or reward, in consideration of any grant or deputation of office;

(5) Bringing into this state any nonresident person with intent that such person shall vote at an election without possessing the requisite qualifications;

(6) Asking for, receiving, or taking any money or other reward by way of gift, loan, or other device or agreeing or contracting for any money, gift, office, employment, or other reward, for giving, or refraining from giving, his or her vote in any election;

(7) Removing, destroying or altering any supplies or information placed in or near a voting booth for the purpose of enabling a voter to prepare his or her ballot;

(8) Entering a voting booth or compartment except as specifically authorized by law;

(9) On the part of any election official, challenger, watcher or person assisting a person to vote, revealing or disclosing any information as to how any voter may have voted, indicated that the person had voted except as authorized by this chapter, indicated an intent to vote or offered to vote, except to a grand jury or pursuant to a lawful subpoena in a court proceeding relating to an election offense;

(10) On the part of any registration or election official, refusing to permit any person to register to vote or to vote when such official knows the person is legally entitled to register or legally entitled to vote;

(11) Attempting to commit or participating in an attempt to commit any class one or class two election offense**[**.**]**;

(12) Threatening to harm or engaging in conduct reasonably calculated to harass or alarm, including stalking pursuant to section 565.227, an election judge, challenger, watcher, or employee or volunteer of an election authority, or a member of such person's family;

(13) Attempting to induce, influence, deceive, or pressure an election official or member of an election official's family to violate any provision of this chapter;

(14) Disseminating, through any means, including by posting on the internet, the home address, home telephone number, mobile telephone number, personal email address, social security number, federal tax identification number, checking account number, savings account number, credit card number, marital status, or identity of a child under eighteen years of age, of an election judge, challenger, watcher, or employee or volunteer of an election authority, or a member of such person's family, for the purposes listed in subdivisions (12) and (13) of this section.

115.637. The following offenses, and any others specifically so described by law, shall be class four election offenses and are deemed misdemeanors not connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by a fine of not more than two thousand five hundred dollars or by both such imprisonment and fine:

(1) Stealing or willfully concealing, defacing, mutilating, or destroying any sample ballots that may be furnished by an organization or individual at or near any voting place on election day, except that this subdivision shall not be construed so as to interfere with the right of an individual voter to erase or cause to be erased on a sample ballot the name of any candidate and substituting the name of the person for whom he or she intends to vote; or to dispose of the received sample ballot;

(2) Printing, circulating, or causing to be printed or circulated, any false and fraudulent sample ballots which appear on their face to be designed as a fraud upon voters;

(3) Purposefully giving a printed or written sample ballot to any qualified voter which is intended to mislead the voter;

(4) On the part of any candidate for election to any office of honor, trust, or profit, offering or promising to discharge the duties of such office for a less sum than the salary, fees, or emoluments as fixed by law or promising to pay back or donate to any public or private interest any portion of such salary, fees, or emolument as an inducement to voters;

(5) On the part of any canvasser appointed to canvass any registration list, willfully failing to appear, refusing to continue, or abandoning such canvass or willfully neglecting to perform his duties in making such canvass or willfully neglecting any duties lawfully assigned to him or her;

(6) On the part of any employer, making, enforcing, or attempting to enforce any order, rule, or regulation or adopting any other device or method to prevent an employee from engaging in political activities, accepting candidacy for nomination to, election to, or the holding of, political office, holding a position as a member of a political committee, soliciting or receiving funds for political purpose, acting as chairman or participating in a political convention, assuming the conduct of any political campaign, signing, or subscribing his or her name to any initiative, referendum, or recall petition, or any other petition circulated pursuant to law;

(7) On the part of any person authorized or employed to print official ballots, or any person employed in printing ballots, giving, delivering, or knowingly permitting to be taken any ballot to or by any person other than the official under whose direction the ballots are being printed, any ballot in any form other than that prescribed by law, or with unauthorized names, with names misspelled, or with the names of candidates arranged in any way other than that authorized by law;

(8) On the part of any election authority or official charged by law with the duty of distributing the printed ballots, or any person acting on his or her behalf, knowingly distributing or causing to be distributed any ballot in any manner other than that prescribed by law;

(9) Any person having in his or her possession any official ballot, except in the performance of his or her duty as an election authority or official, or in the act of exercising his or her individual voting privilege;

(10) Willfully mutilating, defacing, or altering any ballot before it is delivered to a voter;

(11) On the part of any election judge, being willfully absent from the polls on election day without good cause or willfully detaining any election material or equipment and not causing it to be produced at the voting place at the opening of the polls or within fifteen minutes thereafter;

(12) On the part of any election authority or official, willfully neglecting, refusing, or omitting to perform any duty required of him or her by law with respect to holding and conducting an election, receiving and counting out the ballots, or making proper returns;

(13) On the part of any election judge, or party watcher or challenger, furnishing any information tending in any way to show the state of the count to any other person prior to the closing of the polls;

(14) On the part of any voter, except as otherwise provided by law, allowing his or her ballot to be seen by any person with the intent of letting it be known how he or she is about to vote or has voted, or knowingly making a false statement as to his or her inability to mark a ballot;

(15) On the part of any election judge, disclosing to any person the name of any candidate for whom a voter has voted;

(16) Interfering, or attempting to interfere, with any voter inside a polling place;

(17) On the part of any person at any registration site, polling place, counting location or verification location, causing any breach of the peace or engaging in disorderly conduct, violence, or threats of violence whereby such registration, election, count or verification is impeded or interfered with;

(18) Exit polling, surveying, sampling, **circulating initiative or referendum petitions,** electioneering, distributing election literature, posting signs or placing vehicles bearing signs with respect to any candidate or question to be voted on at an election **[**~~on election day~~**]** inside the building in which a polling place is located **on election day or during the absentee voting period** or within **[**~~twenty-five~~**] fifty** feet of the building's outer door

closest to the polling place **on election day or during the absentee voting period**, or, on the part of any person, refusing to remove or permit removal from property owned or controlled by such person, any such election sign or literature located within such distance on such day after request for removal by any person;

(19) Stealing or willfully defacing, mutilating, or destroying any campaign yard sign on private property, except that this subdivision shall not be construed to interfere with the right of any private property owner to take any action with regard to campaign yard signs on the owner's property and this subdivision shall not be construed to interfere with the right of any candidate, or the candidate's designee, to remove the candidate's campaign yard sign from the owner's private property after the election day."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baker offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for House Bill Nos. 267 & 347, Page 16, Line 18, by deleting the words "**[**~~twenty-five~~**] fifty**" and inserting in lieu thereof the word "twenty-five"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 1 to House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded by Representative Lovasco:

AYES: 106

Allen	Atchison	Baker	Barnes	Billington
Black	Boggs	Bonacker	Boyd	Brown 16
Brown 27	Buchheit-Courtway	Burton	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Cupps	Davidson	Davis	Deaton
Ealy	Evans	Farnan	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hudson
Hurlbert	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Matthiesen	Mayhew	McGirl
McMullen	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Patterson	Perkins
Peters	Plank	Pouche	Proudie	Reuter
Richey	Riggs	Riley	Roberts	Sander
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Shields	Smith 155	Smith 163	Sparks	Stacy
Steinhoff	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Titus	Van Schoiack	Veit
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 024

Adams	Amato	Anderson	Banderman	Baringer
Bland Manlove	Bromley	Brown 149	Burger	Butz

Diehl	Falkner	Hovis	Mackey	Marquart
McGaugh	Morse	Parker	Pollitt	Reedy
Sassmann	Sharpe 4	Thompson	Voss	

PRESENT: 025

Appelbaum	Aune	Bosley	Brown 87	Burnett
Clemens	Collins	Crossley	Dinkins	Fogle
Hein	Ingle	Johnson 12	Lavender	Lewis 25
Mann	Merideth	Phifer	Quade	Sauls
Smith 46	Unsicker	Walsh Moore	Weber	Windham

ABSENT WITH LEAVE: 008

Aldridge	Bangert	Copeland	Doll	Owen
Stephens	Toalson Reisch	Waller		

VACANCIES: 000

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Henderson	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	West
Wilson	Wright	Mr. Speaker		

NOES: 047

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls

Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 013

Aldridge	Bangert	Bland Manlove	Copeland	Doll
Gallick	Gray	Hausman	Hicks	Owen
Stephens	Toalson Reisch	Waller		

VACANCIES: 000

On motion of Representative McGaugh, **House Amendment No. 2, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 128

Adams	Allen	Amato	Appelbaum	Atchison
Aune	Banderman	Baringer	Barnes	Black
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Clemens	Cook	Crossley
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	Merideth
Morse	Mosley	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thompson	Unsicker	Van Schoiack	Veit	Voss
Walsh Moore	Weber	West	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 023

Anderson	Baker	Billington	Boggs	Bosley
Coleman	Collins	Cupps	Davidson	Davis
Deaton	Hausman	Hudson	Hurlbert	Keathley
McMullen	Murphy	Richey	Sparks	Stacy
Thomas	Titus	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Bangert	Bland Manlove	Christofanelli	Copeland
Doll	Gallick	Owen	Smith 163	Stephens
Toalson Reisch	Waller			

VACANCIES: 000

Representative Veit offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 267 & 347, Page 5, Section 115.785, Line 1, by deleting the words "**costs of**" and inserting in lieu thereof the following:

"**costs, as specified under 115.065, incurred from**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 3** was adopted.

Representative O'Donnell offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 267 & 347, Page 2, Section 115.123, Lines 9-10, by deleting the words "**second Tuesday after the first Monday in March**" and inserting in lieu thereof the words "**first Tuesday after the first Monday in April**"; and

Further amend said bill, Page 3, Section 115.755, Lines 1-2, by deleting the words "**second Tuesday after the first Monday in March**" and inserting in lieu thereof the words "**first Tuesday after the first Monday in April**"; and

Further amend said bill, Page 4, Section 115.761, Line 18, by deleting the word "**March**" and inserting in lieu thereof the word "**April**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burton offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for House Bill Nos. 267 & 347, Page 1, Line 5, by deleting said line and inserting in lieu thereof the following:

"Further amend said bill, Page 3, Section 115.351, Line 15, by inserting after all of said section and line the following:

"115.427. 1. Persons seeking to vote in a public election shall establish their identity and eligibility to vote at the polling place or, if voting absentee in person under section 115.277, at the office of the election authority or other authorized location designated by the election authority by presenting a form of personal photo identification

to election officials. No form of personal photo identification other than the forms listed in this section shall be accepted to establish a voter's qualifications to vote. Forms of personal photo identification that satisfy the requirements of this section are any one of the following:

(1) Nonexpired Missouri driver's license;

(2) Nonexpired or nonexpiring Missouri nondriver's license;

(3) **A nonexpired student identification card issued by a Missouri high school, as defined in section 160.011, or an accredited institution of higher education within the state of Missouri;**

(4) A document that satisfies all of the following requirements:

(a) The document contains the name of the individual to whom the document was issued, and the name substantially conforms to the most recent signature in the individual's voter registration record;

(b) The document shows a photograph of the individual;

(c) The document includes an expiration date, and the document is not expired, or, if expired, the document expired after the date of the most recent general election; and

(d) The document was issued by the United States or the state of Missouri; or

[~~(4)~~**] (5)** Any identification containing a photograph of the individual which is issued by the Missouri National Guard, the United States Armed Forces, including the Space Force, or the United States Department of Veteran Affairs to a member or former member of the Missouri National Guard or the United States Armed Forces, including the Space Force, and that is not expired or does not have an expiration date.

2. (1) An individual who appears at a polling place without a form of personal identification described in subsection 1 of this section and who is otherwise qualified to vote at that polling place shall be allowed to cast a provisional ballot. The election judges shall make a notation on the provisional ballot envelope to indicate that the voter's identity was not verified.

(2) No person shall be entitled to receive a provisional ballot until such person has completed a provisional ballot affidavit on the provisional ballot envelope. All provisional ballots shall be marked with a conspicuous stamp or mark that makes them distinguishable from other ballots.

(3) The provisional ballot envelope shall be completed by the voter for use in determining the voter's eligibility to cast a ballot.

3. The provisional ballot envelope shall provide a place for the voter's name, address, date of birth, and last four digits of his or her Social Security number, followed by a certificate in substantially the following form:

> I do solemnly swear that I am the person identified above and the information provided is correct. I understand that my vote will not be counted unless:
> (1) (a) I return to this polling place today between 6:00 a.m. and 7:00 p.m. and provide one of the following forms of identification:
> a. Nonexpired Missouri driver's license;
> b. Nonexpired or nonexpiring Missouri nondriver's license;
> c. A document that satisfies all of the following requirements:
> (i) The document contains my name, in substantially the same form as the most recent signature on my voter registration record;
> (ii) The document contains my photograph;
> (iii) The document contains an expiration date and is not expired, or if expired, the document expired after the date of the most recent general election; and
> (iv) The document was issued by the United States or the state of Missouri; or
> d. Identification containing my photograph issued to me by the Missouri National Guard, the United States Armed Forces, including Space Force, or the United States Department of Veteran Affairs as a member or former member of the Missouri National Guard or the United States Armed Forces that is not expired or does not have an expiration date; or
> (b) The election authority verifies my identity by comparing my signature on this envelope to the signature on file with the election authority and determines that I was eligible to cast a ballot at this polling place; and
> (2) This provisional ballot otherwise qualifies to be counted under the laws of the State of Missouri.
>
> _____ _____
> Signature of Voter Date
>
> _____ _____
> Signature of Election Officials

Once voted, the provisional ballot shall be sealed in the provisional ballot envelope and placed in a separate secured container by the election judge.

4. The provisional ballot cast by such voter shall not be counted unless:

(1) (a) The voter returns to the polling place during the uniform polling hours established by section 115.407 and provides a form of personal identification that allows the election judges to verify the voter's identity as provided in subsection 1 of this section; or

(b) The election authority verifies the identity of the individual by comparing that individual's signature to the signature on file with the election authority and determines that the individual was eligible to cast a ballot at the polling place where the ballot was cast; and

(2) The provisional ballot otherwise qualifies to be counted under section 115.430.

5. The secretary of state shall provide notice of the personal photo identification requirements described in subsection 1 of this section on the official state internet website of the secretary of state.

6. (1) Notwithstanding the provisions of section 136.055 and section 302.181 to the contrary, the state and all fee offices shall provide one nondriver's license at no cost to any otherwise qualified voter who does not already possess such identification and who desires the identification for voting.

(2) This state and its agencies shall provide one copy of each of the following, free of charge, if needed by an individual seeking to obtain a form of personal photo identification described in subsection 1 of this section in order to vote:

(a) A birth certificate;

(b) A marriage license or certificate;

(c) A divorce decree;

(d) A certificate of decree of adoption;

(e) A court order changing the person's name;

(f) A Social Security card reflecting an updated name; and

(g) Naturalization papers or other documents from the United States Department of State proving citizenship.

Any individual seeking one of the above documents in order to obtain a form of personal photo identification described in subsection 1 of this section for voting may request the secretary of state to facilitate the acquisition of such documents. The secretary of state shall pay any fee or fees charged by another state or its agencies, or any court of competent jurisdiction in this state or any other state, or the federal government or its agencies, in order to obtain any of the above documents from such state or the federal government.

(3) Any applicant who requests a nondriver's license for voting shall not be required to pay a fee. The state of Missouri shall pay the legally required fees for any such applicant. The department of revenue and a local election authority may enter into a contract that allows the local election authority to assist the department in issuing nondriver's license photo identifications.

7. The director of the department of revenue shall, by January first of each year, prepare and deliver to each member of the general assembly a report documenting the number of individuals who have requested and received a nondriver's license photo identification for the purposes of voting under this section. The report shall also include the number of persons requesting a nondriver's license for purposes of voting under this section, but not receiving such license, and the reason for the denial of the nondriver's license.

8. The precinct register shall serve as the voter identification certificate. The following form shall be printed at the top of each page of the precinct register:

VOTER'S IDENTIFICATION CERTIFICATE

Warning: It is against the law for anyone to vote, or attempt to vote, without having a lawful right to vote.

PRECINCT

WARD OR TOWNSHIP _____

GENERAL (SPECIAL, PRIMARY) ELECTION

Held _____, 20_____

Date

I hereby certify that I am qualified to vote at this election by signing my name and verifying my address by signing my initials next to my address.

9. The secretary of state shall promulgate rules to effectuate the provisions of this section.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

11. If any voter is unable to sign his name at the appropriate place on the certificate or computer printout, an election judge shall print the name and address of the voter in the appropriate place on the precinct register, the voter shall make his mark in lieu of signature, and the voter's mark shall be witnessed by the signature of an election judge."; and

Further amend said bill and page, Section 115.755, Lines 1-2, by deleting the words "**second Tuesday**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Windham raised a point of order that a member was in violation of Rule 99.

Representative Hudson requested a parliamentary ruling.

The point of order was withdrawn.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 163	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	West	Wright
Mr. Speaker				

NOES: 039

Adams	Anderson	Bangert	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Collins
Crossley	Ealy	Fogle	Gray	Hein

Johnson 12	Johnson 23	Lavender	Lewis 25	Mann
Merideth	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 023

Aldridge	Amato	Appelbaum	Aune	Baringer
Barnes	Bland Manlove	Clemens	Copeland	Doll
Falkner	Fountain Henderson	Haffner	Ingle	Lonsdale
Mackey	Mosley	Sharp 37	Smith 155	Stephens
Toalson Reisch	Waller	Wilson		

VACANCIES: 000

Representative Burton moved that **House Amendment No. 1 to House Amendment No. 4** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Burton:

AYES: 046

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Crossley
Ealy	Fogle	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Morse	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Quade	Sauls
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

NOES: 101

Allen	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Proudie	Reedy
Reuter	Richey	Riggs	Riley	Roberts

Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	West	Wright
Mr. Speaker				

PRESENT: 001

Collins

ABSENT WITH LEAVE: 015

Aldridge	Amato	Appelbaum	Copeland	Doll
Falkner	Fountain Henderson	Lonsdale	Sharp 37	Smith 155
Smith 163	Stephens	Toalson Reisch	Waller	Wilson

VACANCIES: 000

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Cook
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Van Schoiack
Veit	Voss	West	Wilson	Wright
Mr. Speaker				

NOES: 042

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Clemens	Collins	Crossley	Ealy
Fogle	Gray	Hein	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Nickson-Clark	Phifer	Plank	Proudie	Quade
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 020

Aldridge	Amato	Aune	Bland Manlove	Butz
Christofanelli	Coleman	Copeland	Doll	Evans
Falkner	Fountain Henderson	Ingle	Lonsdale	Mosley
Nurrenbern	Sharp 37	Stephens	Toalson Reisch	Waller

VACANCIES: 000

On motion of Representative O'Donnell, **House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 084

Allen	Amato	Baker	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 16
Byrnes	Casteel	Chappell	Christ	Christofanelli
Cook	Cupps	Davidson	Davis	Dinkins
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hausman
Henderson	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Marquart	Matthiesen	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Roberts	Sander	Sassmann	Schnelting	Schulte
Seitz	Smith 155	Smith 163	Sparks	Stacy
Taylor 48	Taylor 84	Thomas	Titus	Van Schoiack
West	Wilson	Wright	Mr. Speaker	

NOES: 057

Anderson	Atchison	Aune	Banderman	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 149
Brown 27	Brown 87	Burger	Burnett	Burton
Busick	Butz	Collins	Ealy	Fogle
Gray	Hardwick	Hein	Hicks	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Mayhew	McGaugh	Merideth	Mosley
Nickson-Clark	Phifer	Plank	Quade	Riley
Sauls	Schwadron	Sharpe 4	Shields	Smith 46
Steinhoff	Stinnett	Strickler	Terry	Thompson
Unsicker	Voss	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 007

Appelbaum	Buchheit-Courtway	Clemens	Crossley	Nurrenbern
Proudie	Veit			

ABSENT WITH LEAVE: 015

Adams	Aldridge	Coleman	Copeland	Deaton
Diehl	Doll	Evans	Falkner	Fountain Henderson
Lonsdale	Sharp 37	Stephens	Toalson Reisch	Waller

VACANCIES: 000

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Cook	Cupps	Davidson	Davis	Diehl
Dinkins	Evans	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	West
Wilson	Wright	Mr. Speaker		

NOES: 042

Adams	Anderson	Appelbaum	Bangert	Baringer
Bland Manlove	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Fogle	Fountain Henderson	Gray	Hein	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Nickson-Clark	Nurrenbern	Plank	Quade
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 023

Aldridge	Aune	Barnes	Christofanelli	Coleman
Copeland	Deaton	Doll	Ealy	Falkner
Haffner	Ingle	Lonsdale	Morse	Mosley
Phifer	Proudie	Sassmann	Sharp 37	Smith 163
Stephens	Toalson Reisch	Waller		

VACANCIES: 000

On motion of Representative Buchheit-Courtway, **HCS HBs 267 & 347, as amended**, was adopted.

On motion of Representative Buchheit-Courtway, **HCS HBs 267 & 347, as amended**, was ordered perfected and printed.

HCS HB 342, **HCS HB 589**, **HCS HB 303**, **HCS HB 425** and **HB 513** were placed on the Informal Calendar.

HB 836, relating to military medal programs for veterans, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HB 836** was agreed to.

On motion of Representative Griffith, **HB 836** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HS HB 1117, relating to requirements for designating a state holiday, was taken up by Representative Seitz.

On motion of Representative Seitz, the title of **HS HB 1117** was agreed to.

On motion of Representative Seitz, **HS HB 1117** was adopted.

On motion of Representative Seitz, **HS HB 1117** was ordered re-perfected and printed.

HCS HB 303, relating to surviving spouse benefits in certain retirement systems, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HCS HB 303** was agreed to.

On motion of Representative Roberts, **HCS HB 303** was adopted.

On motion of Representative Roberts, **HCS HB 303** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 134, **HCS HBs 604 & 180** and **HB 696** were placed on the Informal Calendar.

HCS HBs 876, 771, 676 & 551, relating to a public safety sales tax, was taken up by Representative Hurlbert.

Representative Hurlbert moved that the title of **HCS HBs 876, 771, 676 & 551** be agreed to.

Representative Gallick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 1, In the Title, Line 3, by deleting the words "public safety"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gallick, **House Amendment No. 1** was adopted.

Representative Hurlbert offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 8, Section 94.902, Line 131, by inserting after all of said section and line the following:

"190.327. 1. Immediately upon the decision by the commission to utilize a portion of the emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the commission shall appoint the initial members of a board which shall administer the funds and oversee the provision of central dispatching for emergency services in the county and in municipalities and other political subdivisions which have contracted for such service. Beginning with the general election in 1992, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency telephone service and in chapter 321, with regard to the provision of central dispatching service, and such duties shall be exercised by the board.

2. Elections for board members may be held on general municipal election day, as defined in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

3. For the purpose of providing the services described in this section, the board shall have the following powers, authority and privileges:

(1) To have and use a corporate seal;

(2) To sue and be sued, and be a party to suits, actions and proceedings;

(3) To enter into contracts, franchises and agreements with any person, partnership, association or corporation, public or private, affecting the affairs of the board;

(4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal property, including leases and easements;

(5) To have the management, control and supervision of all the business affairs of the board and the construction, installation, operation and maintenance of any improvements;

(6) To hire and retain agents and employees and to provide for their compensation including health and pension benefits;

(7) To adopt and amend bylaws and any other rules and regulations;

(8) To fix, charge and collect the taxes and fees authorized by law for the purpose of implementing and operating the services described in this section;

(9) To pay all expenses connected with the first election and all subsequent elections; and

(10) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this subsection. Such specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, the county commission may elect to appoint the members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions which have contracted for such service upon the request of the municipalities and other political subdivisions. Upon appointment of the initial members of the board, the commission shall relinquish all powers and duties to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of central dispatching service and such duties shall be exercised by the board.

(2) The board shall consist of seven members appointed without regard to political affiliation. The members shall include:

(a) Five members who shall serve for so long as they remain in their respective county or municipal positions as follows:

a. The county sheriff, or his or her designee;

b. The heads of the municipal police department who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees; or

c. The heads of the municipal fire departments or fire divisions who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees;

(b) Two members who shall serve two-year terms appointed from among the following:

a. The head of any of the county's fire protection districts who have contracted for central dispatching service, or his or her designee;

b. The head of any of the county's ambulance districts who have contracted for central dispatching service, or his or her designee;

c. The head of any of the municipal police departments located in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph b. of paragraph (a) of this subdivision; and

d. The head of any of the municipal fire departments in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph c. of paragraph (a) of this subdivision.

(3) Upon the appointment of the board under this subsection, the board shall have the powers provided in subsection 3 of this section and the commission shall relinquish all powers and duties relating to the provision of central dispatching service under this chapter to the board.

[~~5.An emergency services board originally organized under section 190.325 operating within a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants shall not have a sales tax for emergency services or for providing central dispatching for emergency services greater than one-quarter of one percent. If on July 9, 2019, such tax is greater than one-quarter of one percent, the board shall lower the tax rate.~~**]**

321.246. 1. The governing body of any fire protection district which operates within both a county **[**~~of the first classification~~**]** with a charter form of government and with a population greater than six hundred thousand but less than nine hundred thousand and a county of the fourth classification with a population greater than thirty thousand but less than thirty-five thousand and that adjoins a county **[**~~of the first classification~~**]** with a charter form of government, the governing body of any fire protection district which contains a city of the fourth classification having a population greater than two thousand four hundred when the city is located in a county **[**~~of the first classification without~~**] with** a charter form of government having a population greater than one hundred fifty thousand and the county contains a portion of a city with a population greater than three hundred fifty thousand, or the governing body of any fire protection district that operates in a county of the third classification with a population greater than fourteen thousand but less than fifteen thousand may impose a sales tax in an amount of up to one-half of one percent on all retail sales made in such fire protection district which are subject to taxation pursuant to the provisions of sections 144.010 to 144.525. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no sales tax imposed pursuant to the provisions of this section shall be effective unless the governing body of the fire protection district submits to the voters of the fire protection district, at a county or state general, primary or special election, a proposal to authorize the governing body of the fire protection district to impose a tax.

2. The ballot of submission shall contain, but need not be limited to, the following language:

> Shall the fire protection district of _____ (district's name) impose a district-wide sales tax of _____ for the purpose of providing revenues for the operation of the fire protection district?
>
> ☐ YES ☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the sales tax authorized in this section shall be in effect. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the fire protection district shall not impose the sales tax authorized in this section unless and until the governing body of the fire protection district resubmits a proposal to

authorize the governing body of the fire protection district to impose the sales tax authorized by this section and such proposal is approved by a majority of the qualified voters voting thereon.

3. All revenue received by a fire protection district from the tax authorized pursuant to the provisions of this section shall be deposited in a special trust fund and shall be used solely for the operation of the fire protection district.

4. All sales taxes collected by the director of revenue pursuant to this section on behalf of any fire protection district, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited in the fire protection **[**~~district~~**]** sales tax trust fund established pursuant to section 321.242. The moneys in the fire protection **[**~~district~~**]** sales tax trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust and which was collected in each fire protection district imposing a sales tax pursuant to this section, and the records shall be open to the inspection of officers of the fire protection district and the public. Not later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the fire protection district which levied the tax. Such funds shall be deposited with the treasurer of each such fire protection district, and all expenditures of funds arising from the fire protection **[**~~district~~**]** sales tax trust fund shall be for the operation of the fire protection district and for no other purpose.

5. The director of revenue may make refunds from the amounts in the trust fund and credited to any fire protection district for erroneous payments and overpayments made and may redeem dishonored checks and drafts deposited to the credit of such fire protection districts. If any fire protection district abolishes the tax, the fire protection district shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such fire protection district, the director of revenue shall remit the balance in the account to the fire protection district and close the account of that fire protection district. The director of revenue shall notify each fire protection district of each instance of any amount refunded or any check redeemed from receipts due the fire protection district. In the event a tax within a fire protection district is approved under this section, and such fire protection district is dissolved, the tax shall lapse on the date that the fire protection district is dissolved and the proceeds from the last collection of such tax shall be distributed to the governing bodies of the counties formerly containing the fire protection district and the proceeds of the tax shall be used for fire protection services within such counties.

6. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed pursuant to this section."; and

Further amend said bill and page, Section B, Lines 1-5, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hurlbert, **House Amendment No. 2** was adopted.

Representative Reedy offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"67.1009. 1. The governing body of the following cities may impose a tax as provided in this section:

(1) Any city of the fourth classification with more than eight hundred thirty but fewer than nine hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;

(2) Any city of the fourth classification with more than four thousand fifty but fewer than four thousand two hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants**; or**

(3) Any city with more than two thousand seven hundred but fewer than three thousand inhabitants and located in a county with more than fifty thousand but fewer than sixty thousand inhabitants and with a county seat with more than seventeen thousand but fewer than twenty-one thousand inhabitants.

2. The governing body of any city listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city, which shall be not more than six-tenths of one percent per occupied room per night**[**~~, except that~~**] for cities described under subdivision (1) or (2) of subsection 1 of this section and not more than six percent per occupied room per night for cities described under subdivision (3) of subsection 1 of this section.** Such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general or primary election a proposal to authorize the governing body of the city to impose a tax pursuant to this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law. Such tax shall be stated separately from all other charges and taxes. **For cities described under subdivision (3) of subsection 1 of this section, the revenue of the tax shall be used only for the purposes of promoting tourism, promoting economic development, and promoting the retention and growth of any military base near the city.**

3. The ballot of submission for any tax authorized in this section shall be in substantially the following form:

> Shall (insert the name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in (name of city) at a rate of (insert **proposed** rate **[**~~of percent up to six-tenths of one percent~~**]**) **(for the purpose of promoting tourism, promoting economic development, and promoting retention and growth of (insert name of military base))**?
>
> ☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

4. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

(1) A city with a population of more than seven thousand and less than seven thousand five hundred;

(2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;

(3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;

(4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

(5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;

(8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;

(9) Any county of the second classification without a township form of government and a population of less than thirty thousand;

(10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;

(11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;

(14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;

(15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the

school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt;

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants; **[**~~or~~**]**

(37) Any city with more than four thousand but fewer than five thousand five hundred inhabitants and located in any county of the fourth classification with more than thirty thousand but fewer than forty-two thousand inhabitants**; or**

(38) Any city with more than eight thousand but fewer than nine thousand inhabitants and partially located in a county with more than nineteen thousand but fewer than twenty-two thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns, and campgrounds and any docking facility that rents slips to recreational boats that are used by transients for sleeping, which shall be at least two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary, or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes.

67.1009. 1. The governing body of the following cities may impose a tax as provided in this section:

(1) Any city of the fourth classification with more than eight hundred thirty but fewer than nine hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;

(2) Any city of the fourth classification with more than four thousand fifty but fewer than four thousand two hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants**; or**

(3) Any city with more than two thousand seven hundred but fewer than three thousand inhabitants and located in a county with more than fifty thousand but fewer than sixty thousand inhabitants and with a county seat with more than seventeen thousand but fewer than twenty-one thousand inhabitants.

2. The governing body of any city listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city, which shall be not more than six-tenths of one percent per occupied room per night**[**~~, except that~~**] for cities described under subdivision (1) or (2) of subsection 1 of this section and not more than six percent per occupied room per night for cities**

described under subdivision (3) of subsection 1 of this section. Such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general or primary election a proposal to authorize the governing body of the city to impose a tax pursuant to this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law. Such tax shall be stated separately from all other charges and taxes. **For cities described under subdivision (3) of subsection 1 of this section, the revenue of the tax shall be used only for the purposes of promoting tourism, promoting economic development, and promoting the retention and growth of any military base near the city.**

3. The ballot of submission for any tax authorized in this section shall be in substantially the following form:

> Shall (insert the name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in (name of city) at a rate of (insert **proposed** rate **[**~~of percent up to six-tenths of one percent~~**]**) **(for the purpose of promoting tourism, promoting economic development, and promoting retention and growth of (insert name of military base))**?
>
> ☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

4. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

(1) A city with a population of more than seven thousand and less than seven thousand five hundred;

(2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;

(3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;

(4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

(5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;

(8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;

(9) Any county of the second classification without a township form of government and a population of less than thirty thousand;

(10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;

(11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;

(14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;

(15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt;

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants; **[**~~or~~**]**

(37) Any city with more than four thousand but fewer than five thousand five hundred inhabitants and located in any county of the fourth classification with more than thirty thousand but fewer than forty-two thousand inhabitants**; or**

(38) Any city with more than eight thousand but fewer than nine thousand inhabitants and partially located in a county with more than nineteen thousand but fewer than twenty-two thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns, and campgrounds and any docking facility that rents slips to recreational boats that are used by transients for sleeping, which shall be at least two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary, or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Van Schoiack offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 10, Line 18, by inserting after all of said line the following:

"Further amend said bill, Page 8, Section 94.902, Line 131, by inserting after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts,

and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" shall mean:

(a) New or used farm tractors and such other new or used farm machinery and equipment, including utility vehicles used for any agricultural use, and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment and rotary mowers used for any agricultural purposes. For the purposes of this subdivision, "utility vehicle" shall mean any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels;

(b) Supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile; and

(c) One-half of each purchaser's purchase of diesel fuel therefor which is:

a. Used exclusively for agricultural purposes;

b. Used on land owned or leased for the purpose of producing farm products; and

c. Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, **[**~~4091,~~**]** 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the

materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under sections 67.1830 to 67.1846 or section 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016;

(46) All purchases by a company of solar photovoltaic energy systems, components used to construct a solar photovoltaic energy system, and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:

(a) Are sold or leased to an end user; or

(b) Are used to produce, collect and transmit electricity for resale or retail**;**

(47) All sales of used tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible property. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended.

144.615. There are specifically exempted from the taxes levied in sections 144.600 to 144.745:

(1) Property, the storage, use or consumption of which this state is prohibited from taxing pursuant to the constitution or laws of the United States or of this state;

(2) Property, the gross receipts from the sale of which are required to be included in the measure of the tax imposed pursuant to the Missouri sales tax law;

(3) Tangible personal property, the sale or other transfer of which, if made in this state, would be exempt from or not subject to the Missouri sales tax pursuant to the provisions of subsection 2 of section 144.030;

(4) Motor vehicles, trailers, boats, and outboard motors subject to the tax imposed by section 144.020;

(5) Tangible personal property which has been subjected to a tax by any other state in this respect to its sales or use; provided, if such tax is less than the tax imposed by sections 144.600 to 144.745, such property, if otherwise taxable, shall be subject to a tax equal to the difference between such tax and the tax imposed by sections 144.600 to 144.745;

(6) Tangible personal property held by processors, retailers, importers, manufacturers, wholesalers, or jobbers solely for resale in the regular course of business;

(7) Personal and household effects and farm machinery used while an individual was a bona fide resident of another state and who thereafter became a resident of this state, or tangible personal property brought into the state by a nonresident for his own storage, use or consumption while temporarily within the state**;**

(8) Tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible property. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri."; and"; and

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Cook
Davidson	Davis	Diehl	Dinkins	Falkner
Farnan	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Marquart	Matthiesen	Mayhew	McGirl	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte

Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 040

Adams	Anderson	Appelbaum	Baringer	Barnes
Bosley	Brown 27	Brown 87	Burnett	Burton
Butz	Clemens	Collins	Fogle	Fountain Henderson
Gray	Hein	Johnson 12	Johnson 23	Lewis 25
Mann	Merideth	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 029

Aldridge	Allen	Aune	Bangert	Bland Manlove
Brown 16	Coleman	Copeland	Crossley	Cupps
Deaton	Doll	Ealy	Evans	Francis
Houx	Ingle	Lavender	Lonsdale	Mackey
McGaugh	McMullen	Morse	Mosley	Sharp 37
Smith 163	Stephens	Toalson Reisch	Wright	

VACANCIES: 000

Representative O'Donnell assumed the Chair.

On motion of Representative Van Schoiack, **House Amendment No. 1 to House Amendment No. 3** was adopted.

Representative Byrnes offered **House Amendment No. 2 to House Amendment No. 3**.

House Amendment No. 2
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 1, Line 11, by deleting the word "**or**"; and

Further amend said amendment and page, Line 15, by inserting after the word "**inhabitants**" the following:

"**; or**

(4) Any city with more than forty thousand but fewer than forty-six thousand inhabitants and located in a county with more than four hundred thousand but fewer than five hundred thousand inhabitants"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Byrnes, **House Amendment No. 2 to House Amendment No. 3** was adopted.

On motion of Representative Reedy, **House Amendment No. 3, as amended**, was adopted.

Representative Kelley (127) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"94.838. 1. As used in this section, the following terms mean:

(1) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(2) "Food establishment", any cafe, cafeteria, lunchroom, or restaurant which sells food at retail;

(3) "Municipality", any **[**~~village or fourth class city with more than two hundred but less than three hundred inhabitants and located in any county of the third classification with a township form of government and with more than twelve thousand five hundred but less than twelve thousand six hundred inhabitants~~**] city with more than one hundred sixty-five but fewer than one hundred eighty-five inhabitants and located in a county with more than eleven thousand but fewer than twelve thousand five hundred inhabitants and with a county seat with more than four thousand but fewer than five thousand inhabitants**;

(4) "Transient guest", a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

2. The governing body of any municipality may impose, by order or ordinance:

(1) A tax, not to exceed six percent per room per night, on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the municipality or a portion thereof; and

(2) A tax, not to exceed **[**~~two~~**] six** percent, on the gross receipts derived from the retail sales of food by every person operating a food establishment in the municipality.

The taxes shall be imposed **[**~~solely~~**]** for **[**~~the purpose of funding the construction, maintenance, and operation of capital improvements~~**] general revenue purposes**. The order or ordinance shall not become effective unless the governing body of the municipality submits to the voters of the municipality at a state general or primary election a proposal to authorize the governing body of the municipality to impose taxes under this section. The taxes authorized in this section shall be in addition to the charge for the sleeping room, the retail sales of food at a food establishment, and all other taxes imposed by law, and shall be stated separately from all other charges and taxes.

3. The ballot of submission for the taxes authorized in this section shall be in substantially the following form:

Shall _____ (insert the name of the municipality) impose a tax on the charges for all retail sales of food at a food establishment situated in _____ (name of municipality) at a rate of _____ (insert rate of percent) percent, and for all sleeping rooms paid by the transient guests of hotels and motels situated in _____ (name of municipality) at a rate of _____ (insert rate of percent) percent, solely for the purpose of **[**~~funding the construction, maintenance, and operation of capital improvements~~**] increasing general revenue funds**?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the taxes shall become effective on the first day of the second calendar quarter after the director of revenue receives notice of the adoption of the taxes. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the taxes shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

4. Any tax on the retail sales of food imposed under this section shall be administered, collected, enforced, and operated as required in section 32.087, and any transient guest tax imposed under this section shall be administered, collected, enforced, and operated by the municipality imposing the tax. All revenue generated by the

tax shall be deposited in a special trust fund and shall be used solely for the designated purposes. If the tax is repealed, all funds remaining in the special trust fund shall continue to be used solely for the designated purposes. Any funds in the special trust fund which are not needed for current expenditures may be invested in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

5. Once the initial bonds, if any, have been satisfied, then the governing body of any municipality that has adopted the taxes authorized in this section may submit the question of repeal of the taxes to the voters on any date available for elections for the municipality. The ballot of submission shall be in substantially the following form:

Shall _____ (insert the name of the municipality) repeal the taxes imposed at the rates of _____ (insert rate of percent) and _____ (insert rate of percent) percent for the purpose of **[**~~funding the construction, maintenance, and operation of capital improvements~~**] increasing general revenue funds**?

☐ YES ☐ NO

If a majority of the votes cast on the proposal are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters, and the repeal is approved by a majority of the qualified voters voting on the question.

6. Once the initial bonds, if any, have been satisfied, then, whenever the governing body of any municipality that has adopted the taxes authorized in this section receives a petition, signed by ten percent of the registered voters of the municipality voting in the last gubernatorial election, calling for an election to repeal the taxes imposed under this section, the governing body shall submit to the voters of the municipality a proposal to repeal the taxes. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the tax shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hovis offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

"67.782. 1. **Pursuant to this section:**

(1) Any county **[**~~of the third class having a population of~~**] with** more than **[**~~ten thousand and less than fifteen thousand and~~**] nine thousand nine hundred but fewer than eleven thousand inhabitants and with a county seat with more than one thousand but fewer than one thousand five hundred inhabitants; or**

(2) Any county **[**~~of the second class having a population of~~**] with** more than **[**~~fifty-eight thousand and less than seventy thousand adjacent to such third class county, both counties making up the same judicial circuit,~~**] eighty thousand but fewer than one hundred thousand inhabitants and with a county seat with more than thirteen thousand but fewer than seventeen thousand inhabitants**

may **[**~~jointly~~**]** impose a sales tax **[**~~throughout each of their respective counties~~**]** for public recreational purposes including the financing, acquisition, construction, operation**,** and maintenance of recreational projects and programs, but the sales taxes authorized by this section shall not become effective unless the governing body of **[**~~each~~**]** such county submits to the voters **[**~~of their respective counties~~**]** a proposal to authorize **[**~~the counties to impose~~**]** the sales tax.

2. The ballot of submission shall be in substantially the following form:

Shall the County of _____ impose a sales tax of _____ percent **[**~~in conjunction with the county of _____~~**]** for the purpose of funding the financing, acquisition, construction, operation**,** and maintenance of recreational projects and programs, including the acquisition of land for such purposes?

☐ YES ☐ NO

If a **[**~~separate~~**]** majority of the votes cast on the proposal by the qualified voters voting thereon **[**~~in each county~~**]** are in favor of the proposal, **[**~~then~~**]** the tax shall be in effect **[**~~in both counties~~**]**. If a majority of the votes cast by the qualified voters voting thereon **[**~~in either county~~**]** are opposed to the proposal, **[**~~then~~**]** the governing body of **[**~~neither~~**]** **the** county shall **not** have power to impose the sales tax **[**~~authorized by this section~~**]** unless or until the **[**~~governing body of the county that has not approved the tax shall~~**]** **proposal is** again **[**~~have~~**]** submitted **[**~~another proposal to authorize the governing body to impose the tax,~~**]** and the proposal is approved by a majority of the qualified voters voting thereon in that county.

3. The sales tax may be imposed at a rate of one percent on the receipts from the sale at retail of all tangible personal property or taxable service at retail within the county adopting such tax, if such property and services are subject to taxation by the state of Missouri under the provisions of sections 144.010 to 144.525.

4. All sales taxes collected by the director of revenue under this section on behalf of any county, less one percent for the cost of collection, which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited with the state treasurer in a special trust fund, which is hereby created, to be known as the "County Recreation Sales Tax Trust Fund". The moneys in the county recreation sales tax trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust fund which was collected in each county imposing a sales tax under this section, and the records shall be open to the inspection of officers of each county and the general public. Not later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month by distributing to the county treasurer, or such other officer as may be designated by the county ordinance or order, of each county imposing the tax authorized by this section, the sum, as certified by the director of revenue, due the county.

5. The director of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any county for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such counties. Each county shall notify the director of revenue at least ninety days prior to the effective date of the expiration of the sales tax authorized by this section and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of such tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the date of expiration of the tax authorized by this section in such county, the director of revenue shall remit the balance in the account to the county and close the account of that county. The director of revenue shall notify each county of each instance of any amount refunded or any check redeemed from receipts due the county.

6. The tax authorized by this section may be imposed, in accordance with this section, by a county in addition to or in lieu of the tax authorized by sections 67.750 to 67.780.

7. Any county imposing a sales tax pursuant to the provisions of this section may contract with the authority of any other county or with any city or political subdivision for the financing, acquisition, operation, construction, maintenance, or utilization of any recreation facility or project or program funded in whole or in part from revenues derived from the tax levied pursuant to the provisions of this section.

8. The sales tax imposed pursuant to the provisions of this section shall expire twenty-five years from the effective date thereof unless an extension of the tax is submitted to and approved by the voters in each county in the manner provided in this section. Each extension of the sales tax shall be for a period of ten years.

9. The governing body of each of the counties imposing a sales tax under the provisions of this section may cooperate with the governing body of any county or other political subdivision of this state in carrying out the provisions of this section, and may establish and conduct jointly a system of public recreation. The respective governing bodies administering programs jointly may provide by agreement among themselves for all matters connected with the programs and determine what items of cost and expense shall be paid by each.

10. The provisions of this section shall not in any way repeal, affect or limit the powers granted to any county to establish, maintain and conduct parks and other recreational grounds for public recreation.

11. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed under this section.

67.783. 1. There is hereby created within **[**~~any county of the third class having a population of more than ten thousand and less than fifteen thousand and any county of the second class having a population of more than fifty-eight thousand and less than seventy thousand adjacent to such third class county, both counties making up the same judicial circuit,~~**] the counties described under subsection 1 of section 67.782** a joint county recreational lake authority, which shall be a body corporate and politic and a political subdivision of this state.

2. Subject to the limitations in section 67.788, the authority may exercise its powers over the reservoir area encompassing any recreational lake and within five thousand feet of the conservation storage level of any recreational lake constructed or to be constructed by the authority pursuant to sections 67.781 to 67.790.

3. It shall be the purpose of each authority to promote the general welfare, to promote recreation and to encourage private capital investment through the construction, operation**,** and maintenance of a recreational lake and related improvements to be located **[**~~jointly in the second class county and the third class county~~**] in the counties described under subsection 1 of section 67.782**.

4. The income of the authority and all property at any time owned by the authority shall be exempt from all taxation or any assessments whatsoever to the state or of any political subdivision, municipality or other governmental agency thereof.

5. No county in which an authority is organized shall be held liable in connection with the construction, operation or maintenance of any project or program undertaken pursuant to sections 67.781 to 67.790, including any actions taken by the authority in connection with any project or program undertaken pursuant to sections 67.781 to 67.790.

67.785. 1. The authority shall consist of nine members, appointed or elected as follows:

(1) Within thirty days after approval by the voters of the sales tax authorized in section 67.782, the county commission of **[**~~the second class~~**] a** county **described under subdivision (2) of subsection 1 of section 67.782** shall initially appoint six members to the authority, with the terms of **members staggered such that the terms of** two members **[**~~each expiring on December 31, 1992, December 31, 1994, and December 31, 1996~~**] expire on December thirty-first of each even-numbered year**. The county commission of **[**~~the third class~~**] a** county **described under subdivision (1) of subsection 1 of section 67.782** shall initially appoint three members to the authority, with the terms of **members staggered such that the term of** one member **[**~~each expiring on December 31, 1992, December 31, 1994, and December 31, 1996~~**] expires on December thirty-first of each even-numbered year**;

(2) As the term of each initial member expires, new members shall be elected from each county. Each elected member shall serve a six-year term and until his **or her** successor is duly elected and qualified.

2. A person, to be qualified to serve as a member, shall be a voter of the state for more than five years prior to his **or her** election or appointment, shall be a resident in the county which he **or she** will represent for more than five years and shall be over the age of twenty-five years. If any member moves outside the county from which he **or she** was appointed or elected, his **or her** seat shall be deemed vacant and a new member shall be appointed by the county commission of such county to complete his **or her** unexpired term.

3. A person desiring to become a candidate for the authority shall pay the sum of five dollars as a filing fee to the treasurer of the county in which he **or she** resides, and shall file with the election authority a statement under oath that he **or she** possesses all of the qualifications set out in sections 67.781 to 67.790 for a member of the authority. Thereafter, he **or she** shall have his **or her** name placed on the ballot as a candidate.

4. If six or more persons from **[**~~the second class~~**] a** county **described under subdivision (2) of subsection 1 of section 67.782** file as candidates, a primary election shall be held in August, and the four candidates who receive the most votes shall be candidates at the general election. If two or more candidates receive an equal number of votes, and if that number of votes would otherwise qualify each tied candidate for a position on the general election ballot, all such tied candidates shall be included on the general election ballot. The two candidates from the **[**~~second class~~**]** county receiving the most votes in the general election shall be declared the winners.

5. If four or more persons from **[**~~the third class~~**] a** county **described under subdivision (1) of subsection 1 of section 67.782** file as candidates, a primary election shall be held in August, and the two candidates who receive the most votes shall be candidates at the general election. If two or more candidates receive an equal number of votes, and if that number of votes would otherwise qualify each tied candidate for a position on the general election ballot, all such tied candidates shall be included on the general election ballot. The candidate from the **[**~~second class~~**]** county receiving the most votes in the general election shall be declared the winner.

94.838. 1. As used in this section, the following terms mean:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 1 to House Amendment No. 4** was adopted.

Representative Windham offered **House Amendment No. 2 to House Amendment No. 4**.

House Amendment No. 2
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 3, Line 17, by inserting after all of said line the following:

"Further amend said bill, Page 8, Section 94.902, Line 131, by inserting after all of said section and line the following:

"144.014. 1. Notwithstanding other provisions of law to the contrary, beginning October 1, 1997, **and ending on December 31, 2023,** the tax levied and imposed under this chapter on all retail sales of food shall be at the rate of one percent. The revenue derived from the one percent rate pursuant to this section shall be deposited by the state treasurer in the school district trust fund and shall be distributed as provided in section 144.701.

2. **Notwithstanding any provision of law to the contrary, beginning January 1, 2024, no state sales or use tax, local sales tax as defined under section 32.085, or local use tax shall be levied or imposed on any retail sale of food in this state.**

3. For the purposes of this section, the term "food" shall include only those products and types of food for which **[**~~food stamps~~**] benefits** may be redeemed pursuant to the provisions of the **[**~~Federal Food Stamp~~**] Supplemental Nutrition Assistance** Program as **[**~~contained~~**] described** in 7 U.S.C. Section 2012, as that section now reads or as it may be amended hereafter, and shall include food dispensed by or through vending machines. For the purpose of this section, except for vending machine sales, the term "food" shall not include food or drink sold by any establishment where the gross receipts derived from the sale of food prepared by such establishment for immediate consumption on or off the premises of the establishment constitutes more than eighty percent of the total gross receipts of that establishment, regardless of whether such prepared food is consumed on the premises of that establishment, including, but not limited to, sales of food by any restaurant, fast food restaurant, delicatessen, eating house, or café.

144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal

institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" shall mean:

(a) New or used farm tractors and such other new or used farm machinery and equipment, including utility vehicles used for any agricultural use, and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment and rotary mowers used for any agricultural purposes. For the purposes of this subdivision, "utility vehicle" shall mean any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels;

(b) Supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile; and

(c) One-half of each purchaser's purchase of diesel fuel therefor which is:

a. Used exclusively for agricultural purposes;

b. Used on land owned or leased for the purpose of producing farm products; and

c. Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content,

information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under sections 67.1830 to 67.1846 or section 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016;

(46) All purchases by a company of solar photovoltaic energy systems, components used to construct a solar photovoltaic energy system, and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:

(a) Are sold or leased to an end user; or

(b) Are used to produce, collect and transmit electricity for resale or retail**;**

(47) All sales of necessary personal hygiene products and toiletries. For the purposes of this subdivision, "necessary personal hygiene products and toiletries" shall mean goods, merchandise, or products necessary for personal hygiene, health, safety, or cleanliness of an individual including, but not limited to, feminine hygiene products, diapers, incontinence products, toilet paper, toothbrushes, toothpaste, soap, shampoo, deodorant, antiperspirant, and other similar products necessary for reasonable hygiene; but such term shall not include luxury or cosmetic personal care items.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Davidson	Davis	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Marquart
Matthiesen	Mayhew	McGirl	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Hein
Johnson 12	Johnson 23	Lavender	Lewis 25	Mann
Merideth	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 023

Aldridge	Allen	Bland Manlove	Brown 16	Copeland
Cupps	Deaton	Doll	Gray	Ingle
Lonsdale	Mackey	McGaugh	McMullen	Morse
Mosley	Murphy	Richey	Sharp 37	Smith 163
Stephens	Toalson Reisch	Wright		

VACANCIES: 000

On motion of Representative Windham, **House Amendment No. 2 to House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded by Representative Windham:

AYES: 137

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bosley	Boyd	Bromley	Brown 16	Brown 27

Brown 87	Buchheit-Courtway	Burnett	Burton	Butz
Byrnes	Casteel	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Crossley	Cupps
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Gallick	Gragg	Gregory	Griffith	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	McGaugh	McGirl
McMullen	Merideth	Mosley	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Titus	Unsicker	Veit	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Young	Mr. Speaker			

NOES: 016

Atchison	Bonacker	Brown 149	Burger	Busick
Chappell	Davidson	Francis	Haden	Houx
Justus	Mayhew	Myers	Thompson	Van Schoiack
Voss				

PRESENT: 000

ABSENT WITH LEAVE: 010

Aldridge	Copeland	Doll	Gray	Morse
Murphy	Sharp 37	Stephens	Toalson Reisch	Wright

VACANCIES: 000

On motion of Representative Kelley (127), **House Amendment No. 4, as amended**, was adopted.

Representative Gallick offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 1, Section A, Line 2, by inserting the following after all of said section and line:

"67.1013. 1. The governing body of any city with more than ten thousand but fewer than eleven thousand inhabitants and that is the county seat of a county with more than one hundred thousand but fewer than one hundred twenty thousand inhabitants may impose a tax as provided in this section.

2. The governing body of any city described in subsection one of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city or a portion thereof, which shall be not more than six percent per occupied room per night. Such tax shall not become effective unless the governing body of the city submits to the voters of the city at a state, municipal, general or primary election a proposal to authorize the governing body of the city to impose the tax pursuant to this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all other taxes. Such tax shall be stated separately from all other charges and taxes.

3. The ballot submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in (name of city) at a rate of (insert rate of percent) percent?

___ YES ___ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax authorized by this section shall not become effective unless and until the question is resubmitted under this section to the qualified voters of the city and such question is approved by a majority of the qualified voters of the city voting on the question.

4. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gallick, **House Amendment No. 5** was adopted.

Representative Oehlerking offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill Nos. 876, 771, 676 & 551, Page 2, Section 94.900, Line 43, by deleting said line and inserting in lieu thereof the following:

"such city, **[**~~including but not~~**] which shall be** limited to expenditures on equipment, **[**~~city employee~~**]** salaries and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Oehlerking, **House Amendment No. 6** was adopted.

On motion of Representative Hurlbert, **HCS HBs 876, 771, 676 & 551, as amended**, was adopted.

On motion of Representative Hurlbert, **HCS HBs 876, 771, 676 & 551, as amended**, was ordered perfected and printed.

HB 1370, **HCS HBs 185 & 281**, **HB 516** and **HB 643** were placed on the Informal Calendar.

HB 246, relating to parking fees, was taken up by Representative Hurlbert.

On motion of Representative Hurlbert, the title of **HB 246** was agreed to.

Representative Falkner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 246, Page 3, Section 231.505, Line 4, by inserting after the word "**meters**" the words "**unless requested by a business located on such street**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Falkner, **House Amendment No. 1** was adopted.

On motion of Representative Hurlbert, **HB 246, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 716, relating to educational services costs, was taken up by Representative Kelly (141).

Representative Kelly (141) moved that the title of **HB 716** be agreed to.

Representative Kelley (127) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 716, Page 1, In the Title, Line 2, by deleting the word "costs"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelley (127), **House Amendment No. 1** was adopted.

Representative Kelley (127) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 716, Page 1, Section A, Line 2, by inserting after all of the said section and line the following:

"**167.027. 1. As used in this section, "student special education record" means the following:**

(1) An individualized education program, or IEP, as such term is defined in 20 U.S.C. Section 1401, as amended;

(2) An individualized family service plan, or IFSP, as such term is defined in 20 U.S.C. Section 1401, as amended;

(3) A 504 plan created under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. Section 794, as amended;

(4) A record produced for a child with a disability, as such term is defined in 20 U.S.C. Section 1401, as amended; and

(5) Other records produced for a child under the federal Individuals with Disabilities Education Act (IDEA), as amended.

2. For the 2023-24 school year and all subsequent school years, a student's most recent special education record shall be deemed a permanent record and shall be maintained as a part of a child's cumulative scholastic record.

3. Notwithstanding any other provision of law, rule, regulation, or policy to the contrary, no school district or public school shall destroy a child's most recent student special education record."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McGaugh offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 716, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""162.471. 1. The government and control of an urban school district is vested in a board of seven directors.

2. Except as provided in section 162.563, each director shall be a voter of the district who has resided within this state for one year next preceding the director's election or appointment and who is at least twenty-four years of age. All directors, except as otherwise provided in sections 162.481, 162.492, and 162.563, shall hold their offices for six years and until their successors are duly elected and qualified. All vacancies occurring in the board**[**~~, except as provided in section 162.492,~~**]** shall be filled by appointment by the board as soon as practicable, and the person appointed shall hold office until the next school board election, when a successor shall be elected for the remainder of the unexpired term. The power of the board to perform any official duty during the existence of a vacancy continues unimpaired thereby.

162.492. 1. In all urban districts containing the greater part of the population of a city which has more than three hundred thousand inhabitants, the election authority of the city in which the greater portion of the school district lies, and of the county if the district includes territory not within the city limits, shall serve ex officio as a redistricting commission. The commission shall on or before November 1, 2018, divide the school district into five subdistricts, all subdistricts being of compact and contiguous territory and as nearly equal in the number of inhabitants as practicable and thereafter the board shall redistrict the district into subdivisions as soon as practicable after each United States decennial census. In establishing the subdistricts each member shall have one vote and a majority vote of the total membership of the commission is required to make effective any action of the commission.

2. School elections for the election of directors shall be held on municipal election days in 2014 and 2016. At the election in 2014, directors shall be elected to hold office until 2019 and until their successors are elected and qualified. At the election in 2016, directors shall be elected until 2019 and until their successors are elected and qualified. Beginning in 2019, school elections for the election of directors shall be held on the local election date as specified in the charter of a home rule city with more than four hundred thousand inhabitants and located in more than one county. Beginning at the election for school directors in 2019, the number of directors on the board shall be reduced from nine to seven. Two directors shall be at-large directors and five directors shall represent the subdistricts, with one director from each of the subdistricts. At the 2019 election, one of the at-large directors and the directors from subdistricts one, three, and five shall be elected for a two-year term, and the other at-large director and the directors from subdistricts two and four shall be elected for a four-year term. Thereafter, all seven directors shall serve a four-year term. Directors shall serve until the next election and until their successors, then elected, are duly qualified as provided in this section. In addition to other qualifications prescribed by law, each member elected from a subdistrict shall be a resident of the subdistrict from which he or she is elected. The subdistricts shall be numbered from one to five.

3. The five candidates, one from each of the subdistricts, who receive a plurality of the votes cast by the voters of that subdistrict and the at-large candidates receiving a plurality of the at-large votes shall be elected. The name of no candidate for nomination shall be printed on the ballot unless the candidate has at least sixty days prior to the election filed a declaration of candidacy with the secretary of the board of directors containing the signatures of at least two hundred fifty registered voters who are residents of the subdistrict within which the candidate for nomination to a subdistrict office resides, and in case of at-large candidates the signatures of at least five hundred registered voters. The election authority shall determine the validity of all signatures on declarations of candidacy.

4. In any election either for at-large candidates or candidates elected by the voters of subdistricts, if there are more than two candidates, a majority of the votes are not required to elect but the candidate having a plurality of the votes shall be elected.

5. The names of all candidates shall appear upon the ballot without party designation and in the order of the priority of the times of filing their petitions of nomination. No candidate may file both at large and from a subdistrict and the names of all candidates shall appear only once on the ballot, nor may any candidate file more than one declaration of candidacy. All declarations shall designate the candidate's residence and whether the candidate is filing at large or from a subdistrict and the numerical designation of the subdistrict or at-large area.

6. The provisions of all sections relating to seven-director school districts shall also apply to and govern urban districts in cities of more than three hundred thousand inhabitants, to the extent applicable and not in conflict with the provisions of those sections specifically relating to such urban districts.

7. Vacancies which occur on the school board **[**~~between the dates of election shall be filled by special election if such vacancy happens more than six months prior to the time of holding an election as provided in subsection 2 of this section. The state board of education shall order a special election to fill such a vacancy. A letter from the commissioner of education, delivered by certified mail to the election authority or authorities that would normally conduct an election for school board members shall be the authority for the election authority or authorities to proceed with election procedures. If a vacancy occurs less than six months prior to the time of holding an election as provided in subsection 2 of this section, no special election shall occur and the vacancy shall be filled at the next election day on which local elections are held as specified in the charter of any home rule city with more than four hundred thousand inhabitants and located in more than one county~~**] shall be filled in the manner provided in section 162.471**.

162.611. Any member failing to attend the meetings of the board for three consecutive regular meetings, unless excused by the board for reasons satisfactory to the board, shall be deemed to have vacated his **or her** seat; and the secretary of the board shall certify that fact to the **[**~~mayor~~**] board**. The secretary shall likewise certify to the **[**~~mayor~~**] board** any other vacancy occurring in the board. Any vacancy shall be filled by the **[**~~mayor~~**] board** by appointment for the remainder of the term.

167.027. 1. As used in this section, "student special education record" means the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Christ	Christofanelli	Coleman
Cook	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haffner	Haley	Hardwick	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Richey	Riggs

Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Sparks	Stacy	Stinnett	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 019

Aldridge	Bland Manlove	Bosley	Brown 149	Chappell
Copeland	Doll	Haden	Hausman	Johnson 23
Mackey	Morse	Reuter	Sharp 37	Smith 163
Stephens	Taylor 48	Toalson Reisch	Windham	

VACANCIES: 000

On motion of Representative Kelley (127), **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Kelly (141), **HB 716, as amended**, was ordered perfected and printed.

HB 349, relating to property taxes, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HB 349** was agreed to.

On motion of Representative Christofanelli, **HB 349** was ordered perfected and printed.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 20, relating to the right to hunt and fish, was taken up by Representative Black.

Speaker Plocher resumed the Chair.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 012

Aldridge	Bland Manlove	Copeland	Doll	Haden
Johnson 23	Morse	Reuter	Sharp 37	Stephens
Toalson Reisch	Windham			

VACANCIES: 000

On motion of Representative Black, **HCS HJR 20** was read the third time and passed by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Buchheit-Courtway
Burger	Busick	Byrnes	Casteel	Chappell

Christ	Christofanelli	Coleman	Cook	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 028

Adams	Appelbaum	Aune	Bangert	Baringer
Bosley	Burnett	Butz	Clemens	Collins
Fogle	Fountain Henderson	Gray	Hein	Ingle
Lavender	Lewis 25	Mackey	Mann	Mosley
Phifer	Plank	Strickler	Taylor 84	Terry
Walsh Moore	Weber	Young		

PRESENT: 013

Anderson	Brown 87	Burton	Ealy	Johnson 12
Merideth	Nurrenbern	Proudie	Quade	Smith 46
Steinhoff	Unsicker	Woods		

ABSENT WITH LEAVE: 014

Aldridge	Barnes	Bland Manlove	Copeland	Doll
Haden	Johnson 23	Morse	Nickson-Clark	Reuter
Sharp 37	Stephens	Toalson Reisch	Windham	

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 894, relating to the motor vehicles, was placed on the Informal Calendar.

HCS HB 183, relating to participation in athletic competitions, was taken up by Representative Burger.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Shields	Smith 155	Smith 163	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Gray	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mackey
Mann	Merideth	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods		

PRESENT: 002

Fountain Henderson Young

ABSENT WITH LEAVE: 014

Aldridge	Bland Manlove	Copeland	Doll	Haden
Johnson 23	Morse	Mosley	Pouche	Sharp 37
Sharpe 4	Stephens	Toalson Reisch	Windham	

VACANCIES: 000

On motion of Representative Burger, **HCS HB 183** was read the third time and passed by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ

Christofanelli	Coleman	Cook	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Lovasco
Mackey	Mann	Merideth	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sander
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 001

Gray

ABSENT WITH LEAVE: 012

Aldridge	Bland Manlove	Copeland	Doll	Haden
Johnson 23	Morse	Mosley	Sharp 37	Stephens
Toalson Reisch	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 894, relating to the motor vehicles, was again taken up by Representative Knight.

On motion of Representative Knight, **HCS HB 894** was read the third time and passed by the following vote:

AYES: 106

Allen	Amato	Atchison	Banderman	Bangert
Baringer	Barnes	Black	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Butz
Byrnes	Casteel	Chappell	Christ	Clemens
Coleman	Cook	Crossley	Diehl	Dinkins
Ealy	Evans	Falkner	Farnan	Fogle
Francis	Gragg	Gray	Gregory	Griffith
Haffner	Haley	Hardwick	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hurlbert
Ingle	Jones	Justus	Kalberloh	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale
Mann	Marquart	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Reedy	Reuter	Riggs	Riley	Roberts
Sassmann	Sauls	Schulte	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stinnett	Taylor 48
Taylor 84	Thomas	Thompson	Titus	Van Schoiack
Veit	Waller	Wilson	Woods	Wright
Mr. Speaker				

NOES: 022

Baker	Billington	Boyd	Busick	Christofanelli
Cupps	Davidson	Davis	Deaton	Hausman
Hudson	Keathley	Lovasco	Matthiesen	Richey
Sander	Schnelting	Schwadron	Smith 163	Stacy
Voss	West			

PRESENT: 022

Adams	Anderson	Appelbaum	Aune	Burnett
Collins	Fountain Henderson	Johnson 12	Lewis 25	Mackey
Merideth	Nickson-Clark	Phifer	Quade	Smith 46
Steinhoff	Strickler	Terry	Unsicker	Walsh Moore
Weber	Young			

ABSENT WITH LEAVE: 013

Aldridge	Bland Manlove	Copeland	Doll	Gallick
Haden	Johnson 23	Morse	Mosley	Sharp 37
Stephens	Toalson Reisch	Windham		

VACANCIES: 000

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 424, relating to department of revenue fee offices, was taken up by Representative Perkins.

On motion of Representative Perkins, **HCS HB 424** was read the third time and passed by the following vote:

AYES: 085

Allen	Amato	Atchison	Banderman	Bangert
Black	Boggs	Bonacker	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Butz	Byrnes
Casteel	Christ	Clemens	Cook	Cupps
Davidson	Diehl	Ealy	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haffner	Haley	Hardwick	Henderson	Hicks
Hinman	Houx	Hovis	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelly 141	Knight
Lewis 6	Lonsdale	Marquart	Mayhew	McGaugh
McMullen	Myers	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Pollitt
Pouche	Reedy	Reuter	Riggs	Riley
Roberts	Schulte	Seitz	Sharpe 4	Shields
Smith 155	Smith 46	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Van Schoiack	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 050

Adams	Appelbaum	Aune	Baker	Barnes
Boyd	Bromley	Brown 27	Brown 87	Chappell
Christofanelli	Coleman	Collins	Davis	Deaton
Dinkins	Evans	Fountain Henderson	Gray	Hausman
Hein	Hudson	Johnson 12	Kelley 127	Lewis 25
Lovasco	Matthiesen	McGirl	Merideth	Murphy
Nickson-Clark	Nurrenbern	O'Donnell	Plank	Quade
Richey	Sander	Sauls	Schnelting	Schwadron
Steinhoff	Strickler	Taylor 84	Terry	Titus
Unsicker	Veit	Walsh Moore	Weber	Young

PRESENT: 013

Anderson	Baringer	Bosley	Burnett	Burton
Crossley	Fogle	Ingle	Lavender	Mackey
Mann	Proudie	Woods		

ABSENT WITH LEAVE: 015

Aldridge	Billington	Bland Manlove	Copeland	Doll
Haden	Johnson 23	Morse	Mosley	Sassmann
Sharp 37	Smith 163	Stephens	Toalson Reisch	Windham

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 782, relating to legal eligibility for newspapers, was taken up by Representative McGaugh.

On motion of Representative McGaugh, **HB 782** was read the third time and passed by the following vote:

AYES: 132

Allen	Amato	Anderson	Atchison	Baker
Banderman	Bangert	Baringer	Barnes	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Cook	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Johnson 12	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 6	Lonsdale	Lovasco
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	Waller
Walsh Moore	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 005

Aune	Casteel	Collins	Fogle	Merideth

PRESENT: 014

Adams	Appelbaum	Bosley	Burnett	Crossley
Fountain Henderson	Hein	Ingle	Lewis 25	Mackey
Quade	Terry	Unsicker	Weber	

ABSENT WITH LEAVE: 012

Aldridge	Bland Manlove	Copeland	Doll	Haden
Johnson 23	Morse	Mosley	Sharp 37	Stephens
Toalson Reisch	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 1207 & 622, relating to earthen basins, was taken up by Representative Cook.

On motion of Representative Cook, **HCS HBs 1207 & 622** was read the third time and passed by the following vote:

AYES: 117

Allen	Amato	Atchison	Baker	Banderman
Bangert	Baringer	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Cook	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 25	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Taylor 84	Thomas	Thompson	Titus	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 023

Adams	Anderson	Aune	Barnes	Bosley
Brown 87	Burnett	Collins	Cupps	Fogle
Fountain Henderson	Gray	Hein	Lavender	Mann
Merideth	Quade	Steinhoff	Terry	Unsicker
Walsh Moore	Weber	Young		

PRESENT: 011

Appelbaum	Crossley	Ealy	Ingle	Johnson 12
Mackey	Nickson-Clark	Proudie	Smith 46	Strickler
Woods				

ABSENT WITH LEAVE: 012

Aldridge	Bland Manlove	Copeland	Doll	Haden
Johnson 23	Morse	Mosley	Sharp 37	Stephens
Toalson Reisch	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 471, relating to public employee incentives, was taken up by Representative Black.

On motion of Representative Black, **HCS HB 471** was read the third time and passed by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Bangert	Billington	Black	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Cupps	Davidson	Deaton	Diehl	Dinkins
Ealy	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Parker	Patterson	Perkins	Peters
Pouche	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 017

Anderson	Baringer	Bosley	Brown 27	Collins
Davis	Fountain Henderson	Gray	Lavender	Mosley
Plank	Pollitt	Sander	Steinhoff	Strickler
Taylor 84	Woods			

PRESENT: 023

Adams	Aune	Barnes	Brown 87	Burnett
Clemens	Crossley	Fogle	Hein	Ingle
Johnson 12	Lewis 25	Mackey	Mann	Merideth
Nickson-Clark	Phifer	Quade	Terry	Unsicker
Walsh Moore	Weber	Young		

ABSENT WITH LEAVE: 016

Aldridge	Appelbaum	Bland Manlove	Boggs	Copeland
Doll	Haden	Johnson 23	Morse	Owen
Sassmann	Sharp 37	Stephens	Toalson Reisch	Van Schoiack
Windham				

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 37, relating to catalytic converters, was taken up by Representative Billington.

On motion of Representative Billington, **HB 37** was read the third time and passed by the following vote:

AYES: 147

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stinnett	Strickler
Taylor 84	Terry	Thomas	Thompson	Titus
Unsicker	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 002

Bosley	Mackey

ABSENT WITH LEAVE: 014

Aldridge	Black	Bland Manlove	Copeland	Doll
Haden	Johnson 23	Morse	Sharp 37	Stephens
Taylor 48	Toalson Reisch	Van Schoiack	Windham	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HS HCS HBs 1108 & 1181, relating to public safety, was taken up by Representative Hicks.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Burton	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 040

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Burnett
Butz	Clemens	Collins	Crossley	Ealy
Fogle	Fountain Henderson	Hein	Ingle	Johnson 12
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Quade	Sauls
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 002

Brown 87	Plank

ABSENT WITH LEAVE: 013

Aldridge	Bland Manlove	Copeland	Doll	Gray
Haden	Johnson 23	Morse	Phifer	Sharp 37
Stephens	Toalson Reisch	Windham		

VACANCIES: 000

On motion of Representative Hicks, **HS HCS HBs 1108 & 1181** was read the third time and passed by the following vote:

AYES: 116

Allen	Amato	Anderson	Atchison	Baker
Banderman	Bangert	Baringer	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Burnett	Burton

Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Collins	Cook	Crossley
Cupps	Davidson	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 010

Adams	Aune	Brown 27	Busick	Davis
Lavender	Lewis 25	Smith 46	Taylor 84	Terry

PRESENT: 026

Appelbaum	Barnes	Bosley	Brown 87	Clemens
Ealy	Fogle	Fountain Henderson	Gray	Hein
Johnson 12	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Steinhoff
Strickler	Unsicker	Walsh Moore	Weber	Woods
Young				

ABSENT WITH LEAVE: 011

Aldridge	Bland Manlove	Copeland	Doll	Haden
Johnson 23	Morse	Sharp 37	Stephens	Toalson Reisch
Windham				

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 155, relating to retirement systems, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, **HCS HB 155** was read the third time and passed by the following vote:

AYES: 141

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Barnes
Billington	Black	Boggs	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick

Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Cook	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 6	Lonsdale	Lovasco	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	Waller
Walsh Moore	West	Wilson	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 010

Aune	Baringer	Burnett	Lewis 25	Mackey
Merideth	Quade	Unsicker	Weber	Woods

ABSENT WITH LEAVE: 012

Aldridge	Bland Manlove	Collins	Copeland	Doll
Haden	Johnson 23	Morse	Sharp 37	Stephens
Toalson Reisch	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HB 934, relating to employment benefit plans, was taken up by Representative Hovis.

On motion of Representative Hovis, **HCS HB 934** was read the third time and passed by the following vote:

AYES: 140

Adams	Amato	Anderson	Appelbaum	Atchison
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick

Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 6	Lovasco	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Mosley	Myers	Nickson-Clark	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	Waller	Walsh Moore
West	Wilson	Wright	Young	Mr. Speaker

NOES: 001

Allen

PRESENT: 010

Aune	Black	Johnson 12	Lewis 25	Lonsdale
Mackey	Nurrenbern	Unsicker	Weber	Woods

ABSENT WITH LEAVE: 012

Aldridge	Bland Manlove	Copeland	Doll	Haden
Johnson 23	Morse	Murphy	Sharp 37	Stephens
Toalson Reisch	Windham			

VACANCIES: 000

Speaker Plocher declared the bill passed.

HCS HBs 45 & 1066, relating to licensure of certain professions, was taken up by Representative Haley.

On motion of Representative Haley, **HCS HBs 45 & 1066** was read the third time and passed by the following vote:

AYES: 133

Allen	Amato	Anderson	Atchison	Baker
Banderman	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Bosley	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel

Chappell	Christ	Christofanelli	Coleman	Collins
Cook	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Francis	Gallick	Gray
Gregory	Griffith	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Van Schoiack	Veit
Voss	Waller	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 002

Davis	Lovasco

PRESENT: 014

Adams	Appelbaum	Aune	Burnett	Clemens
Fountain Henderson	Johnson 12	Mackey	Merideth	Nickson-Clark
Quade	Unsicker	Walsh Moore	Weber	

ABSENT WITH LEAVE: 014

Aldridge	Bangert	Bland Manlove	Boyd	Copeland
Doll	Gragg	Haden	Johnson 23	Morse
Sharp 37	Stephens	Toalson Reisch	Windham	

VACANCIES: 000

Speaker Plocher declared the bill passed.

HB 282, relating to concealed carry permits, was taken up by Representative Schnelting.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ

Christofanelli	Coleman	Collins	Cook	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Gallick	Gragg
Gregory	Griffith	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Van Schoiack	Veit
Voss	Waller	West	Wilson	Mr. Speaker

NOES: 041

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Brown 27	Brown 87	Burnett	Burton
Butz	Clemens	Crossley	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Phifer	Plank	Proudie	Quade	Sauls
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 003

Bosley	Ealy	Nurrenbern

ABSENT WITH LEAVE: 014

Aldridge	Bangert	Bland Manlove	Copeland	Doll
Francis	Gray	Haden	Johnson 23	Morse
Sharp 37	Stephens	Toalson Reisch	Wright	

VACANCIES: 000

On motion of Representative Schnelting, **HB 282** was read the third time and passed by the following vote:

AYES: 102

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh

Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	O'Donnell
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	Waller	West
Wilson	Mr. Speaker			

NOES: 045

Adams	Allen	Appelbaum	Aune	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 004

Anderson	Keathley	Oehlerking	Sauls

ABSENT WITH LEAVE: 012

Aldridge	Bangert	Bland Manlove	Copeland	Doll
Haden	Johnson 23	Morse	Sharp 37	Stephens
Toalson Reisch	Wright			

VACANCIES: 000

Speaker Plocher declared the bill passed.

COMMITTEE REPORTS

Committee on Economic Development, Chairman Hudson reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SS SCS SBs 3 & 69**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Allen, Amato, Brown (16), Casteel, Christ, Gallick, Hausman, Hudson, Smith (155) and Wilson

Noes (5): Gray, Johnson (23), Thompson, Weber and Young

Present (1): Barnes

Absent (0)

Mr. Speaker: Your Committee on Economic Development, to which was referred **SS SCS SBs 94, 52, 57, 58 & 67**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (15): Allen, Amato, Barnes, Brown (16), Christ, Gallick, Gray, Hausman, Hudson, Johnson (23), Smith (155), Thompson, Weber, Wilson and Young

Noes (0)

Absent (1): Casteel

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 344**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Amato, Bangert, Baringer, Burger, Diehl, Falkner, Hinman, Perkins and Walsh Moore

Noes (2): Adams and Reedy

Absent (3): Byrnes, Chappell and Lonsdale

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 764**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Adams, Amato, Bangert, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Lonsdale and Perkins

Noes (0)

Absent (2): Reedy and Walsh Moore

Special Committee on Government Accountability, Chairman Richey reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 1175**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Boyd, Davidson, Hein, Lonsdale, Lovasco, Mann, Mayhew, Perkins, Richey, Sander, Stinnett and Wilson

Noes (3): Bosley, Nurrenbern and Phifer

Absent (3): Cupps, Deaton and Knight

Special Committee on Government Administration, Chairman Wright reporting:

Mr. Speaker: Your Special Committee on Government Administration, to which was referred **HB 1099**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Bonacker, Davis, McGaugh, Toalson Reisch and Wright

Noes (1): Burton

Absent (4): Clemens, Lavender, Matthiesen and Riggs

Special Committee on Public Policy, Chairman Thompson reporting:

Mr. Speaker: Your Special Committee on Public Policy, to which was referred **HJR 66**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (3): Houx, Hudson and Thompson

Noes (2): Sauls and Sharp (37)

Absent (2): Kelly (141) and Knight

Mr. Speaker: Your Special Committee on Public Policy, to which was referred **HB 654**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (5): Houx, Hudson, Sauls, Sharp (37) and Thompson

Noes (0)

Absent (2): Kelly (141) and Knight

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 77**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 351**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 400**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (2): Mackey and Smith (46)

Present (1): Bland Manlove

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 440**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 449**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (1): Bland Manlove

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 489**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 511**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (1): Bland Manlove

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 515**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 529**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 603**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (1): Baker

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 628**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 734**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 775**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (1): Bland Manlove

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 817**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 902**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (2): Bland Manlove and Mackey

Present (1): Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 929**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 966**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 968**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1011**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Francis, Griffith, Haden, Houx, Myers and Smith (46)

Noes (2): Bland Manlove and Mackey

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1067**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1074**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1166**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Bland Manlove, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (2): Copeland and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1261**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Myers and Smith (46)

Noes (1): Mackey

Present (1): Bland Manlove

Absent (2): Copeland and Houx

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 109**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 302**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 354, 965, 254 & 957**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Buchheit-Courtway, Burger, Knight, Lavender, McGirl, Owen and Unsicker

Noes (2): Hudson and Schnelting

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 485**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 602**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 885**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1185**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCR 7**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 8**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 20**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 24**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 25**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Hudson, Knight, Lavender, McGirl and Unsicker

Noes (0)

Absent (4): Bosley, Burger, Owen and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 28**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Present (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 47**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 75**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 101**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 127**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Present (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 139**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (0)

Present (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 181**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 106**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (0)

Absent (2): Cupps and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 257**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (0)

Absent (2): Cupps and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 272**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Gregory, Haffner, O'Donnell, Riley and Roberts

Noes (3): Evans, Ingle and Strickler

Absent (2): Cupps and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 391**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Evans, Gregory, Haffner, O'Donnell, Riley and Roberts

Noes (2): Ingle and Strickler

Absent (2): Cupps and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 697**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (0)

Absent (2): Cupps and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 783**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (0)

Absent (2): Cupps and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 948 & 915**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (0)

Absent (2): Cupps and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 959**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Evans, Gregory, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (1): Haffner

Absent (2): Cupps and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1044**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Evans, Gregory, Haffner, Riley and Roberts

Noes (3): Ingle, O'Donnell and Strickler

Absent (2): Cupps and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1208**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (0)

Absent (2): Cupps and Proudie

REFERRAL OF HOUSE RESOLUTIONS - RULES

The following House Resolutions were referred to the Committee indicated:

HCS HR 12 - Rules - Administrative Oversight
HR 263 - Rules - Regulatory Oversight

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS - RULES

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 15 - Rules - Legislative Oversight

REFERRAL OF HOUSE JOINT RESOLUTIONS - RULES

The following House Joint Resolutions were referred to the Committee indicated:

HCS HJRs 7 & 11 - Rules - Legislative Oversight
HCS HJR 19 - Rules - Legislative Oversight
HJR 66 - Rules - Administrative Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 34 - Rules - Administrative Oversight
HB 36 - Rules - Administrative Oversight
HCS HB 93 - Rules - Regulatory Oversight
HB 104 - Rules - Administrative Oversight
HB 108 - Rules - Regulatory Oversight
HB 152 - Rules - Legislative Oversight
HCS HB 159 - Rules - Legislative Oversight
HCS HB 248 - Rules - Regulatory Oversight
HB 298 - Rules - Regulatory Oversight
HB 310 - Rules - Administrative Oversight
HCS HB 311 - Rules - Regulatory Oversight
HB 313 - Rules - Regulatory Oversight
HCS HB 344 - Rules - Administrative Oversight
HCS HB 367 - Rules - Regulatory Oversight
HB 369 - Rules - Legislative Oversight
HB 392 - Rules - Legislative Oversight
HB 434 - Rules - Administrative Oversight
HB 492 - Rules - Regulatory Oversight
HCS HBs 494 & 498 - Rules - Legislative Oversight
HB 520 - Rules - Legislative Oversight
HB 530 - Rules - Administrative Oversight
HB 549 - Rules - Administrative Oversight
HCS HB 653 - Rules - Regulatory Oversight
HCS HB 654 - Rules - Regulatory Oversight
HB 721 - Rules - Regulatory Oversight
HCS HB 759 - Rules - Administrative Oversight
HB 764 - Rules - Legislative Oversight
HB 884 - Rules - Administrative Oversight
HB 901 - Rules - Regulatory Oversight
HCS HB 925 - Rules - Regulatory Oversight
HB 926 - Rules - Legislative Oversight
HB 976 - Rules - Regulatory Oversight
HCS HB 1039 - Rules - Administrative Oversight
HB 1051 - Rules - Administrative Oversight
HCS HB 1076 - Rules - Legislative Oversight
HB 1099 - Rules - Administrative Oversight
HCS HB 1134 - Rules - Regulatory Oversight
HCS HB 1143 - Rules - Legislative Oversight
HB 1173 - Rules - Regulatory Oversight
HB 1175 - Rules - Administrative Oversight
HCS HB 1210 - Rules - Regulatory Oversight
HCS HB 1252 - Rules - Administrative Oversight
HB 1325 - Rules - Administrative Oversight
HB 1367 - Rules - Administrative Oversight

REFERRAL OF SENATE CONCURRENT RESOLUTIONS - RULES

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCS SCR 4 - Rules - Legislative Oversight

REFERRAL OF SENATE JOINT RESOLUTIONS - RULES

The following Senate Joint Resolution was referred to the Committee indicated:

SS SJR 3 - Rules - Legislative Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SBs 3 & 69 - Rules - Legislative Oversight
SS#2 SB 39 - Rules - Legislative Oversight
SS#2 SCS SBs 49, 236 & 164 - Rules - Legislative Oversight
SS SCS SBs 94, 52, 57, 58 & 67 - Rules - Regulatory Oversight
HCS SS SCS SB 100 - Rules - Legislative Oversight
HCS SB 109 - Rules - Administrative Oversight
HCS SS SB 111 - Rules - Regulatory Oversight
HCS SS SCS SB 133 - Rules - Legislative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 128** entitled:

An act to repeal section 452.355, RSMo, and to enact in lieu thereof one new section relating to costs and fees in divorce proceedings.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 190** entitled:

An act to repeal sections 143.124 and 143.125, RSMo, and to enact in lieu thereof three new sections relating to tax relief for seniors.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 275** entitled:

An act to repeal section 393.1030, RSMo, and to enact in lieu thereof two new sections relating to utilities.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 398** entitled:

An act to repeal sections 407.812 and 407.828, RSMo, and to enact in lieu thereof two new sections relating to the motor vehicle franchise practices act.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 542** entitled:

An act to amend chapter 41, RSMo, by adding thereto one new section relating to vaccination of members of the Missouri National Guard.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HBs 903, 465, 430 & 499** entitled:

An act to repeal sections 442.566, 442.571, 442.576, and 442.591, RSMo, and to enact in lieu thereof four new sections relating to foreign ownership of real property.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, Page 6, Section 442.591, Line 25, by striking the word "and" and inserting in lieu thereof the following:

"**or**".

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, Page 3, Section 442.571, Lines 11-12, by striking "August 28, 2023" and inserting in lieu thereof the following:

"**on the effective date of this section**"; and

Further amend Line 16 by striking "August 28, 2023" and inserting in lieu thereof the following:

"**the effective date of this section**"; and

Further amend Line 19 by striking "August 28, 2023" and inserting in lieu thereof the following:

"**the effective date of this section**"; and

Further amend Line 36 by striking "August 28, 2023" and inserting in lieu thereof the following:

"**the effective date of this section**"; and

Further amend said bill, Page 4, Section 442.576, Line 5, by striking "August 28, 2023" and inserting in lieu thereof the following:

"**the effective date of this section**"; and

Further amend said bill, Page 6, Section 442.591, Line 27, by inserting after all of said line the following:

"Section B. Because of the dangers of foreign ownership of agricultural land, section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HCS HBs 903, 465, 430 & 499 - Fiscal Review

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 900 - Healthcare Reform

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

HCS SCR 7 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 35 - Judiciary
SS SCS SB 92 - Economic Development
SB 122 - Elementary and Secondary Education
SS SCS SBs 411 & 230 - General Laws
SS SB 540 - Veterans

COMMITTEE CHANGES

April 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Willard Haley to the Career and Technical Education (CTE) Advisory Council.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

April 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Bruce Sassmann to the Mississippi River Parkway Commission of the State of Missouri.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

April 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Bill Falkner to the Missouri Alternative Fuels Commission.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

April 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Melanie Stinnett to the Missouri Commission on Autism Spectrum Disorders.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

April 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Alex Riley to the Missouri Technology Corporation.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

April 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Donnie Brown to the Seismic Safety Commission.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

April 17, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Bob Bromley to the Southern States Energy Board.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

COMMUNICATIONS

April 17, 2023

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Re: Possible Personal Interest in Legislation

Dear Ms. Miller:

Pursuant to Section 105.461 RSMo, I am hereby filing a written report of personal interest in legislation on which the House of Representatives may vote during the legislative session.

I am a member of the Missouri State Employee's Retirement System, and have previously received a pension from MOSERS, and would be eligible to do so in the future following my service in the General Assembly, or if the statute was changed to allow payments during legislative service. I also currently receive Social Security benefits, relief from taxation of which in Missouri is being considered.

Please publish this letter in the Journal of the House.

If you have any questions, please feel free to contact my office.

Very truly yours,

/s/ Kent Haden
State Representative
District 43

LETTER OF RESIGNATION

April 14, 2023

The Honorable Dean Plocher
Speaker of the House of Representatives
State Capitol, Room 308A
Jefferson City, MO 65101

Dear Speaker Plocher,

It has been the pleasure of a lifetime to represent the wonderful people of the Mighty 78th District and to work alongside my colleagues in this legislature.

May my final remarks to this body, which are summarized by the words of our former President Harry Truman, inspire everyone to better our state for those most at risk:

"Millions of our citizens do not now have a full measure of opportunity to achieve and enjoy good health… The time has arrived for action to help them attain that opportunity and that protection."

And with my final remarks having been said:

Pursuant to RSMo. 21.090, I hereby submit my resignation, effective at 11:59 p.m. on April 17, 2023, as a state representative for the 78th District.

Sincerely,

/s/ Rasheen Aldridge
State Representative
78th District

The following members' presence was noted: Stephens and Toalson Reisch.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, April 18, 2023.

COMMITTEE HEARINGS

BUDGET
Wednesday, April 19, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 998, HB 1068, HB 1171, HB 1182

CHILDREN AND FAMILIES
Tuesday, April 18, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SS SB 199

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later), Joint Hearing Room (117).
Public hearing will be held: HB 1242, HB 1378

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 69

ECONOMIC DEVELOPMENT
Wednesday, April 19, 2023, 9:00 AM, House Hearing Room 1.
Executive session will be held: HB 1345, HB 752

ELECTIONS AND ELECTED OFFICIALS
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1132, HB 1299
Executive session will be held: HB 917

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 19, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1087
Executive session will be held: HB 558, HB 1163, SS#2 SCS SBs 4, 42 & 89, HB 883

EMERGING ISSUES
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 265
Executive session will be held: HB 1169, SS SB 23, HB 1149, HB 1187, HB 1346, HB 912, HB 1293
Added SB 23, HB 1149, HB 1187, HB 1346, HB 912, HB 1293, and HB 265.
AMENDED

FINANCIAL INSTITUTIONS
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1340, HB 1216
Executive session will be held: HB 1229, SB 63, HJR 14
Added HJR 14.
AMENDED

FISCAL REVIEW
Tuesday, April 18, 2023, 9:45 AM, House Hearing Room 4.
Executive session will be held: HCS HB 188, HB 542, HCS HBs 1082 & 1094
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, April 19, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SCR 10
Executive session will be held: HB 338, HB 1259, HB 517
Added HB 517.
AMENDED

HEALTHCARE REFORM
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1365, HB 1239
Executive session will be held: HB 773, HB 820, HB 860, HB 1399
Removed HB 1148.
AMENDED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

JUDICIARY
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: HB 251, HB 138, HB 82, HB 776, HB 444, HB 750, HB 1176, HB 453, HB 835, HB 405, HB 371, SS SB 227, SS SB 245, SCS SB 103, SS#3 SB 22, SS SCS SB 72

LOCAL GOVERNMENT
Tuesday, April 18, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1049, HB 1089, HB 1054, HB 1013, HB 814
Executive session will be held: HB 247

PENSIONS
Tuesday, April 18, 2023, 8:30 AM, House Hearing Room 5.
Public hearing will be held: HJR 1
Executive session will be held: HB 35, HB 867

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: SS SCS SB 157
Executive session will be held: SS SCS SB 70, SS SCS SBs 167 & 171, SS SB 116, HB 175, HB 1209

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Wednesday, April 19, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: HB 127
Removed HB 895.
AMENDED

SPECIAL COMMITTEE ON PUBLIC POLICY
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 3.
Public hearing will be held: SS SCS SBs 56 & 61
Executive session will be held: SB 186, HB 1394

SPECIAL COMMITTEE ON SMALL BUSINESS
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later),
Joint Hearing Room (117).
Executive session will be held: HB 143, SS SB 222

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, April 18, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HJR 47, SS SB 143
Executive session will be held: HB 1310, SB 247, SJR 35

TRANSPORTATION ACCOUNTABILITY
Thursday, April 20, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 897, HB 1302
Executive session will be held: HB 1363, HB 1398
Upon adjournment of session, there will be a presentation by MODOT on "Missouri Standard Specifications for Highway Construction." Public testimony will be allowed.
Added HB 1398.
AMENDED

UTILITIES
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1357, HB 1246, HB 1071, HB 928

VETERANS
Tuesday, April 18, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HJR 52

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Executive session will be held: HB 1018
Presentations regarding the Workforce Solutions Group programs. Presenters will be Dr. Jeff L. Pittman, Chancellor, St. Louis Community College and NFIB members: Jan Haviland, Haviland Corporation; Mike King, Express Employment Professionals; Jack Schroeder, Specialized Collison Center; and Matt Green, Bar Vino/Bar Whiskey.

HOUSE CALENDAR

FIFTY-SIXTH DAY, TUESDAY, APRIL 18, 2023

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 17 - Smith (163)
HCS HB 18 - Smith (163)
HCS HB 19 - Smith (163)
HCS HB 20 - Smith (163)

HOUSE BILLS FOR PERFECTION

HCS HB 198 - Wright
HB 1044 - Haffner
HB 1208 - Casteel
HB 822 - Smith (155)
HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert

HB 391 - Murphy
HCS HB 393 - Black
HB 400 - McGirl
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HCS HB 669 - Copeland
HB 697 - Hovis
HB 734 - Knight
HB 817 - Morse
HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner
HB 929 - West
HCS HB 959 - Gregory
HCS HB 1129 - Burger

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 48 - Haley
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 777 - Van Schoiack
HCS HB 824 - O'Donnell
HCS HB 1109 - Thompson
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark

HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HBs 532 & 751 - Mayhew
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 589 - Murphy
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HB 643 - Francis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 188, (Fiscal Review 4/14/23) - Murphy
HB 542, (Fiscal Review 4/14/23) - Haden
HCS HBs 1082 & 1094, (Fiscal Review 4/14/23) - Thompson

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR SECOND READING

SS SB 128
SS SB 190
SB 275
SS SCS SB 398
SB 542

SENATE BILLS FOR THIRD READING

SS SB 139 - Griffith

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 7, (Fiscal Review 4/17/23) - Van Schoiack
SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS SCS HCS HBs 903, 465, 430 & 499, as amended (Fiscal Review 4/17/23), E.C. - Haffner

HOUSE RESOLUTIONS

HR 561 - Parker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTY-SIXTH DAY, TUESDAY, APRIL 18, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Brad Hudson.

Dear Heavenly Father,

Thank You for blessing us with another day. Before us, this morning is yet another opportunity to use the abilities You've given to serve our state. It's getting late in session, Lord. This is a time when the days seem longer, our bodies are getting tired, and our patience can wear thin. Let us be grateful to know that You are there, and that we can draw strength from You. Let us press on. For the long days, the tired bodies, and the thinning patience--Your grace is sufficient. In the words of the psalmist, "Blessed be the LORD for evermore. Amen, and Amen."

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: William Garland, George Mizio, Jr. and Drew Patchin.

The Journal of the fifty-fifth day was approved as corrected.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SB 128, relating to costs and fees in divorce proceedings.

SS SB 190, relating to tax relief for seniors.

SB 275, relating to utilities.

SS SCS SB 398, relating to the motor vehicle franchise practices act.

SB 542, relating to vaccination of members of the Missouri National Guard.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 188**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fogle, Houx, Hudson and Kelly (141)

Noes (0)

Absent (2): Owen and Pollitt

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 542**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fogle, Houx, Hudson and Kelly (141)

Noes (0)

Absent (2): Owen and Pollitt

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 1082 & 1094**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Kelly (141) and Pollitt

Noes (0)

Absent (1): Owen

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 17, to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 17** was agreed to.

HCS HB 17 was laid over.

HCS HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds,

distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 18** was agreed to.

HCS HB 18 was laid over.

HCS HB 19, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 19** was agreed to.

HCS HB 19 was laid over.

HCS HB 20, to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 20** was agreed to.

HCS HB 20 was laid over.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 777, relating to certificates of need, was taken up by Representative Van Schoiack.

On motion of Representative Van Schoiack, the title of **HCS HB 777** was agreed to.

Representative Van Schoiack offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 777, Page 4, Section 197.315, Lines 37-38, by deleting the words "**for an applying facility as licensed under chapter 197**"; and

Further amend said bill, page, and section, Line 39, by deleting the words "**licensed under chapter 197 that is**"; and

Further amend said bill, page, and section, Line 41, by inserting after the number "**(1)**" the words "**Notwithstanding the provisions of subsection 11 of this section to the contrary,**"; and

Further amend said bill, page, and section, Line 42, by deleting "**, as**"; and

Further amend said bill, Page 5, and section, Line 47, by deleting "**, as**"; and

Further amend said bill, Page 8, Section 197.321, Line 13, by deleting the words "**chapter 197**" and inserting in lieu thereof the words "**section 197.305**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Van Schoiack, **House Amendment No. 1** was adopted.

On motion of Representative Van Schoiack, **HCS HB 777, as amended**, was adopted.

On motion of Representative Van Schoiack, **HCS HB 777, as amended**, was ordered perfected and printed.

HCS HBs 532 & 751, relating to detached catalytic converters, was taken up by Representative Mayhew.

On motion of Representative Mayhew, the title of **HCS HBs 532 & 751** was agreed to.

Representative Murphy assumed the Chair.

Representative Patterson moved that **HCS HBs 532 & 751** be committed to the Committee on Legislative Review.

Which motion was adopted.

HCS HB 1109, relating to the state treasurer's ability to invest, was taken up by Representative Thompson.

On motion of Representative Thompson, the title of **HCS HB 1109** was agreed to.

On motion of Representative Thompson, **HCS HB 1109** was adopted.

On motion of Representative Thompson, **HCS HB 1109** was ordered perfected and printed.

Speaker Plocher resumed the Chair.

HOUSE RESOLUTIONS

HR 561, relating to "Total Solar Eclipse Day", was taken up by Representative Parker.

Representative Parker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Resolution No. 561, Page 1, Line 13, by deleting the words "and Dunklin" and inserting in lieu thereof the words ", Dunklin, Pemiscot, New Madrid, Mississippi, Stoddard, Scott, Cape Girardeau, Bollinger, Iron, Madison, Reynolds, Shannon, Howell, Ozark, Dent, St. Francois, Ste. Genevieve, Perry, and Douglas"; and

Further amend said resolution, Page 2, Line 39, by deleting the words "and Dunklin" and inserting in lieu thereof the words ", Dunklin, Pemiscot, New Madrid, Mississippi, Stoddard, Scott, Cape Girardeau, Bollinger, Iron, Madison, Reynolds, Shannon, Howell, Ozark, Dent, St. Francois, Ste. Genevieve, Perry, and Douglas"; and

Further amend said resolution and page, Line 48, by deleting the words "be an economic boon to" and inserting in lieu thereof the words "create an economic boom for"; and

Further amend said resolution and page, Line 63, by deleting the words "and Dunklin" and inserting in lieu thereof the words ", Dunklin, Pemiscot, New Madrid, Mississippi, Stoddard, Scott, Cape Girardeau, Bollinger, Iron, Madison, Reynolds, Shannon, Howell, Ozark, Dent, St. Francois, Ste. Genevieve, Perry, and Douglas"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Parker, **House Amendment No. 1** was adopted.

On motion of Representative Parker, **HR 561, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 111

Allen	Amato	Baker	Banderman	Bangert
Barnes	Billington	Black	Bonacker	Boyd
Bromley	Brown 149	Brown 27	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Collins	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Fountain Henderson	Francis
Gallick	Gragg	Gray	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Mosley	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Pollitt	Pouche	Proudie
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Strickler
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Wilson
Mr. Speaker				

NOES: 002

Stephens	Taylor 84

PRESENT: 031

Adams	Anderson	Appelbaum	Aune	Bland Manlove
Bosley	Brown 87	Burnett	Burton	Butz
Clemens	Crossley	Ealy	Fogle	Hein
Johnson 12	Mann	Merideth	Nickson-Clark	Nurrenbern
Plank	Quade	Smith 46	Steinhoff	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

ABSENT WITH LEAVE: 018

Atchison	Baringer	Boggs	Brown 16	Cook
Doll	Gregory	Griffith	Ingle	Johnson 23
Knight	Lavender	Lewis 25	Mackey	Sauls
Schnelting	West	Wright		

VACANCIES: 001

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 17, to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Chappell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 17, Page 3, Section 17.025, Line 12, by deleting "14,000,000" and inserting "13,829,599"; and

Further amend said bill, said page, Section 17.035, Line 9, by deleting "2,800,000" and inserting "2,461,163"; and

Further amend said bill, Page 4, Section 17.050, Line 9, by deleting "325,000" and inserting "305,475"; and

Further amend said bill, Page 6, Section 17.075, Line 12, by deleting "6,101,710" and inserting "3,970,203"; and

Further amend said bill, said page, Section 17.090, Line 9, by deleting "373,458" and inserting "174,478"; and

Further amend said bill, Page 7, Section 17.095, Line 9, by deleting "568,463" and inserting "289,418"; and

Further amend said bill, said page, Section 17.100, Line 9, by deleting "4,158,865" and inserting "4,119,215"; and

Further amend said bill, said page, Section 17.105, Line 10, by deleting "345,514" and inserting "317,092"; and

Further amend said bill, Page 10, Section 17.145, Line 12, by deleting "246,483" and inserting "245,511"; and

Further amend said bill, Page 11, Section 17.155, Line 11, by deleting "1,559,911" and inserting "1,400,975"; and

Further amend said bill, Page 12, Section 17.170, Line 17, by deleting "242,703" and inserting "217,374"; and

Further amend said bill, said page, Section 17.175, Line 18, by deleting "241,619" and inserting "216,290"; and

Further amend said bill, Page 13, Section 17.180, Line 17, by deleting "2,168,412" and inserting "2,124,967"; and

Further amend said bill, said page, Section 17.185, Line 12, by deleting "2,975,085" and inserting "2,918,670"; and

Further amend said bill, Page 14, Section 17.195, Line 12, by deleting "9,615,831" and inserting "9,261,550"; and

Further amend said bill, Page 15, Section 17.205, Line 12, by deleting "2,819,386" and inserting "2,626,926"; and

Further amend said bill, Page 16, Section 17.220, Line 12, by deleting "3,512,079" and inserting "3,359,791"; and

Further amend said bill, Page 17, Section 17.230, Line 12, by deleting "1,288,406" and inserting "1,261,951"; and

Further amend said bill, said page, Section 17.240, Line 12, by deleting "2,088,485" and inserting "2,069,761"; and

Further amend said bill, Page 19, Section 17.265, Line 12, by deleting "6,542,568" and inserting "6,449,168"; and

Further amend said bill, Page 21, Section 17.285, Line 12, by deleting "4,157,315" and inserting "4,107,753"; and

Further amend said bill, said page, Section 17.290, Line 12, by deleting "916,955" and inserting "893,034"; and

Further amend said bill, said page, Section 17.295, Line 12, by deleting "976,390" and inserting "944,516"; and

Further amend said bill, Page 22, Section 17.300, Line 14, by deleting "4,095,071" and inserting "1,995,715"; and

Further amend said bill, said page, Section 17.305, Line 11, by deleting "4,000,000" and inserting "3,826,974"; and

Further amend said bill, Page 23, Section 17.310, Line 15, by deleting "6,791,533" and inserting "6,784,060"; and

Further amend said bill, Page 25, Section 17.350, Line 16, by deleting "52,749" and inserting "30,161"; and

Further amend said bill, said page, Section 17.355, Line 16, by deleting "6,383,759" and inserting "5,478,498"; and

Further amend said bill, Page 26, Section 17.360, Line 16, by deleting "19,343,374" and inserting "19,196,951"; and

Further amend said bill, said page, Section 17.365, Line 12, by deleting "7,164,216" and inserting "7,152,650"; and

Further amend said bill, said page, Section 17.370, Line 6, by deleting "8,032,667" and inserting "7,121,249"; and

Further amend said bill, Page 27, said section, Line 12, by deleting "4,224,318" and inserting "2,472,357"; and

Further amend said bill, said page, Section 17.375, Line 7, by deleting "5,000,000" and inserting "4,909,507"; and

Further amend said bill, Page 28, Section 17.385, Line 12, by deleting "7,736,287" and inserting "7,693,874"; and

Further amend said bill, Page 29, Section 17.400, Line 10, by deleting "733,401" and inserting "453,162"; and

Further amend said bill, said page, Section 17.410, Line 10, by deleting "8,063,329" and inserting "6,198,739"; and

Further amend said bill, Page 30, Section 17.415, Line 10, by deleting "22,873,835" and inserting "18,826,906"; and

Further amend said bill, said page, Section 17.420, Line 11, by deleting "520,920" and inserting "499,420"; and

Further amend said bill, Page 32, Section 17.460, Line 11, by deleting "1,146,121" and inserting "1,118,341"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Speaker Pro Tem Henderson assumed the Chair.

On motion of Representative Chappell, **House Amendment No. 1** was adopted.

HCS HB 17, as amended, was laid over.

HCS HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

HCS HB 18 was laid over.

HCS HB 19, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 19, Page 9, Section 19.195, Line 1, by deleting "Department of Public Safety" and inserting "Office of Administration"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"For the Department of Public Safety"; and

Further amend said bill, said page, Section 19.200, Line 1, by deleting "Department of Public Safety" and inserting "Office of Administration"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"For the Department of Public Safety"; and

Further amend said bill, said page, Section 19.205, Line 1, by deleting "Department of the National Guard" and inserting "Office of Administration"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"For the Department of the National Guard"; and

Further amend said bill, Page 10, Section 19.210, Line 1, by deleting "Department of the National Guard" and inserting "Office of Administration"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"For the Department of the National Guard"; and

Further amend said bill, said page, Section 19.215, Line 1, by deleting "Department of the National Guard" and inserting "Office of Administration"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"For the Department of the National Guard"; and

Further amend said bill, said page, Section 19.220, Line 1, by deleting "Department of Corrections" and inserting "Office of Administration"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"For the Department of Corrections"; and

Further amend said bill, said page, Section 19.225, Line 1, by deleting "Department of Corrections" and inserting "Office of Administration"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"For the Department of Corrections"; and

Further amend said bill, said page, Section 19.230, Line 1, by deleting "Department of Social Services" and inserting "Office of Administration"; and

Further amend said bill, said page, said section, said line, by inserting immediately thereafter the following:

"For the Department of Social Services"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 19, Page 25, Section 19.572, Line 1 through and including Line 8, by deleting said lines in their entirety; and

Further amend said bill, Page 26, Section 19.573, Line 1 through and including Line 7, by deleting said lines in their entirety; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Smith (163) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 19, Page 22, Section 19.531, Line 9, by inserting immediately thereafter the following:

"Section 19.532. To the Office of Administration
For the Department of Mental Health
For renovations to a community mental health center in a county with more than thirty thousand but fewer than thirty-five thousand inhabitants and with a county seat with more than two thousand but fewer than three thousand eight hundred inhabitants, provided that local matching funds must be provided on a 50/50 state/local basis
From General Revenue Fund (0101) $1,000,000

Section 19.533. To the Office of Administration
For the Department of Mental Health
For renovations to a community mental health center in a county with more than thirty-five thousand but fewer than forty thousand inhabitants and with a county seat with more than two thousand but fewer than five thousand inhabitants, provided that local matching funds must be provided on a 50/50 state/local basis
From General Revenue Fund (0101) . . . . . $500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 3** was adopted.

Representative Lavender offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 19, Page 2, Section 19.025, Line 9, by deleting "$18,500,000" and inserting "$18,350,000"; and

Further amend said bill, Page 4, Section 19.065, Line 8, by deleting "$20,000,000" and inserting "$19,750,000"; and

Further amend said bill, Page 7, Section 19.120, Line 7, by deleting "$11,500,000" and inserting "$11,400,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Haden
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Lonsdale	Marquart	Mayhew	McGaugh	McGirl
McMullen	Morse	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	Waller	West
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 87	Burnett
Burton	Butz	Collins	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 021

Bland Manlove	Boggs	Brown 27	Christofanelli	Clemens
Coleman	Crossley	Doll	Griffith	Haffner
Houx	Knight	Lewis 6	Lovasco	Matthiesen
Murphy	Nickson-Clark	Riggs	Toalson Reisch	Wilson
Wright				

VACANCIES: 001

Representative Lavender moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Sassmann offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 19, Page 19, Section 19.390, Line 9, by inserting immediately thereafter the following:

"Section 19.391. To the Department of Natural Resources
For the maintenance, rehabilitation, restoration, and repair of the existing recreational trails, trail side amenities, trail head facilities, and trail connectors for the Missouri Rock Island Corridor, except the location of trail between Eldon and Belle
From State Parks Earnings Fund (0415).....$5,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative O'Donnell assumed the Chair.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Allen	Amato	Atchison	Baker	Banderman
Billington	Bonacker	Boyd	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haley
Hardwick	Hausman	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Myers	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting

Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	West
Wilson	Wright	Mr. Speaker		

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Gray
Hein	Johnson 23	Lavender	Lewis 25	Mann
Merideth	Mosley	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 020

Black	Bland Manlove	Boggs	Bromley	Doll
Evans	Haden	Haffner	Henderson	Houx
Ingle	Johnson 12	Knight	Mackey	Morse
Murphy	Nickson-Clark	Parker	Waller	Woods

VACANCIES: 001

On motion of Representative Sassmann, **House Amendment No. 5** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 072

Adams	Anderson	Appelbaum	Atchison	Banderman
Bangert	Baringer	Barnes	Brown 149	Brown 16
Brown 27	Brown 87	Burnett	Burton	Butz
Byrnes	Chappell	Clemens	Crossley	Deaton
Diehl	Ealy	Falkner	Fogle	Francis
Haley	Hardwick	Hein	Ingle	Justus
Kalberloh	Lavender	Lewis 25	Lewis 6	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
Merideth	Nurrenbern	O'Donnell	Owen	Phifer
Plank	Pouche	Quade	Riley	Roberts
Sassmann	Sauls	Seitz	Sharp 37	Sharpe 4
Shields	Smith 46	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thompson
Unsicker	Walsh Moore	Weber	Wilson	Wright
Young	Mr. Speaker			

NOES: 071

Allen	Amato	Baker	Billington	Bonacker
Bosley	Boyd	Buchheit-Courtway	Busick	Casteel
Christ	Christofanelli	Coleman	Collins	Cook
Copeland	Cupps	Davidson	Davis	Dinkins

Farnan	Fountain Henderson	Gallick	Gragg	Gray
Gregory	Haden	Hausman	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Keathley	Kelley 127	Kelly 141	Knight	Lonsdale
Lovasco	McMullen	Mosley	Murphy	Myers
Nickson-Clark	Oehlerking	Parker	Patterson	Perkins
Peters	Pollitt	Proudie	Reedy	Reuter
Richey	Sander	Schnelting	Schulte	Schwadron
Smith 163	Sparks	Stephens	Thomas	Titus
Van Schoiack	Veit	Voss	Waller	West
Windham				

PRESENT: 004

Aune	Johnson 23	Mackey	Toalson Reisch	

ABSENT WITH LEAVE: 015

Black	Bland Manlove	Boggs	Bromley	Burger
Doll	Evans	Griffith	Haffner	Henderson
Johnson 12	Morse	Riggs	Smith 155	Woods

VACANCIES: 001

Representative Bangert offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 19, Page 12, Section 19.307, Line 3, by deleting "$100,000,000" and inserting "$99,450,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Bangert moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 19, Page 13, Section 19.308, Line 3, by deleting "859,000,000" and inserting "799,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Brown 16
Buchheit-Courtway	Busick	Byrnes	Chappell	Christ
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Patterson	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Titus	Toalson Reisch	Van Schoiack	Veit
Waller	Wilson	Mr. Speaker		

NOES: 037

Adams	Appelbaum	Bangert	Baringer	Barnes
Brown 27	Brown 87	Burnett	Burton	Butz
Collins	Crossley	Ealy	Fogle	Fountain Henderson
Hein	Ingle	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Plank	Proudie	Quade	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Unsicker	Walsh Moore
Weber	Windham			

PRESENT: 000

ABSENT WITH LEAVE: 032

Anderson	Aune	Bland Manlove	Boggs	Bosley
Bromley	Brown 149	Burger	Casteel	Christofanelli
Clemens	Doll	Gragg	Gray	Hicks
Houx	Johnson 12	Johnson 23	Knight	Morse
Nickson-Clark	Parker	Perkins	Riggs	Sauls
Terry	Thompson	Voss	West	Woods
Wright	Young			

VACANCIES: 001

Representative Merideth moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Merideth offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 19, Page 13, Section 19.308, Line 3, by deleting "859,000,000" and inserting "850,550,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Brown 16
Buchheit-Courtway	Busick	Byrnes	Casteel	Chappell
Christ	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Patterson	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	Wilson	Mr. Speaker

NOES: 035

Adams	Appelbaum	Bangert	Baringer	Barnes
Brown 87	Burnett	Burton	Butz	Collins
Crossley	Fogle	Fountain Henderson	Hein	Ingle
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Strickler
Taylor 84	Unsicker	Walsh Moore	Weber	Windham

PRESENT: 000

ABSENT WITH LEAVE: 027

Anderson	Aune	Bland Manlove	Boggs	Bosley
Bromley	Brown 149	Brown 27	Burger	Christofanelli
Clemens	Doll	Ealy	Gray	Johnson 12
Johnson 23	Morse	Nickson-Clark	Parker	Perkins
Riggs	Steinhoff	Terry	West	Woods
Wright	Young			

VACANCIES: 001

Representative Merideth moved that **House Amendment No. 8** be adopted.

Which motion was defeated.

HCS HB 19, as amended, was laid over.

HCS HB 20, to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Speaker Pro Tem Henderson resumed the Chair.

Representative Smith (163) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 20, Page 6, Section 20.125, Line 5, by deleting "$68,240,494" and inserting "$63,240,494"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 1** was adopted.

HCS HB 20, as amended, was laid over.

HCS HB 19, as amended, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 19, Page 14, Section 19.317, Line 4, by inserting immediately thereafter the following:

"Section 19.318. To the Department of Transportation
For an engineering study related to improvements to upgrade the U.S. Highway 36 corridor to Interstate 72
From Budget Stabilization Fund (0522).....$2,500,000"; and

Further amend said bill, Page 20, Section 19.428, Line 6, by inserting immediately thereafter the following:

"Section 19.429. To the Office of Administration
For the Department of Economic Development
For the construction of an entrepreneurial center in a city with more than one thousand three hundred but fewer than one thousand five hundred inhabitants and that is the county seat of a county with more than nine thousand nine hundred but fewer than eleven thousand inhabitants, provided that local matching funds must be provided on a 50/50 state/local basis
From Budget Stabilization Fund (0522).....$2,200,000"; and

Further amend said bill, Page 21, Section 19.504, Line 5, by inserting immediately thereafter the following:

"Section 19.505. To the Office of Administration
For the Department of Public Safety
For the planning, design, construction, and renovations for a civil air patrol facility in city with more than twenty thousand but fewer than twenty-three thousand inhabitants and that is the county seat of a county with more than forty thousand but fewer than fifty thousand inhabitants, and for equipment for the civil air patrol
From Budget Stabilization Fund (0522).....$107,558"; and

Further amend said bill, Page 22, Section 19.560, Line 6, by deleting "From Budget Stabilization Fund (0522)" and inserting "From Coronavirus State Fiscal Recovery - Health and Economic Impacts Fund (2463)"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 9** was adopted.

HCS HB 19, as amended, was laid over.

HCS HB 20, as amended, to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 20, Page 6, Section 20.125, Line 5, by deleting "$68,240,494" and inserting "$60,240,494"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Smith (163) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 20, Page 7, Section 20.151, Line 2, by deleting "Service" and inserting "Services"; and

Further amend said bill, Page 19, Section 20.574, Line 6, by deleting "50/50 state/local match rate" and inserting "70/30 state/local match rate"; and

Further amend said bill, Page 35, Section 20.853, Line 10, by inserting after said line the following:

"Section 20.855. To the Office of Administration
For the Department of Social Services
For the planning, design, maintenance, or construction of a nonprofit social services agency located in any city with more than one hundred twenty-five thousand but fewer than one hundred sixty thousand inhabitants that assists residents who are experiencing hardships by providing resources for basic and emergency needs in aide to overcome hardships and maintain self-sufficiency, provided that local match be provided in order to be eligible for state funds
From Coronavirus State Fiscal Recovery - Health and Economic Impacts Fund (2463)
……..$6,000,000"; and

Further amend said bill, Page 47, Section 20.897, Line 9, by inserting after said line the following:

"Section 20.898. To the Office of Administration
For the Department of Economic Development
For distribution to a nonprofit organization in a city with more than two hundred sixty but fewer than two hundred ninety-three inhabitants and located in a county with more than one million inhabitants, to demolish abandoned properties
From Coronavirus State Fiscal Recovery - Health and Economic Impacts Fund
(2463)……$2,000,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 3** was adopted.

Representative Cupps offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 20, Page 13, Section 20.312, by deleting Line 1 through and including Line 8; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Jones	Justus	Kalberloh	Keathley

Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Taylor 48	Thomas	Thompson	Titus	Van Schoiack
Veit	Voss	Waller	Wilson	Wright
Mr. Speaker				

NOES: 030

Adams	Appelbaum	Bangert	Brown 87	Burnett
Burton	Butz	Crossley	Ealy	Fogle
Fountain Henderson	Hein	Ingle	Lavender	Lewis 25
Mann	Merideth	Mosley	Nurrenbern	Phifer
Plank	Quade	Sauls	Sharp 37	Steinhoff
Strickler	Taylor 84	Unsicker	Weber	Windham

PRESENT: 000

ABSENT WITH LEAVE: 031

Anderson	Aune	Baringer	Barnes	Bland Manlove
Boggs	Bosley	Brown 27	Burger	Clemens
Collins	Doll	Gray	Houx	Hurlbert
Johnson 12	Johnson 23	Mackey	Matthiesen	Nickson-Clark
Proudie	Reuter	Richey	Smith 46	Stinnett
Terry	Toalson Reisch	Walsh Moore	West	Woods
Young				

VACANCIES: 001

Representative Cupps moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Gregory offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 20, Page 4, Section 20.065, Line 6, by deleting "98,842,820" and inserting "98,342,820"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 5** was adopted.

Representative Gregory offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 20, Page 4, Section 20.070, Line 12, by inserting immediately thereafter the following:

"Section 20.071. To the Office of Administration
For the Department of Economic Development
For distribution to a nonprofit organization for the maintenance, repairs, replacement and improvements to buildings in the downtown area of a city with more than one thousand three hundred but fewer than one thousand five hundred inhabitants and located in a county with more than twenty-two thousand but fewer than twenty-five thousand inhabitants and with a county seat with more than twelve thousand five hundred but fewer than sixteen thousand inhabitants
From Coronavirus State Fiscal Recovery - Health and Economic Impacts Fund (2463)
.....….$500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 6** was adopted.

Representative Chappell offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 20, Page 2, Section 20.010, Line 10, by deleting "500,000" and inserting "165,343"; and

Further amend said bill, said page, Section 20.013, Line 6, by deleting "25,000,000" and inserting "23,714,525"; and

Further amend said bill, Page 3, Section 20.026, Line 7, by deleting "500,000" and inserting "279,102"; and

Further amend said bill, said page, Section 20.030, Line 7, by deleting "16,537,080" and inserting "13,603,768"; and

Further amend said bill, Page 4, Section 20.075, Line 5, by deleting "10,000,000" and inserting "2,386,948"; and

Further amend said bill, Page 5, Section 20.095, Line 5, by deleting "5,000,000" and inserting "4,817,500"; and

Further amend said bill, Page 6, Section 20.125, Line 5, by deleting "68,240,494" and inserting "67,316,472"; and

Further amend said bill, said page, Section 20.135, Line 8, by deleting "104,662,200" and inserting "104,137,341"; and

Further amend said bill, said page, Section 20.145, Line 5, by deleting "1,125,000" and inserting "672,463"; and

Further amend said bill, Page 7, Section 20.175, Line 5, by deleting "556,013" and inserting "553,305"; and

Further amend said bill, Page 8, Section 20.180, Line 5, by deleting “1,081,500” and inserting “950,250”; and

Further amend said bill, said page, Section 20.185, Line 8, by deleting “148,713,118” and inserting “123,043,599”; and

Further amend said bill, Page 9, Section 20.195, Line 6, by deleting “10,000,000” and inserting “7,591,555"; and

Further amend said bill, said page, Section 20.196, Line 5, by deleting “2,300,000” and inserting “1,534,667”; and

Further amend said bill, said page, Section 20.205, Line 7, by deleting “8,500,000” and inserting “8,363,105”; and

Further amend said bill, Page 12, Section 20.217, Line 11, by deleting “607,524” and inserting “401,320”; and

Further amend said bill, said page, Section 20.310, Line 7, by deleting “32,602,602” and inserting “32,343,852”; and

Further amend said bill, Page 13, Section 20.325, Line 5, by deleting “475,516” and inserting “376,306”; and

Further amend said bill, said page, said section, Line 6, by deleting “411,203,045” and inserting “411,193,222”; and

Further amend said bill, said page, Section 20.330, Line 6, by deleting “40,900,200” and inserting “40,897,066”; and

Further amend said bill, Page 14, Section 20.335, Line 4, by deleting “863,011” and inserting “776,234”; and

Further amend said bill, Page 16, Section 20.375, Line 4, by deleting “2,219,298” and inserting “1,799,279”; and

Further amend said bill, said page, said section, Line 5, by deleting “7,778,267” and inserting “7,732,417”; and

Further amend said bill, Page 16, Section 20.405, Line 7, by deleting “13,695,221” and inserting “13,278,646”; and

Further amend said bill, Page 17, Section 20.500, Line 7, by deleting “20,000,000” and inserting “19,779,444”; and

Further amend said bill, said page, Section 20.510, Line 17, by deleting “13,744,308” and inserting “12,449,405”; and

Further amend said bill, said page, said section, Line 18, by deleting “111,900,913” and inserting “104,435,497”; and

Further amend said bill, Page 18, Section 20.520, Line 6, by deleting “1,099,903” and inserting “1,011,870”; and

Further amend said bill, said page, Section 20.525, Line 5, by deleting “2,444,120” and inserting “2,212,854”; and

Further amend said bill, said page, said section, Line 6, by deleting "25,000,000" and inserting "24,674,740"; and

Further amend said bill, said page, Section 20.570, Line 7, by deleting "3,100,000" and inserting "3,045,530"; and

Further amend said bill, Page 20, Section 20.610, Line 7, by deleting "78,626,000" and inserting "77,946,766"; and

Further amend said bill, said page, Section 20.625, Line 5, by deleting "7,000,000" and inserting "6,878,800"; and

Further amend said bill, Page 22, Section 20.646, Line 11, by deleting "100,000" and inserting "81,971"; and

Further amend said bill, Page 31, Section 20.834, Line 7, by deleting "4,000,000" and inserting "3,994,652"; and

Further amend said bill, Page 33, Section 20.844, Line 11, by deleting "6,000,000" and inserting "5,994,230"; and

Further amend said bill, Pages 33-34, Section 20.845, Line 1 through and including Line 9, by deleting said lines in their entirety; and

Further amend said bill, Page 36, Section 20.857, Line 7, by deleting "15,000,000" and inserting "14,935,472"; and

Further amend said bill, Page 37, Section 20.863, Line 11, by deleting "250,000" and inserting "155,125"; and

Further amend said bill, Page 39, Section 20.868, Line 1 through and including Line 9, by deleting said lines in their entirety; and

Further amend said bill, Page 39, Section 20.870, Line 10, by deleting "2,000,000" and inserting "1,853,583"; and

Further amend said bill, Page 41, Section 20.876, Line 10, by deleting "300,000" and inserting "176,192"; and

Further amend said bill, Page 46, Section 20.892, Line 12, by deleting "3,500,000" and inserting "3,489,083"; and

Further amend said bill, Page 47, Section 20.900, Line 3, by deleting "2,494,352" and inserting "2,117,607"; and

Further amend said bill, said page, said section, Line 9, by deleting "852,664" and inserting "657,203"; and

Further amend said bill, said page, said section, Line 15, by deleting "2,083,765" and inserting "1,718,117"; and

Further amend said bill, said page, said section, Line 16, by deleting "302,537" and inserting "103,730"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Chappell, **House Amendment No. 7** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 110

Allen	Amato	Atchison	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Ealy	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 163	Smith 46	Sparks
Steinhoff	Stephens	Strickler	Taylor 48	Taylor 84
Thomas	Thompson	Titus	Van Schoiack	Veit
Voss	Waller	Wilson	Wright	Mr. Speaker

NOES: 025

Adams	Appelbaum	Bangert	Baringer	Barnes
Brown 87	Burnett	Burton	Butz	Fogle
Fountain Henderson	Ingle	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Quade	Unsicker	Walsh Moore	Weber	Windham

PRESENT: 000

ABSENT WITH LEAVE: 027

Anderson	Aune	Baker	Bland Manlove	Bosley
Brown 27	Clemens	Collins	Doll	Gray
Houx	Johnson 12	Johnson 23	Kelly 141	Murphy
Nickson-Clark	Proudie	Riley	Sharp 37	Smith 155
Stacy	Stinnett	Terry	Toalson Reisch	West
Woods	Young			

VACANCIES: 001

Representative Deaton offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 20, Page 8, Section 20.176, Line 4, by inserting immediately after the word "county" the following:

", provided that local matching funds must be provided on a 50/50 state/local basis"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Deaton, **House Amendment No. 8** was adopted.

Representative Bangert offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 20, Page 4, Section 20.065, Line 6, by deleting "$98,842,820" and inserting "$98,432,320"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Speaker Plocher resumed the Chair.

On motion of Representative Bangert, **House Amendment No. 9** was adopted.

Representative Bangert offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 20, Page 5, Section 20.100, Line 7, by inserting immediately after said line the following:

"Section 20.101. To the Office of Administration
For the Department of Economic Development
For the replacement of a bathroom and purchase of a bucket truck in a city with more than twenty-three thousand but fewer than twenty-seven thousand inhabitants and located in a county with more than one million inhabitants
From Coronavirus State Fiscal Recovery - Health and Economic Impacts Fund (2463).….$410,500"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

On motion of Representative Bangert, **House Amendment No. 10** was adopted.

Representative Lavender offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 20, Page 2, Section 20.013, Line 6, by deleting "$25,000,000" and inserting "$20,500,000"; and

Further amend said bill by adjusting section and bill totals and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Amato	Atchison	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Lovasco	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Taylor 48
Thomas	Thompson	Titus	Van Schoiack	Veit
Voss	Waller	Wilson	Wright	Mr. Speaker

NOES: 029

Adams	Appelbaum	Bangert	Baringer	Burnett
Burton	Butz	Crossley	Fogle	Fountain Henderson
Hein	Ingle	Lavender	Lewis 25	Mann
Merideth	Nurrenbern	Phifer	Plank	Quade
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Unsicker	Walsh Moore	Weber	Windham	

PRESENT: 000

ABSENT WITH LEAVE: 033

Anderson	Aune	Baker	Barnes	Bland Manlove
Bosley	Brown 16	Brown 27	Brown 87	Clemens
Collins	Copeland	Doll	Ealy	Gray
Hicks	Houx	Johnson 12	Johnson 23	Knight
Mackey	Marquart	Matthiesen	Mosley	Nickson-Clark
Proudie	Sharp 37	Stinnett	Terry	Toalson Reisch
West	Woods	Young		

VACANCIES: 001

Representative Lavender moved that **House Amendment No. 11** be adopted.

Which motion was defeated.

HCS HB 20, as amended, was laid over.

HCS HB 17, as amended, to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 17, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 17, as amended**, was ordered perfected and printed.

HCS HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 18** was adopted.

On motion of Representative Smith (163), **HCS HB 18** was ordered perfected and printed.

HCS HB 19, as amended, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 19, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 19, as amended**, was ordered perfected and printed.

HCS HB 20, as amended, to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was again taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 20, as amended**, was adopted.

On motion of Representative Smith (163), **HCS HB 20, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 267 & 347 - Fiscal Review
HB 349 - Fiscal Review
HB 716 - Fiscal Review
HCS HBs 876, 771, 676 & 551 - Fiscal Review
HCS HB 1023 - Fiscal Review
HB 1034 - Fiscal Review
HCS HB 1038 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 128 - Children and Families
SS SB 190 - Special Committee on Tax Reform
SB 275 - Ways and Means
SS SCS SB 398 - Special Committee on Public Policy
SB 542 - General Laws

COMMITTEE REPORTS

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SS SCS SB 41**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Appelbaum, Clemens, Cook, Griffith, Kelley (127), Lewis (25), Schwadron, Stephens and Wright

Noes (4): Amato, Davis, Peters and Thomas

Absent (1): Doll

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SS SCS SB 106**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Amato, Appelbaum, Clemens, Cook, Davis, Griffith, Kelley (127), Lewis (25), Peters, Stephens, Thomas and Wright

Noes (0)

Absent (2): Doll and Schwadron

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 646**, begs leave to report it has examined the same and recommends that it **Do Not Pass** by the following vote:

Ayes (5): Hudson, Knight, McGirl, Owen and Schnelting

Noes (5): Bosley, Buchheit-Courtway, Burger, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 978**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (2): Bosley and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 992**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Burger, Knight, McGirl and Owen

Noes (3): Lavender, Schnelting and Unsicker

Absent (3): Bosley, Buchheit-Courtway and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 34**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Present (1): Bosley

Absent (0)

COMMITTEE CHANGES

April 18, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby remove Representative Donnie Brown from the Seismic Safety Commission.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, April 19, 2023.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Fifty-fifth Day, Monday, April 17, 2023, Page 1793, Lines 15-27, by deleting said lines.

COMMITTEE HEARINGS

BUDGET
Wednesday, April 19, 2023, 8:00 AM, House Hearing Room 3.
Public hearing will be held: HB 998, HB 1068, HB 1171, HB 1182

CHILDREN AND FAMILIES
Thursday, April 20, 2023, 10:00 AM or upon adjournment (whichever is later), House Hearing Room 6.
Executive session will be held: SS SB 199, SS SB 213, SS SB 198

CONSERVATION AND NATURAL RESOURCES
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later), Joint Hearing Room (117).
Public hearing will be held: HB 1242, HB 1378

CORRECTIONS AND PUBLIC INSTITUTIONS
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 69

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, April 20, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 665, HB 924, HB 1158
Executive session will be held: HB 346, HB 468, HB 531, HB 1228

ECONOMIC DEVELOPMENT
Wednesday, April 19, 2023, 9:00 AM, House Hearing Room 1.
Executive session will be held: HB 1345, HB 752, SS SB 138
Added SB 138.
AMENDED

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 19, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1087
Executive session will be held: HB 558, HB 1163, SS#2 SCS SBs 4, 42 & 89, HB 883

EMERGING ISSUES
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 265
Executive session will be held: HB 1169, SS SB 23, HB 1149, HB 1346, HB 912, HB 1293
Removed HB 1187.
AMENDED

FISCAL REVIEW
Wednesday, April 19, 2023, 9:30 AM, House Hearing Room 4.
Executive session will be held: HCS SCR 7, SS SCS HCS HBs 903, 465, 430 & 499,
HCS HB 1038
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, April 19, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SCR 10
Executive session will be held: HB 338, HB 1259, HB 517
Added HB 517.
AMENDED

HEALTHCARE REFORM
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1365, HB 1239
Executive session will be held: HB 773, HB 820, HB 860, HB 1399
Removed HB 1148.
AMENDED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

JUDICIARY
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: HB 251, HB 138, HB 82, HB 776, HB 444, HB 750,
HB 1176, HB 453, HB 835, HB 405, HB 371, SS SB 227, SS SB 245, SCS SB 103,
SS#3 SB 22, SS SCS SB 72

LEGISLATIVE REVIEW
Wednesday, April 19, 2023, 5:00 PM or upon adjournment of Rules - Legislative Oversight
(whichever is later), House Hearing Room 4.
Executive session will be held: HCS HBs 532 & 751
CORRECTED

PROFESSIONAL REGISTRATION AND LICENSING
Thursday, April 20, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: SS SCS SB 157

RULES - ADMINISTRATIVE OVERSIGHT
Monday, April 24, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HR 12, HJR 66, HB 34, HB 36, HB 104, HB 310,
HCS HB 344, HB 434, HB 530, HB 549, HCS HB 759, HB 884, HCS HB 1039, HB 1051,
HB 1099, HB 1175, HCS HB 1252, HB 1325, HB 1367, HCS SB 109, HCS HB 1144, HB 1078
Executive session may be held on any matter referred to the committee.
Added HB 1078.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HCR 15, HCS HJRs 7 & 11, HB 152, HB 369, HB 392,
HB 764, HB 926, HCS HB 1076, HCS HB 1143, SCS SCR 4, SS SJR 3, SS#2 SB 39,
SS#2 SCS SBs 49, 236 & 164, HCS SS SCS SB 133
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT ADMINISTRATION
Wednesday, April 19, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 127
Time change.
CORRECTED

TRANSPORTATION ACCOUNTABILITY
Thursday, April 20, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 897, HB 1302
Executive session will be held: HB 1363, HB 1398
Upon adjournment of session, there will be a presentation by MODOT on "Missouri Standard Specifications for Highway Construction". Public testimony will be allowed.
Added HB 1398.
AMENDED

TRANSPORTATION INFRASTRUCTURE
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1276, HB 1372, HB 1397, HB 745
Executive session will be held: HB 1395, HB 1377
Removed HB 527.
AMENDED

UTILITIES
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1357, HB 1246, HB 1071, HB 928

WAYS AND MEANS
Thursday, April 20, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 945, SJR 21

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 19, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 1018
Presentations regarding the Workforce Solutions Group programs. Presenters will be Dr. Jeff L. Pittman, Chancellor, St. Louis Community College and NFIB members: Jan Haviland, Haviland Corporation; Mike King, Express Employment Professionals; Jack Schroeder, Specialized Collison Center; and Matt Green, Bar Vino/Bar Whiskey.

HOUSE CALENDAR

FIFTY-SEVENTH DAY, WEDNESDAY, APRIL 19, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 198 - Wright
HB 1044 - Haffner
HB 1208 - Casteel
HB 822 - Smith (155)
HB 77 - Kelley (127)

HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 400 - McGirl
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HCS HB 669 - Copeland
HB 697 - Hovis
HB 734 - Knight
HB 817 - Morse
HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner
HB 929 - West
HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992 - Lewis (6)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 48 - Haley
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)

HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HBs 532 & 751, (Legislative Review 4/18/23) - Mayhew
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 589 - Murphy
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HB 643 - Francis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 188 - Murphy
HB 542 - Haden
HCS HBs 1082 & 1094 - Thompson
HB 437 - Banderman
HCS HB 1023, (Fiscal Review 4/18/23) - Diehl
HB 1034, (Fiscal Review 4/18/23) - McMullen
HCS HB 1214 - Hinman
HCS HB 1038, (Fiscal Review 4/18/23) - Christ
HCS HB 536 - Keathley
HCS HBs 267 & 347, (Fiscal Review 4/18/23) - Buchheit-Courtway
HB 836 - Griffith
HS HB 1117 - Seitz

HCS HB 303 - Roberts
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23), E.C. - Hurlbert
HB 246 - Hurlbert
HB 716, (Fiscal Review 4/18/23) - Kelly (141)
HB 349, (Fiscal Review 4/18/23) - Christofanelli

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

SS SB 139 - Griffith

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 7, (Fiscal Review 4/17/23) - Van Schoiack
SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS SCS HCS HBs 903, 465, 430 & 499, as amended (Fiscal Review 4/17/23), E.C. - Haffner

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)

SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTY-SEVENTH DAY, WEDNESDAY, APRIL 19, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Yolanda Young.

O God,

In these turbulent days when fear and doubt are mounting high, give us broad visions, penetrating eyes, and power of endurance. Help us work with renewed vigor for a warless world, for a better distribution of wealth, and for a brotherhood and sisterhood that transcends race or color.

In the name and spirit of Jesus we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-sixth day was approved as printed.

Representative Cook raised a point of order that there was a violation of Rule 99.

The Chair ruled the point of order not well taken.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HBs 903, 465, 430 & 499, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Fogle, Hudson, Owen and Pollitt

Noes (0)

Absent (3): Baringer, Houx and Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1038**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Fogle, Hudson, Owen and Pollitt

Noes (0)

Absent (3): Baringer, Houx and Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCR 7**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (2): Baringer and Kelly (141)

THIRD READING OF HOUSE BILLS

HCS HB 188, relating to employment practices, was taken up by Representative Murphy.

On motion of Representative Murphy, **HCS HB 188** was read the third time and passed by the following vote:

AYES: 126

Allen	Amato	Atchison	Aune	Baker
Banderman	Bangert	Baringer	Barnes	Billington
Black	Boggs	Bonacker	Boyd	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Cook	Copeland
Davidson	Davis	Deaton	Diehl	Dinkins
Ealy	Evans	Falkner	Farnan	Fogle
Francis	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Keathley
Kelley 127	Kelly 141	Knight	Lewis 25	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Weber	West	Wilson	Wright	Young
Mr. Speaker				

NOES: 024

Adams	Anderson	Bromley	Brown 87	Burnett
Collins	Fountain Henderson	Gallick	Ingle	Johnson 12
Johnson 23	Lavender	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Phifer	Proudie	Quade
Terry	Unsicker	Windham	Woods	

PRESENT: 000

ABSENT WITH LEAVE: 012

Appelbaum	Bland Manlove	Bosley	Burton	Crossley
Cupps	Doll	Houx	Kalberloh	Reedy
Taylor 48	Walsh Moore			

VACANCIES: 001

Speaker Plocher declared the bill passed.

HB 542, relating to health professional grant and loan programs, was taken up by Representative Haden.

On motion of Representative Haden, **HB 542** was read the third time and passed by the following vote:

AYES: 128

Adams	Allen	Amato	Anderson	Atchison
Aune	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bonacker	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Byrnes	Casteel
Christ	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Davidson	Diehl	Dinkins
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hein	Henderson	Hinman	Houx	Hovis
Hurlbert	Ingle	Johnson 12	Johnson 23	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reuter
Riggs	Riley	Roberts	Sassmann	Sauls
Schulte	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 46	Sparks	Steinhoff	Stephens
Stinnett	Strickler	Taylor 84	Terry	Thomas
Thompson	Unsicker	Van Schoiack	Veit	Voss
Waller	Weber	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 024

Baker	Boggs	Boyd	Chappell	Christofanelli
Davis	Deaton	Hardwick	Hausman	Hicks
Hudson	Jones	Lonsdale	Lovasco	McMullen
Perkins	Richey	Sander	Schnelting	Schwadron
Stacy	Titus	Toalson Reisch	West	

PRESENT: 000

ABSENT WITH LEAVE: 010

Appelbaum	Bland Manlove	Bosley	Burton	Cupps
Doll	Reedy	Smith 163	Taylor 48	Walsh Moore

VACANCIES: 001

Speaker Plocher declared the bill passed.

HCS HBs 1082 & 1094, relating to mental health care, was taken up by Representative Thompson.

On motion of Representative Thompson, **HCS HBs 1082 & 1094** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 001

Evans

PRESENT: 000

ABSENT WITH LEAVE: 008

Appelbaum	Bland Manlove	Cupps	Doll	Reedy
Smith 163	Taylor 48	Walsh Moore		

VACANCIES: 001

Speaker Plocher declared the bill passed.

HB 437, relating to consolidated public library districts, was taken up by Representative Banderman.

Representative Nurrenbern raised a point of order that there was a violation of Rule 84.

The Chair took the point of order under advisement.

Representative Van Schoiack raised a point of order that there was a violation of Rule 84.

The Chair took the point of order under advisement.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Proudie	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stinnett
Thomas	Thompson	Titus	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 046

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 010

Appelbaum	Bland Manlove	Cupps	Doll	Lewis 6
Reedy	Stephens	Taylor 48	Toalson Reisch	Walsh Moore

VACANCIES: 001

On motion of Representative Banderman, **HB 437** was read the third time and passed by the following vote:

AYES: 133

Allen	Amato	Anderson	Atchison	Baker
Banderman	Bangert	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Ealy	Evans	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stinnett	Strickler
Taylor 84	Thomas	Thompson	Titus	Van Schoiack
Voss	Waller	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 019

Adams	Aune	Baringer	Bosley	Burnett
Butz	Clemens	Collins	Fountain Henderson	Gray
Johnson 23	Mackey	Merideth	Mosley	Quade
Terry	Unsicker	Weber	Windham	

ABSENT WITH LEAVE: 010

Appelbaum	Bland Manlove	Cupps	Doll	Reedy
Stephens	Taylor 48	Toalson Reisch	Veit	Walsh Moore

VACANCIES: 001

Speaker Plocher declared the bill passed.

HCS HB 1023, relating to agriculture-related tax deductions, was placed on the Informal Calendar.

HB 1034, relating to the placement of a child, was placed on the Informal Calendar.

HCS HB 1214, relating to the deadline for filing declarations of candidacy, was taken up by Representative Hinman.

Representative Hardwick assumed the Chair.

On motion of Representative Hinman, **HCS HB 1214** was read the third time and passed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bosley
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade

Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 001

Unsicker

ABSENT WITH LEAVE: 011

Appelbaum	Bland Manlove	Bonacker	Doll	Hovis
Lewis 6	Reedy	Smith 163	Stephens	Taylor 48
Walsh Moore				

VACANCIES: 001

Representative Hardwick declared the bill passed.

HCS HBs 267 & 347, relating to elections, was placed on the Informal Calendar.

Speaker Plocher resumed the Chair.

HB 836, relating to military medal programs for veterans, was taken up by Representative Griffith.

On motion of Representative Griffith, **HB 836** was read the third time and passed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen

Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 002

Davis	Lovasco

ABSENT WITH LEAVE: 010

Appelbaum	Casteel	Cook	Doll	Oehlerking
Reedy	Reuter	Stephens	Taylor 48	Walsh Moore

VACANCIES: 001

Speaker Plocher declared the bill passed.

HCS HB 1038, relating to tax credits, was placed on the Informal Calendar.

HCS HB 536, relating to local taxation, was placed on the Informal Calendar.

HS HB 1117, relating to requirements for designating a state holiday, was taken up by Representative Seitz.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco

Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stinnett	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Mr. Speaker			

NOES: 044

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Plank	Proudie	Quade	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Young	

PRESENT: 000

ABSENT WITH LEAVE: 011

Appelbaum	Bosley	Doll	Johnson 12	Phifer
Reedy	Sauls	Stephens	Taylor 48	Woods
Wright				

VACANCIES: 001

On motion of Representative Seitz, **HS HB 1117** was read the third time and passed by the following vote:

AYES: 115

Adams	Allen	Amato	Atchison	Baker
Banderman	Bangert	Black	Boggs	Bonacker
Boyd	Brown 149	Brown 16	Brown 27	Brown 87
Burger	Burton	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Deaton	Diehl
Dinkins	Ealy	Evans	Falkner	Farnan
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Myers
Nickson-Clark	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Seitz	Sharpe 4	Shields	Smith 155

Smith 163	Smith 46	Sparks	Stacy	Stephens
Stinnett	Strickler	Taylor 84	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 033

Anderson	Aune	Baringer	Billington	Bland Manlove
Bosley	Bromley	Buchheit-Courtway	Burnett	Butz
Collins	Davis	Fogle	Fountain Henderson	Gray
Ingle	Johnson 23	Lavender	Lewis 25	Mackey
Merideth	Murphy	Nurrenbern	Quade	Schwadron
Steinhoff	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 006

Barnes	Clemens	Crossley	Hein	Mosley
Sauls				

ABSENT WITH LEAVE: 008

Appelbaum	Doll	Francis	Johnson 12	Phifer
Reedy	Sharp 37	Taylor 48		

VACANCIES: 001

Speaker Plocher declared the bill passed.

HCS HB 303, relating to surviving spouse benefits in certain retirement systems, was taken up by Representative Roberts.

On motion of Representative Roberts, **HCS HB 303** was read the third time and passed by the following vote:

AYES: 155

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bosley
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh

McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 001

Banderman

PRESENT: 000

ABSENT WITH LEAVE: 006

Appelbaum	Bonacker	Doll	Peters	Reedy
Reuter				

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 733, relating to the expanding public sector career opportunities act, was placed back on the House Bills for Third Reading Calendar.

HCS HB 657, relating to a tax credit for qualified railroad infrastructure investments, was placed back on the House Bills for Third Reading Calendar.

PERFECTION OF HOUSE BILLS

HCS HB 198, relating to insurance coverage of pharmacy services, was placed on the Informal Calendar.

HB 1044, relating to members of the public service commission, was placed on the Informal Calendar.

HB 1208, relating to emergency services, was taken up by Representative Casteel.

On motion of Representative Casteel, the title of **HB 1208** was agreed to.

On motion of Representative Casteel, **HB 1208** was ordered perfected and printed.

HB 822, **HB 77**, **HCS HB 106**, **HB 232**, **HB 391**, **HCS HB 393**, **HB 400**, **HB 440**, **HB 449**, **HCS HB 489**, **HCS HBs 502 & 887**, **HCS HB 515** and **HCS HB 633** were placed on the Informal Calendar.

Speaker Pro Tem Henderson assumed the Chair.

HCS HB 669, relating to criminal background checks, was taken up by Representative Copeland.

On motion of Representative Copeland, the title of **HCS HB 669** was agreed to.

Representative Roberts offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 669, Page 9, Section 43.540, Line 131, by inserting after said section and line the following:

"**195.817. 1. The department of health and senior services shall require all employees, contractors, owners, and volunteers of marijuana facilities to submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal background check.**

2. The department may require that such fingerprint submissions be made as part of a marijuana facility application, a marijuana facility renewal application, and an individual's application for a license or permit authorizing that individual to be an employee, contractor, owner, or volunteer of a marijuana facility.

3. Fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the department of any criminal history record information or lack of criminal history record information discovered on the individual. Notwithstanding the provisions of section 610.120 to the contrary, all records related to any criminal history information discovered shall be accessible and available to the department.

4. As used in this section, the following terms shall mean:

(1) "Contractor", a person performing work or service of any kind for a marijuana facility in accordance with a contract with that facility;

(2) "Marijuana facility", an entity licensed or certified by the department of health and senior services to cultivate, manufacture, test, transport, dispense, or conduct research on marijuana or marijuana products;

(3) "Owner", an individual who has a financial interest or voting interest in ten percent or greater of a marijuana facility."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 1** was adopted.

Representative Veit offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 669, Page 9, Section 43.540, Line 131, by inserting after all of said section and line the following:

"210.493. 1. **As used in this section, the following terms mean:**

(1) "Applicant", any individual who applies or is required to successfully complete the background check requirements for employment or presence at a licensed residential care facility, license-exempt residential care facility, or child placing agency. For the purposes of background checks conducted by the Missouri state highway patrol, the term "applicant" is further defined in section 43.540;

(2) "Contractor", a person who contracts to do work for or supply goods to a licensed residential care facility, license-exempt residential care facility, or child placing agency;

(3) "Employee", an individual who works in the service of a licensed residential care facility, license-exempt residential care facility, or child placing agency under an express or implied contract for hire, whether written or unwritten or full time or part time, under which the licensed residential care facility, license-exempt residential care facility, or child placing agency has the right to control, in whole or in part, the details of the individual's work performance;

(4) "Owner", an individual who holds an equity interest in a licensed residential care facility, license-exempt residential care facility, or child placing agency;

(5) "Volunteer", an individual who performs a service for or on behalf of a licensed residential care facility, license-exempt residential care facility, or child placing agency of the individual's own free will without obligation or without any expectation of a reward or compensation.

[~~Officers, managers,~~**] 2.** Contractors, volunteers with access to children, **and** employees**[**~~, and other support staff~~**]** of licensed residential care facilities and licensed child placing agencies in accordance with sections 210.481 to 210.536; owners of such residential care facilities who will have access to the facilities; and owners of such child placing agencies who will have access to children shall submit fingerprints and any information that the department requires to complete the background checks, as specified in regulations established by the department, to the Missouri state highway patrol for the purpose of conducting state and federal fingerprint-based background checks.

[~~2. Officers, managers,~~**] 3.** Contractors, volunteers with access to children, **and** employees**[**~~, and other support staff~~**]** of residential care facilities subject to the notification requirements under sections 210.1250 to 210.1286; any person eighteen years of age or older who resides at or on the property of such residential care facility; any person who has unsupervised contact with a resident of the residential care facility; and owners of such residential care facilities who will have access to the facilities shall submit fingerprints and any information that the department requires to complete the background checks, as specified in regulations established by the department, to the Missouri state highway patrol for the purpose of conducting state and federal fingerprint-based background checks.

[~~3.~~**] 4.** A background check shall include:

(1) A **state and** Federal Bureau of Investigation fingerprint check;

(2) A search of the **[**~~National Crime Information Center's~~**]** National Sex Offender Registry; and

(3) A search of the following registries, repositories, or databases in Missouri, the state where the applicant resides, and each state where such applicant resided during the preceding five years:

(a) The state criminal registry or repository, with the use of fingerprints being required in the state where the applicant resides and optional in other states;

(b) The state sex offender registry or repository;

(c) The state family care safety registry; and

(d) The state-based child abuse and neglect registry and database.

[~~4.~~**] 5.** For the purposes this section and notwithstanding any other provision of law, "department" means the department of social services.

[~~5.~~**] 6.** The department shall be responsible for background checks as part of a residential care facility or child placing agency application for licensure, renewal of licensure, or for license monitoring.

[~~6.~~**] 7.** The department shall be responsible for background checks for residential care facilities subject to the notification requirements of sections 210.1250 to 210.1286.

[~~7.~~**] 8.** Fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the department of any criminal history record information or lack of criminal history record information discovered on the individual. Notwithstanding the provisions of section 610.120, all records related to any criminal history information discovered shall be accessible and available to the department.

[~~8.~~**] 9.** Fingerprints submitted to the Missouri state highway patrol for the purpose of conducting state and federal fingerprint-based background checks under this section shall be valid for a period of five years.

[~~9.~~**] 10.** The department shall provide the results of the background check to the applicant in a statement that indicates whether the applicant is eligible or ineligible for employment or presence at the licensed residential care facility or licensed child placing agency. The department shall not reveal to the residential care facility or the child placing agency any disqualifying offense or other related information regarding the applicant. The applicant shall have the opportunity to appeal an ineligible finding.

[~~10.~~**] 11.** The department shall provide the results of the background check to the applicant in a statement that indicates whether the applicant is eligible or ineligible for employment or presence at the residential care facility subject to the notification requirements of sections 210.1250 to 210.1286. The department shall not reveal to the residential care facility any disqualifying offense or other related information regarding the applicant. The applicant shall have the opportunity to appeal an ineligible finding.

[~~11.~~**] 12.** An applicant shall be ineligible if the applicant:

(1) Refuses to consent to the background check as required by this section;

(2) Knowingly makes a materially false statement in connection with the background check as required by this section;

(3) Is registered, or is required to be registered, on a state sex offender registry or repository or the National Sex Offender Registry;

(4) Is listed as a perpetrator of child abuse or neglect under sections 210.109 to 210.183 or any other finding of child abuse or neglect based on any other state's registry or database; or

(5) Has pled guilty or nolo contendere to or been found guilty of:

(a) Any felony for an offense against the person as defined in chapter 565;

(b) Any other offense against the person involving the endangerment of a child as prescribed by law;

(c) Any misdemeanor or felony for a sexual offense as defined in chapter 566;

(d) Any misdemeanor or felony for an offense against the family as defined in chapter 568;

(e) Burglary in the first degree as defined in section 569.160;

(f) Any misdemeanor or felony for robbery as defined in chapter 570;

(g) Any misdemeanor or felony for pornography or related offense as defined in chapter 573;

(h) Any felony for arson as defined in chapter 569;

(i) Any felony for armed criminal action as defined in section 571.015, unlawful use of a weapon as defined in section 571.030, unlawful possession of a firearm as defined in section 571.070, or the unlawful possession of an explosive as defined in section 571.072;

(j) Any felony for making a terrorist threat as defined in section 574.115, 574.120, or 574.125;

(k) A felony drug-related offense committed during the preceding five years; or

(l) Any similar offense in any federal, state, or other court of similar jurisdiction of which the department has knowledge.

[~~12.~~**] 13.** Any person aggrieved by a decision of the department shall have the right to seek an administrative review. The review shall be filed with the department within fourteen days from the mailing of the notice of ineligibility. Any decision not timely appealed shall be final.

[~~13.~~**] 14.** Any required fees shall be paid by the individual applicant, facility, or agency.

[~~14.~~**] 15.** The department is authorized to promulgate rules, including emergency rules, to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2021, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 2** was adopted.

On motion of Representative Copeland, **HCS HB 669, as amended**, was adopted.

On motion of Representative Copeland, **HCS HB 669, as amended**, was ordered perfected and printed.

HB 697, relating to sewer districts, was placed on the Informal Calendar.

HB 734, relating to disabled placards, was placed on the Informal Calendar.

HB 817, relating to state legislator remembrance month, was taken up by Representative Morse.

On motion of Representative Morse, the title of **HB 817** was agreed to.

On motion of Representative Morse, **HB 817** was ordered perfected and printed.

HB 823, **HCS HB 881** and **HB 891** were placed on the Informal Calendar.

HB 929, relating to cemeteries, was taken up by Representative West.

On motion of Representative West, the title of **HB 929** was agreed to.

On motion of Representative West, **HB 929** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1109 - Fiscal Review
HB 1213 - Children and Families
HB 1270 - Children and Families

COMMITTEE REPORTS

Committee on Economic Development, Chairman Hudson reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 752**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Allen, Brown (16), Casteel, Christ, Gallick, Hudson and Wilson

Noes (5): Barnes, Gray, Smith (155), Weber and Young

Absent (4): Amato, Hausman, Johnson (23) and Thompson

Mr. Speaker: Your Committee on Economic Development, to which was referred **SS SB 138**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Allen, Barnes, Brown (16), Casteel, Christ, Gallick, Hudson, Smith (155) and Wilson

Noes (3): Gray, Weber and Young

Absent (4): Amato, Hausman, Johnson (23) and Thompson

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HJR 14**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Adams, Billington, Butz, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander and Titus

Noes (0)

Absent (2): Clemens and Thompson

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1229**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Adams, Billington, Butz, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander and Titus

Noes (0)

Absent (2): Clemens and Thompson

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SB 63**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Adams, Billington, Butz, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen, Sander and Titus

Noes (0)

Absent (2): Clemens and Thompson

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 338**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Chappell, Murphy, Riggs, Schulte, Schwadron and Van Schoiack

Noes (3): Lovasco, Nickson-Clark and Strickler

Absent (4): Bangert, Boggs, Davis and Sauls

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **HB 1259**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Chappell, Lovasco, Murphy, Nickson-Clark, Riggs, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (4): Bangert, Boggs, Davis and Sauls

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 820**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Boggs, Fogle, Haden, Lewis (25), Pouche, Seitz, Stinnett and Thomas

Noes (0)

Present (1): Unsicker

Absent (5): Buchheit-Courtway, Gragg, Keathley, Nickson-Clark and Toalson Reisch

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 860**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Boggs, Fogle, Haden, Lewis (25), Pouche, Seitz, Stinnett, Thomas and Unsicker

Noes (0)

Absent (5): Buchheit-Courtway, Gragg, Keathley, Nickson-Clark and Toalson Reisch

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 1399**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Boggs, Fogle, Haden, Keathley, Lewis (25), Pouche, Seitz, Stinnett, Thomas, Toalson Reisch and Unsicker

Noes (0)

Absent (3): Buchheit-Courtway, Gragg and Nickson-Clark

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 625**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Adams, Amato, Bangert, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Lonsdale, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (0)

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1209**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Casteel, Coleman, Cook, Dinkins, Kelly (141), Lewis (25), Matthiesen, Parker and Roberts

Noes (0)

Absent (5): Brown (27), Doll, Keathley, Nickson-Clark and Stinnett

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SS SCS SB 70**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Casteel, Coleman, Cook, Dinkins, Kelly (141), Lewis (25), Matthiesen, Parker and Roberts

Noes (0)

Absent (5): Brown (27), Doll, Keathley, Nickson-Clark and Stinnett

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SS SB 116**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Casteel, Coleman, Cook, Keathley, Kelly (141), Lewis (25), Matthiesen, Parker and Roberts

Noes (0)

Absent (5): Brown (27), Dinkins, Doll, Nickson-Clark and Stinnett

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SS SCS SBs 167 & 171**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Casteel, Coleman, Cook, Dinkins, Kelly (141), Lewis (25), Matthiesen, Parker and Roberts

Noes (0)

Absent (5): Brown (27), Doll, Keathley, Nickson-Clark and Stinnett

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 590**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Deaton, Hinman, Hudson, Hurlbert, Justus, McMullen, Peters and Richey

Noes (0)

Absent (5): Butz, Davidson, Lavender, Merideth and Strickler

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **HB 1310**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Davidson, Deaton, Hinman, Hurlbert, Justus, Peters and Richey

Noes (3): Lavender, Merideth and Strickler

Absent (3): Butz, Hudson and McMullen

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **SJR 35**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Davidson, Deaton, Hinman, Hurlbert, Justus, Peters and Richey

Noes (3): Lavender, Merideth and Strickler

Absent (3): Butz, Hudson and McMullen

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **SB 247**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Baker, Davidson, Deaton, Hinman, Hurlbert, Justus, Peters and Richey

Noes (3): Lavender, Merideth and Strickler

Absent (3): Butz, Hudson and McMullen

REFERRAL OF HOUSE JOINT RESOLUTIONS - RULES

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 14 - Rules - Regulatory Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 338 - Rules - Administrative Oversight
HB 1229 - Rules - Administrative Oversight

REFERRAL OF SENATE JOINT RESOLUTIONS - RULES

The following Senate Joint Resolution was referred to the Committee indicated:

SJR 35 - Rules - Legislative Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 41 - Rules - Legislative Oversight
SB 63 - Rules - Administrative Oversight
HCS SS SCS SB 106 - Rules - Administrative Oversight
SS SCS SBs 167 & 171 - Rules - Regulatory Oversight

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, April 20, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Thursday, April 20, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: SS SB 199, SS SB 213, SS SB 198

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, April 20, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 665, HB 924, HB 1158
Executive session will be held: HB 346, HB 468, HB 531, HB 1228

FISCAL REVIEW
Thursday, April 20, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: HCS HBs 267 & 347, HB 716, HCS HB 1023, HB 1034
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Thursday, April 20, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 3.
Executive session will be held: HB 74, HB 747, HB 1160, SB 155

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

LOCAL GOVERNMENT
Tuesday, April 25, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: HB 1049, HB 1089, HB 1013, HB 814, HB 296
Removed HB 309.
AMENDED

PROFESSIONAL REGISTRATION AND LICENSING
Thursday, April 20, 2023, 10:00 AM or upon adjournment (whichever is later),
House Hearing Room 5.
Executive session will be held: SS SCS SB 157

RULES - ADMINISTRATIVE OVERSIGHT
Monday, April 24, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HR 12, HJR 66, HB 34, HB 36, HB 104, HB 310, HCS HB 344, HB 434, HB 530, HB 549, HCS HB 759, HB 884, HCS HB 1039, HB 1051, HB 1099, HB 1175, HCS HB 1252, HB 1325, HB 1367, HCS SB 109, HCS HB 1144, HB 1078
Executive session may be held on any matter referred to the committee.
Added HB 1078.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, April 24, 2023, 2:15 PM, House Hearing Room 4.
Executive session will be held: HCS SS SCS SBs 3 & 69, SS SCS SB 41
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Thursday, April 20, 2023, 11:30 AM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS HB 100, HB 108, HCS HBs 187 & 570, HCS HB 248, HB 273, HB 313, HCS HB 350, HB 492, HB 652, HCS HB 653, HB 711, HB 721, HB 901, HCS HB 925, HB 1009, HB 1040, HB 1193, HCS HB 1210, HB 1287, SS SCS SBs 94, 52, 57, 58 & 67, HCS SS SB 111
Executive session may be held on any matter referred to the committee.
Time correction.
CORRECTED

RURAL COMMUNITY DEVELOPMENT
Monday, April 24, 2023, 12:00 PM, House Hearing Room 1.
Public hearing will be held: HB 698

TRANSPORTATION ACCOUNTABILITY
Thursday, April 20, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 897, HB 1302
Executive session will be held: HB 1363, HB 1398
Upon adjournment of session, there will be a presentation by MoDOT on "Missouri Standard Specifications for Highway Construction". Public testimony will be allowed.
Added HB 1398.
AMENDED

WAYS AND MEANS
Thursday, April 20, 2023, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 945, SJR 21

HOUSE CALENDAR

FIFTY-EIGHTH DAY, THURSDAY, APRIL 20, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992 - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 1067 - Sharpe (4)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HCS HB 48 - Haley
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander

HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HBs 532 & 751, (Legislative Review 4/18/23) - Mayhew
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 589 - Murphy
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HB 643 - Francis
HCS HB 198 - Wright
HB 1044 - Haffner
HB 822 - Smith (155)
HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 400 - McGirl
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HB 697 - Hovis
HB 734 - Knight
HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 17 - Smith (163)
HCS HB 18 - Smith (163)
HCS HB 19 - Smith (163)
HCS HB 20 - Smith (163)

HOUSE BILLS FOR THIRD READING

HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 716, (Fiscal Review 4/18/23) - Kelly (141)
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HCS HB 777 - Van Schoiack
HCS HB 1109, (Fiscal Review 4/19/23) - Thompson

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley
HCS HB 1023, (Fiscal Review 4/18/23) - Diehl
HB 1034, (Fiscal Review 4/18/23) - McMullen
HCS HBs 267 & 347, (Fiscal Review 4/18/23) - Buchheit-Courtway
HCS HB 1038 - Christ
HCS HB 536 - Keathley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

SS SB 139 - Griffith

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 7 - Van Schoiack
SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTY-EIGHTH DAY, THURSDAY, APRIL 20, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Brad Hudson.

Almighty God,

What an honor it is to be chosen by Your sovereign hand through the will of our friends and neighbors to serve in this legislative body. What a responsibility it is to be in a position to make decisions that could impact others long after our time here is over. Give us wisdom to make the right decisions. Give us courage to be willing to stand for truth even if we must, at times, stand alone. Give us joy that we may have a deeper appreciation for the blessings that are all around us. Forgive us of our sins, bestow upon us Your grace, and let Thy will be done.

In Jesus' name, I pray, and the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Emma Asher, Daniel Asher, James Asher, and Theodore David Reedy.

The Journal of the fifty-seventh day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 267 & 347**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 716**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1023**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1034**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (1): Baringer

Absent (0)

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 48, relating to hand-to-hand combat, was taken up by Representative Haley.

On motion of Representative Haley, the title of **HCS HB 48** was agreed to.

Representative Casteel offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 48, Page 7, Section 571.020, Lines 1-29, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 8, Section 571.024, Lines 1-14, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Casteel, **House Amendment No. 1** was adopted.

On motion of Representative Haley, **HCS HB 48, as amended**, was adopted.

On motion of Representative Haley, **HCS HB 48, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 17, to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 17** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lovasco	Mackey
Mann	Marquart	Matthiesen	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Baker	Doll	Ealy	Lonsdale	Mayhew
Reedy	Sauls	Sharp 37	Walsh Moore	

VACANCIES: 001

Speaker Plocher declared the bill passed.

HCS HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 18** was read the third time and passed by the following vote:

AYES: 152

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lovasco	Mackey
Mann	Marquart	Matthiesen	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Baker	Doll	Ealy	Lonsdale	Mayhew
Reedy	Sauls	Sharp 37	Thompson	Walsh Moore

VACANCIES: 001

Speaker Plocher declared the bill passed.

HCS HB 19, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 19** was read the third time and passed by the following vote:

AYES: 155

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 006

Doll	Ealy	Lonsdale	Reedy	Sauls
Sharp 37				

VACANCIES: 001

Speaker Plocher declared the bill passed.

HCS HB 20, to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 20** was read the third time and passed by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Black	Bland Manlove	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 003

Boyd	Davis	Lovasco

PRESENT: 001

Unsicker

ABSENT WITH LEAVE: 008

Baker	Billington	Doll	Ealy	Lonsdale
Reedy	Sauls	Sharp 37		

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HBs 876, 771, 676 & 551, relating to sales taxes, was placed on the Informal Calendar.

HB 246, relating to parking fees, was placed on the Informal Calendar.

HB 716, relating to educational services, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HB 716** was read the third time and passed by the following vote:

AYES: 156

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche

Proudie	Quade	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Baker	Doll	Ealy	Lonsdale	Reedy
Sauls				

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1023, relating to agriculture-related tax deductions, was taken up by Representative Diehl.

On motion of Representative Diehl, **HCS HB 1023** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Banderman	Bangert	Baringer	Barnes
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer

Plank	Pollitt	Pouche	Proudie	Quade
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Atchison	Baker	Bland Manlove	Bosley	Doll
Lonsdale	Reedy	Sauls	Toalson Reisch	

VACANCIES: 001

Speaker Plocher declared the bill passed.

HB 1034, relating to the placement of a child, was taken up by Representative McMullen.

On motion of Representative McMullen, **HB 1034** was read the third time and passed by the following vote:

AYES: 112

Allen	Amato	Atchison	Banderman	Billington
Black	Boggs	Bonacker	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Fogle	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Pollitt
Pouche	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Toalson Reisch
Van Schoiack	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 020

Adams	Anderson	Appelbaum	Bangert	Barnes
Bland Manlove	Bosley	Burnett	Clemens	Lavender
Lewis 25	Mackey	Nickson-Clark	Plank	Quade
Taylor 84	Unsicker	Walsh Moore	Weber	Woods

PRESENT: 023

Aune	Baringer	Boyd	Brown 87	Collins
Ealy	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Mann	Merideth	Mosley
Nurrenbern	Proudie	Sharp 37	Smith 46	Strickler
Terry	Windham	Young		

ABSENT WITH LEAVE: 007

Baker	Doll	Lonsdale	Reedy	Sauls
Titus	Veit			

VACANCIES: 001

Speaker Plocher declared the bill passed.

HCS HB 1038, relating to tax credits, was taken up by Representative Christ.

On motion of Representative Christ, **HCS HB 1038** was read the third time and passed by the following vote:

AYES: 108

Allen	Amato	Anderson	Atchison	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Clemens
Crossley	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Francis	Gallick
Gray	Griffith	Haden	Haffner	Haley
Hausman	Henderson	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 23	Jones
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Lavender	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Reuter	Riggs	Roberts
Sassmann	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Sparks
Stephens	Taylor 48	Terry	Thomas	Thompson
Van Schoiack	Voss	Waller	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 031

Banderman	Boggs	Boyd	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Gragg	Hardwick	Hein	Hicks
Keathley	Lewis 6	Lovasco	Richey	Riley
Sander	Schnelting	Smith 163	Stacy	Steinhoff
Stinnett	Taylor 84	Titus	Toalson Reisch	Weber
West				

PRESENT: 015

Adams	Appelbaum	Aune	Bland Manlove	Bosley
Burnett	Collins	Fountain Henderson	Johnson 12	Lewis 25
Merideth	Quade	Unsicker	Walsh Moore	Windham

ABSENT WITH LEAVE: 008

Baker	Doll	Gregory	Lonsdale	Reedy
Sauls	Strickler	Veit		

VACANCIES: 001

Speaker Plocher declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 755 - Emerging Issues
HB 1017 - Special Committee on Public Policy

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Veit reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 69**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Collins, Dinkins, Fountain Henderson, Morse, Perkins, Stacy, Terry and Thomas

Noes (0)

Absent (2): Sander and Veit

Committee on Crime Prevention and Public Safety, Chairman Roberts reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 346**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Allen, Anderson, Banderman, Brown (16), Collins, Cook, Hovis, Kelley (127), Mackey, Marquart, Myers, Riley, Roberts and Sparks

Noes (6): Hardwick, Hicks, Jones, Perkins, Seitz and West

Absent (6): Bland Manlove, Bosley, Doll, Sauls, Sharp (37) and Thomas

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 468**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (20): Allen, Anderson, Banderman, Brown (16), Collins, Cook, Hardwick, Hicks, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Riley, Roberts, Seitz, Sparks and West

Noes (0)

Absent (6): Bland Manlove, Bosley, Doll, Sauls, Sharp (37) and Thomas

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 531**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (18): Allen, Anderson, Banderman, Brown (16), Collins, Cook, Hardwick, Hicks, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Riley, Roberts and Sparks

Noes (2): Seitz and West

Absent (6): Bland Manlove, Bosley, Doll, Sauls, Sharp (37) and Thomas

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1228**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (20): Allen, Anderson, Banderman, Brown (16), Collins, Cook, Hardwick, Hicks, Hovis, Jones, Kelley (127), Mackey, Marquart, Myers, Perkins, Riley, Roberts, Seitz, Sparks and West

Noes (0)

Absent (6): Bland Manlove, Bosley, Doll, Sauls, Sharp (37) and Thomas

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 883**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (16): Baker, Bonacker, Brown (87), Christofanelli, Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Mackey, Mann, Nurrenbern, Pollitt, Stacy, Terry and Toalson Reisch

Noes (0)

Absent (1): Byrnes

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1163**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (17): Baker, Bonacker, Brown (87), Byrnes, Christofanelli, Gragg, Haffner, Hurlbert, Kelley (127), Lewis (6), Mackey, Mann, Nurrenbern, Pollitt, Stacy, Terry and Toalson Reisch

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SS#2 SCS SBs 4, 42 & 89**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Baker, Christofanelli, Gragg, Haffner, Hurlbert, Lewis (6), Pollitt, Stacy and Toalson Reisch

Noes (7): Bonacker, Brown (87), Kelley (127), Mackey, Mann, Nurrenbern and Terry

Absent (1): Byrnes

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **SS SB 23**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Jones and Schnelting

Noes (4): Aune, Johnson (12), Mann and Smith (46)

Absent (0)

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 773**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Boggs, Fogle, Haden, Lewis (25), Pouche, Seitz, Stinnett, Thomas and Unsicker

Noes (0)

Absent (5): Buchheit-Courtway, Gragg, Keathley, Nickson-Clark and Toalson Reisch

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 82**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (1): Smith (46)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 138**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Black, Christ, Copeland, Davis, Evans, Hicks, Parker, Sharpe (4), Sparks and Veit

Noes (3): Anderson, Mackey and Sauls

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 251**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Black, Christ, Copeland, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (1): Davis

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 371**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (0)

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 405**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Smith (46), Sparks and Veit

Noes (1): Davis

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 444**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (0)

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 453**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Black, Christ, Copeland, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (1): Davis

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 750**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (0)

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 776**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Anderson, Black, Christ, Copeland, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (1): Davis

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 835**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Black, Christ, Copeland, Evans, Hicks, Parker, Sharpe (4) and Sparks

Noes (5): Anderson, Davis, Mackey, Sauls and Veit

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1176**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (0)

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS#3 SB 22**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Smith (46), Sparks and Veit

Noes (1): Davis

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SCS SB 103**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Smith (46), Sparks and Veit

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SB 227**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (0)

Absent (1): Smith (46)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SB 245**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Sparks and Veit

Noes (0)

Absent (1): Smith (46)

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 247**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Adams, Amato, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Lonsdale, Reedy and Walsh Moore

Noes (1): Bangert

Absent (1): Perkins

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 175**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Casteel, Coleman, Cook, Dinkins, Kelly (141), Lewis (25), Matthiesen, Parker and Roberts

Noes (0)

Absent (5): Brown (27), Doll, Keathley, Nickson-Clark and Stinnett

Special Committee on Government Administration, Chairman Wright reporting:

Mr. Speaker: Your Special Committee on Government Administration, to which was referred **HB 127**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (6): Bonacker, Matthiesen, McGaugh, Riggs, Toalson Reisch and Wright

Noes (0)

Present (1): Clemens

Absent (3): Burton, Davis and Lavender

Special Committee on Public Policy, Chairman Thompson reporting:

Mr. Speaker: Your Special Committee on Public Policy, to which was referred **SB 186**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Knight and Thompson

Noes (1): Sauls

Absent (1): Sharp (37)

Special Committee on Small Business, Chairman Brown (16) reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **SS SB 222**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Billington, Brown (16), Busick, Jones, McMullen, Plank and Schwadron

Noes (0)

Present (2): Nickson-Clark and Sassmann

Absent (1): Proudie

Committee on Workforce and Infrastructure Development, Chairman Riggs reporting:

Mr. Speaker: Your Committee on Workforce and Infrastructure Development, to which was referred **HB 1018**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bangert, Brown (16), Haley, Hardwick, Oehlerking, Plank, Riggs, Shields, Stephens, Waller, Walsh Moore, Wilson and Young

Noes (0)

Absent (1): Murphy

Committee on Legislative Review, Chairman Davidson reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS HBs 532 & 751**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (7): Burger, Burnett, Davidson, Francis, Henderson, Ingle and Smith (155)

Noes (0)

Absent (3): Doll, Houx and Veit

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 15**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HJRs 7 & 11**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 152**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 369**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 392**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 764**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 926**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Present (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1076**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Present (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1143**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SCR 4**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Present (1): Bosley

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SJR 3**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SJR 26**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (1): Lavender

Present (2): Bosley and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS#2 SB 39**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 40**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SBs 45 & 90**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Buchheit-Courtway, Burger, Knight, Lavender, McGirl, Owen and Unsicker

Noes (2): Hudson and Schnelting

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS#2 SCS SBs 49, 236 & 164**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 590 - Rules - Legislative Oversight
HCS HB 625 - Rules - Administrative Oversight
HCS HB 752 - Rules - Legislative Oversight
HB 820 - Rules - Administrative Oversight
HB 860 - Rules - Regulatory Oversight
HB 1209 - Rules - Regulatory Oversight
HB 1259 - Rules - Regulatory Oversight
HB 1310 - Rules - Administrative Oversight
HCS HB 1399 - Rules - Regulatory Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

HCS SS#2 SCS SBs 4, 42 & 89 - Rules - Regulatory Oversight
HCS SS SB 23 - Rules - Administrative Oversight
HCS SS SCS SB 70 - Rules - Legislative Oversight
HCS SS SB 116 - Rules - Administrative Oversight
HCS SS SB 138 - Rules - Regulatory Oversight

HCS SB 186 - Rules - Legislative Oversight
HCS SS SB 222 - Rules - Legislative Oversight
HCS SB 247 - Rules - Administrative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 129** entitled:

An act to repeal sections 452.375 and 454.1005, RSMo, and to enact in lieu thereof two new sections relating to judicial proceedings involving the parent-child relationship.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 148** entitled:

An act to repeal sections 235.120 and 235.140, RSMo, and to enact in lieu thereof three new sections relating to street light maintenance.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 189, 36 & 37** entitled:

An act to repeal sections 43.504, 43.507, 211.031, 211.071, 217.345, 217.690, 488.650, 547.031, 552.020, 558.016, 558.019, 558.031, 565.003, 568.045, 571.015, 571.070, 575.010, 575.353, 578.007, 578.022, 579.065, 579.068, 595.209, and 610.140, RSMo, and to enact in lieu thereof twenty-eight new sections relating to criminal laws, with penalty provisions and an emergency clause for certain sections.

Emergency clause defeated.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 378** entitled:

An act to repeal sections 105.473, 105.963, 105.964, 130.021, 130.034, 130.036, 130.041, 130.046, 130.056, and 347.163, RSMo, and to enact in lieu thereof ten new sections relating to ethics, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

The following member's presence was noted: Lonsdale.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 2:00 p.m., Monday, April 24, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, April 25, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SS SB 128

CONSERVATION AND NATURAL RESOURCES
Monday, April 24, 2023, 12:15 PM or upon adjournment of Special Committee on Government Accountability (whichever is later), House Hearing Room 7.
Executive session will be held: HB 1242, HB 1378

FINANCIAL INSTITUTIONS
Tuesday, April 25, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1216, HB 649
Executive session will be held: HB 1340

FISCAL REVIEW
Monday, April 24, 2023, 12:15 PM, House Hearing Room 4.
Executive session will be held: HB 349, HCS HBs 876, 771, 676 & 551, HCS HB 1109
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Monday, April 24, 2023, 11:00 AM, House Hearing Room 3.
Public hearing will be held: HB 278, HB 1104, SS SCS SBs 411 & 230, SB 542

HEALTH AND MENTAL HEALTH POLICY
Monday, April 24, 2023, 12:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1296
Executive session will be held: HB 96, HB 1245, HCR 10
Removed HB 1286.
AMENDED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

LOCAL GOVERNMENT
Tuesday, April 25, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: HB 1049, HB 1013, HB 814, HB 296
Removed HB 1089.
AMENDED

RULES - ADMINISTRATIVE OVERSIGHT
Monday, April 24, 2023, 11:45 AM, House Hearing Room 4.
Executive session will be held: HCS HR 12, HJR 66, HB 34, HB 36, HB 104, HB 310, HCS HB 344, HB 434, HB 530, HB 549, HCS HB 759, HB 884, HCS HB 1039, HB 1051, HB 1099, HB 1175, HB 1325, HB 1367, HCS SB 109, HCS HB 1144, HB 1078, HB 338, HCS HB 625, HB 820, HB 1229, HB 1310, HCS SS SB 23, SB 63, HCS SS SCS SB 106, HCS SS SB 116, HCS SB 247
Executive session may be held on any matter referred to the committee.
Removed HB 1252 and added HB 338, HB 625, HB 820, HB 1229, HB 1310, SB 23, SB 63, SB 106, SB 116, and SB 247.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, April 24, 2023, 12:00 PM, House Hearing Room 4.
Executive session will be held: HJR 23, HCS SS SCS SBs 3 & 69, SS SCS SB 41, HCS SS SB 82, HCS SS#2 SCS SB 96, HCS SS SCS SB 100, HCS SS SCS SB 133, HCS SCS SB 187, HCS SS SCS SB 70, HCS SB 186, HCS SS SB 222, SJR 35, HB 590, HCS HB 752
Executive session may be held on any matter referred to the committee.
Added HJR 23, SB 70, SB 186, SB 222, SJR 35, HB 590, and HB 752.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Tuesday, April 25, 2023, 9:45 AM, House Hearing Room 4.
Executive session will be held: SS SJR 3, SS SCS SB 41
Executive session may be held on any matter referred to the committee.
CANCELLED

RULES - REGULATORY OVERSIGHT
Monday, April 24, 2023, 12:30 PM, House Hearing Room 4.
Executive session will be held: HCS HB 100, HB 108, HCS HBs 187 & 570, HCS HB 248, HB 273, HB 313, HCS HB 350, HB 492, HB 652, HCS HB 653, HB 711, HB 721, HB 901, HCS HB 925, HB 1009, HB 1040, HB 1193, HCS HB 1210, HB 1287, SS SCS SBs 94, 52, 57, 58 & 67, HCS SS SB 111, HCS SS#2 SCS SBs 4, 42 & 89, HCS SS SB 138
Executive session may be held on any matter referred to the committee.
Added SB 4 and SB 138.
AMENDED

RURAL COMMUNITY DEVELOPMENT
Monday, April 24, 2023, 11:00 AM, House Hearing Room 1.
Public hearing will be held: HB 698
Time change.
CORRECTED

SPECIAL COMMITTEE ON GOVERNMENT ACCOUNTABILITY
Monday, April 24, 2023, 12:00 PM, House Hearing Room 7.
Executive session will be held: HB 1283

SPECIAL COMMITTEE ON PUBLIC POLICY
Tuesday, April 25, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Public hearing will be held: SS SCS SB 398, HB 1017
Executive session will be held: SS SCS SBs 56 & 61
Added HB 1017.
AMENDED

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, April 25, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 259, SS SB 190
Executive session will be held: SS SB 143

TRANSPORTATION INFRASTRUCTURE
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Executive session will be held: HB 1276, HB 1372, HB 1397, HB 745, HB 527

UTILITIES
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1198
Executive session will be held: HB 928, HB 1071

VETERANS
Tuesday, April 25, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SS SB 540
Executive session will be held: HJR 52
Presentation by Susan Hinkle, Program Director for Missouri Patriot Paws.

WAYS AND MEANS
Monday, April 24, 2023, 11:00 AM, House Hearing Room 5.
Public hearing will be held: SS#3 SCS SB 131, SB 275
Added SB 275.
AMENDED

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Upon approval of the Committee, a remote presentation by Susan Johnson and Ted Samson with the Hannibal School System will be provided regarding their BEST Program that provides students with disabilities real-life work experience and the skills they need for graduation.

HOUSE CALENDAR

FIFTY-NINTH DAY, MONDAY, APRIL 24, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992 - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 1067 - Sharpe (4)
HCS HBs 948 & 915 - Dinkins
HB 152 - Thomas
HB 369 - West
HB 392 - Toalson Reisch

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx

HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HS HCS HBs 532 & 751 - Mayhew
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 589 - Murphy
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HB 643 - Francis
HCS HB 198 - Wright
HB 1044 - Haffner
HB 822 - Smith (155)
HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 400 - McGirl
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HB 697 - Hovis
HB 734 - Knight

HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HCS HB 777 - Van Schoiack
HCS HB 1109, (Fiscal Review 4/19/23) - Thompson
HB 1208 - Casteel
HCS HB 669 - Copeland
HB 817 - Morse
HB 929 - West

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley
HCS HBs 267 & 347 - Buchheit-Courtway
HCS HB 536 - Keathley
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR SECOND READING

SS SCS SB 129
SS SB 148
SS SCS SBs 189, 36 & 37
SS SB 378

SENATE BILLS FOR THIRD READING

SS SB 139 - Griffith
SB 20 - Hovis
SB 28 - Roberts
SS SCS SB 127 - Francis

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 7 - Van Schoiack
SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

FIFTY-NINTH DAY, MONDAY, APRIL 24, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Ed Lewis.

We praise You, God, for Your infinite wisdom. We know so little, and yet we are so grateful to serve the one who knows all things. We confess that our hearts have been shattered by our selfish desires. We confess our motivations are not always pure and that we want our way and we place our thoughts and ideas in place of Your ideas. We place our goals before the goals of others and the needs of those in our state.

Lord, we pray that we have the attitude of Christ in our dealings.

"Have this attitude in yourselves which was also in Christ Jesus, who, although He existed in the form of God, did not regard equality with God a thing to be grasped, but emptied Himself, taking the form of servant, and being made in the likeness of men. Being found in appearance as a man, He humbled Himself by becoming obedient to the point of death, even death on a cross. For this reason also, God highly exalted Him, and bestowed on Him the name which is above every name, so that at the name of Jesus every knee will bow, of those who are in heaven and on earth and under the earth, and that every tongue will confess that Jesus Christ is Lord, to the glory of God the Father." (Philippians 2:5-11)

We humbly acknowledge You as Lord and we pray that we place the good of others and Your will before our will.

And all the People of the House said, Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Brock Page, Jett Page, Claire Page, Max Beardslee, Maverick Beardslee, Vivian Christ, Hazel Christ, Olive Christ, George Christ, Hattie Ingle, and Stella Plocher.

The Journal of the fifty-eighth day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 129, relating to judicial proceedings involving the parent-child relationship.

SS SB 148, relating to street light maintenance.

SS SCS SBs 189, 36 & 37, relating to criminal laws, with penalty provisions and an emergency clause for certain sections.

SS SB 378, relating to ethics, with penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1109**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fogle, Houx, Owen and Pollitt

Noes (0)

Absent (2): Hudson and Kelly (141)

PERFECTION OF HOUSE BILLS - INFORMAL

HB 643, relating to motor vehicle financial responsibility, was taken up by Representative Francis.

On motion of Representative Francis, the title of **HB 643** was agreed to.

On motion of Representative Francis, **HB 643** was ordered perfected and printed.

HCS HB 589, relating to earnings tax, was taken up by Representative Murphy.

On motion of Representative Murphy, the title of **HCS HB 589** was agreed to.

On motion of Representative Murphy, **HCS HB 589** was adopted.

On motion of Representative Murphy, **HCS HB 589** was ordered perfected and printed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS - INFORMAL

HCR 11, relating to Israel, was placed back on the House Concurrent Resolutions for Third Reading Calendar.

THIRD READING OF HOUSE BILLS

HB 349, **HCS HB 733** and **HCS HB 657** were placed on the Informal Calendar.

HCS HB 777, relating to certificates of need, was taken up by Representative Van Schoiack.

On motion of Representative Van Schoiack, **HCS HB 777** was read the third time and passed by the following vote:

AYES: 103

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pollitt	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Crossley	Ealy	Fogle	Gray	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sharp 37
Smith 46	Steinhoff	Strickler	Terry	Unsicker
Walsh Moore	Weber	Woods		

PRESENT: 000

ABSENT WITH LEAVE: 016

Atchison	Casteel	Collins	Cupps	Doll
Fountain Henderson	Hardwick	Johnson 23	Parker	Pouche
Reuter	Sauls	Smith 163	Taylor 84	Windham
Young				

VACANCIES: 001

Speaker Plocher declared the bill passed.

HCS HB 1109, relating to the state treasurer's ability to invest, was taken up by Representative Thompson.

On motion of Representative Thompson, **HCS HB 1109** was read the third time and passed by the following vote:

AYES: 147

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Proudie	Quade
Reedy	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 002

Bland Manlove Merideth

ABSENT WITH LEAVE: 013

Atchison	Casteel	Collins	Doll	Fountain Henderson
Hardwick	Johnson 23	Parker	Pouche	Reuter
Sauls	Taylor 84	Windham		

VACANCIES: 001

Speaker Plocher declared the bill passed.

HB 1208, relating to emergency services, was placed on the Informal Calendar.

HCS HB 669, relating to criminal background checks, was taken up by Representative Copeland.

On motion of Representative Copeland, **HCS HB 669** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Proudie	Quade	Reedy	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Atchison	Casteel	Collins	Doll	Fountain Henderson
Johnson 23	Parker	Pouche	Reuter	Sauls
Windham				

VACANCIES: 001

Speaker Plocher declared the bill passed.

HB 817, relating to state legislator remembrance month, was taken up by Representative Morse.

On motion of Representative Morse, **HB 817** was read the third time and passed by the following vote:

AYES: 148

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Proudie
Quade	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 002

Merideth	Unsicker

ABSENT WITH LEAVE: 012

Atchison	Casteel	Collins	Doll	Fountain Henderson
Johnson 23	Mosley	Parker	Pouche	Reuter
Sauls	Windham			

VACANCIES: 001

Speaker Plocher declared the bill passed.

HB 929, relating to cemeteries, was taken up by Representative West.

On motion of Representative West, **HB 929** was read the third time and passed by the following vote:

AYES: 140

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Bonacker
Bosley	Boyd	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Chappell	Christ
Christofanelli	Clemens	Coleman	Cook	Copeland
Crossley	Cupps	Davis	Diehl	Dinkins
Ealy	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Jones	Justus	Kalberloh	Keathley	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Proudie
Quade	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Thomas	Thompson	Titus	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Young	Mr. Speaker

NOES: 008

Boggs	Bromley	Davidson	Deaton	Gragg
Kelley 127	Terry	Wright		

PRESENT: 004

Atchison	McGaugh	Toalson Reisch	Unsicker

ABSENT WITH LEAVE: 010

Casteel	Collins	Doll	Fountain Henderson	Johnson 23
Parker	Pouche	Reuter	Sauls	Windham

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 267 & 347, relating to elections, was taken up by Representative Buchheit-Courtway.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Patterson	Peters	Pollitt	Reedy
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Crossley	Ealy	Fogle	Gray	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 011

Casteel	Collins	Doll	Fountain Henderson	Johnson 23
Parker	Perkins	Pouche	Reuter	Sauls
Windham				

VACANCIES: 001

Representative Buchheit-Courtway moved that **HCS HBs 267 & 347** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 065

Allen	Amato	Atchison	Billington	Black
Boggs	Bonacker	Bromley	Brown 16	Burger
Busick	Christ	Cook	Copeland	Davidson
Dinkins	Evans	Falkner	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hicks	Hinman	Houx	Hovis	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelly 141
Knight	Lewis 6	Lonsdale	Matthiesen	Morse
Murphy	Myers	O'Donnell	Owen	Patterson
Perkins	Pollitt	Reedy	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Sharpe 4
Smith 155	Sparks	Stacy	Stinnett	Thomas
Thompson	Veit	Waller	Wilson	Mr. Speaker

NOES: 056

Anderson	Baker	Banderman	Baringer	Barnes
Bosley	Boyd	Brown 149	Brown 27	Buchheit-Courtway
Byrnes	Chappell	Christofanelli	Coleman	Cupps
Davis	Deaton	Diehl	Farnan	Francis
Gallick	Gragg	Henderson	Hudson	Ingle
Kelley 127	Lavender	Lovasco	Marquart	Mayhew
McGaugh	McGirl	McMullen	Merideth	Oehlerking
Peters	Phifer	Sander	Schulte	Schwadron
Seitz	Sharp 37	Shields	Smith 163	Steinhoff
Stephens	Taylor 48	Taylor 84	Terry	Titus
Toalson Reisch	Unsicker	Van Schoiack	Voss	West
Wright				

PRESENT: 031

Adams	Appelbaum	Aune	Bangert	Bland Manlove
Brown 87	Burnett	Burton	Butz	Clemens
Crossley	Ealy	Fogle	Gray	Hein
Johnson 12	Lewis 25	Mackey	Mann	Mosley
Nickson-Clark	Nurrenbern	Plank	Proudie	Quade
Smith 46	Strickler	Walsh Moore	Weber	Woods
Young				

ABSENT WITH LEAVE: 010

Casteel	Collins	Doll	Fountain Henderson	Johnson 23
Parker	Pouche	Reuter	Sauls	Windham

VACANCIES: 001

COMMITTEE REPORTS

Committee on Children and Families, Chairman Kelly (141) reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SS SB 198**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh and Terry

Noes (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Children and Families, to which was referred **SS SB 199**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Gragg, Hausman, Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (1): Johnson (12)

Mr. Speaker: Your Committee on Children and Families, to which was referred **SS SB 213**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Gragg, Hausman, Johnson (12), Jones, Kelley (127), Kelly (141), Lewis (6), McGaugh, Terry and Unsicker

Noes (0)

Absent (0)

Committee on Conservation and Natural Resources, Chairman Sassmann reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1242**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bonacker, Brown (87), Burton, Farnan, Haley, Justus, Sassmann, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (4): Diehl, Knight, Mayhew and Stephens

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1378**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Bonacker, Brown (87), Burton, Haley, Justus, Sassmann, Taylor (48), Walsh Moore and Woods

Noes (0)

Absent (5): Diehl, Farnan, Knight, Mayhew and Stephens

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 74**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Crossley, Hicks, Hudson, Ingle, Justus, Lovasco, Matthiesen, McMullen, Merideth, Myers, Reuter, Riley and Weber

Noes (0)

Absent (4): Baker, Copeland, Ealy and Parker

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 747**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Copeland, Hicks, Hudson, Justus, Lovasco, Matthiesen, McMullen, Myers, Reuter and Riley

Noes (4): Crossley, Ingle, Merideth and Weber

Absent (3): Baker, Ealy and Parker

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1160**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Copeland, Crossley, Hicks, Hudson, Ingle, Justus, Lovasco, Matthiesen, McMullen, Merideth, Myers, Reuter, Riley and Weber

Noes (0)

Absent (3): Baker, Ealy and Parker

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 155**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Copeland, Hicks, Hudson, Justus, Lovasco, McMullen, Myers, Parker, Reuter and Riley

Noes (3): Crossley, Ingle and Weber

Absent (4): Baker, Ealy, Matthiesen and Merideth

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1286**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Amato, Clemens, Cook, Davis, Griffith, Kelley (127), Peters, Schwadron, Stephens and Wright

Noes (1): Thomas

Present (2): Appelbaum and Lewis (25)

Absent (1): Doll

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SCS SB 72**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Mackey, Parker, Sauls, Sharpe (4), Smith (46), Sparks and Veit

Noes (0)

Absent (0)

Committee on Professional Registration and Licensing, Chairman Coleman reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SS SCS SB 157**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Brown (27), Casteel, Coleman, Dinkins, Keathley, Lewis (25), Matthiesen, Nickson-Clark and Stinnett

Noes (0)

Absent (5): Cook, Doll, Kelly (141), Parker and Roberts

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HR 12**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baker, Francis, Griffith, Haden and Houx

Noes (2): Mackey and Smith (46)

Absent (3): Bland Manlove, Copeland and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HJR 66**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baker, Francis, Griffith, Haden and Houx

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (2): Copeland and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 34**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey and Smith (46)

Noes (0)

Absent (2): Copeland and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 36**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey and Smith (46)

Noes (0)

Absent (2): Copeland and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 104**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey and Smith (46)

Noes (0)

Absent (2): Copeland and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 310**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey and Smith (46)

Noes (0)

Absent (2): Copeland and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 338**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 344**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Bland Manlove, Francis, Griffith, Haden, Houx and Mackey

Noes (0)

Present (1): Smith (46)

Absent (2): Copeland and Myers

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 434**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 530**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey and Myers

Noes (0)

Present (1): Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 625**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 759**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 820**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 884**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1039**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Francis, Griffith, Haden, Houx and Myers

Noes (4): Baker, Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1051**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1078**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1099**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baker, Francis, Griffith, Haden, Houx, Myers and Smith (46)

Noes (2): Bland Manlove and Mackey

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1144**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1175**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1229**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1310**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1325**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (1): Baker

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1367**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 247**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 590**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Buchheit-Courtway, Burger, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Absent (2): Hudson and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 752**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Knight, McGirl, Owen and Schnelting

Noes (2): Bosley and Lavender

Absent (2): Hudson and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SBs 3 & 69**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Buchheit-Courtway, Burger, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Absent (2): Hudson and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 41**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Bosley, Burger, Knight, Lavender and Owen

Noes (3): Buchheit-Courtway, McGirl and Schnelting

Absent (2): Hudson and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 70**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bosley, Buchheit-Courtway, Burger, Knight, Lavender, McGirl and Owen

Noes (1): Schnelting

Absent (2): Hudson and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 100**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Knight, McGirl, Owen and Schnelting

Noes (2): Bosley and Lavender

Absent (2): Hudson and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 186**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bosley, Buchheit-Courtway, Burger, Knight, McGirl, Owen and Schnelting

Noes (1): Lavender

Absent (2): Hudson and Unsicker

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 187**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bosley, Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Present (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 222**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Knight, McGirl, Owen and Schnelting

Noes (2): Bosley and Lavender

Absent (2): Hudson and Unsicker

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 100**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Cupps, Evans, Gregory, Haffner, O'Donnell and Roberts

Noes (3): Ingle, Proudie and Strickler

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 108**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Roberts and Strickler

Noes (0)

Present (1): Proudie

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HBs 187 & 570**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 248**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (1): Cupps

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 273**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Cupps, Gregory, Haffner, O'Donnell and Roberts

Noes (4): Evans, Ingle, Proudie and Strickler

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 313**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 350**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Cupps, Evans, Gregory, Haffner and O'Donnell

Noes (4): Ingle, Proudie, Roberts and Strickler

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 492**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 652**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (1): Cupps

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 653**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (1): Cupps

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 711**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 721**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Cupps, Evans, Gregory, Haffner, O'Donnell and Roberts

Noes (3): Ingle, Proudie and Strickler

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 901**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 925**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1009**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Cupps, Evans, Gregory, Haffner and O'Donnell

Noes (4): Ingle, Proudie, Roberts and Strickler

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1040**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1193**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 1210**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Evans, Gregory, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (2): Cupps and Haffner

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1287**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SB 186 - Fiscal Review
HCS SCS SB 187 - Fiscal Review
HCS SB 247 - Fiscal Review
SS SCS SB 129 - Judiciary
SS SB 148 - Local Government
SS SCS SBs 189, 36 & 37 - Judiciary
SS SB 378 - General Laws

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

HCS SS#3 SB 22 - Rules - Regulatory Oversight
HCS SS SCS SB 72 - Rules - Regulatory Oversight
HCS SCS SB 103 - Rules - Regulatory Oversight
HCS SB 155 - Rules - Regulatory Oversight

HCS SS SCS SB 157 - Rules - Administrative Oversight
SS SB 227 - Rules - Regulatory Oversight
HCS SS SB 245 - Rules - Regulatory Oversight

COMMITTEE CHANGES

April 24, 2023

Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby remove Representative Jo Doll from the Committee on Legislative Review and appoint Representative Aaron Crossley to the same committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Crystal Quade
House Minority Leader
132nd District

The following members' presence was noted: Casteel, Collins, Sauls, and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Tuesday, April 25, 2023.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES
Tuesday, April 25, 2023, 8:00 AM, House Hearing Room 6.
Public hearing will be held: SS SB 128

ECONOMIC DEVELOPMENT
Wednesday, April 26, 2023, 9:00 AM, House Hearing Room 1.
Public hearing will be held: SS SCS SB 92

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 26, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: SB 122, HB 606
Executive session will be held: HB 49, HB 1087

EMERGING ISSUES
Wednesday, April 26, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 755, HB 801
Executive session will be held: HB 265

FINANCIAL INSTITUTIONS
Tuesday, April 25, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1216, HB 649
Executive session will be held: HB 1340

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, April 26, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: SS SB 115, SCR 10, HB 517

HEALTHCARE REFORM
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1148, HB 900
Executive session will be held: HB 1239, HB 1365

HIGHER EDUCATION
Wednesday, April 26, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1220

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

LOCAL GOVERNMENT
Tuesday, April 25, 2023, 9:00 AM, House Hearing Room 7.
Executive session will be held: HB 1049, HB 1013, HB 814, HB 296
Time change.
CORRECTED

RULES - LEGISLATIVE OVERSIGHT
Tuesday, April 25, 2023, 12:45 PM or upon morning recess (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS SS SB 82, HCS SS#2 SCS SB 96, HCS SS SCS SB 133, SJR 35
Removed SB 187.
AMENDED

SPECIAL COMMITTEE ON PUBLIC POLICY
Tuesday, April 25, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Public hearing will be held: SS SCS SB 398, HB 1017
Executive session will be held: SS SCS SBs 56 & 61
Added HB 1017.
AMENDED

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, April 25, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 259, SS SB 190
Executive session will be held: SS SB 143

TRANSPORTATION INFRASTRUCTURE
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Executive session will be held: HB 1276, HB 1372, HB 1397, HB 745, HB 527

UTILITIES
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 1198
Executive session will be held: HB 928, HB 1071

VETERANS
Tuesday, April 25, 2023, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SS SB 540
Executive session will be held: HJR 52
Presentation by Susan Hinkle, Program Director for Missouri Patriot Paws.

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Upon approval of the Committee, a remote presentation by Susan Johnson and Ted Samson with the Hannibal School System will be provided regarding their BEST Program that provides students with disabilities real-life work experience and the skills they need for graduation.

HOUSE CALENDAR

SIXTIETH DAY, TUESDAY, APRIL 25, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992 - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 1067 - Sharpe (4)
HCS HBs 948 & 915 - Dinkins
HB 152 - Thomas
HB 369 - West
HB 392 - Toalson Reisch

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HCS HB 510 - Griffith
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HCS HB 1196 - Richey
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 234 - Bangert

HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HS HCS HBs 532 & 751 - Mayhew
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HCS HB 198 - Wright
HB 1044 - Haffner
HB 822 - Smith (155)
HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 400 - McGirl
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HB 697 - Hovis
HB 734 - Knight
HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 48 - Haley

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley
HCS HB 536 - Keathley
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HB 1208 - Casteel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

SS SB 139 - Griffith
SB 20 - Hovis
SB 28 - Roberts
SS SCS SB 127 - Francis
HCS SB 186, (Fiscal Review 4/24/23), E.C. - Francis
HCS SCS SB 187, (Fiscal Review 4/24/23) - Owen
HCS SS SB 222 - Brown (16)
HCS SB 247, (Fiscal Review 4/24/23), E.C. - Baker

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 7 - Van Schoiack
SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)

CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTIETH DAY, TUESDAY, APRIL 25, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"God be merciful unto us and bless us; and cause His face to shine upon us." (Psalm 67:1)

O Holy One, who is the bright sun of the world sending Your light to all of Your creation, shine upon our hearts as we pray this moment, driving away the darkness of evil and enabling us to walk without stumbling, to live without burdening our lives or the lives of others, and to serve our State of Missouri without fear and with fidelity.

Consecrate with Your power the way our feet may go, the way our minds may think, and the way our hearts may feel, that our work may be well done and our lives be filled with the glory of Your creative spirit.

Bless our House with the grace of Your favor, our leaders with the greatness of Your wisdom, and our citizens with the blessings of Your victory.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-ninth day was approved as printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 400, relating to delinquent tax notices, was taken up by Representative McGirl.

On motion of Representative McGirl, the title of **HB 400** was agreed to.

Representative McGirl offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 400, Page 1, Section A, Line 2, by inserting after said section and line the following:

"64.231. 1. The county planning board shall have power to make, adopt and may publish an official master plan for the county for the purpose of bringing about coordinated physical development in accordance with present and future needs. The master plan shall be developed so as to conserve the natural resources of the county, to ensure efficient expenditure of public funds, and to promote the health, safety, convenience, prosperity and general welfare of the inhabitants. The master plan may include, among other things, a land use plan, studies and

recommendations relative to the locations, character and extent of highways, railroads, bus, streetcar and other transportation routes, bridges, public buildings, schools, sewers, parks and recreation facilities, parkways, forests, wildlife refuges, dams and projects affecting conservation of natural resources. The county planning board may adopt the master plan in whole or in part, and subsequently amend or extend the adopted plan or any portion thereof. Before the adoption, amendment or extension of the plan or portion thereof, the board shall hold at least one public hearing thereon, fifteen days' notice of the time and place of which shall be published in at least one newspaper having general circulation within the county, and notice of the hearing shall also be posted **on the county's website and in at least two conspicuous places in each township** at least fifteen days in advance thereof **[**~~in at least two conspicuous places in each township~~**]**. The hearing may be adjourned from time to time. The adoption of the plan shall be by resolution carried by not less than a majority vote of the full membership of the county planning board. After the adoption of the master plan an attested copy shall be certified to the county clerk and a copy shall be recorded in the office of the recorder of deeds.

2. The master plan, with the accompanying maps, diagrams, charts, descriptive matter, and reports, shall include the plans specified by this section which are appropriate to the county and which may be made the basis for its physical development. The master plan may comprise any, all, or any combination of the plans specified in this section, for all or any part of the county."; and

Further amend said bill and page, Section 140.170, Line 7, by inserting at the end of said line the following:

"**In counties without a newspaper of general circulation, the county collector shall post a copy of the list of delinquent lands and lots on the county website or in the county courthouse in an area viewable by the public for three consecutive weeks before the sale.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative O'Donnell assumed the Chair.

On motion of Representative McGirl, **House Amendment No. 1** was adopted.

On motion of Representative McGirl, **HB 400, as amended**, was ordered perfected and printed.

Representative Hudson assumed the Chair.

PERFECTION OF HOUSE BILLS

HCS HB 959, **HCS HB 1129**, **HCS HB 992**, **HCS HB 109**, **HB 775**, **HCS HB 960**, **HCS HB 968** and **HB 1067** were placed on the Informal Calendar.

HCS HBs 948 & 915, relating to moneys received from mineral products, was taken up by Representative Dinkins.

On motion of Representative Dinkins, the title of **HCS HBs 948 & 915** was agreed to.

Representative Dinkins offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 948 & 915, Pages 2-3, Section B, Lines 1-6, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 1** was adopted.

On motion of Representative Dinkins, **HCS HBs 948 & 915, as amended**, was adopted.

On motion of Representative Dinkins, **HCS HBs 948 & 915, as amended**, was ordered perfected and printed.

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 510, relating to mail sent by state departments, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HCS HB 510** was agreed to.

Representative Reedy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 510, Page 5, Section 209.030, Lines 55-57, by deleting all of said lines and inserting in lieu thereof the following:

"change. Any notice served on the applicant or recipient shall be sent by **[**~~certified~~**]** mail delivered by the United States Postal Service at the applicant's or recipient's address of record and shall be deemed service for all purposes under sections 209.010 to 209.160**; except that, for any notice of adverse actions being taken against the applicant or recipient to be deemed service for all purposes under sections 209.010 to 209.160, such notice shall also be sent by certified mail delivered by the United States Postal Service at the applicant's or recipient's address of record. Adverse actions shall include, but are not limited to, setting a hearing date, terminating payments, and other significant actions the department can take against the applicant or recipient under sections 209.010 to 209.160**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reedy, **House Amendment No. 1** was adopted.

On motion of Representative Griffith, **HCS HB 510, as amended**, was adopted.

On motion of Representative Griffith, **HCS HB 510, as amended**, was ordered perfected and printed.

HB 1067, relating to Disabled American Veterans special license plates, was taken up by Representative Sharpe (4).

On motion of Representative Sharpe (4), the title of **HB 1067** was agreed to.

On motion of Representative Sharpe (4), **HB 1067** was ordered perfected and printed.

HS HCS HBs 532 & 751, relating to detached catalytic converters, was taken up by Representative Mayhew.

On motion of Representative Mayhew, the title of **HS HCS HBs 532 & 751** was agreed to.

On motion of Representative Mayhew, **HS HCS HBs 532 & 751** was adopted.

On motion of Representative Mayhew, **HS HCS HBs 532 & 751** was ordered perfected and printed.

THIRD READING OF SENATE BILLS

SS SB 139, **SB 20** and **SB 28** were placed on the Informal Calendar.

SS SCS SB 127, relating to state designations marked by the department of transportation, was taken up by Representative Francis.

On motion of Representative Francis, the title of **SS SCS SB 127** was agreed to.

Representative Byrnes offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 2, Section 226.1160, Line 11, by inserting after all of said line the following:

"227.296. 1. This section shall be known as the "FA Paul Akers Jr and LCPL Jared Schmitz Memorial Sign Funding Act".

2. Notwithstanding any provision of law to the contrary, beginning August 28, 2023, for designations on the state highway system honoring members of the Armed Forces killed in the line of duty, members of the Armed Forces who are missing in action, Missouri recipients of the medal of honor, emergency personnel killed while performing duties relating to their employment, or state employees killed while serving the state, no fees shall be assessed and all costs associated with such designations shall be funded by the department of transportation.

227.297. 1. This section establishes a designation program, to be known as the "Heroes Way Designation Program", to honor the fallen Missouri heroes who have been killed in action while performing active military duty with the Armed Forces. The signs shall be placed upon interstate or state-numbered highway interchanges or upon bridges or segments of highway on the state highway system in accordance with this section, and any applicable federal and state limitations or conditions on highway signage, including location and spacing.

2. Any person who is related by marriage, adoption, or consanguinity within the second degree to a member of the United States Armed Forces who was killed in action while performing active military duty with the Armed Forces, and who was a resident of this state at the time he or she was killed in action, may apply for a designation under the provisions of this section.

3. Any person described under subsection 2 of this section who desires to have an interstate or state-numbered highway interchange or bridge or segment of highway on the state highway system designated after his or her family member shall petition the department of transportation by submitting the following:

(1) An application in a form prescribed by the director, describing the interstate or state-numbered highway interchange or bridge or segment of highway on the state highway system for which the designation is sought and the proposed name of the interchange, bridge or relevant segment of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the designation. The application may contain written testimony for support of the designation;

(2) Proof that the family member killed in action was a member of the United States Armed Forces and proof that such family member was in fact killed in action while performing active military duty with the United States Armed Forces. Acceptable proof shall be a statement from the Missouri veterans commission or the United States Department of Veterans Affairs so certifying such facts; **and**

(3) By signing a form provided by the Missouri transportation department, the applicant shall certify that the applicant is related by marriage, adoption, or consanguinity within the second degree to the member of the United States Armed Forces who was killed in action; **[**~~and~~

~~(4) A fee to be determined by the commission to cover the costs of constructing and maintaining the proposed interchange, bridge, or highway signs. The fee shall not exceed the cost of constructing and maintaining each sign.~~

~~4. All moneys received by the department of transportation for the construction and maintenance of interchange, bridge, or highway signs shall be deposited in the state treasury to the credit of the state road fund.~~

~~5.~~**] 4.** The documents **[**~~and fees~~**]** required under this section shall be submitted to the department of transportation.

[~~6.~~**] 5.** The department of transportation shall submit for approval or disapproval all applications for designations to the joint committee on transportation oversight. The joint committee on transportation oversight may review such applications at any scheduled meeting convened pursuant to section 21.795. If satisfied with the application and all its contents, the committee shall approve the application. The committee shall notify the department of transportation upon the approval or denial of an application for a designation.

[~~7.~~**] 6.** The department of transportation shall give notice of any proposed designation under this section in a manner reasonably calculated to advise the public of such proposal. Reasonable notice shall include posting the proposal for the designation on the department's official public website and making available copies of the sign designation application to any representative of the news media or public upon request and posting the application on a bulletin board or other prominent public place which is easily accessible to the public and clearly designated for that purpose at the principal office.

[~~8. If the memorial designation request is not approved by the joint committee on transportation oversight, ninety-seven percent of the application fee shall be refunded to the applicant.~~

~~9.~~**] 7.** Two signs shall be erected for each interchange, bridge, or highway designation processed under this section.

[~~10.~~**] 8.** No interchange, bridge, or highway may be named or designated after more than one member of the United States Armed Forces killed in action. Such person shall only be eligible for one interchange, bridge, or highway designation under the provisions of this section.

[~~11.~~**] 9.** Any highway signs erected for any designation under the provisions of this section shall be erected and maintained for a twenty-year period. After such period, the signs shall be subject to removal by the department of transportation and the interchange, bridge, or highway may be designated to honor persons other than the current designee. An existing designation processed under the provisions of this section may be retained for additional twenty-year increments if, at least one year before the designation's expiration, an application to the department of transportation is made to retain the designation along with the **[**~~required~~**]** documents **[**~~and all applicable fees~~**]** required under this section.

227.299. 1. Except as provided in subsection 7 of this section, an organization or person that seeks a bridge or highway designation on the state highway system to honor an event, place, organization, or person who has been deceased for more than two years shall petition the department of transportation by submitting the following:

(1) An application in a form prescribed by the director, describing the bridge or segment of highway for which designation is sought and the proposed name of the bridge or relevant portion of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the bridge or highway designation. The application may contain written testimony for support of the bridge or highway designation;

(2) A list of at least one hundred signatures of individuals who support the naming of the bridge or highway; and

(3) A fee to be determined by the commission to cover the costs of constructing and maintaining the proposed signs. The fee shall not exceed the cost of constructing and maintaining each sign.

2. All moneys received by the department of transportation for the construction and maintenance of bridge or highway signs on the state highway system shall be deposited in the state treasury to the credit of the state road fund.

3. The documents and fees required under this section shall be submitted to the department of transportation no later than November first prior to the next regular session of the general assembly to be approved or denied by the joint committee on transportation oversight during such legislative session.

4. The department of transportation shall give notice of any proposed bridge or highway designation on the state highway system in a manner reasonably calculated to advise the public of such proposal. Reasonable notice shall include posting the proposal for the designation on the department's official public website, and making available copies of the sign designation application to any representative of the news media or public upon request and posting the application on a bulletin board or other prominent public place which is easily accessible to the public and clearly designated for that purpose at the principal office.

5. If the memorial highway designation requested by the organization is not approved by the joint committee on transportation oversight, ninety-seven percent of the application fee shall be refunded to the requesting organization.

6. Two highway signs shall be erected for each bridge and highway designation on the state highway system processed under this section. When a named section of a highway crosses two or more county lines, consideration shall be given by the department of transportation to allow additional signage at the county lines or major intersections.

7. **[**~~(1)~~**]** Highway or bridge designations on the state highway system honoring fallen law enforcement officers, members of the Armed Forces killed in the line of duty, Missouri recipients of the medal of honor, emergency personnel killed while performing duties relating to their employment, or state employees killed while serving the state shall not be subject to the provisions of this section.

[~~(2)Notwithstanding any provision of law to the contrary, beginning August 28, 2021, for designations honoring Missouri medal of honor recipients, no fees shall be assessed and all costs associated with such designations shall be funded by the department of transportation.~~**]**

8. No bridge or portion of a highway on the state highway system may be named or designated after more than one event, place, organization, or person. Each event, place, organization, or person shall only be eligible for one bridge or highway designation.

9. Any highway signs erected for any bridge or highway designation on the state highway system under the provisions of this section shall be erected and maintained for a twenty-year period. After such period, the signs shall be subject to removal by the department of transportation and the bridge or highway may be designated to honor events, places, organizations, or persons other than the current designee. An existing highway or bridge designation processed under the provisions of this section may be retained for additional twenty-year increments if, at least one year before the designation's expiration, an application to the department of transportation is made to retain the designation along with the required documents and all applicable fees required under this section.

10. For persons honored with designations on the state highway system under this chapter after August 28, 2021, the department of transportation shall post a link on its website to biographical information of such persons.

11. The provisions of this section shall apply to bridge or highway designations sought after August 28, 2006."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Byrnes, **House Amendment No. 1** was adopted.

Representative Dinkins offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 1, Section A, Line 6, by inserting after all of said section and line the following:

"**10.247. The city of Piedmont and the county of Wayne are hereby selected for and shall be known as the "UFO Capitals of Missouri". Hundreds of UFO sightings occurred in Piedmont and Wayne County, Missouri, between February and April 1973. These incidents were part of a large pattern of UFO sightings throughout the United States in 1973.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 2** was adopted.

Representative Perkins offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 6, Section 227.837, Line 6, by inserting after all of said line the following:

"**Section 1. The portion of U.S. 54 from Industrial Park Road continuing east to Business 54 in Pike County shall be designated as "Cotton Fitzsimmons Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**"; and

Further amend said bill by amending the title, enacting clause,and intersectional references accordingly.

Representative O'Donnell resumed the Chair.

Representative Baringer offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

"**227.838. The bridge on CST Edwards Street that crosses over Interstate 44 in St. Louis City shall be designated the "MSGR Sal Polizzi Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid by private donations.**

Section 1. The portion of U.S. 54 from Industrial Park Road continuing east to Business 54"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baringer, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Perkins, **House Amendment No. 3, as amended**, was adopted.

Representative Billington offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 5, Section 227.829, Line 7, by inserting after all of said section and line the following:

"**227.830. The bridge on State Highway WW that crosses over the railroad in the City of Poplar Bluff in Butler County shall be designated the "Senator Bill Foster Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid by private donations.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Billington, **House Amendment No. 4** was adopted.

Representative Baker offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 5, Section 227.835, Lines 1-3, by deleting the phrase "**Salisbury Street continuing south to its intersection with St. Louis Avenue**" and inserting in lieu thereof the phrase "**the Tenth Street ramp to Interstate 70 continuing west to Salisbury Street**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Richey offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 1, Line 1, by deleting the phrase "Page 5" and inserting in lieu thereof the following:

"Page 1, Section A, Line 6, by inserting after all of said section and line the following:

"**9.005. Beginning January 1, 2024, in order for a day to be designated by the general assembly in honor of a deceased individual, such individual shall be deceased for at least three years. If the individual was killed in combat while on active duty in the military or killed in the line of duty as a first responder, such individual shall be deceased for at least one year.**"; and

Further amend said bill, Page 5, Section 227.832, Line 7, by inserting after all of said section and line the following:

"**227.834. The portion of Interstate 64 from the Interstate 64 ramp to Interstate 270 continuing east to Spoede Road in St. Louis County shall be designated the "Major Lee Berra Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**"; and

Further amend said bill, and page"; and

Further amend said amendment and page, Line 4, by inserting after all of said line the following:

"Further amend said bill, Page 6, Section 227.837, Line 6, by inserting after all of said section and line the following:

"**227.839. The portion of U.S. 69 from Crown Hill Road continuing north to Tracy Avenue within the City of Excelsior Springs in Clay County shall be designated the "Coach Vic Bonuchi Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Richey, **House Amendment No. 1 to House Amendment No. 5** was adopted.

Representative Buchheit-Courtway offered **House Amendment No. 2 to House Amendment No. 5**.

House Amendment No. 2
to
House Amendment No. 5

AMEND House Amendment No. 5 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 1, Line 4, by inserting after said line the following:

"Further amend said bill, Page 6, Section 227.837, Line 6, by inserting after all of said section and line the following:

"**227.841. The portion of U.S. Highway 50 from CRD Nowak Road continuing east to CRD Danz Road in Gasconade County shall be designated as "Police Chief Mason Griffith Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Buchheit-Courtway, **House Amendment No. 2 to House Amendment No. 5** was adopted.

Representative Burton offered **House Amendment No. 3 to House Amendment No. 5**.

House Amendment No. 3
to
House Amendment No. 5

AMEND House Amendment No. 5 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 1, Line 4, by inserting after all of said line the following:

"Further amend said bill, Page 6, Section 227.837, Line 6, by inserting after all of said section and line the following:

"**Section 1. The bridge on State Highway 231 that crosses over Telegraph Road in St. Louis County shall be designated the "Kaitlyn Anderson Bridge". The department of transportation shall erect and maintain appropriate signs designating such bridge, with the costs to be paid by private donations.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burton moved that **House Amendment No. 3 to House Amendment No. 5** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Burton:

AYES: 045

Adams	Amato	Anderson	Appelbaum	Aune
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Deaton	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Lavender	Lewis 25	Lovasco
Mann	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Sassmann	Sauls	Schwadron
Smith 46	Steinhoff	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

NOES: 062

Allen	Billington	Boggs	Boyd	Bromley
Brown 149	Busick	Byrnes	Casteel	Chappell
Christofanelli	Coleman	Cook	Cupps	Davidson
Diehl	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Haden	Haffner	Hardwick
Henderson	Hurlbert	Jones	Keathley	Kelly 141
Lewis 6	Lonsdale	Mayhew	McGirl	McMullen
Morse	O'Donnell	Owen	Patterson	Peters
Pollitt	Pouche	Reedy	Richey	Riggs
Riley	Roberts	Schnelting	Schulte	Seitz
Sharpe 4	Smith 155	Smith 163	Stacy	Taylor 48
Thomas	Titus	Veit	Voss	Wilson
Wright	Mr. Speaker			

PRESENT: 043

Atchison	Baker	Banderman	Bonacker	Brown 16
Buchheit-Courtway	Burger	Christ	Copeland	Davis
Dinkins	Ealy	Evans	Griffith	Haley
Hausman	Hicks	Hinman	Hovis	Hudson
Ingle	Johnson 23	Justus	Kalberloh	Kelley 127
Marquart	Matthiesen	McGaugh	Murphy	Myers
Oehlerking	Perkins	Reuter	Sander	Sharp 37
Shields	Sparks	Stinnett	Strickler	Thompson
Toalson Reisch	Van Schoiack	Waller		

ABSENT WITH LEAVE: 012

Bangert	Black	Crossley	Doll	Houx
Knight	Mackey	Merideth	Parker	Quade
Stephens	West			

VACANCIES: 001

On motion of Representative Baker, **House Amendment No. 5, as amended**, was adopted.

Representative Clemens offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, Page 1, Section A, Line 6, by inserting after all of said section and line the following:

"**10.246. The Hawken rifle, a muzzle-loading rifle first manufactured in St. Louis and widely used by fur trappers, traders, and explorers in the early to mid-nineteenth century, is selected for and shall be known as the official state rifle of the state of Missouri.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schwadron raised a point of order that **House Amendment No. 6** is not germane.

Representative O'Donnell requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Francis, **SS SCS SB 127, as amended**, was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Bland Manlove	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale
Lovasco	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas

Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 001

Seitz

PRESENT: 001

Lewis 25

ABSENT WITH LEAVE: 009

Bangert	Black	Crossley	Doll	Houx
Ingle	Mackey	Quade	West	

VACANCIES: 001

Representative O'Donnell declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 355, **HCS HB 736**, **HB 920**, **HCS HBs 348, 285 & 407**, **HB 44**, **HB 67**, **HB 487**, **HB 528**, **HB 547**, **HS HB 1021**, **HB 1055**, **HB 512**, **HCS HB 584**, **HCS HB 586**, **HCS HB 824**, **HB 1154, with House Amendment No. 1, pending**, **HB 102**, **HB 212**, **HCS HB 271**, **HB 436**, **HCS HB 714** and **HB 999** were placed back on the House Bills for Perfection Calendar.

COMMITTEE REPORTS

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 912**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Aune, Davidson, Diehl, Gallick, Hardwick, Hinman, Hurlbert, Jones and Schnelting

Noes (5): Farnan, Haffner, Johnson (12), Mann and Smith (46)

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 1149**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Davidson, Diehl, Gallick, Hardwick, Hinman, Hurlbert, Jones and Smith (46)

Noes (5): Aune, Farnan, Haffner, Johnson (12) and Mann

Absent (1): Schnelting

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 1293**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Aune, Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 1346**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Aune, Davidson, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (0)

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1340**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Adams, Butz, Clemens, Dinkins, Francis, McGirl, O'Donnell, Oehlerking and Owen

Noes (0)

Absent (5): Billington, Mosley, Sander, Thompson and Titus

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HCR 10**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Amato, Appelbaum, Clemens, Cook, Davis, Griffith, Lewis (25), Peters, Schwadron, Stephens, Thomas and Wright

Noes (0)

Absent (2): Doll and Kelley (127)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 96**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Amato, Appelbaum, Clemens, Davis, Griffith, Lewis (25), Peters, Schwadron, Stephens, Thomas and Wright

Noes (0)

Absent (3): Cook, Doll and Kelley (127)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1245**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Amato, Appelbaum, Clemens, Davis, Griffith, Lewis (25), Peters, Schwadron, Stephens, Thomas and Wright

Noes (0)

Absent (3): Cook, Doll and Kelley (127)

Special Committee on Government Accountability, Chairman Richey reporting:

Mr. Speaker: Your Special Committee on Government Accountability, to which was referred **HB 1283**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Anderson, Bosley, Boyd, Cupps, Hein, Lovasco, Mann, Mayhew, Nurrenbern, Phifer, Richey, Sander, Stinnett and Wilson

Noes (0)

Absent (5): Davidson, Deaton, Knight, Lonsdale and Perkins

Special Committee on Public Policy, Chairman Thompson reporting:

Mr. Speaker: Your Special Committee on Public Policy, to which was referred **SS SCS SBs 56 & 61**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Houx, Hudson, Kelly (141), Knight, Sauls, Sharp (37) and Thompson

Noes (0)

Absent (0)

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HJR 52**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Atchison, Barnes, Billington, Bromley, Fountain Henderson, Gray, Griffith, Hardwick, Morse, Peters, Schulte and Seitz

Noes (0)

Absent (2): Bland Manlove and Pouche

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 109**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS#2 SCS SB 96**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 133**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (3): Bosley, Lavender and Unsicker

Absent (0)

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **SS SCS SBs 94, 52, 57, 58 & 67**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Cupps, Evans, Gregory, O'Donnell and Roberts

Noes (1): Haffner

Present (3): Ingle, Proudie and Strickler

Absent (1): Riley

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 643 - Fiscal Review
HB 227 - Transportation Infrastructure
HB 1272 - Elementary and Secondary Education

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS#2 SCS SB 96 - Fiscal Review
HCS SS SCS SB 133 - Fiscal Review

REFERRAL OF HOUSE BILLS - RULES

The following House Bill was referred to the Committee indicated:

HB 251 - Rules - Regulatory Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SBs 56 & 61 - Rules - Administrative Oversight
HCS SS SB 198 - Rules - Administrative Oversight
SS SB 199 - Rules - Administrative Oversight
HCS SS SB 213 - Rules - Administrative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 80** entitled:

An act to amend chapter 324, RSMo, by adding thereto nine new sections relating to statewide mechanical contractor licenses, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Read the first time.

BILLS DROPPED FROM INFORMAL CALENDAR

Pursuant to Rule 47, the following bill, having remained on the Informal Calendar for ten legislative days, was laid on the table and dropped from the Calendar: **HCS HB 1196**.

The following members' presence was noted: Bangert, Black, Crossley, Houx, Mackey, Quade, and West.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Wednesday, April 26, 2023.

COMMITTEE HEARINGS

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1135, HB 1227
Executive session will be held: HB 665, HB 924, HB 1158

ECONOMIC DEVELOPMENT
Wednesday, April 26, 2023, 9:00 AM, House Hearing Room 1.
Public hearing will be held: SS SCS SB 92
Executive session will be held: HB 1345
Added HB 1345.
AMENDED

ECONOMIC DEVELOPMENT
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: SS SCS SB 92

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, April 26, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: SB 122
Executive session will be held: HB 49, HB 1087
Removed HB 606.
AMENDED

EMERGING ISSUES
Wednesday, April 26, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 755, HB 801
Executive session will be held: HB 265

FISCAL REVIEW
Wednesday, April 26, 2023, 9:45 AM, House Hearing Room 4.
Executive session will be held: HB 349, HCS HBs 876, 771, 676 & 551, HCS SB 186,
HCS SCS SB 187, HCS SB 247, HB 643
Executive session may be held on any matter referred to the committee.
Added HB 643.
AMENDED

GENERAL LAWS
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 3.
Executive session will be held: HB 278, SS SCS SBs 119 & 120, SS SCS SBs 411 & 230,
SB 542

GOVERNMENT EFFICIENCY AND DOWNSIZING
Wednesday, April 26, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: SS SB 115, SCR 10, HB 517

HEALTHCARE REFORM
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1148, HB 900
Executive session will be held: HB 1239, HB 1365

HIGHER EDUCATION
Wednesday, April 26, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 5.
Public hearing will be held: HB 1220

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Wednesday, April 26, 2023, 8:30 AM, Joint Hearing Room (117).
Quarterly investment reporting and legislative update.

JUDICIARY
Wednesday, April 26, 2023, 4:30 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 958, HB 390, HB 1001, HB 1254, SS SB 35, SS SCS SBs 189, 36 & 37, SS SCS SB 129
Executive session will be held: HB 1005, HB 352, HB 753, HB 395, HB 941, HB 720

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 1, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS SS SCS SB 157, HCS SS SB 198, SS SB 199, HCS SS SB 213
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 4.
Executive session will be held: HR 263, HB 274, HCS HB 648, HB 743, HB 860, HB 1020, HCS HB 1141, HB 1259, HCS HB 1399, HCS HB 367, HCS HB 311, HB 1173, HCS SS#3 SB 22, HCS SS SCS SB 72, HCS SCS SB 103, HCS SB 155, SS SCS SBs 167 & 171, HCS SS SB 245, SS SB 227
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON PUBLIC POLICY
Thursday, April 27, 2023, 8:30 AM or upon adjournment of the Economic Development Committee (whichever is later), House Hearing Room 6.
Executive session will be held: SS SCS SB 398, HB 1017

SPECIAL COMMITTEE ON TAX REFORM
Thursday, April 27, 2023, 8:30 AM or upon adjournment of the General Laws Committee (whichever is later), House Hearing Room 3.
Executive session will be held: SS SB 190

TRANSPORTATION ACCOUNTABILITY
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 1302

TRANSPORTATION INFRASTRUCTURE
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 7.
Executive session will be held: HB 1276, HB 1372, HB 1397, HB 745, HB 527

UTILITIES
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1198
Executive session will be held: HB 928, HB 1071

VETERANS
Thursday, April 27, 2023, 8:30 AM or upon adjournment of the Ways and Means Committee (whichever is later), House Hearing Room 5.
Executive session will be held: SS SB 540

WAYS AND MEANS
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: SS#3 SCS SB 131, SB 275, SJR 21

WORKFORCE AND INFRASTRUCTURE DEVELOPMENT
Wednesday, April 26, 2023, 12:00 PM or upon morning recess (whichever is later), House Hearing Room 6.
Upon approval of the Committee, a remote presentation by Susan Johnson and Ted Samson with the Hannibal School System will be provided regarding their BEST Program that provides students with disabilities real-life work experience and the skills they need for graduation.

HOUSE CALENDAR

SIXTY-FIRST DAY, WEDNESDAY, APRIL 26, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 66 - Baker

HOUSE BILLS FOR PERFECTION

HB 152 - Thomas
HB 369 - West
HB 392 - Toalson Reisch
HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden

HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HCS HB 198 - Wright
HB 1044 - Haffner
HB 822 - Smith (155)
HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HB 697 - Hovis
HB 734 - Knight
HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner
HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992 - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 48 - Haley
HB 643, (Fiscal Review 4/25/23) - Francis
HCS HB 589 - Murphy

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley
HCS HB 536 - Keathley
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HB 1208 - Casteel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR SECOND READING

SS SB 80

SENATE BILLS FOR THIRD READING

HCS SB 186, (Fiscal Review 4/24/23), E.C. - Francis
HCS SCS SB 187, (Fiscal Review 4/24/23) - Owen
HCS SS SB 222 - Brown (16)
HCS SB 247, (Fiscal Review 4/24/23), E.C. - Baker
HCS SB 109 - Houx
HCS SS SCS SB 133, (Fiscal Review 4/25/23), E.C. - Baker
HCS SS#2 SCS SB 96, (Fiscal Review 4/25/23), E.C. - Keathley

SENATE BILLS FOR THIRD READING - INFORMAL

SS SB 139 - Griffith
SB 20 - Hovis
SB 28 - Roberts

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 7 - Van Schoiack
SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTY-FIRST DAY, WEDNESDAY, APRIL 26, 2023

The House met pursuant to adjournment.

Speaker Pro Tem Henderson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Let the people praise Thee, O God; let all the people praise Thee." (Psalm 67:3)

Blessed are You, O Lord, our God, who turns the shadow of night into the light of the morning and gives to us the glory of another day in the People's House; we lift our hearts to You in praise and thanksgiving.

Thanks be to You for the revelation of Yourself in the light of Your word, in the beauty of nature, in the orderliness of the universe, and in the splendor of the triumphant spirits. Thanks be to You for the revelation of Yourself in our own hearts, for moments when Your presence has been real, and we have known You are with us and we are with You on this long day.

Grateful for another day of session, send us out to do our work as best we can, touching the lives of our fellow citizens for the better. Help us to look at the others with caring eyes and endeavor to meet the needs of our people with sympathetic hearts and understanding minds. May we be people of goodness in a world of doubt, to the glory of Your name, for the welfare of our state, and for the well-being of all our citizens.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixtieth day was approved as printed by the following vote:

AYES: 141

Allen	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burton	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Collins
Cook	Copeland	Crossley	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco

Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stinnett	Strickler	Taylor 48	Terry
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 003

Adams	Phifer	Unsicker

ABSENT WITH LEAVE: 018

Bland Manlove	Boggs	Bosley	Brown 87	Burnett
Butz	Coleman	Cupps	Doll	Hovis
Ingle	Kelly 141	Mosley	Proudie	Sharp 37
Stephens	Taylor 84	Windham		

VACANCIES: 001

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS SB 80, relating to statewide mechanical contractor licenses, with penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 643**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Kelly (141) and Pollitt

Noes (0)

Absent (1): Owen

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 186**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Kelly (141) and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Owen

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 187**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Kelly (141) and Pollitt

Noes (0)

Absent (1): Owen

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 247**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Kelly (141) and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Owen

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 2** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 3** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 4** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 5** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 6** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 7** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 8** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 9** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 10** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 11** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 12** entitled:

An act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023 and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 13** entitled:

An act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 15** entitled:

An act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023.

In which the concurrence of the House is respectfully requested.

PERFECTION OF HOUSE BILLS

HB 392, relating to reemployment rights of Missouri Task Force One members, was taken up by Representative Toalson Reisch.

On motion of Representative Toalson Reisch, the title of **HB 392** was agreed to.

On motion of Representative Toalson Reisch, **HB 392** was ordered perfected and printed.

HB 152, relating to boating safety identification cards, was placed on the Informal Calendar.

HB 369, relating to "Back the Blue" license plates, was placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1044, relating to the members of the public service commission, was taken up by Representative Haffner.

Representative Haffner moved that the title of **HB 1044** be agreed to.

Representative Black offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1044, Page 1, In the Title, Line 3, by deleting the words "members of the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 1** was adopted.

Representative Black offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1044, Page 1, Section 386.050, Line 16, by inserting after all of said section and line the following:

"386.370. 1. The commission shall, prior to the beginning of each fiscal year beginning with the fiscal year commencing on July 1, 1947, make an estimate of the expenses to be incurred by it during such fiscal year reasonably attributable to the regulation of public utilities as provided in chapters 386, 392 and 393 and shall also separately estimate the amount of such expenses directly attributable to such regulation of each of the following groups of public utilities: electrical corporations, gas corporations, water corporations, heating companies and telephone corporations, telegraph corporations, sewer corporations, and any other public utility as defined in section 386.020, as well as the amount of such expenses not directly attributable to any such group. For purposes of this section, water corporations and sewer corporations will be combined and considered one group of public utilities.

2. The commission shall allocate to each such group of public utilities the estimated expenses directly attributable to the regulation of such group and an amount equal to such proportion of the estimated expenses not directly attributable to any group as the gross intrastate operating revenues of such group during the preceding calendar year bears to the total gross intrastate operating revenues of all public utilities subject to the jurisdiction of the commission, as aforesaid, during such calendar year. The commission shall then assess the amount so allocated to each group of public utilities, subject to reduction as herein provided, to the public utilities in such group in proportion to their respective gross intrastate operating revenues during the preceding calendar year, except that the total amount so assessed to all such public utilities shall not exceed three hundred fifteen thousandths of one percent of the total gross intrastate operating revenues of all utilities subject to the jurisdiction of the commission. **Beginning January 1, 2024, the total amount assessed on the total gross intrastate operating revenues of all utilities subject to the jurisdiction of the commission shall not exceed three hundred fifty thousandths of one percent and shall increase every two years thereafter by one hundredth of one percent until such time as the maximum amount available to be assessed is equal to one-half of one percent. All corporations subject to the jurisdiction of the commission shall defer to an asset or liability account any difference in the assessment actually incurred and those on which the revenue requirement used to set rates in the corporation's most recently completed general rate proceeding was based. The asset or liability account balances shall be included in the revenue requirement used to set rates through an amortization over a reasonable period of time in such corporation's subsequent general rate proceedings. The commission shall also adjust the rate base used to establish the revenue requirement of the utility to reflect the unamortized asset or liability account balances in such general rate proceedings.**

3. The commission shall render a statement of such assessment to each such public utility on or before July first and the amount so assessed to each such public utility shall be paid by it to the director of revenue in full on or before July fifteenth next following the rendition of such statement, except that any such public utility may at its election pay such assessment in four equal installments not later than the following dates next following the rendition of said statement, to wit: July fifteenth, October fifteenth, January fifteenth and April fifteenth. The director of revenue shall remit such payments to the state treasurer.

4. The state treasurer shall credit such payments to a special fund, which is hereby created, to be known as "The Public Service Commission Fund", which fund, or its successor fund created pursuant to section 33.571, shall be devoted solely to the payment of expenditures actually incurred by the commission and attributable to the regulation of such public utilities subject to the jurisdiction of the commission, as aforesaid. Any amount remaining in such special fund or its successor fund at the end of any fiscal year shall not revert to the general revenue fund, but shall be applicable by appropriation of the general assembly to the payment of such expenditures of the commission in the succeeding fiscal year and shall be applied by the commission to the reduction of the amount to be assessed to such public utilities in such succeeding fiscal year, such reduction to be allocated to each group of public utilities in proportion to the respective gross intrastate operating revenues of the respective groups during the preceding calendar year.

5. In order to enable the commission to make the allocations and assessments herein provided for, each public utility subject to the jurisdiction of the commission as aforesaid shall file with the commission, within ten days after August 28, 1996, and thereafter on or before March thirty-first of each year, a statement under oath showing its gross intrastate operating revenues for the preceding calendar year, and if any public utility shall fail to file such statement within the time aforesaid the commission shall estimate such revenue which estimate shall be binding on such public utility for the purpose of this section.

393.135. **Except as provided in section 393.1250,** any charge made or demanded by an electrical corporation for service, or in connection therewith, which is based on the costs of construction **work** in progress upon any existing or new **[**~~facility of the~~**]** electrical corporation **facility**, or any other cost associated with owning, operating, maintaining, or financing any property before it is fully operational and used for service, **[**~~is unjust and unreasonable, and~~**]** is prohibited.

393.1250. 1. This section shall be known and may be cited as the "Missouri Nuclear Clean Power Act", the purpose of which is to enable the construction of clean baseload electric generating plants. This section shall not apply to clean baseload electric generating plants that are in commercial operation before August 28, 2023.

2. As used in this section, the following terms mean:

(1) "Clean baseload generating plant", a new nuclear-fueled electric generating facility located in this state that is designed to be operated at three hundred megawatts or less and is intended in whole or in part to serve retail customers of an electrical corporation in Missouri;

(2) "Construction work in progress", the electrical corporation's share of all capital costs associated with a clean baseload generating plant, which have been incurred but have not been included in the electrical corporation's plant in service, and are recorded in the Federal Energy Regulatory Commission's Uniform System of Accounts Prescribed for Public Utilities and Licensees Subject to the Provisions of the Federal Power Act, Balance Sheet Chart Accounts, as construction work in progress for electric plants in 18 CFR Part 101, or any other account established in the Uniform System of Accounts for the recording of construction work in progress.

3. The provisions of section 393.135 shall not apply to a clean baseload generating plant if the plant is rated at three hundred megawatts or less. Before any such construction work begins, an electrical corporation seeking to include construction work in progress in rates shall file with the commission a plan detailing the projected costs of the project and the plan to recover those costs through rates. Costs recovered by an electrical corporation under the provisions of this section are subject to inclusion or exclusion from rates in a ratemaking proceeding pursuant to the commission's authority to determine just and reasonable rates. If the commission determines a project was not completed within a reasonable amount of time, the commission shall reduce rates in an amount equal to all amounts recovered in advance by the electrical corporation from ratepayers under the provisions of this section plus interest at the same rate as the rate of interest for delinquent taxes determined by the director of revenue in accordance with section 32.065, in the next ratemaking proceeding for that electrical corporation.

4. The commission may promulgate rules to assist in the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Plocher assumed the Chair.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 87
Burnett	Burton	Clemens	Collins	Crossley
Fogle	Fountain Henderson	Gray	Hein	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 010

Allen	Bosley	Butz	Doll	Ealy
Hausman	Ingle	Sharp 37	Smith 163	Unsicker

VACANCIES: 001

On motion of Representative Black, **House Amendment No. 2** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Sharpe 4
Shields	Smith 155	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 044

Adams	Anderson	Appelbaum	Atchison	Aune
Bangert	Baringer	Barnes	Brown 27	Brown 87
Burnett	Burton	Clemens	Collins	Crossley
Cupps	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 015

Bland Manlove	Bosley	Butz	Doll	Ealy
Gray	Hausman	Houx	Pouche	Seitz
Sharp 37	Smith 163	Sparks	Unsicker	Windham

VACANCIES: 001

On motion of Representative Haffner, **HB 1044, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILLS

HCS SB 186, relating to public safety, was placed on the Informal Calendar.

HCS SCS SB 187, relating to financial affairs, was taken up by Representative Owen.

On motion of Representative Owen, the title of **HCS SCS SB 187** was agreed to.

Representative Owen offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 46, Section 361.715, Line 14, by inserting after all of the said section and line the following:

"362.245. 1. The affairs and business of the corporation shall be managed by a board of directors, consisting of not less than five nor more than thirty-five stockholders who shall be elected annually; except, that trust companies in existence on October 13, 1967, may continue to divide the directors into three classes of equal number, as near as may be, and to elect one class each year for three-year terms. Notwithstanding any provision of this chapter to the contrary, a director who is not a stockholder shall have all the rights, privileges, and duties of a director who is a stockholder.

2. Each director shall be a citizen of the United States, and **except for a private trust company as described under section 361.160,** at least a majority of the directors must be residents of this state at the time of their election and during their continuance in office; provided, however, that if a director actually resides within a radius of one hundred miles of the banking house of said bank or trust company, even though his or her residence be in another state adjoining and contiguous to the state of Missouri, he or she shall for the purposes of this section be considered as a resident of this state and in the event such director shall be a nonresident of the state of Missouri he or she shall upon his or her election as a director file with the president of the banking house or such other chief executive **[**~~office~~**] officer** as otherwise permitted by this chapter written consent to service of legal process upon him in his or her capacity as a director by service of the legal process upon the president as though the same were personally served upon the director in Missouri.

3. If at a time when not more than a majority of the directors are residents of this state, **except for a private trust company as described under section 361.160,** any director shall cease to be a resident of this state or adjoining state as **[**~~defined~~**] described** in subsection 2 of this section, he or she shall forthwith cease to be a director of the bank or trust company and his or her office shall be vacant.

4. No person shall be a director in any bank or trust company against whom such bank or trust company shall hold a judgment.

5. Cumulative voting shall only be permitted at any meeting of the members or stockholders in electing directors when it is provided for in the articles of incorporation or bylaws."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Owen, **House Amendment No. 1** was adopted.

Representative Knight offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 49, Section 367.140, Line 26, by inserting after said section and line the following:

"**379.1850. 1. Sections 379.1850 to 379.1869 shall apply to insurers and insurance producers engaged in any transaction involving lender-placed insurance, as defined in section 379.1851.**

2. All lender-placed insurance written in connection with mortgaged real property, including manufactured homes and modular units, as defined in section 700.010, is subject to the provisions of sections 379.1850 to 379.1869, except:

(1) Transactions involving extensions of credit primarily for business, commercial, or agricultural purposes;

(2) Insurance offered by the lender or servicer and elected by the mortgagor at the mortgagor's option;

(3) Insurance purchased by a lender or servicer on real estate owned property;

(4) Insurance for which no specific charge is made to the mortgagor or the mortgagor's account.

379.1851. As used in sections 379.1850 to 379.1869, the following terms shall mean:

(1) "Affiliate", a person who directly, or indirectly through one or more intermediaries, controls, is controlled by, or is under common control with, the person specified;

(2) "Individual lender-placed insurance", coverage for individual real property evidenced by a certificate of coverage under a master lender-placed insurance policy or a lender-placed insurance policy for individual real property;

(3) "Insurance producer", a person or entity, or its affiliates, required to be licensed under the laws of this state to sell, solicit, or negotiate insurance;

(4) "Insurer", an insurance company, association, or exchange, or its affiliates, authorized to issue lender-placed insurance in this state;

(5) "Investor", a person or entity, or its affiliates, holding a beneficial interest in loans secured by real property;

(6) "Lapse", the moment in time in which a mortgagor has failed to secure or maintain valid or sufficient insurance upon mortgaged real property as required by a mortgage agreement;

(7) "Lender", a person or entity, or its affiliates, making loans secured by an interest in real property;

(8) "Lender-placed insurance", insurance obtained by a lender or servicer when a mortgagor does not maintain valid or sufficient insurance upon mortgaged real property as required by the terms of the mortgage agreement. Such term shall include insurance purchased unilaterally by the lender or servicer, who is the named insured, subsequent to the date of the credit transaction, providing coverage against loss, expense, or damage to collateralized property as a result of fire, theft, collision, or other risks of loss that would either impair a lender, servicer, or investor's interest, or adversely affect the value of collateral covered by limited dual interest insurance. Such term is limited to insurance purchased according to the terms of a mortgage agreement as a result of the mortgagor's failure to provide evidence of required insurance;

(9) "Loss ratio", the ratio of incurred losses to earned premium;

(10) "Master lender-placed policy", a group policy issued to a lender or servicer providing coverage for all loans in the lender or servicer's loan portfolio as needed;

(11) "Mortgage agreement", the written document that sets forth an obligation or liability of any kind secured by a lien on real property and due from, owing, or incurred by a mortgagor to a lender on account of a mortgage loan, including a security agreement, deed of trust, or any other document of similar effect, and any other documents incorporated by reference;

(12) "Mortgage loan", a loan, advance, guarantee, or other extension of credit from a lender to a mortgagor;

(13) "Mortgage transaction", a transaction by the terms of which the repayment of money loaned or payment of real property sold is to be made at a future date or dates;

(14) "Mortgagee", the person who holds mortgaged real property as security for repayment of a mortgage agreement;

(15) "Mortgagor", the person who is obligated on a mortgage loan pursuant to a mortgage agreement;

(16) "Person", an individual or entity;

(17) "Real estate owned property", property owned or held by a lender or servicer following foreclosure under the related mortgage agreement or the acceptance of a deed in lieu of foreclosure;

(18) "Replacement cost value" or "RCV", the estimated cost to replace covered property at the time of the loss or damage without deduction for depreciation. Replacement cost value is not market value, but it is instead the cost to replace covered property to its pre-loss condition, as best determined under section 379.1855;

(19) "Servicer", a person or entity, or its affiliates, contractually obligated to service one or more mortgage loans for a lender or investor. Such term shall include entities involved in subservicing arrangements.

379.1853. 1. Lender-placed insurance shall become effective no earlier than the date of lapse of insurance upon mortgaged real property subject to the terms of a mortgage agreement or any other state or federal law requiring the same.

2. Individual lender-placed insurance shall terminate on the earliest of the following dates:

(1) The date insurance that is acceptable under the mortgage agreement becomes effective, subject to the mortgagor providing sufficient evidence of such acceptable insurance;

(2) The date the applicable real property no longer serves as collateral for a mortgage loan pursuant to a mortgage agreement;

(3) Such other date as specified by the individual policy or certificate of insurance;

(4) Such other date as specified by the lender or servicer; or

(5) The termination date of the policy.

3. An insurance charge shall not be made to a mortgagor for lender-placed insurance for a term longer than the scheduled term of the lender-placed insurance, nor shall an insurance charge be made to the mortgagor for lender-placed insurance before the effective date of the lender-placed insurance.

379.1855. 1. Any lender-placed insurance coverage, and subsequent calculation of premium, should be based upon the replacement cost value of the property. Replacement cost value of the property shall be determined as follows:

(1) The dwelling coverage amount set forth in the most recent evidence of insurance coverage provided by the mortgagee ("last known coverage amount" or "LKCA"), if known to the lender or servicer;

(2) The insurer shall inquire of the insured at least once as to the LKCA, and if it is not able to obtain the LKCA from the insured or in another manner, the replacement cost value may be determined as set forth in subdivision (3) or (4) of this subsection;

(3) If the LKCA is unknown and cannot be obtained from the insured or in another manner, the replacement cost of the property serving as collateral as calculated by the insurer, unless the use of replacement cost for this purpose is prohibited by other law;

(4) If the LKCA is unknown and cannot be obtained from the insured or in another manner, and the replacement cost is not available or its use is prohibited, the unpaid principal balance of the mortgage loan.

2. In the event of a covered loss, any replacement cost coverage provided by an insurer in excess of the unpaid principal balance of the mortgage loan shall be paid to the mortgagor.

3. No insurer shall write lender-placed insurance for which the premium rate differs from that determined by the schedules of the insurer on file with the department of commerce and insurance as of the effective date of the policy.

379.1857. 1. No insurer or insurance producer shall issue lender-placed insurance on mortgaged property if the insurer or insurance producer, or an affiliate of the insurer or insurance producer, owns, performs the servicing for, or owns the servicing right to, the mortgaged property.

2. No insurer or insurance producer shall compensate a lender, insurer, investor, or servicer, including through the payment of commissions, for lender-placed insurance policies issued by the insurer.

3. No insurer or insurance producer shall share lender-placed insurance premium or risk with the lender, investor, or servicer that obtained the lender-placed insurance.

4. No insurer or insurance producer shall offer contingent commissions, profit sharing, or other payments dependent on profitability or loss ratios to any person affiliated with a servicer or the insurer in connection with lender-placed insurance.

5. No insurer shall provide free or below-cost outsourced services to lenders, investors, or servicers, and no insurer shall outsource its own functions to lenders, insurance producers, investors, or servicers on an above-cost basis.

6. No insurer or insurance producer shall make any payments, including but not limited to the payment of expenses to a lender, insurer, investor, or servicer, for the purpose of securing lender-placed insurance business or related outsourced services.

379.1859. Nothing in sections 379.1850 to 379.1869 shall be construed to allow an insurance producer or an insurer solely underwriting lender-placed insurance to circumvent the requirements set forth within those sections. Any part of any requirements, limitations, or exclusions provided in sections 379.1850 to 379.1869 shall apply in any part to any insurer or insurance producer involved in lender-placed insurance.

379.1861. Lender-placed insurance shall be set forth in an individual policy or certificate of insurance. A copy of the individual policy, certificate of insurance, or other evidence of insurance coverage shall be mailed, first class mailed, or delivered in person to the last known address of the mortgagor, or delivered in accordance with sections 432.200 to 432.295. In addition to any information otherwise required by law, the individual policy or certificate of insurance coverage shall include the following information:

(1) The address and identification of the insured property;

(2) The coverage amount, or amounts if multiple coverages are provided;

(3) The effective date of the coverage;

(4) The term of coverage;

(5) The premium charge for the coverage;

(6) Contact information for filing a claim; and

(7) A complete description of the coverage provided.

379.1863. 1. All policy forms and certificates of insurance to be delivered or issued for delivery in this state, and the schedules of premium rates pertaining thereto, shall be filed with the department of commerce and insurance.

2. The department of commerce and insurance shall review the rates to determine whether the rates are excessive, inadequate, or unfairly discriminatory. This analysis shall include a determination as to whether expenses included by the insurer in the rate are appropriate.

3. All insurers shall re-file lender-placed insurance rates at least once every four years.

4. All insurers writing lender-placed insurance shall have separate rates for lender-placed insurance and voluntary insurance obtained by a mortgage servicer on real estate owned property.

5. Upon the introduction of a new lender-placed insurance program, the insurer shall reference its experience in existing programs in the associated filings. Nothing in sections 379.1850 to 379.1869 shall limit an insurer's discretion, as actuarially appropriate, to distinguish different terms, conditions, exclusions, eligibility criteria, or other unique or different characteristics. Moreover, an insurer may, where actuarially acceptable, rely upon models or, in the case of flood filings where applicable experience is not credible, on Federal Emergency Management Agency National Flood Insurance Program data.

6. (1) No later than April first of each year, each insurer with at least one hundred thousand dollars in direct written premium for lender-placed insurance in this state during the prior calendar year shall report to the department of commerce and insurance the following information for the prior calendar year:

(a) Actual loss ratio;

(b) Earned premium;

(c) Any aggregate schedule rating debit or credit to earned premium;

(d) Itemized expenses;

(e) Paid losses;

(f) Loss reserves, including case reserves and reserves for incurred but not reported losses.

(2) The report under subdivision (1) of this subsection shall be separately produced for each lender-placed program and presented on both an individual-jurisdiction and countrywide basis.

7. If an insurer experiences an annual loss ratio of less than thirty five percent in any lender-placed program for two consecutive years, it shall submit a rate filing, either adjusting its rates or supporting their continuance, to the department of commerce and insurance no more than ninety days after the submission of the data required in subsection 6 of this section. This subsection shall not apply with regard to lender-placed flood insurance.

8. Except as otherwise specifically set forth in this section, rates and forms shall be filed as required under the insurance laws of this state.

379.1865. 1. (1) The director of the department of commerce and insurance shall have authority to enforce the provisions of sections 379.1850 to 379.1869 as specified in chapter 374.

(2) A final order of the director enforcing sections 379.1850 to 379.1869 shall be subject to judicial review in accordance with the provisions of chapter 536 in the circuit court of Cole County.

(3) No order of the director enforcing sections 379.1850 to 379.1869 or order of a court to enforce the same shall in any way relieve or absolve any person affected by such order from any liability under any other laws of this state.

2. Nothing in sections 379.1850 to 379.1869 shall be construed to create or imply a private cause of action for violations of sections 379.1850 to 379.1869.

3. Nothing in sections 379.1850 to 379.1869 shall be construed to extinguish any mortgagor rights otherwise available under state, federal, or common law.

379.1867. An insurer that violates an order of the director while the order is in effect may, after notice and hearing and upon order of the director, be subject at the discretion of the director to either or both of the following:

(1) Payment of a monetary penalty of not more than one thousand dollars per violation, not to exceed an aggregate penalty of one hundred thousand dollars, unless the violation was committed flagrantly in a conscious disregard of sections 379.1850 to 379.1869, in which case the penalty shall not be more than twenty-five thousand dollars for each violation, not to exceed an aggregate penalty of two hundred fifty thousand dollars; or

(2) Suspension or revocation of the insurer's license.

379.1869. The department of commerce and insurance may promulgate rules as necessary for the implementation of sections 379.1850 to 379.1869. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 2** was adopted.

Representative Hardwick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 58, Section 427.300, Line 214, by inserting after said section and line the following:

"**431.204. 1. A reasonable covenant in writing promising not to solicit, recruit, hire, induce, persuade, encourage, or otherwise interfere with, directly or indirectly, the employment of one or more employees or owners of a business entity shall be presumed to be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if it is between a business entity and the owner of the business entity and does not continue for more than two years following the end of the owner's business relationship with the business entity.**

2. A reasonable covenant in writing promising not to solicit, induce, direct, or otherwise interfere with, directly or indirectly, a business entity's customers, including any reduction, termination, or transfer of any customer's business, in whole or in part, for the purposes of providing any product or any service that is competitive with those provided by the business entity shall be presumed to be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if the covenant is limited to customers with whom the owner dealt and if the covenant is between a business entity and an owner, so long as the covenant does not continue for more than five years following the end of the owner's business relationship with the business entity.

3. A provision in writing by which an owner promises to provide prior notice of the owner's intent to terminate, sell, or otherwise dispose of such owner's ownership interest in the business entity shall be presumed to be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031.

4. If a covenant is overbroad, overlong, or otherwise not reasonably necessary to protect the protectable business interests of the business entity seeking enforcement of the covenant, a court shall modify the covenant, enforce the covenant as modified, and grant only the relief reasonably necessary to protect such interests.

5. Nothing in this section is intended to create or to affect the validity or enforceability of covenants not to compete, other types of covenants, or nondisclosure or confidentiality agreements, except as expressly provided in this section.

6. Except as provided in subsection 3 of this section, nothing in this section shall be construed to limit an owner's ability to seek or accept employment with another business entity immediately upon, or at any time subsequent to, termination of the owner's business relationship with the business entity, whether such termination was voluntary or nonvoluntary."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 3** was adopted.

Representative Henderson offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 50, Section 407.640, Line 24, by inserting after all of said section and line the following:

"**407.2020. For purposes of sections 407.2020 to 407.2090, the following terms mean:**

(1) "Commercial transaction", a transaction involving a motor vehicle in which the motor vehicle will primarily be used for business purposes rather than personal purposes;

(2) "Consumer", an individual purchaser of a motor vehicle or a borrower under a finance agreement. The term "consumer" includes any borrower, as defined in section 407.2030, or contract holder, as defined in section 407.2060, as applicable;

(3) "Finance agreement", a loan, retail installment sales contract, or lease for the purchase, refinancing, or lease of a motor vehicle;

(4) "Free-look period", a period of time from the effective date of the motor vehicle financial protection product until the date the motor vehicle financial protection product may be cancelled without penalty, fees, or costs. This period of time shall not be shorter than thirty days;

(5) "Insurer", an insurance company licensed, registered, or otherwise authorized to issue contractual liability insurance under the insurance laws of this state;

(6) "Motor vehicle", any self-propelled or towed vehicle designed for personal or commercial use including, but not limited to, automobiles, trucks, motorcycles, recreational vehicles, all-terrain vehicles, snowmobiles, campers, boats, personal watercraft, and related trailers;

(7) "Motor vehicle financial protection product", an agreement that protects a consumer's financial interest in his or her current or future motor vehicle. The term "motor vehicle financial protection product" includes any debt waiver, as defined in section 407.2030, and any vehicle value protection agreement, as defined in section 407.2060;

(8) "Person", an individual, company, association, organization, partnership, business trust, or corporation, and every form of legal entity.

407.2025. 1. Motor vehicle financial protection products may be offered, sold, or given to consumers in this state in compliance with sections 407.2020 to 407.2090.

2. Any amount charged or financed for a motor vehicle financial protection product shall be separately stated and shall not be considered a finance charge or interest.

3. Any extension of credit, terms of credit, or terms of the related motor vehicle sale or lease shall not be conditioned upon the consumer's payment for or financing of any charge for a motor vehicle financial protection product, except that motor vehicle financial protection products may be discounted or given at no charge in connection with the purchase of other non-credit-related goods or services.

407.2030. For purposes of sections 407.2030 to 407.2055, the following terms mean:

(1) "Administrator", any person, other than an insurer or creditor, who performs administrative or operational functions for debt waiver programs;

(2) "Borrower", a debtor or retail buyer or lessee under a finance agreement;

(3) "Creditor":

(a) The lender in a loan or credit transaction;

(b) The lessor in a lease transaction;

(c) Any retail seller of motor vehicles;

(d) The seller in commercial retail installment transactions; or

(e) The assignee of any person described in paragraphs (a) to (d) of this subdivision to whom the credit obligation is payable;

(4) "Debt waiver", any guaranteed asset protection waiver or excess wear and use waiver;

(5) "Excess wear and use waiver", a contractual agreement in which a creditor agrees, with or without a separate charge, to cancel or waive all or part of amounts that may become due under a borrower's lease agreement as a result of excessive wear and use of a motor vehicle, which agreement shall be part of, or a separate addendum to, the lease agreement. Excess wear and use waivers may also cancel or waive amounts due for excess mileage;

(6) "Guaranteed asset protection waiver", a contractual agreement in which a creditor agrees, with or without a separate charge, to cancel or waive all or part of amounts due on a borrower's finance agreement in the event of a total physical damage loss or unrecovered theft of the motor vehicle, which agreement shall be part of, or a separate addendum to, the finance agreement. A guaranteed asset protection waiver may also provide, with or without a separate charge, a benefit that waives an amount, or provides a borrower with a credit, toward the purchase of a replacement motor vehicle.

407.2035. 1. (1) A retail seller of motor vehicles shall insure its debt waiver obligations under a contractual liability or other insurance policy issued by an insurer. A creditor, other than a retail seller, may insure its debt waiver obligations under a contractual liability policy or other such policy issued by an insurer. Any such insurance policy may be directly obtained by a creditor or retail seller or may be procured by an administrator to cover a creditor's or retail seller's obligations.

(2) Notwithstanding the provisions of subdivision (1) of this subsection, retail sellers who are lessors on motor vehicles shall not be required to insure obligations related to debt waivers on such leased motor vehicles.

2. The debt waiver remains a part of the finance agreement upon the assignment, sale, or transfer of such finance agreement by the creditor.

3. Any creditor who offers a debt waiver shall report the sale of, and forward funds due to, the designated party or parties.

4. Funds received or held by a creditor or administrator and belonging to an insurer, creditor, or administrator shall be held by such creditor or administrator in a fiduciary capacity.

407.2040. 1. Contractual liability or other insurance policies insuring debt waivers shall state the obligation of the insurer to reimburse or pay to the creditor any sums the creditor is legally obligated to waive under a debt waiver.

2. Coverage under a contractual liability or other insurance policy insuring a debt waiver shall also cover any subsequent assignee upon the assignment, sale, or transfer of the finance agreement.

3. Coverage under a contractual liability or other insurance policy insuring a debt waiver shall remain in effect unless cancelled or terminated in compliance with applicable insurance laws of this state.

4. The cancellation or termination of a contractual liability or other insurance policy shall not reduce the insurer's responsibility for debt waivers issued by the creditor before the date of cancellation or termination and for which premium has been received by the insurer.

407.2045. Debt waivers shall disclose in writing and in clear, understandable language that is easy to read the following:

(1) The name and address of the initial creditor and the borrower at the time of sale, and the identity of any administrator if different from the creditor;

(2) The purchase price, if any, and the terms of the debt waiver including, but not limited to, the requirements for protection, conditions, or exclusions associated with the debt waiver;

(3) A statement that the borrower may cancel the debt waiver within a free-look period as specified in the debt waiver and, if so cancelled, shall be entitled to a full refund of the purchase price paid by the borrower, if any, so long as no benefits have been provided;

(4) The procedure the borrower is required to follow, if any, to obtain debt waiver benefits under the terms and conditions of the debt waiver, including, if applicable, a telephone number or website and address where the borrower may apply for debt waiver benefits;

(5) The terms and conditions governing cancellation consistent with all applicable Missouri laws; and

(6) A statement that any extension of credit, terms of the credit, or terms of the related motor vehicle sale or lease shall not be conditioned upon the borrower's purchase of a debt waiver.

407.2050. 1. Debt waivers shall provide that if a borrower cancels a debt waiver within the free-look period, the borrower shall be entitled to a full refund of the amount the borrower paid, if any, so long as no benefits have been provided.

2. If, after the debt waiver has been in effect beyond the free-look period, the borrower cancels the debt waiver or there is an early termination of the finance agreement, the borrower may be entitled to a refund of the amount the borrower paid of the unearned portion of the purchase price, if any, less a cancellation fee up to seventy-five dollars, if no benefit has been or will be provided.

3. If the cancellation of a debt waiver occurs as a result of a default under the finance agreement, the repossession of the motor vehicle associated with the finance agreement, or any other termination of the finance agreement, any refund due may be paid directly to the creditor or administrator and applied as a reduction of the amount owed under the finance agreement unless the borrower can show that the finance agreement has been paid in full.

407.2055. 1. Debt waivers offered by state or federal banks or credit unions in compliance with applicable state or federal law shall be exempt from the provisions of sections 407.2020 to 407.2090.

2. The provisions of sections 407.2045 and 407.2080 shall not apply to debt waivers offered in connection with commercial transactions.

407.2060. For purposes of sections 407.2060 to 407.2075, the following terms mean:

(1) "Administrator", any person who is responsible for the administrative or operational functions of vehicle value protection agreements including, but not limited to, the adjudication of claims or benefit requests by contract holders;

(2) "Contract holder", a person who is the purchaser or holder of a vehicle value protection agreement;

(3) "Provider", a person who is obligated to provide a benefit under a vehicle value protection agreement. A provider may perform as an administrator or retain the services of a third-party administrator;

(4) "Vehicle value protection agreement", a contractual agreement that:

(a) Provides a benefit toward the reduction of some or all of the contract holder's current finance agreement deficiency balance or toward the purchase or lease of a replacement motor vehicle or motor vehicle services upon the occurrence of an adverse event to the motor vehicle including, but not limited to, loss, theft, damage, obsolescence, diminished value, or depreciation;

(b) Does not include debt waivers; and

(c) May include agreements such as, but not limited to, trade-in-credit agreements, diminished value agreements, depreciation benefit agreements, or other similarly named agreements.

407.2065. 1. A provider may, but is not required to, use an administrator or other designee to be responsible for any and all of the administration of vehicle value protection agreements in compliance with the provisions of sections 407.2020 to 407.2090.

2. Vehicle value protection agreements shall not be sold unless the contract holder has been or will be provided access to a copy of the vehicle value protection agreement within a reasonable time.

3. In order to assure the faithful performance of the provider's obligations to its contract holders, each provider shall comply with subdivision (1) or (2) of this subsection, as follows:

(1) In order to satisfy the requirements of this subsection under this subdivision, the provider shall insure all its vehicle value protection agreements under an insurance policy that pays or reimburses in the event the provider fails to perform its obligations under the vehicle value protection agreement and that is issued by an insurer who is licensed, registered, or otherwise authorized to do business in this state and who:

(a) Maintains surplus as to policyholders and paid-in capital of at least fifteen million dollars; or

(b) Maintains:

a. Surplus as to policyholders and paid-in capital of less than fifteen million dollars but at least equal to ten million dollars; and

b. A ratio of net written premiums, wherever written, to surplus as to policyholders and paid-in capital of not greater than three to one; or

(2) In order to satisfy the requirements of this subsection under this subdivision, the provider shall:

(a) Maintain, or together with its parent company maintain, a net worth or stockholders' equity of one hundred million dollars; and

(b) Upon request, provide the attorney general with a copy of the provider's or the provider's parent company's most recent Form 10-K or Form 20-F filed with the Securities and Exchange Commission (SEC) within the last calendar year or, if the company does not file with the SEC, a copy of the company's audited financial statements, which show a net worth of the provider or its parent company of at least one hundred million dollars. If the provider's parent company's Form 10-K, Form 20-F, or financial statements are filed to meet the provider's financial security requirement, the parent company shall agree to guarantee the obligations of the provider relating to vehicle value protection agreements sold by the provider in this state.

4. Except for the requirements specified in subsection 3 of this section, no other financial security requirements shall be required for vehicle value protection agreement providers.

407.2070. Vehicle value protection agreements shall disclose in writing and in clear, understandable language that is easy to read the following:

(1) The name and address of the provider, contract holder, and administrator, if any;

(2) The terms of the vehicle value protection agreement including, but not limited to, the purchase price to be paid by the contract holder, if any, the requirements for eligibility, the conditions of coverage, and any exclusions;

(3) A statement that the vehicle value protection agreement may be cancelled by the contract holder within a free-look period as specified in the vehicle value protection agreement and that in such event the contract holder shall be entitled to a full refund of the purchase price paid by the contract holder, if any, so long as no benefits have been provided;

(4) The procedure the contract holder shall follow, if any, to obtain a benefit under the terms and conditions of the vehicle value protection agreement, including, if applicable, a telephone number or website and address where the contract holder may apply for a benefit;

(5) A statement that indicates whether the vehicle value protection agreement may be cancelled after the free-look period and the conditions under which it may be cancelled, including the procedures for requesting any refund of the unearned purchase price paid by the contract holder;

(6) If the vehicle value protection agreement is cancellable after the free-look period, a statement that any refund of the unearned purchase price of the vehicle value protection agreement shall be calculated on a pro rata basis;

(7) A statement that any extension of credit, terms of the credit, or terms of the related motor vehicle sale or lease shall not be conditioned upon the purchase of the vehicle value protection agreement;

(8) The terms, restrictions, or conditions governing cancellation of the vehicle value protection agreement before the termination or expiration date of the vehicle value protection agreement by either the provider or the contract holder. The provider of the vehicle value protection agreement shall mail a written notice to the contract holder at the last known address of the contract holder contained in the records of the provider at least five days before cancellation by the provider. Prior notice shall not be required if the reason for cancellation is nonpayment of the provider fee, a material misrepresentation by the contract holder to the provider or administrator, or a substantial breach of duties by the contract holder relating to the covered product or its use. The notice shall state the effective date of the cancellation and the reason for the cancellation. If a vehicle value protection agreement is cancelled by the provider for a reason other than nonpayment of the provider fee, the provider shall refund to the contract holder one hundred percent of the unearned pro rata provider fee paid by the contract holder, if any. If coverage under the vehicle value protection agreement continues after a claim, any refund may deduct claims paid. A reasonable administrative fee may be charged by the provider up to seventy-five dollars; and

(9) A statement that the agreement is not an insurance contract.

407.2075. The provisions of sections 407.2070 and 407.2080 shall not apply to vehicle value protection agreements offered in connection with a commercial transaction.

407.2080. The attorney general may take action that is necessary or appropriate to enforce the provisions of sections 407.2020 to 407.2090 and to protect motor vehicle financial protection product consumers in this state. After proper notice and opportunity for hearing, the attorney general may:

(1) Order the creditor, provider, administrator, or any other person not in compliance with the provisions of sections 407.2020 to 407.2090 to cease and desist from product-related operations that are in violation of the provisions of sections 407.2020 to 407.2090; and

(2) Impose a penalty of not more than five hundred dollars for each violation of the provisions of sections 407.2020 to 407.2090 and not more than ten thousand dollars in the aggregate for all violations of a similar nature. A violation shall be considered of a similar nature to another violation if the violation consists of the same or similar course of conduct, action, or practice, irrespective of the number of times the action, conduct, or practice that is determined to be a violation of the provisions of sections 407.2020 to 407.2090 occurred.

407.2085. Notwithstanding the provisions of section 407.2090, all motor vehicle financial protection products issued before and on and after August 28, 2023, shall not be considered insurance.

407.2090. The provisions of sections 407.2020 to 407.2090 shall apply to all motor vehicle financial protection products that become effective after February 23, 2024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 4** was adopted.

Representative Reedy offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 58, Section 427.300, Line 214, by inserting after said section and line the following:

"475.040. If it appears to the court, acting on the petition of the guardian, the conservator, the respondent or of a ward over the age of fourteen, or on its own motion, at any time before the termination of the guardianship or conservatorship, that the proceeding was commenced in the wrong county, or that the domicile **[**~~or residence~~**]** of the ward or protectee has **[**~~been~~**]** changed to another county, or in case of conservatorship of the estate that it would be for the best interest of the ward or disabled person and his estate, the court may order the proceeding with all papers, files and a transcript of the proceedings transferred to the probate division of the circuit court of another county. The court to which the transfer is made shall take jurisdiction of the case, place the transcript of record and proceed to the final settlement of the case as if the appointment originally had been made by it.

475.275. 1. The conservator, at the time of filing any settlement with the court, shall exhibit all securities or investments held by him to an officer of the bank or other depositary wherein the securities or investments are held for safekeeping or to an authorized representative of the corporation which is surety on his bond, or to the judge or clerk of a court of record in this state, or upon request of the conservator or other interested party, to any other reputable person designated by the court, who shall certify in writing that he has examined the securities or investments and identified them with those described in the account and shall note any omission or discrepancies. If the depositary is the conservator, the certifying officer shall not be the officer verifying the account. The conservator may exhibit the securities or investments to the judge of the court, who shall endorse on the account and copy thereof, a certificate that the securities or investments shown therein as held by the conservator were each in fact exhibited to him and that those exhibited to him were the same as those in the account and noting any omission or discrepancy. The certificate, and the certificate of an official of the bank in which are deposited any funds for which the conservator is accountable, showing the amount on deposit, shall be prepared and signed in duplicate and one of each shall be filed by the conservator with his account.

2. (1) As used in and pursuant to this section, a "pooled account" is an account within the meaning of this section and means any account maintained by a fiduciary for more than one principal and is established for the purpose of managing and investing and to manage and invest the funds of such principals. No fiduciary shall or may place funds into a pooled account unless the account meets the following criteria:

(a) The pooled account is maintained at a bank or savings and loan institution;

(b) The pooled account is titled in such a way as to reflect that the account is being held by a fiduciary in a custodial capacity;

(c) The fiduciary maintains, or causes to be maintained, records containing information as to the name and ownership interest of each principal in the pooled account;

(d) The fiduciary's records contain a statement of all accretions and disbursements; and

(e) The fiduciary's records are maintained in the ordinary course of business and in good faith.

(2) The public administrator of any county **[**~~with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants~~**]** serving as a conservator **or personal representative** and using and utilizing pooled accounts for the investing**[**~~, investment,~~**]** and management of **[**~~conservatorship~~**] estate** funds shall have any such accounts **[**~~audited~~**] examined** on at least an annual basis **[**~~and no less than one time per year~~**]** by an independent certified public accountant. **[**~~The audit provided shall review the records of the receipts and disbursements of each estate account. Upon completion of the investigation, the certified public accountant shall render a report to the judge of record in this state showing the receipts, disbursements, and account balances as to each estate and as well as the total assets on deposit in the pooled account on the last calendar day of each year.~~**] The examination shall:**

(a) Compare the pooled account's year-end bank statement and obtain the reconciliation of the pooled account from the bank statement to the fiduciary's general ledger balance on the same day;

(b) Reconcile the total of individual accounts in the fiduciary's records to the reconciled pooled account's balance and note any difference;

(c) Confirm if collateral is pledged to secure amounts on deposit in the pooled account in excess of Federal Deposit Insurance Corporation coverage; and

(d) Confirm the account balance with the financial institution.

(3) A public administrator using and utilizing pooled accounts as provided by this section shall certify by affidavit that he or she has met the conditions for establishing a pooled account as set forth in subdivision (2) of this subsection.

(4) The county shall provide for the expense of **[**~~such audit~~**] the report**. If and where the public administrator has provided the judge with **[**~~the audit~~**] the report** pursuant to and required by this subsection and section, the public administrator shall not be required to obtain the written **[**~~certification~~**] verification** of an officer of a bank or other depository on any estate asset maintained within the pooled account as otherwise required in and under subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reedy, **House Amendment No. 5** was adopted.

Representative Deaton offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 1, Section A, Line 8, by inserting after all of said section and line the following:

"**30.266. The state treasurer may keep in the custody of the state treasury an amount of gold and silver greater than or equal to one percent of all state funds. Nothing in this section shall require the state treasurer to invest any state funds in a manner inconsistent with Article IV, Section 15 of the Missouri Constitution.**"; and

Further amend said bill, Page 22, Section 130.041, Line 115, by inserting after all of said section and line the following:

"137.100. The following subjects are exempt from taxation for state, county or local purposes:

(1) Lands and other property belonging to this state;

(2) Lands and other property belonging to any city, county or other political subdivision in this state, including market houses, town halls and other public structures, with their furniture and equipments, and on public squares and lots kept open for health, use or ornament;

(3) Nonprofit cemeteries;

(4) The real estate and tangible personal property which is used exclusively for agricultural or horticultural societies organized in this state, including not-for-profit agribusiness associations;

(5) All property, real and personal, actually and regularly used exclusively for religious worship, for schools and colleges, or for purposes purely charitable and not held for private or corporate profit, except that the exemption herein granted does not include real property not actually used or occupied for the purpose of the organization but held or used as investment even though the income or rentals received therefrom is used wholly for religious, educational or charitable purposes;

(6) Household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place;

(7) Motor vehicles leased for a period of at least one year to this state or to any city, county, or political subdivision or to any religious, educational, or charitable organization which has obtained an exemption from the payment of federal income taxes, provided the motor vehicles are used exclusively for religious, educational, or charitable purposes;

(8) Real or personal property leased or otherwise transferred by an interstate compact agency created pursuant to sections 70.370 to 70.430 or sections 238.010 to 238.100 to another for which or whom such property is not exempt when immediately after the lease or transfer, the interstate compact agency enters into a leaseback or

other agreement that directly or indirectly gives such interstate compact agency a right to use, control, and possess the property; provided, however, that in the event of a conveyance of such property, the interstate compact agency must retain an option to purchase the property at a future date or, within the limitations period for reverters, the property must revert back to the interstate compact agency. Property will no longer be exempt under this subdivision in the event of a conveyance as of the date, if any, when:

(a) The right of the interstate compact agency to use, control, and possess the property is terminated;

(b) The interstate compact agency no longer has an option to purchase or otherwise acquire the property; and

(c) There are no provisions for reverter of the property within the limitation period for reverters;

(9) All property, real and personal, belonging to veterans' organizations. As used in this section, "veterans' organization" means any organization of veterans with a congressional charter, that is incorporated in this state, and that is exempt from taxation under section 501(c)(19) of the Internal Revenue Code of 1986, as amended;

(10) Solar energy systems not held for resale**; and**

(11) Virtual currencies. As used in this section, "virtual currency" means any type of digital representation of value that:

(a) Is used as a medium of exchange, unit of account, or store of value; and

(b) Is not recognized as legal tender by the United States government.

143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable

year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

(a) Livestock Forage Disaster Program;

(b) Livestock Indemnity Program;

(c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;

(d) Emergency Conservation Program;

(e) Noninsured Crop Disaster Assistance Program;

(f) Pasture, Rangeland, Forage Pilot Insurance Program;

(g) Annual Forage Pilot Program;

(h) Livestock Risk Protection Insurance Plan;

(i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist; **[**~~and~~**]**

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state**; and**

(13) For all tax years beginning on or after January 1, 2024, the portion of capital gain on the sale or exchange of gold and silver that are otherwise included in the taxpayer's federal adjusted gross income.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020."; and

Further amend said bill, Page 50, Section 407.640, Line 24, by inserting after all of said section and line the following:

"408.010. **[**~~The silver coins of the United States are hereby declared a legal tender, at their par value, fixed by the laws of the United States , and shall be receivable in payment of all debts, public or private, hereafter contracted in the state of Missouri; provided, however, that no person shall have the right to pay, upon any one debt, dimes and half dimes to an amount exceeding ten dollars, or of twenty and twenty-five cent pieces exceeding twenty dollars~~ **] 1. The state of Missouri shall accept gold and silver coinage as legal tender, at spot price plus market premium, for payment of any debt, tax, fee, or obligation owed. Costs incurred in the course of verification of the weight and purity of any gold or silver coinage during any such transaction shall be borne by the receiving entity**.

2. No person or entity shall be required to use gold or silver coinage in the payment of any debt.

3. Nothing in this section shall prohibit the use of federal reserve notes in the payment of any debt.

4. Except as otherwise provided in section 513.607, under no circumstance shall the state of Missouri or any department, agency, political subdivision, or instrumentality thereof seize from any person any gold or silver that is owned by such person. Any person who has his or her gold or silver seized in violation of this section shall have a cause of action in a court of competent jurisdiction. Any successful cause of action shall result in an award of attorney's fees.

408.012. 1. The state of Missouri shall not require payment in the form of any digital currency.

2. For purposes of this section, "digital currency" means any currency or money that is primarily stored, managed, or transferred by electronic means."; and

Further amend said bill, Page 52, Section 408.500, Line 62, by inserting after all of said section and line the following:

"**408.900. 1. For purposes of this section, the following terms shall mean:**

(1) "Blockchain network", a group of computers working together to run a consensus mechanism to agree upon and verify data in a digital record;

(2) "Digital asset", any cryptocurrencies, natively electronic assets, including stable coins, nonfungible tokens, and other digital-only assets that confer economic, proprietary, or access rights or powers;

(3) "Digital asset mining", using electricity to power a computer for the purpose of securing a blockchain network;

(4) "Digital asset mining business", a group of computers working at a single site that consumes more than one megawatt of energy for the purpose of generating digital assets by securing a blockchain network;

(5) "Discriminatory rates", electricity rates substantially different from other industrial uses of electricity in similar geographic areas;

(6) "Home digital asset mining", mining digital assets in areas zoned for residential use;

(7) "Money transmitter", any person, as that term is defined in section 361.700, that is subject to sections 361.700 to 361.727;

(8) "Node", a computational device that contains a copy of a blockchain ledger.

2. (1) Any person may run a node or a series of nodes in Missouri for the purpose of home digital asset mining at the person's private residence.

(2) A person or entity may have a digital asset mining business in any area in this state that is zoned for industrial use.

(3) Any person engaged in home digital asset mining or digital asset mining business shall not be considered a money transmitter.

3. A political subdivision shall not:

(1) Limit the sound decibels generated from home digital asset mining other than limits set for sound pollution generally;

(2) Impose any requirement on a digital asset mining business that is not also a requirement for data centers in such political subdivision; or

(3) Rezone the area in which a digital asset mining business is located without complying with applicable state and local zoning laws or rezone any area with the intent or effect of discriminating against a digital asset mining business.

4. A digital asset mining business may appeal a change in zoning pursuant to any applicable state or local zoning laws.

5. The public service commission may set rates reflective of cost to serve, but shall not establish a rate schedule for digital asset mining that creates discriminatory rates for digital asset mining businesses."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Christofanelli offered **House Amendment No. 1 to House Amendment No. 6**.

House Amendment No. 1
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 6, Line 35, by inserting after all of said section and line the following:

"Further amend said bill, Page 46, Section 361.715, Line 14, by inserting after all of said section and line the following:

"**361.749. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:**

(1) "Commissioner", the commissioner of the division of finance;

(2) "Consumer", any individual;

(3) "Consumer-directed wage access services", the business of offering or providing earned wage access services directly to a consumer based on the consumer's representation and the provider's reasonable determination of the consumer's earned but unpaid income;

(4) "Division", the Missouri division of finance within the department of commerce and insurance;

(5) "Earned but unpaid income", salary, wages, compensation, or other income that a consumer or an employer has represented, and that a provider has reasonably determined, has been earned or has accrued to the benefit of the consumer in exchange for the consumer's provision of services to the employer or on behalf of the employer, including on an hourly, project-based, piecework, or other basis and including where the consumer is acting as an independent contractor of the employer, but has not, at the time of the payment of proceeds, been paid to the consumer by the employer;

(6) "Earned wage access services", the business of providing consumer-directed wage access services, employer-integrated wage access services, or both;

(7) "Employer":

(a) A person who employs a consumer; or

(b) Any other person who is contractually obligated to pay a consumer earned but unpaid income in exchange for a consumer's provision of services to the employer or on behalf of the employer, including on an hourly, project-based, piecework, or other basis and including where the consumer is acting as an independent contractor with respect to the employer.

"Employer" does not include a customer of an employer or any other person whose obligation to make a payment of salary, wages, compensation, or other income to a consumer is not based on the provision of services by that consumer for or on behalf of such person;

(8) "Employer-integrated wage access services", the business of delivering to consumers access to earned but unpaid income that is based on employment, income, and attendance data obtained directly or indirectly from an employer;

(9) "Fee":

(a) A fee imposed by a provider for delivery or expedited delivery of proceeds to a consumer;

(b) A subscription or membership fee imposed by a provider for a bona fide group of services that includes earned wage access services; or

(c) An amount paid by an employer to a provider on a consumer's behalf, which entitles the consumer to receive proceeds at reduced or no cost to the consumer.

A voluntary tip, gratuity, or donation shall not be deemed a fee;

(10) "Outstanding proceeds", a payment of proceeds to a consumer by a provider that has not yet been repaid to that provider;

(11) "Person", a partnership, corporation, association, sole proprietorship, limited liability company, or nonprofit or governmental entity;

(12) "Proceeds", a payment of funds to a consumer by a provider that is based on earned but unpaid income;

(13) "Provider", a person who is in the business of offering and providing earned wage access services to consumers.

2. (1) No person shall engage in the business of earned wage access services in this state without first registering as an earned wage access services provider with the division.

(2) The annual registration fee shall be one thousand dollars payable to the division as of the first day of July of each year. The division may establish a biennial registration arrangement, but in no case shall the registration fee be payable for more than one year at a time.

(3) Registration shall be made on forms prepared by the commissioner and shall contain the following information:

(a) Name, business address, and telephone number of the earned wage access services provider;

(b) Name and business address of corporate officers and directors or principals or partners;

(c) A sworn statement by an appropriate officer, principal, or partner of the earned wage access services provider that:

a. The provider is financially capable of engaging in the business of earned wage access services; and

b. If a corporation, that the corporation is authorized to transact business in this state.

If any material change occurs in the information contained in the registration form, a revised statement shall be submitted to the commissioner.

(4) A certificate of registration shall be issued by the commissioner within thirty calendar days after the date on which all registration materials have been received by the commissioner and shall not be assignable or transferable, except as approved by the commissioner.

(5) Each certificate of registration shall remain in full force and effect until surrendered, revoked, or suspended.

3. This section shall not apply to:

(1) A bank or savings and loan association whose deposits or accounts are eligible for insurance by the Federal Deposit Insurance Corporation, or a subsidiary of such a bank or savings and loan association;

(2) A credit union doing business in this state; or

(3) A person authorized to make loans or extensions of credit under the laws of this state or the United States, who is subject to regulation and supervision by this state or the United States.

4. Each provider shall:

(1) Develop and implement policies and procedures to respond to questions raised by consumers and address complaints from consumers in an expedient manner;

(2) Before entering into an agreement with a consumer for the provision of earned wage access services, provide a consumer with a written paper or electronic document, which can be included as part of the contract to provide earned wage access services and which meets all of the following requirements:

(a) Informs the consumer of his or her rights under the agreement; and

(b) Fully and clearly discloses all fees associated with the earned wage access services;

(3) Inform the consumer of the fact of any material changes to the terms and conditions of the earned wage access services before implementing those changes for that consumer;

(4) Provide proceeds to a consumer by any means mutually agreed upon by the consumer and provider;

(5) Comply with all local, state, and federal privacy and information security laws;

(6) In any case in which the provider will seek repayment of outstanding proceeds, fees, or other payments, including voluntary tips, gratuities, or other donations from a consumer's account at a depository institution and including via electronic funds transfer:

(a) Comply with applicable provisions of the federal Electronic Funds Transfer Act and its implementing regulations; and

(b) Reimburse the consumer for the full amount of any overdraft or nonsufficient funds fees imposed on a consumer by the consumer's depository institution that were caused by the provider attempting to seek payment of any outstanding proceeds, fees, voluntary tips, gratuities, or other donations on a date before, or in an incorrect amount from, the date or amount disclosed to the consumer.

The provisions of this subdivision shall not apply with respect to payments of outstanding proceeds, fees, tips, gratuities, or other donations incurred by a consumer through fraudulent or other means; and

(7) If a provider solicits, charges, or receives a tip, gratuity, or donation from a consumer:

(a) Clearly and conspicuously disclose to the consumer immediately prior to each transaction that a tip, gratuity, or donation amount may be zero and is voluntary;

(b) Clearly and conspicuously disclose in its service contract with the consumer and elsewhere that tips, gratuities, or donations are voluntary and that the offering of earned wage access services, including the amount of the proceeds a consumer is eligible to request and the frequency with which proceeds are provided to a consumer, is not contingent on whether the consumer pays any tip, gratuity, or donation or on the size of any tip, gratuity, or donation;

(c) Refrain from misleading or deceiving consumers about the voluntary nature of such tips, gratuities, or donations; and

(d) Refrain from making representations that tips or gratuities will benefit any specific, individual person.

5. A provider shall not:

(1) Share with an employer any fees, voluntary tips, gratuities, or other donations that were received from or charged to a consumer for earned wage access services;

(2) Charge interest for failure to repay outstanding proceeds, fees, voluntary tips, gratuities, or other donations;

(3) Report any information about the consumer regarding the inability of the provider to be repaid outstanding proceeds, fees, voluntary tips, gratuities, or other donations to a consumer credit reporting agency or a debt collector;

(4) Require a consumer's credit report or credit score to determine a consumer's eligibility for earned wage access services;

(5) Accept payment from a consumer of outstanding proceeds, fees, voluntary tips, gratuities, or other donations via credit card or charge card; or

(6) Compel or attempt to compel repayment by a consumer of outstanding proceeds, fees, voluntary tips, gratuities, or other donations through any of the following means:

(a) A suit against the consumer in a court of competent jurisdiction;

(b) Use of a third party to pursue collection from the consumer on the provider's behalf; or

(c) Sale of outstanding amounts to a third-party collector or debt buyer for collection from the consumer.

The provisions of this subdivision shall not apply to payments of outstanding proceeds, fees, tips, gratuities, or other donations incurred by a consumer through fraudulent or other means or preclude a provider from pursuing an employer for breach of its contractual obligations to the provider.

6. For purposes of the laws of this state:

(1) Earned wage access services offered and provided by a registered provider shall not be considered to be any of the following:

(a) A violation of or noncompliance with the laws governing the sale or assignment of or an order for earned but unpaid income;

(b) A loan or other form of credit, and the provider shall not be considered a creditor or a lender;

(c) Money transmission, and the provider shall not be considered a money transmitter;

(2) Fees, voluntary tips, gratuities, or other donations shall not be considered interest or finance charges.

7. The commissioner, or his or her duly authorized representative, may make such investigation as is deemed necessary and, to the extent necessary for this purpose, may examine the registrant or any other person having personal knowledge of the matters under investigation, and shall have the power to compel the production of all relevant books, records, accounts, and documents by registrants.

8. (1) An earned wage access services provider shall maintain records of its earned wage access services transactions and shall preserve its records for at least two years after the final date on which it provides proceeds to a consumer.

(2) Records required by this section may be maintained electronically.

9. The division may promulgate rules as may be necessary for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

10. (1) Any provider registered pursuant to this section who fails, refuses, or neglects to comply with the provisions of this section or commits any criminal act may have its registration suspended or revoked by the commissioner, after a hearing before the commissioner on an order of the commissioner to show cause why such order of suspension or revocation should not be entered specifying the grounds therefor, which shall be served on the registrant at least ten days prior to the hearing.

(2) Whenever it shall appear to the commissioner that any provider registered pursuant to this section is failing, refusing, or neglecting to make a good faith effort to comply with the provisions of this section, the commissioner may issue an order to cease and desist, which order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure, or refusal shall continue. The penalty shall be assessed and collected by the commissioner. In determining the amount of the penalty, the commissioner shall take into account the appropriateness of the penalty with respect to the gravity of the violation, the history of previous violations, and such other matters as justice may require.

11. All revenues collected by or paid to the commissioner pursuant to this section shall be forwarded immediately to the director of revenue, who shall deposit them in the division of finance fund.

12. Any earned wage access services provider knowingly and willfully violating the provisions of this section shall be guilty of a class A misdemeanor.

13. If there is a conflict between the provisions of this section and any other state statute, the provisions of this section shall control."; and"; and

Further amend said amendment, Page 8, Line 23, by inserting after all of said line the following:

"Further amend said bill, Page 58, Section 427.300, Line 214, by inserting after all of said section and line the following:

"**436.550. Sections 436.550 to 436.572 shall be known and may be cited as the "Consumer Legal Funding Act".**

436.552. As used in sections 436.550 to 436.572, the following terms mean:

(1) "Advertise", publishing or disseminating any written, electronic, or printed communication or any communication by means of recorded telephone messages or transmitted on radio, television, the internet, or similar communications media, including film strips, motion pictures, and videos, published, disseminated, circulated, or placed before the public, directly or indirectly, for the purpose of inducing a consumer to enter into a consumer legal funding contract;

(2) "Affiliate", as defined in section 515.505;

(3) "Charges", the amount of moneys to be paid to the consumer legal funding company by or on behalf of the consumer above the funded amount provided by or on behalf of the company to a consumer under sections 436.550 to 436.572. Charges include all administrative, origination, underwriting, or other fees, no matter how denominated;

(4) "Commissioner", the commissioner of the division of finance within the department of commerce and insurance;

(5) "Consumer", a natural person who has a legal claim and resides or is domiciled in Missouri;

(6) "Consumer legal funding company" or "company", a person or entity that enters into a consumer legal funding contract with a consumer for an amount less than five hundred thousand dollars. The term shall not include:

(a) An immediate family member of the consumer;

(b) A bank, lender, financing entity, or other special purpose entity:

a. That provides financing to a consumer legal funding company; or

b. To which a consumer legal funding company grants a security interest or transfers any rights or interest in a consumer legal funding; or

(c) An attorney or accountant who provides services to a consumer;

(7) "Consumer legal funding contract", a nonrecourse contractual transaction in which a consumer legal funding company purchases and a consumer assigns to the company a contingent right to receive an amount of the potential proceeds of a settlement, judgment, award, or verdict obtained in the consumer's legal claim, so long as all of the following apply:

(a) The consumer, at their sole discretion, shall use the funds to address personal needs or household expenses;

(b) The consumer shall not use the funds to pay for attorneys' fees, legal filings, legal marketing, legal document preparation or drafting, appeals, expert testimony, or other litigation-related expenses;

(8) "Division", the division of finance within the department of commerce and insurance;

(9) "Funded amount", the amount of moneys provided to or on behalf of the consumer in the consumer legal funding contract. "Funded amount" shall not include charges;

(10) "Funding date", the date on which the funded amount is transferred to the consumer by the consumer legal funding company either by personal delivery, via wire, automated clearing house transfer, or other electronic means, or by insured, certified, or registered United States mail;

(11) "Immediate family member", a parent; sibling; child by blood, adoption, or marriage; spouse; grandparent; or grandchild;

(12) "Legal claim", a bona fide civil claim or cause of action;

(13) "Medical provider", any person or business providing medical services of any kind to a consumer including, but not limited to, physicians, nurse practitioners, hospitals, physical therapists, chiropractors, or radiologists as well as any of their employees or contractors or any practice groups, partnerships, or incorporations of the same;

(14) "Resolution date", the date the amount funded to the consumer, plus the agreed-upon charges, is delivered to the consumer legal funding company.

436.554. 1. All consumer legal funding contracts shall meet the following requirements:

(1) The contract shall be completely filled in when presented to the consumer for signature;

(2) The contract shall contain, in bold and boxed type, a right of rescission allowing the consumer to cancel the contract without penalty or further obligation if, within ten business days after the funding date, the consumer either:

(a) Returns the full amount of the disbursed funds to the consumer legal funding company by delivering the company's uncashed check to the company's office in person; or

(b) Mails a notice of cancellation by insured, certified, or registered United States mail to the address specified in the contract and includes a return of the full amount of disbursed funds in such mailing in the form of the company's uncashed check or a registered or certified check or money order;

(3) The contract shall contain the initials of the consumer on each page; and

(4) The contract shall require the consumer to give nonrevocable written direction to the consumer's attorney requiring the attorney to notify the consumer legal funding company when the legal claim has been resolved. Once the consumer legal funding company confirms in writing the amount due under the contract, the consumer's attorney shall pay, from the proceeds of the resolution of the legal claim, the consumer legal funding company the amount due within ten business days.

2. The consumer legal funding company shall provide the consumer's attorney with a written notification of the consumer legal funding contract provided to the consumer within three business days of the funding date by way of postal mail, courier service, facsimile, or other means of proof of delivery method.

3. A consumer legal funding contract shall be entered into only if the contract involves an existing legal claim in which the consumer is represented by an attorney.

436.556. No consumer legal funding company shall:

(1) Pay or offer to pay commissions, referral fees, or other forms of consideration to any attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees for referring a consumer to the company;

(2) Accept any commissions, referral fees, rebates, or other forms of consideration from an attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees;

(3) Intentionally advertise materially false or misleading information regarding its products or services;

(4) Refer, in furtherance of an initial legal funding, a customer or potential customer to a specific attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees. However, the company may refer the customer to a local or state bar association referral service if a customer needs legal representation;

(5) Fail to promptly supply a copy of the executed contract to the consumer's attorney;

(6) Knowingly provide funding to a consumer who has previously assigned or sold a portion of the right to proceeds from the consumer's legal claim unless the consumer legal funding company pays or purchases the entire unsatisfied funded amount and contracted charges from the prior consumer legal funding company or the two companies agree to a lesser amount in writing. However, multiple companies may agree to contemporaneously provide funding to a consumer, provided that the consumer and the consumer's attorney consent to the arrangement in writing;

(7) Receive any right to or make any decisions with respect to the conduct of the underlying legal claim or any settlement or resolution thereof. The right to make such decisions shall remain solely with the consumer and the attorney in the legal claim;

(8) Knowingly pay or offer to pay for court costs, filing fees, or attorney's fees either during or after the resolution of the legal claim by using funds from the consumer legal funding contract. The consumer legal funding contract shall include a provision advising the consumer that the funding shall not be used for such costs or fees; or

(9) Sell a consumer litigation funding contract in whole or in part to a third party. However, if the consumer legal funding company retains responsibility for collecting payment, administering, and otherwise enforcing the consumer legal funding contract, the provisions of this subdivision shall not apply to any of the following:

(a) An assignment to a wholly owned subsidiary of the consumer legal funding company;

(b) An assignment to an affiliate of the consumer legal funding company that is under common control;

(c) The granting of a security interest under Article 9 of the Uniform Commercial Code, or as otherwise permitted by law.

436.558. 1. The contracted amount to be paid to the consumer legal funding company shall be set as a predetermined amount based upon intervals of time from the funding date to the resolution date and shall not be determined as a percentage of the recovery from the legal claim.

2. No consumer legal funding contract shall be valid if its terms exceed a period of forty-eight months. No consumer legal funding contract shall be automatically renewed.

436.560. All consumer legal funding contracts shall contain the disclosures specified in this section, which shall constitute material terms of the contract. Unless otherwise specified, the disclosures shall be typed in at least twelve-point bold-type font and be placed clearly and conspicuously within the contract, as follows:

(1) On the front page under appropriate headings, language specifying:

(a) The funded amount to be paid to the consumer by the consumer legal funding company;

(b) An itemization of one-time charges;

(c) The total amount to be assigned by the consumer to the company, including the funded amount and all charges; and

(d) A payment schedule to include the funded amount and charges, listing all dates and the amount due at the end of each six-month period from the funding date until the date the maximum amount due to the company by the consumer to satisfy the amount due pursuant to the contract;

(2) Within the body of the contract, in accordance with the provisions under subdivision (2) of subsection 1 of section 436.554: "Consumer's Right to Cancellation: You may cancel this contract without penalty or further obligation within ten business days after the funding date if you either:

(a) Return the full amount of the disbursed funds to the consumer legal funding company by delivering the company's uncashed check to the company's office in person; or

(b) Mail a notice of cancellation by insured, certified, or registered United States mail to the company at the address specified in the contract and include a return of the full amount of disbursed funds in such mailing in the form of the company's uncashed check or a registered or certified check or money order.";

(3) Within the body of the contract, a statement that the company has no influence over any aspect of the consumer's legal claim or any settlement or resolution of the consumer's legal claim and that all decisions related to the consumer's legal claim remain solely with the consumer and the consumer's attorney;

(4) Within the body of the contract, in all capital letters and in at least twelve-point bold-type font contained within a box: "THE FUNDED AMOUNT AND AGREED-UPON CHARGES SHALL BE PAID ONLY FROM THE PROCEEDS OF YOUR LEGAL CLAIM AND SHALL BE PAID ONLY TO THE EXTENT THAT THERE ARE AVAILABLE PROCEEDS FROM YOUR LEGAL CLAIM. IF THERE IS NO RECOVERY OF ANY DAMAGES FROM YOUR LEGAL CLAIM OR IF THERE IS NOT ENOUGH MONEY TO PAY BACK THE CONSUMER LEGAL FUNDING COMPANY IN FULL, YOU WILL NOT BE OBLIGATED TO PAY THE CONSUMER LEGAL FUNDING COMPANY ANYTHING IN EXCESS OF YOUR RECOVERY UNLESS YOU HAVE VIOLATED THIS CONTRACT. YOU WILL NOT OWE (INSERT NAME OF THE CONSUMER LEGAL FUNDING COMPANY) ANYTHING IF THERE ARE NO PROCEEDS FROM YOUR LEGAL CLAIM UNLESS YOU OR YOUR ATTORNEY HAVE VIOLATED ANY MATERIAL TERM OF THIS CONTRACT OR UNLESS YOU HAVE COMMITTED FRAUD AGAINST THE CONSUMER LEGAL FUNDING COMPANY."; and

(5) Located immediately above the place on the contract where the consumer's signature is required, in twelve-point font: "Do not sign this contract before you read it completely or if it contains any blank spaces. You are entitled to a completely filled-in copy of the contract. Before you sign this contract, you should obtain the advice of an attorney. Depending on the circumstances, you may want to consult a tax, public or private benefits planning, or financial professional. You acknowledge that your attorney in the legal claim has provided no tax, public or private benefit planning, or financial advice regarding this transaction.".

436.562. 1. Nothing in sections 436.550 to 436.572 shall be construed to restrict the exercise of powers or the performance of the duties of the state attorney general that he or she is authorized to exercise or perform by law.

2. If a court of competent jurisdiction determines that a consumer legal funding company has intentionally violated the provisions of sections 436.550 to 436.572 in a consumer legal funding contract, the consumer legal funding contract shall be voided.

436.564. 1. The contingent right to receive an amount of the potential proceeds of a legal claim is assignable.

2. Nothing contained in sections 436.550 to 436.572 shall be construed to cause any consumer legal funding contract conforming to sections 436.550 436.572 to be deemed a loan or to be subject to any of the provisions governing loans. A consumer legal funding contract that complies with sections 436.550 to 436.572 is not subject to any other statutory or regulatory provisions governing loans or investment contracts. To the extent that sections 436.550 to 436.572 conflict with any other law, such sections shall supersede the other law for the purposes of regulating consumer legal funding in this state.

3. Only attorney's liens related to the legal claim, Medicare, or other statutory liens related to the legal claim shall take priority over claims to proceeds from the consumer legal funding company. All other liens and claims shall take priority by normal operation of law.

4. No consumer legal funding company shall report a consumer to a credit reporting agency if insufficient funds remain from the net proceeds to repay the company.

436.566. An attorney or law firm retained by the consumer in the legal claim shall not have a financial interest in the consumer legal funding company offering consumer legal funding to that consumer. Additionally, any practicing attorney who has referred the consumer to his or her retained attorney shall not have a financial interest in the consumer legal funding company offering consumer legal funding to that consumer.

436.568. No communication between the consumer's attorney in the legal claim and the consumer legal funding company necessary to ascertain the status of a legal claim or a legal claim's expected value shall be discoverable by a party with whom the claim is filed or against whom the claim is asserted. This section does not limit, waive, or abrogate the scope or nature of any statutory or common-law privilege, including the work-product doctrine and attorney-client privilege.

436.570. 1. A consumer legal funding company shall not engage in the business of consumer legal funding in this state unless it has first obtained a license from the division of finance.

2. A consumer legal funding company's initial or renewal license application shall be in writing, made under oath, and on a form provided by the commissioner.

3. Every consumer legal funding company, at the time of filing a license application, shall pay the sum of five hundred fifty dollars for the period ending the thirtieth day of June next following the date of

payment; thereafter, a like fee shall be paid on or before June thirtieth of each year and shall be credited to the division of finance fund established under section 361.170.

4. A consumer legal funding license shall not be issued unless the division of finance, upon investigation, finds that the character and fitness of the applicant company, and of the officers and directors thereof, are such as to warrant belief that the business shall operate honestly and fairly within the purposes of sections 436.550 to 436.572.

5. Every applicant shall also, at the time of filing such application, file a bond satisfactory to the division of finance in an amount not to exceed fifty thousand dollars. The bond shall provide that the applicant shall faithfully conform to and abide by the provisions of sections 436.550 to 436.572, to all rules lawfully made by the commissioner under sections 436.550 to 436.572, and the bond shall act as a surety for any person or the state for any and all amount of moneys that may become due or owing from the applicant under and by virtue of sections 436.550 to 436.572, which shall include the result of any action that occurred while the bond was in place for the applicable period of limitations under statute and so long as the bond is not exhausted by valid claims.

6. If an action is commenced on a licensee's bond, the commissioner may require the filling of a new bond. Immediately upon any recovery on the bond, the licensee shall file a new bond.

7. To ensure the effective supervision and enforcement of sections 436.550 to 436.572, the commissioner may, under chapter 536:

(1) Deny, suspend, revoke, condition, or decline to renew a license for a violation of sections 436.550 to 436.572, rules issued under sections 436.550 to 436.572, or order or directive entered under sections 436.550 to 436.572;

(2) Deny, suspend, revoke, condition, or decline to renew a license if an applicant or licensee fails at any to time meet the requirements of sections 436.550 to 436.572, or withholds information or makes a material misstatement in an application for a license or renewal of a license;

(3) Order restitution against persons subject to sections 436.550 to 436.572 for violations of sections 436.550 to 436.572; and

(4) Order or direct such other affirmative action as the commissioner deems necessary.

8. Any letter issued by the commissioner and declaring grounds for denying or declining to grant or renew a license may be appealed to the circuit court of Cole County. All other matters presenting a contested case involving a licensee may be heard by the commissioner under chapter 536.

9. Notwithstanding the prior approval requirement of subsection 1 of this section, a consumer legal funding company that has applied with the division of finance between the effective date of sections 436.550 to 436.572, or when the division of finance has made applications available to the public, whichever is later, and six months thereafter may engage in consumer legal funding while the license application of the company or an affiliate of the company is awaiting approval by the division of finance and until such time as the applicant has pursued all appellate remedies and procedures for any denial of such application. All funding contracts in effect prior to the effective date of sections 436.550 to 436.572 are not subject to the terms of sections 436.550 to 436.572.

10. If it appears to the commissioner that any consumer legal funding company is failing, refusing, or neglecting to make a good faith effort to comply with the provisions of sections 436.550 to 436.572, or any laws or rules relating to consumer legal funding, the commissioner may issue an order to cease and desist, which may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure, or refusal continues. The penalty shall be assessed and collected by the commissioner. In determining the amount of the penalty, the commissioner shall take into account the appropriateness of the penalty with respect to the gravity of the violation, any history of previous violations, and any other matters justice may require.

11. If any consumer legal funding company fails, refuses, or neglects to comply with the provisions of sections 436.550 to 436.572, or of any laws or rules relating to consumer legal funding, its license may be suspended or revoked by order of the commissioner after a hearing before said commissioner on any order to show cause why such order of suspension or revocation should not be entered and that specifies the grounds therefor. Such an order shall be served on the particular consumer legal funding company at least ten days prior to the hearing. Any order made and entered by the commissioner may be appealed to the circuit court of Cole County.

12. (1) The division shall conduct an examination of each consumer funding company at least once every twenty-four months and at such other times as the commissioner may determine.

(2) For any such investigation or examination, the commissioner and his or her representatives shall have free and immediate access to the place or places of business and the books and records, and shall have the authority to place under oath all persons whose testimony may be required relative to the affairs and business of the consumer legal funding company.

(3) The commissioner may also make such special investigations or examination as the commissioner deems necessary to determine whether any consumer legal funding company has violated any of the provisions of sections 436.550 to 436.572 or rules promulgated thereunder, and the commissioner may assess the reasonable costs of any investigation or examination incurred by the division to the company.

13. The division of finance shall have the authority to promulgate rules to carry out the provisions of sections 436.550 to 436.572. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

436.572. A consumer legal funding contract is a fact subject to the usual rules of discovery."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gragg	Gregory
Griffith	Haffner	Haley	Hardwick	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lonsdale	Lovasco	Marquart
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Clemens	Crossley	Ealy
Fogle	Fountain Henderson	Gray	Hein	Ingle

Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nurrenbern	Phifer
Plank	Proudie	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 014

Bland Manlove	Buchheit-Courtway	Butz	Collins	Doll
Gallick	Haden	Hausman	Houx	Lewis 6
Matthiesen	Nickson-Clark	Quade	Windham	

VACANCIES: 001

On motion of Representative Christofanelli, **House Amendment No. 1 to House Amendment No. 6** was adopted.

HCS SCS SB 187, as amended, with House Amendment No. 6, as amended, pending, was laid over.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 15** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HCS HB 2** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 3** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 4** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HCS HB 5** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 6** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 7** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HCS HB 8** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 9** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 10** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 11** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023 and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HCS HB 12** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SCS HCS HB 13** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

On motion of Representative Patterson, the House recessed until 1:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

Representative Patterson suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 029

Anderson	Atchison	Banderman	Barnes	Billington
Bonacker	Brown 16	Brown 27	Busick	Cupps
Davis	Fountain Henderson	Haffner	Hardwick	Justus
Kelley 127	Lonsdale	Lovasco	McGirl	Morse
Owen	Roberts	Sander	Seitz	Smith 155
Steinhoff	Stinnett	Titus	Veit	

NOES: 001

Windham

PRESENT: 056

Allen	Amato	Baker	Black	Boyd
Bromley	Burger	Burnett	Casteel	Chappell
Christofanelli	Coleman	Collins	Copeland	Deaton
Ealy	Falkner	Farnan	Francis	Gregory
Griffith	Hausman	Hein	Henderson	Hicks
Hovis	Hudson	Hurlbert	Knight	Lewis 6
Mann	McGaugh	Murphy	Myers	O'Donnell
Oehlerking	Patterson	Perkins	Plank	Pollitt
Proudie	Reedy	Schulte	Sharpe 4	Smith 46
Stacy	Stephens	Strickler	Thompson	Voss
Waller	Weber	Wilson	Wright	Young
Mr. Speaker				

ABSENT WITH LEAVE: 076

Adams	Appelbaum	Aune	Bangert	Baringer
Bland Manlove	Boggs	Bosley	Brown 149	Brown 87
Buchheit-Courtway	Burton	Butz	Byrnes	Christ
Clemens	Cook	Crossley	Davidson	Diehl
Dinkins	Doll	Evans	Fogle	Gallick
Gragg	Gray	Haden	Haley	Hinman
Houx	Ingle	Johnson 12	Johnson 23	Jones
Kalberloh	Keathley	Kelly 141	Lavender	Lewis 25
Mackey	Marquart	Matthiesen	Mayhew	McMullen
Merideth	Mosley	Nickson-Clark	Nurrenbern	Parker
Peters	Phifer	Pouche	Quade	Reuter
Richey	Riggs	Riley	Sassmann	Sauls
Schnelting	Schwadron	Sharp 37	Shields	Smith 163
Sparks	Taylor 48	Taylor 84	Terry	Thomas
Toalson Reisch	Unsicker	Van Schoiack	Walsh Moore	West
Woods				

VACANCIES: 001

Representative O'Donnell assumed the Chair.

THIRD READING OF SENATE BILLS

HCS SCS SB 187, as amended, with House Amendment No. 6, as amended, pending, relating to financial affairs, was again taken up by Representative Owen.

On motion of Representative Deaton, **House Amendment No. 6, as amended**, was adopted.

Representative Perkins offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 46, Section 361.715, Line 14, by inserting after all of said section and line the following:

"**362.034. 1. Any entity that operates as a facility licensed or certified under Article XIV of the Constitution of Missouri may request in writing that a state or local licensing authority or agency, including, but not limited to, the department of health and senior services or department of revenue, share the entity's application, license, or other regulatory and financial information with a banking institution. A state or local licensing authority or agency may also share such information with the banking institution's state and federal supervisory agencies.**

2. In order to ensure the state or local licensing authority or agency is properly maintaining the confidentiality of individualized data, information, or records, an entity shall include in the written request a waiver giving authorization for the transfer of the individualized data, information, or records and waiving any confidentiality or privilege that applies to that individualized data, information, or records.

3. This section shall only apply to the disclosure of information by a state or local licensing authority or agency reasonably necessary to facilitate the provision of financial services by a banking institution to the entity making a request pursuant to this section.

4. The recipient of any information pursuant to this section shall treat such information as confidential and use it only for the purposes described in this section.

5. Nothing in this section shall be construed to authorize the disclosure of confidential or privileged information, nor waive an entity's rights to assert confidentiality or privilege, except as reasonably necessary to facilitate the provision of financial services for the entity making the request.

6. An entity that has provided a waiver pursuant to this section may withdraw the waiver with thirty days' notice in writing.

7. Nothing in this section shall be construed to modify the requirements of chapter 610.

8. For purposes of this section, the following terms mean:

(1) "Banking institution", the same meaning as in Article IV, Section 15 of the Missouri Constitution;

(2) "Entity", the same meaning as in Article XIV of the Missouri Constitution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Thompson offered **House Amendment No. 1 to House Amendment No. 7**.

House Amendment No. 1
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 1, Line 1, by inserting after the number "187," the following:

"Page 23, Section 170.281, Line 31, by inserting after all of said section and line the following:

"214.330. 1. (1) The endowed care trust fund required by sections 214.270 to 214.410 shall be permanently set aside in trust or in accordance with the provisions of subsection 2 of this section. The trustee of the endowed care trust shall be a state or federally chartered financial institution authorized to exercise trust powers in Missouri. The contact information for a trust officer or duly appointed representative of the trustee with knowledge and access to the trust fund accounting and trust fund records must be disclosed to the office or its duly authorized representative upon request.

(2) The trust fund records, including all trust fund accounting records, shall be maintained in the state of Missouri at all times or shall be electronically stored so that the records may be made available in the state of Missouri within fifteen business days of receipt of a written request. The operator of an endowed care cemetery shall maintain a current name and address of the trustee and the records custodian for the endowed care trust fund and shall supply such information to the office, or its representative, upon request.

(3) Missouri law shall control all endowed care trust funds and the Missouri courts shall have jurisdiction over endowed care trusts regardless of where records may be kept or various administrative tasks may be performed.

2. An endowed care trust fund shall be administered in accordance with Missouri law governing trusts, including but not limited to the applicable provisions of chapters 456 and 469, except as specifically provided in this subsection or where the provisions of sections 214.270 to 214.410 provide differently, provided that a cemetery operator shall not in any circumstances be authorized to restrict, enlarge, change, or modify the requirements of this section or the provisions of chapters 456 and 469 by agreement or otherwise.

(1) Income and principal of an endowed care trust fund shall be determined under the provisions of law applicable to trusts, except that the **[**~~provisions of section 469.405 shall not apply~~**] trustee shall have:**

(a) No power of adjustment under section 469.405;

(b) No power of conversion either from an income trust to a unitrust or from a unitrust to an income trust under section 469.475;

(c) No power or discretion to determine or modify the unitrust rate, as established in the terms of the endowed care trust agreement; and

(d) No discretion to determine applicable value for purposes of computing the unitrust amount beyond that granted by law and exercised solely for reasons of administrative convenience and not to affect the size of distributions.

In determining applicable value under section 469.473, values over a three-year period if available, or the duration of the trust if shorter, shall be used.

(2) No principal shall be distributed from an endowed care trust fund except to the extent that a unitrust **[**~~election is in effect with respect to such trust under the provisions of section 469.411~~**] amount is required by the terms of the endowed care trust fund agreement under subdivision (6) of this subsection**.

(3) No right to transfer jurisdiction from Missouri under section 456.1-108 shall exist for endowed care trusts.

(4) All endowed care trusts shall be irrevocable.

(5) No trustee shall have the power to terminate an endowed care trust fund under the provisions of section 456.4-414.

(6) A unitrust **[**~~election made in accordance with the provisions of chapter 469 shall be made by the cemetery operator in the terms of the endowed care trust fund agreement itself, not by the trustee~~**] definition of income under sections 469.471 to 469.487 shall be established by the cemetery operator in the terms of the endowed care trust fund agreement itself, not by the trustee, and shall not provide for a unitrust rate exceeding five percent per annum. The unitrust rate shall be changed only by amendment to the agreement as provided in this section**.

(7) No contract of insurance shall be deemed a suitable investment for an endowed care trust fund.

(8) The income from the endowed care fund may be distributed to the cemetery operator at least annually on a date designated by the cemetery operator **by record**, but no later than sixty days following the end of the **[**~~trust fund~~**] trust's fiscal** year. Any income not distributed within sixty days following the end of the trust's fiscal year shall be added to and held as part of the principal of the trust fund. **The cemetery operator may instruct by record the trustee to distribute less than all the income distributable for the year if the cemetery operator determines that the money is not needed.**

3. The cemetery operator shall have the duty and responsibility to apply the income distributed to provide care and maintenance only for that part of the cemetery designated as an endowed care section and not for any other purpose.

4. In addition to any other duty, obligation, or requirement imposed by sections 214.270 to 214.410 or the endowed care trust agreement, the trustee's duties shall be the maintenance of records related to the trust and the accounting for and investment of moneys deposited by the operator to the endowed care trust fund.

(1) For the purposes of sections 214.270 to 214.410, the trustee shall not be deemed responsible for the care, the maintenance, or the operation of the cemetery, or for any other matter relating to the cemetery, or the proper expenditure of funds distributed by the trustee to the cemetery operator, including, but not limited to, compliance with environmental laws and regulations.

(2) With respect to cemetery property maintained by endowed care funds, the cemetery operator shall be responsible for the performance of the care and maintenance of the cemetery property.

5. If the endowed care cemetery fund is not permanently set aside in a trust fund as required by subsection 1 of this section, then the funds shall be permanently set aside in an escrow account in the state of Missouri. Funds in an escrow account shall be placed in an endowed care trust fund under subsection 1 if the funds in the escrow account exceed three hundred fifty thousand dollars, unless otherwise approved by the division for good cause. The account shall be insured by the Federal Deposit Insurance Corporation or comparable deposit insurance and held in a state or federally chartered financial institution authorized to do business in Missouri and located in this state.

(1) The interest from the escrow account may be distributed to the cemetery operator at least in annual or semiannual installments, but not later than six months following the calendar year. Any interest not distributed within six months following the end of the calendar year shall be added to and held as part of the principal of the account.

(2) The cemetery operator shall have the duty and responsibility to apply the interest to provide care and maintenance only for that part of the cemetery in which burial space shall have been sold and with respect to which sales the escrow account shall have been established and not for any other purpose. The principal of such funds shall be kept intact. The cemetery operator's duties shall be the maintenance of records and the accounting for an investment of moneys deposited by the operator to the escrow account. For purposes of sections 214.270 to 214.410, the administrator of the office of endowed care cemeteries shall not be deemed to be responsible for the care, maintenance, or operation of the cemetery. With respect to cemetery property maintained by cemetery care funds, the cemetery operator shall be responsible for the performance of the care and maintenance of the cemetery property owned by the cemetery operator.

(3) The division may approve an escrow agent if the escrow agent demonstrates the knowledge, skill, and ability to handle escrow funds and financial transactions and is of good moral character.

6. The cemetery operator shall be accountable to the owners of burial space in the cemetery for compliance with sections 214.270 to 214.410.

7. Excluding funds held in an escrow account, all endowed care trust funds shall be administered in accordance with an endowed care trust fund agreement, which shall be submitted to the office by the cemetery operator for review and approval. The endowed care cemetery shall be notified in writing by the office of endowed care cemeteries regarding the approval or disapproval of the endowed care trust fund agreement and regarding any changes required to be made for compliance with sections 214.270 to 214.410 and the rules and regulations promulgated thereunder.

8. All endowed care cemeteries shall be under a continuing duty to file with the office of endowed care cemeteries and to submit for prior approval any and all changes, amendments, or revisions of the endowed care trust fund agreement at least thirty days before the effective date of such change, amendment, or revision.

9. If the endowed care trust fund agreement, or any changes, amendments, or revisions filed with the office, are not disapproved by the office within thirty days after submission by the cemetery operator, the endowed care trust fund agreement, or the related change, amendment, or revision, shall be deemed approved and may be used by the cemetery operator and the trustee. Notwithstanding any other provision of this section, the office may review and disapprove an endowed care trust fund agreement, or any submitted change, amendment, or revision, after the thirty days provided herein or at any other time if the agreement is not in compliance with sections 214.270 to 214.410 or the rules promulgated thereunder. Notice of disapproval by the office shall be in writing and delivered to the cemetery operator and the trustee within ten days of disapproval.

10. Funds in an endowed care trust fund or escrow account may be commingled with endowed care funds for other endowed care cemeteries, provided that the cemetery operator and the trustee shall maintain adequate accounting records of the disbursements, contributions, and income allocated for each cemetery.

11. By accepting the trusteeship of an endowed care trust or accepting funds as an escrow agent pursuant to sections 214.270 to 214.410, the trustee or escrow agent submits personally to the jurisdiction of the courts of this

state and the office of endowed care cemeteries regarding the administration of the trust or escrow account. A trustee or escrow agent shall consent in writing to the jurisdiction of the state of Missouri and the office in regards to the trusteeship or the operation of the escrow account and to the appointment of the office of secretary of state as its agent for service of process regarding any administrative or legal actions relating to the trust or the escrow account, if it has no designated agent for service of process located in this state. Such consent shall be filed with the office prior to accepting funds pursuant to sections 214.270 to 214.410 as trustee or as an escrow agent on a form provided by the office by rule."; and

Further amend said bill,"; and

Further amend said amendment and page, Line 30, by inserting after all of said line the following:

"Further amend said bill, Page 58, Section 427.300, Line 214, by inserting after all of said section and line the following:

"**469.399. Sections 469.399 to 469.487 shall be known and may be cited as the "Missouri Uniform Fiduciary Income and Principal Act".**

469.401. As used in sections **[**~~469.401~~**] 469.399** to **[**~~469.467~~**] 469.487**, the following terms mean:

(1) "Accounting period", a calendar year unless **[**~~another twelve-month period is selected by~~**]** a fiduciary **selects another period of twelve calendar months or approximately twelve calendar months**. The term includes a **[**~~portion~~**] part** of a calendar year or **[**~~other twelve-month~~**] another** period **[**~~that~~**] of twelve calendar months or approximately twelve calendar months that** begins when an income interest begins or ends when an income interest ends;

(2) **"Asset-backed security", a security that is serviced primarily by the cash flows of a discrete pool of fixed or revolving receivables or other financial assets that by their terms convert into cash within a finite time. The term includes rights or other assets that ensure the servicing or timely distribution of proceeds to the holder of the asset-backed security. The term does not include an asset to which section 469.423, 469.437, or 469.447 applies;**

(3) "Beneficiary"**[**~~,~~**] includes:**

(a) For a trust:

a. A current beneficiary, including a current income beneficiary and a beneficiary that may receive only principal;

b. A remainder beneficiary; and

c. Any other successor beneficiary;

(b) For an estate, an heir, legatee**,** and devisee **[**~~of a decedent's estate, and an income beneficiary and a remainder beneficiary of a trust, including any type of entity that has a beneficial interest in either an estate or a trust~~**]**; **and**

(c) For a life estate or term interest, a person that holds a life estate, term interest, or remainder or other interest following a life estate or term interest;

(4) "Court", any court in this state having jurisdiction relating to a trust, estate, life estate, or other term interest described in subdivision (2) of subsection 1 of section 469.402;

(5) "Current income beneficiary", a beneficiary to which a fiduciary may distribute net income, whether or not the fiduciary also may distribute principal to the beneficiary;

(6) "Distribution", a payment or transfer by a fiduciary to a beneficiary in the beneficiary's capacity as a beneficiary, made under the terms of the trust, without consideration other than the beneficiary's right to receive the payment or transfer under the terms of the trust. "Distribute", "distributed", and "distributee" have corresponding meanings;

(7) "Estate", a decedent's estate. The term includes the property of the decedent as the estate is originally constituted and the property of the estate as it exists at any time during administration;

[~~(3)~~**] (8)** "Fiduciary"**[**~~,~~**] includes** a **trustee, trust protector determined under section 456.8-808,** personal representative, **[**~~trustee, executor, administrator, successor personal representative, special administrator and any other person performing substantially the same function~~**] life tenant, holder of a term interest, and person acting under a delegation from a fiduciary. The term includes a person that holds property for a successor beneficiary whose interest may be affected by an allocation of receipts and expenditures between income and**

principal. If there are two or more co-fiduciaries, the term includes all co-fiduciaries acting under the terms of the trust and applicable law;

[~~(4)~~**] (9)** "Income", money or **other** property **[**~~that~~**]** a fiduciary receives as current return from **[**~~a~~**]** principal **[**~~asset, including a portion~~**]. The term includes a part** of receipts from a sale, exchange**,** or liquidation of a principal asset, **[**~~as~~**] to the extent** provided in sections 469.423 to **[**~~469.449~~**] 469.450**;

[~~(5) "Income beneficiary", a person to whom net income of a trust is or may be payable;~~

~~(6)~~**] (10)** "Income interest", the right of **[**~~an~~**] a current** income beneficiary to receive all or part of net income, whether the terms of the trust require **[**~~it~~**] the net income** to be distributed or authorize **[**~~it~~**] the net income** to be distributed in the **[**~~trustee's~~**] fiduciary's** discretion**. The term includes the right of a current beneficiary to use property held by a fiduciary**;

(11) "Independent person", a person that is not:

(a) For a trust:

a. A qualified beneficiary as defined under section 456.1-103;

b. A settlor of the trust; or

c. An individual whose legal obligation to support a beneficiary may be satisfied by a distribution from the trust;

(b) For an estate, a beneficiary;

(c) A spouse, parent, brother, sister, or issue of an individual described in paragraph (a) or (b) of this subdivision;

(d) A corporation, partnership, limited liability company, or other entity in which persons described in paragraphs (a) to (c) of this subdivision, in the aggregate, have voting control; or

(e) An employee of a person described in paragraph (a), (b), (c), or (d) of this subdivision;

[~~(7)~~**] (12)** "Mandatory income interest", the right of **[**~~an~~**] a current** income beneficiary to receive net income that the terms of the trust require the fiduciary to distribute;

[~~(8)~~**] (13)** "Net income", **[**~~if section 469.411 applies to the trust, the unitrust amount, or if section 469.411 does not apply to the trust,~~**]** the total **[**~~receipts allocated to income~~**] allocations** during an accounting period **to income under the terms of a trust and sections 469.399 to 469.487** minus the disbursements **[**~~made from income during the same period, plus or minus transfers pursuant to sections 469.401 to 469.467 to or from income during the same period~~**] during the period, other than distributions, allocated to income under the terms of the trust and sections 469.399 to 469.487. To the extent the trust is a unitrust under sections 469.471 to 469.487, "net income" means the unitrust amount determined thereunder. "Net income" includes an adjustment from principal to income under section 469.405. The term does not include an adjustment from income to principal under section 469.405**;

[~~(9)~~**] (14)** "Person", an individual, **[**~~corporation, business trust,~~**]** estate, trust, **[**~~partnership, limited liability company, association, joint venture~~**] business or nonprofit entity, public corporation**, government**[**~~,~~**] or** governmental subdivision, agency, or instrumentality, **[**~~public corporation~~**]** or **[**~~any~~**]** other legal **[**~~or commercial~~**]** entity;

(15) "Personal representative", an executor, administrator, successor personal representative, special administrator, or person that performs substantially the same function with respect to an estate under the law governing the person's status;

[~~(10)~~**] (16)** "Principal", property held in trust for distribution to **[**~~a remainder~~**], production of income for, or use by a current or successor** beneficiary **[**~~when the trust terminates~~**]**;

[~~(11) "Qualified beneficiary", a beneficiary defined in section 456.1-103;~~

~~(12) "Remainder beneficiary", a person entitled to receive principal when an income interest ends;~~

~~(13)~~**] (17) "Record", information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form;**

(18) "Settlor", a person, including a testator, that creates or contributes property to a trust. If more than one person creates or contributes property to a trust, the term includes each person, to the extent of the trust property attributable to that person's contribution, except to the extent another person has the power to revoke or withdraw that portion;

(19) "Special tax benefit":

(a) Exclusion of a transfer to a trust from gifts described in 26 U.S.C. Section 2503(b), as amended, because of the qualification of an income interest in the trust as a present interest in property;

(b) Status as a qualified subchapter S trust described in 26 U.S.C. Section 1361(d)(3), as amended, at a time the trust holds stock of an S corporation described in 26 U.S.C. Section 1361(a)(1), as amended;

(c) An estate or gift tax marital deduction for a transfer to a trust under 26 U.S.C. Section 2056 or 2523, as amended, which depends or depended in whole or in part on the right of the settlor's spouse to receive the net income of the trust;

(d) Exemption in whole or in part of a trust from the federal generation-skipping transfer tax imposed by 26 U.S.C. Section 2601, as amended, because the trust was irrevocable on September 25, 1985, if there is any possibility that:

a. A taxable distribution, as defined in 26 U.S.C. Section 2612(b), as amended, could be made from the trust; or

b. A taxable termination, as defined in 26 U.S.C. Section 2612(a), as amended, could occur with respect to the trust; or

(e) An inclusion ratio, as defined in 26 U.S.C. Section 2642(a), as amended, of the trust which is less than one, if there is any possibility that:

a. A taxable distribution, as defined in 26 U.S.C. Section 2612(b), as amended, could be made from the trust; or

b. A taxable termination, as defined in 26 U.S.C. Section 2612(a), as amended, could occur with respect to the trust;

(20) "Successive interest", the interest of a successor beneficiary;

(21) "Successor beneficiary", a person entitled to receive income or principal or to use property when an income interest or other current interest ends;

(22) "Terms of a trust"**:**

(a) Except as otherwise provided in paragraph (b) of this subdivision, the manifestation of the settlor's **[**~~or decedent's~~**]** intent **regarding a trust's provisions as:**

a. Expressed in **[**~~a manner which is~~**] the trust instrument; or**

b. Established by other evidence that would be admissible **[**~~as proof~~**]** in a judicial proceeding**[**~~, whether by written or spoken words or by conduct~~**];**

(b) The trust's provisions as established, determined, or amended by:

a. A trustee or trust director in accordance with applicable law;

b. Court order; or

c. A nonjudicial settlement agreement under section 456.1-111;

(c) For an estate, a will; or

(d) For a life estate or term interest, the corresponding manifestation of the rights of the beneficiaries;

(23) "Trust":

(a) Includes:

a. An express trust, private or charitable, with additions to the trust, wherever and however created; and

b. A trust created or determined by judgment or decree under which the trust is to be administered in the manner of an express trust; and

(b) Does not include:

a. A constructive trust;

b. A resulting trust, conservatorship, guardianship, multi-party account, custodial arrangement for a minor, business trust, voting trust, security arrangement, liquidation trust, or trust for the primary purpose of paying debts, dividends, interest, salaries, wages, profits, pensions, retirement benefits, or employee benefits of any kind; or

c. An arrangement under which a person is a nominee, escrowee, or agent for another;

[~~(14)~~**] (24)** "Trustee", **a person, other than a personal representative, that owns or holds property for the benefit of a beneficiary. The term includes** an original, additional**,** or successor trustee, whether or not appointed or confirmed by a court;

[~~(15) "Unitrust amount", net income as defined by section 469.411~~**] (25) "Will", any testamentary instrument recognized by applicable law that makes a legally effective disposition of an individual's property, effective at the individual's death. The term includes a codicil or other amendment to a testamentary instrument**.

469.402. **[**~~The provisions of sections 456.3-301 to 456.3-305 shall apply to sections 469.401 to 469.467 for all purposes.~~**] 1. Except as otherwise provided in the terms of a trust or sections 469.399 to 469.487, sections 469.399 to 469.487 apply to:**

(1) A trust or estate; and

(2) A life estate or other term interest in which the interest of one or more persons will be succeeded by the interest of one or more other persons.

2. Except as otherwise provided in the terms of a trust or sections 469.399 to 469.487, sections 469.399 to 469.487 apply when this state is the principal place of administration of a trust or estate or the situs of property that is not held in a trust or estate and is subject to a life estate or other term interest described in subdivision (2) of subsection 1 of this section. By accepting the trusteeship of a trust having its principal place of administration in this state or by moving the principal place of administration of a trust to this state, the trustee submits to the application of sections 469.399 to 469.487 to any matter within the scope of sections 469.399 to 469.487 involving the trust.

469.403. 1. **[**~~In allocating receipts and disbursements to or between principal and income, and with respect to any matter within the scope of~~**] In making an allocation or determination or exercising discretion under** sections 469.413 to 469.421, a fiduciary **shall**:

(1) **[**~~Shall~~**] Act in good faith, based on what is fair and reasonable to all beneficiaries;**

(2) Administer a trust or estate **[**~~under~~**] impartially, except to the extent** the terms of the trust **manifest an intent that the fiduciary shall** or **[**~~the will~~**] may favor one or more beneficiaries;**

(3) Administer the trust or estate in accordance with the terms of the trust, even if there is a different provision in sections **[**~~469.401~~**] 469.399** to **[**~~469.467~~**] 469.487**; **and**

[~~(2) May~~**] (4)** Administer **[**~~a~~**] the** trust or estate **[**~~by exercising~~**] in accordance with sections 469.399 to 469.487, except to the extent the terms of the trust provide otherwise or authorize the fiduciary to determine otherwise.**

2. A fiduciary's allocation, determination, or exercise of discretion under sections 469.399 to 409.487 is presumed to be fair and reasonable to all beneficiaries. A fiduciary may exercise a discretionary power of administration given to the fiduciary by the terms of the trust **[**~~or the will, even if the~~**] , and an** exercise of the power **that** produces a result different from a result required or permitted by sections **[**~~469.401~~**] 469.399** to **[**~~469.467;~~**] 469.487 does not create an inference that the fiduciary abused the fiduciary's discretion.**

[~~(3) Shall administer a trust or estate pursuant~~**] 3. A fiduciary shall:**

(1) Add a receipt to **[**~~sections 469.401 to 469.467 if~~**] principal, to the extent neither** the terms of the trust **[**~~or the will do not contain a different provision or do not give~~**] nor sections 469.399 to 469.487 allocate** the **[**~~fiduciary a discretionary power of administration~~**] receipt between income and principal**; and

[~~(4) Shall add a receipt or~~ **] (2)** Charge a disbursement to principal**,** to the extent **[**~~that the terms of the trust and sections 469.401 to 469.467 do not provide a rule for allocating the receipt or disbursement to or between principal and income.~~

~~2. In exercising the power to adjust pursuant to section 469.405 or a discretionary power of administration regarding a matter within the scope of sections 469.401 to 469.467, whether granted by the terms of a trust, a will, or sections 469.401 to 469.467, a fiduciary shall administer a trust or estate impartially, based on what is fair and reasonable to all of the beneficiaries, except to the extent that the terms of the trust or the will clearly manifest an intent that the fiduciary shall or may favor one or more of the beneficiaries. A determination in accordance with sections 469.401 to 469.467 is presumed to be fair and reasonable to all of the beneficiaries~~**] neither the terms of the trust nor sections 469.399 to 469.487 allocate the disbursement between income and principal**.

4. A fiduciary may exercise the power to adjust under section 469.405, convert an income trust to a unitrust under subdivision (1) of subsection 1 of section 469.475, change the percentage or method used to calculate a unitrust amount under subdivision (2) of subsection 1 of section 469.475, or convert a unitrust to an income trust under subdivision (3) of subsection 1 of section 469.475, if the fiduciary determines the exercise of the power will assist the fiduciary to administer the trust or estate impartially.

5. Factors the fiduciary shall consider in making the determination under subsection 4 of this section include:

(1) The terms of the trust;

(2) The nature, distribution standards, and expected duration of the trust;

(3) The effect of the allocation rules, including specific adjustments between income and principal, under sections 407.413 to 407.461;

(4) The desirability of liquidity and regularity of income;

(5) The desirability of the preservation and appreciation of principal;

(6) The extent to which an asset is used or may be used by a beneficiary;

(7) The increase or decrease in the value of principal assets, reasonably determined by the fiduciary;

(8) Whether and to what extent the terms of the trust give the fiduciary power to accumulate income or invade principal or prohibit the fiduciary from accumulating income or invading principal;

(9) The extent to which the fiduciary has accumulated income or invaded principal in preceding accounting periods;

(10) The effect of current and reasonably expected economic conditions; and

(11) The reasonably expected tax consequences of the exercise of the power.

469.404. 1. In this section, "fiduciary decision" means:

(1) A fiduciary's allocation between income and principal or other determination regarding income and principal required or authorized by the terms of the trust or sections 469.399 to 469.487;

(2) The fiduciary's exercise or nonexercise of a discretionary power regarding income and principal granted by the terms of the trust or sections 469.399 to 469.487, including the power to adjust under section 469.405, convert an income trust to a unitrust under subdivision (1) of subsection 1 of section 469.475, change the percentage or method used to calculate a unitrust amount under subdivision (2) of subsection 1 of section 469.475, or convert a unitrust to an income trust under subdivision (3) of subsection 1 section 469.475; or

(3) The fiduciary's implementation of a decision described in subdivision (1) or (2) of this subsection.

2. The court shall not order a fiduciary to change a fiduciary decision unless the court determines that the fiduciary decision was an abuse of the fiduciary's discretion.

3. If the court determines that a fiduciary decision was an abuse of the fiduciary's discretion, the court may order a remedy authorized by law, including under section 456.10-1001. To place the beneficiaries in the positions the beneficiaries would have occupied if there had not been an abuse of the fiduciary's discretion, the court may order:

(1) The fiduciary to exercise or refrain from exercising the power to adjust under section 469.405;

(2) The fiduciary to exercise or refrain from exercising the power to convert an income trust to a unitrust under subdivision (1) of subsection 1 of section 469.475, change the percentage or method used to calculate a unitrust amount under subdivision (2) of subsection 1 of section 469.475, or convert a unitrust to an income trust under subdivision (3) of subsection 1 of section 469.475;

(3) The fiduciary to distribute an amount to a beneficiary;

(4) A beneficiary to return some or all of a distribution; or

(5) The fiduciary to withhold an amount from one or more future distributions to a beneficiary.

4. On petition by a fiduciary for instruction, the court may determine whether a proposed fiduciary decision will result in an abuse of the fiduciary's discretion. If the petition describes the proposed decision, contains sufficient information to inform the beneficiary of the reasons for making the proposed decision and the facts on which the fiduciary relies, and explains how the beneficiary will be affected by the proposed decision, a beneficiary that opposes the proposed decision has the burden to establish that it will result in an abuse of the fiduciary's discretion.

469.405. 1. **[**~~A trustee may adjust between principal and income to the extent the trustee considers necessary if the trustee invests and manages trust assets as a prudent investor, the terms of the trust describe the amount that may or shall be distributed to a beneficiary by referring to the trust's income, and the trustee determines, after applying subsection 1 of section 469.403, that the trustee is unable to comply with subsection 2 of section 469.403.~~**]** **Except as otherwise provided in the terms of a trust or this section, a fiduciary, in a record, without court approval, may adjust between income and principal if the fiduciary determines the exercise of the power to adjust will assist the fiduciary to administer the trust or estate impartially.**

2. This section does not create a duty to exercise or consider the power to adjust under subsection 1 of this section or to inform a beneficiary about the applicability of this section.

3. A fiduciary that in good faith exercises or fails to exercise the power to adjust under subsection 1 of this section is not liable to a person affected by the exercise or failure to exercise.

[~~2.~~**] 4.** In deciding whether and to what extent to exercise the power **[**~~conferred by~~**] to adjust under** subsection 1 **[**~~of this section, a trustee~~**] , a fiduciary** shall consider all factors **the fiduciary considers** relevant **[**~~to the trust and its beneficiaries~~**]**, including **[**~~the following~~**] relevant** factors **[**~~to the extent relevant:~~**] in subsection 5 of section 469.403 and the application of sections 469.423, 469.435, and 469.445.**

[~~(1) The nature, purpose and expected duration of the trust;~~

~~(2) The intent of the settlor;~~

~~(3) The identity and circumstances of the beneficiaries;~~

~~(4) The needs for liquidity, regularity of income, and preservation and appreciation of capital;~~

~~(5) The assets held in the trust, including the extent to which such assets consist of financial assets, interests in closely held enterprises, tangible and intangible personal property, or real property, and the extent to which such assets are used by a beneficiary, and whether such assets were purchased by the trustee or received from the settlor;~~

~~(6) The net amount allocated to income pursuant to sections 469.401 to 469.467, other than this section, and the increase or decrease in the value of the principal assets, which the trustee may estimate as to assets for which market values are not readily available;~~

~~(7) Whether and to what extent the terms of the trust give the trustee the power to invade principal or accumulate income, or prohibit the trustee from invading principal or accumulating income, and the extent to which the trustee has exercised a power from time to time to invade principal or accumulate income;~~

~~(8) The actual and anticipated effect of economic conditions on principal and income and effects of inflation and deflation; and~~

~~(9) The anticipated tax consequences of an adjustment.~~

~~3.~~**] 5.** A **[**~~trustee may~~**] fiduciary shall** not **exercise the power under subsection 1 of this section to** make an adjustment **or under section 469.435 to make a determination that an allocation is insubstantial if**:

(1) **[**~~That diminishes the income interest in a trust which requires all of the income to be paid at least annually to a spouse and for which an estate tax or gift tax marital deduction would be allowed, in whole or in part, if the trustee did not have the power to make the adjustment;~~

~~(2) That reduces the actuarial value of the income interest in a trust to which a person transfers property with the intent to qualify for a gift tax exclusion;~~

~~(3) That changes~~**] The adjustment or determination would reduce** the amount payable to a **[**~~beneficiary~~**] current income beneficiary from a trust that qualifies for a special tax benefit, except to the extent the adjustment is made to provide for a reasonable apportionment of the total return of the trust between the current income beneficiary and successor beneficiaries;**

(2) The adjustment or determination would change the amount payable to a beneficiary, as a fixed annuity or a fixed fraction of the value of the trust assets**, under the terms of the trust**;

[~~(4) From any~~**] (3) The adjustment or determination would reduce an** amount that is permanently set aside for **a** charitable **[**~~purposes~~**] purpose** under **[**~~a will or~~**]** the terms of **[**~~a~~**] the** trust **[**~~to the extent that the existence of the power to adjust would change the character of the amount~~**] , unless both income and principal are** set aside for **[**~~federal income, gift or estate tax purposes~~**] the charitable purpose**;

[~~(5) If~~ **] (4)** Possessing or exercising the power **[**~~to make an adjustment causes an individual~~**] would cause a person** to be treated as the owner of all or part of the trust for **[**~~income tax purposes, and the individual would not be treated as the owner if the trustee did not possess the power to make an adjustment~~**] federal income tax purposes**;

[~~(6) If~~ **] (5)** Possessing or exercising the power **[**~~to make an adjustment causes~~**] would cause** all or part of the **value of the** trust assets to be included **[**~~for estate tax purposes~~**]** in the **gross** estate of an individual **[**~~who has~~**] for federal estate tax purposes;**

(6) Possessing or exercising the power **[**~~to remove or appoint a trustee, or both,~~**] would cause an individual to be treated as making a gift for federal gift tax purposes;**

(7) The fiduciary is not an independent person;

(8) The trust is irrevocable and **[**~~the assets would not be included in the estate of the individual if the trustee did not possess~~**] provides for income to be paid to the settlor and possessing or exercising** the power **[**~~to make an adjustment~~**] would cause the adjusted principal or income to be considered an available resource or available income under a public-benefit program**; **or**

[~~(7) If the trustee is a beneficiary of the trust; or~~

~~(8) If the trustee is not a beneficiary, but the adjustment would benefit the trustee directly or indirectly~~**] (9) The trust is a unitrust under sections 469.471 to 469.487**.

[~~4.~~**] 6.** If **[**~~subdivision (5), (6), (7) or (8) of~~**]** subsection **[**~~3~~**] 5** of this section applies to a **[**~~trustee and there is more than one trustee, a cotrustee to whom the provision does~~**] fiduciary:**

(1) A co-fiduciary to which subdivisions (4) to (7) of subsection 5 of this section do not apply may **[**~~make~~**] exercise** the **[**~~adjustment~~**] power to adjust** unless the exercise of the power by the remaining **[**~~trustee or trustees~~**] co-fiduciary or co-fiduciaries** is not permitted by the terms of the trust **or law other than sections 469.399 to 469.487; and**

(2) If there is no co-fiduciary to which subdivisions (4) to (7) of subsection 5 of this section do not apply, the fiduciary may appoint a co-fiduciary to which subdivisions (4) to (7) of subsection 5 of this section do not apply, which may be a special fiduciary with limited powers, and the appointed co-fiduciary may

exercise the power to adjust under subsection 1 of this section, unless the appointment of a co-fiduciary or the exercise of the power by a co-fiduciary is not permitted by the terms of the trust or law other than under sections 469.399 to 469.487.

[~~5.~~**] 7.** A **[**~~trustee~~**] fiduciary** may release **[**~~the entire power conferred by subsection 1 of this section, or may release only the power to adjust from income to principal or the power to adjust from principal to income if the trustee is uncertain about whether possessing or exercising the power will~~**] or delegate to a co-fiduciary the power to adjust under subsection 1 of this section if the fiduciary determines that the fiduciary's possession or exercise of the power will or may:**

(1) Cause a result described in subdivisions (1) to (6) or subdivision (8) of subsection **[**~~3~~**] 5** of this section **[**~~,~~**];** or **[**~~if the trustee determines that possessing or exercising the power will or may~~**]**

(2) Deprive the trust of a tax benefit or impose a tax burden not described in **subdivisions (1) to (6) of** subsection **[**~~3~~**] 5** of this section.

8. A fiduciary's release or delegation to a co-fiduciary under subsection 7 of this section of the power to adjust under subsection 1 of this section:

(1) Shall be in a record;

(2) Applies to the entire power, unless the release **or delegation provides a limitation, which may be a limitation to the power to adjust:**

(a) From income to principal;

(b) From principal to income;

(c) For specified property; or

(d) In specified circumstances;

(3) For a delegation, may be modified by a re-delegation under this subsection by the co-fiduciary to which the delegation is made; and

(4) Subject to subdivision (3) of this subsection, is [~~may be~~**]** permanent **[**~~or for~~**] unless the release or delegation provides** a specified period, including a period measured by the life of an individual **or the lives of more than one individual**.

[~~6.~~**] 9.** Terms of a trust that **deny or** limit the power **[**~~of a trustee~~**]** to **[**~~make an adjustment~~**] adjust** between **income and** principal **[**~~and income~~**]** do not affect the application of this section unless **[**~~it is clear from~~**]** the terms of the trust **[**~~that the terms are intended to~~**] expressly** deny **[**~~the trustee~~**] or limit** the power **[**~~of adjustment conferred by~~**] to adjust under** subsection 1 of this section.

10. The exercise of the power to adjust under subsection 1 of this section in any accounting period may apply to the current period, the immediately preceding period, and one or more subsequent periods.

11. A description of the exercise of the power to adjust under subsection 1 of this section shall be:

(1) Included in a report, if any, sent to beneficiaries under subsection 3 of section 456.8-813; or

(2) Communicated at least annually to the qualified beneficiaries defined under section 456.1-103 other than all beneficiaries that receive or are entitled to receive income from the trust or would be entitled to receive a distribution of principal if the trust were terminated at the time the notice is sent, assuming no power of appointment is exercised.

469.413. **[**~~After a decedent dies, in the case~~**] 1. This section applies when:**

(1) The death of an individual results in the creation of an estate**[**~~, or after~~**] or trust; or**

(2) An income interest in a trust **[**~~ends, the following rules apply:~~**] terminates, whether the trust continues or is distributed.**

[~~(1)~~**] 2.** A fiduciary of an estate or **[**~~of a terminating~~**] trust with an** income interest **that terminates** shall determine**, under subsection 7 of this section and sections 469.417 to 469.462,** the amount of net income and net principal receipts received from property specifically given to a beneficiary **[**~~pursuant to the rules in sections 469.417 to 469.461 which apply to trustees and the rules in subdivision (5) of this section~~**]**. The fiduciary shall distribute the net income and net principal receipts to the beneficiary **[**~~who~~**] that** is to receive the specific property**[**~~;~~**].**

[~~(2)~~**] 3.** A fiduciary shall determine the **[**~~remaining~~**] income and** net income of **[**~~a decedent's~~**] an** estate or **[**~~a terminating~~**]** income interest **[**~~pursuant to the rules in~~**] in a trust that terminates, other than the amount of net income determined under subsection 2 of this section, under** sections 469.417 to **[**~~469.461 which apply to trustees~~**] 469.462** and by:

[~~(a)~~**] (1)** Including in net income all income from property used **or sold** to discharge liabilities;

[~~(b)~~**] (2)** Paying from income or principal, in the fiduciary's discretion, fees of attorneys, accountants**,** and fiduciaries; court costs and other expenses of administration; and interest on **[**~~death~~**] estate and inheritance** taxes **and other taxes imposed because of the decedent's death**, but the fiduciary may pay **[**~~those~~**] the** expenses from income of property passing to a trust for which the fiduciary claims **[**~~an~~**] a federal** estate tax marital or charitable deduction only to the extent **[**~~that~~**]:**

(a) The payment of **[**~~those~~**] the** expenses from income will not cause the reduction or loss of the deduction; **[**~~and~~**] or**

(b) The fiduciary makes an adjustment under subsection 2 of section 469.462; and

[~~(c)~~**] (3)** Paying from principal **[**~~all~~**]** other disbursements made or incurred in connection with the settlement of **[**~~a decedent's~~**] the** estate or the winding up of **[**~~a terminating~~**] an** income interest**[**~~,~~**] that terminates,** including**:**

(a) To the extent authorized by the decedent's will, the terms of the trust, or applicable law, debts, funeral expenses, disposition of remains, family allowances, **[**~~and death taxes~~**] estate and inheritance taxes, and other taxes imposed because of the decedent's death;** and

(b) Related penalties that are apportioned**, by the decedent's will, the terms of the trust, or applicable law,** to the estate or **[**~~terminating~~**]** income interest **[**~~by the will, the terms of the trust, or applicable law;~~**] that terminates.**

[~~(3) A fiduciary shall distribute to a beneficiary who receives a pecuniary amount outright the interest or any other amount provided by the will, the terms of the trust, or in the absence of any such provisions, the provisions of section 473.633, from net income determined pursuant to subdivision (2) of this section or from principal to the extent that net income is insufficient.~~**] 4. If a decedent's will, the terms of a trust, or applicable law provides for the payment of interest or the equivalent of interest to a beneficiary that receives a pecuniary amount outright, the fiduciary shall make the payment from net income determined under subsection 3 of this section or from principal to the extent net income is insufficient.**

5. If a beneficiary is to receive a pecuniary amount outright from a trust after an income interest ends **because of an income beneficiary's death,** and no **payment of** interest or **[**~~other amount~~**] the equivalent of interest** is provided for by the terms of the trust or applicable law, the fiduciary shall **[**~~distribute~~**] pay** the interest or **[**~~other amount~~**] the equivalent of interest** to which the beneficiary would be entitled under applicable law if the pecuniary amount were required to be paid under a will**[**~~;~~**].**

[~~(4)~~**] 6.** A fiduciary shall distribute **[**~~the~~**]** net income remaining after **[**~~distributions~~**] payments** required by **[**~~subdivision (3)~~**] subsections 4 and 5** of this section in the manner described in section 469.415 to all other beneficiaries, including a beneficiary **[**~~who~~**] that** receives a pecuniary amount in trust, even if the beneficiary holds an unqualified power to withdraw assets from the trust or other presently exercisable general power of appointment over the trust**[**~~;~~**].**

[~~(5)~~**] 7.** A fiduciary **[**~~may~~**] shall** not reduce principal or income receipts from property described in **[**~~subdivision (1)~~**] subsection 2** of this section because of a payment described in sections 469.451 and 469.453 to the extent **[**~~that~~**]** the **decedent's** will, the terms of the trust, or applicable law requires the fiduciary to make the payment from assets other than the property or to the extent **[**~~that~~**]** the fiduciary recovers or expects to recover the payment from a third party. The net income and principal receipts from the property **[**~~are~~**] shall be** determined by including **[**~~all of~~**]** the amounts the fiduciary receives or pays **[**~~with respect to~~**] regarding** the property, whether **[**~~those amounts~~**] the amount** accrued or became due before, on**,** or after the date of **[**~~a decedent's~~**] the decedent's** death or an income interest's terminating event, and **[**~~by~~**]** making a reasonable provision for **[**~~amounts that the fiduciary believes~~**] an amount** the estate or **[**~~terminating~~**]** income interest may become obligated to pay after the property is distributed.

469.415. 1. **[**~~Each~~**] Except to the extent sections 469.471 to 469.487 apply for a** beneficiary **that is a trust, each beneficiary** described in subdivision **[**~~(4)~~**] (6)** of section 469.413 is entitled to receive a **[**~~portion~~**] share** of the net income equal to the beneficiary's fractional interest in undistributed principal assets, using values as of the distribution date. If a fiduciary makes more than one distribution of assets to beneficiaries to **[**~~whom~~**] which** this section applies, each beneficiary, including **[**~~one who~~**] a beneficiary that** does not receive part of the distribution, is entitled, as of each distribution date, to **a share of** the net income the fiduciary **[**~~has~~**]** received after the **[**~~date of~~**] decedent's** death **[**~~or~~**] , an income interest's other** terminating event**,** or **[**~~earlier~~**] the preceding** distribution **[**~~date but has not distributed as of the current distribution date~~**] by the fiduciary**.

2. In determining a beneficiary's share of net income **under subsection 1 of this section**, the following rules apply:

(1) The beneficiary is entitled to receive a **[**~~portion~~**] share** of the net income equal to the beneficiary's fractional interest in the undistributed principal assets immediately before the distribution date**[**~~, including assets that later may be sold to meet principal obligations~~**]**;

(2) The beneficiary's fractional interest **[**~~in the undistributed principal assets shall~~**]** **under subdivision (1) shall** be calculated **[**~~without regard to property specifically given to a beneficiary and property required to pay pecuniary amounts not in trust;~~

~~(3) The beneficiary's fractional interest in the undistributed principal assets shall be calculated~~**] :**

(a) On the **[**~~basis of the~~**]** aggregate value of **[**~~those~~**] the** assets as of the distribution date without reducing the value by any unpaid principal obligation; **and**

(b) Without regard to:

a. Property specifically given to a beneficiary under the decedent's will or the terms of the trust; and

b. Property required to pay pecuniary amounts not in trust; and

[~~(4)~~**] (3)** The distribution date **[**~~for purposes of this section~~**]** **under subdivision (1) of this subsection** may be the date as of which the fiduciary calculates the value of the assets if that date is reasonably near the date on which **the** assets are **[**~~actually~~**]** distributed.

3. **[**~~If~~**] To the extent** a fiduciary does not distribute **under this section** all **[**~~of~~**]** the collected but undistributed net income to each **[**~~person~~**] beneficiary** as of a distribution date, the fiduciary shall maintain **[**~~appropriate~~**]** records showing the interest of each beneficiary in **[**~~that~~**] the** net income.

4. **If this section applies to income from an asset,** a fiduciary may apply the rules in this section**[**~~, to the extent that the fiduciary considers it appropriate,~~**]** to net gain or loss realized **from the disposition of the asset** after the **[**~~date of death or~~**] decedent's death, an income interest's** terminating event**,** or **[**~~earlier~~**] the preceding** distribution **[**~~date from the disposition of a principal asset if this section applies to the income from the asset~~**] by the fiduciary**.

469.417. 1. An income beneficiary is entitled to net income **in accordance with the terms of the trust** from the date **[**~~on which the~~**] an** income interest begins. **[**~~An~~**] The** income interest begins on the date specified in the terms of the trust or, if no date is specified, on the date an asset becomes subject to **[**~~a trust or successive income interest~~**] :**

(1) The trust for the current income beneficiary; or

(2) A successive interest for a successor beneficiary.

2. An asset becomes subject to a trust **under subdivision (1) of subsection 1 of this section**:

(1) **[**~~On the date it is transferred to the trust in the case of~~**] For** an asset that is transferred to **[**~~a~~**] the** trust during the **[**~~transferor's~~**] settlor's** life**, on the date the asset is transferred**;

(2) **[**~~On the date of a testator's death in the case of~~**] For** an asset that becomes subject to **[**~~a~~**] the** trust **[**~~by reason~~**] because** of a **[**~~will~~**] decedent's death, on the date of the decedent's death**, even if there is an intervening period of administration of the **[**~~testator's~~**] decedent's** estate; or

(3) **[**~~On the date of an individual's death in the case of~~**] For** an asset that is transferred to a fiduciary by a third party because of **[**~~the individual's~~**] a decedent's** death**, on the date of the decedent's death**.

3. An asset becomes subject to a successive **[**~~income~~**]** interest **under subdivision (2) of subsection 1 of this section** on the day after the preceding income interest ends, as determined **[**~~pursuant to~~**] under** subsection 4 of this section, even if there is an intervening period of administration to wind up the preceding income interest.

4. An income interest ends on the day before an income beneficiary dies or another terminating event occurs**[**~~,~~**]** or on the last day of a period during which there is no beneficiary to **[**~~whom~~**] which** a **[**~~trustee~~**] fiduciary** may **or shall** distribute income.

469.419. 1. A **[**~~trustee~~**] fiduciary** shall allocate an income receipt or disbursement**,** other than **[**~~one~~**] a receipt** to which **[**~~subdivision (1)~~**] subsection 2** of section 469.413 applies**,** to principal if its due date occurs before **[**~~a decedent dies in the case of~~**] the date on which:**

(1) For an estate**, the decedent died;** or **[**~~before~~**]**

(2) For a trust or successive interest, an income interest begins **[**~~in the case of a trust or successive income interest~~**]**.

2. **[**~~A trustee shall allocate an income receipt or disbursement to income if its~~**] If the** due date **of a periodic income receipt or disbursement** occurs on or after the date on which a decedent **[**~~dies~~**] died** or an income interest **[**~~begins and it is a periodic due date. An income~~**] began, a fiduciary shall allocate the** receipt or disbursement **to income.**

3. If an income receipt or disbursement is not periodic or has no due date, a fiduciary shall **[**~~be treated~~**] treat the receipt or disbursement under this section** as accruing from day to day **[**~~if its due date is not periodic or it has no due date~~**]**. The **fiduciary shall allocate to principal the** portion of the receipt or disbursement accruing before the date on which a decedent **[**~~dies~~**] died** or an income interest **[**~~begins shall be allocated to principal~~**] began,** and **to income** the balance **[**~~shall be allocated to income~~**]**.

[~~3.~~**] 4. A receipt or disbursement is periodic under subsections 2 and 3 of this section if:**

(1) The receipt or disbursement shall be paid at regular intervals under an obligation to make payments; or

(2) The payer customarily makes payments at regular intervals.

5. An item of income or **[**~~an~~**]** obligation is due **under this section** on the date **[**~~a payment~~**] the payer** is required **to make a payment**. If a payment date is not stated, there is no due date **[**~~for the purposes of sections 469.401 to 469.467~~**]**.

6. Distributions to shareholders or other owners from an entity to which section 469.423 applies are **[**~~deemed to be~~**]** due**:**

(1) On the date fixed by **or on behalf of** the entity for determining **[**~~who is~~**] the persons** entitled to receive the distribution **[**~~or,~~**];**

(2) If no date is fixed, on the **[**~~declaration~~**]** date **[**~~for~~**] of the decision by or on behalf of the entity to make** the distribution**[**~~. A due date is periodic for receipts or disbursements that shall be paid at regular intervals under a lease or an obligation to pay interest or if an entity customarily makes distributions at regular intervals~~**]; or**

(3) If no date is fixed and the fiduciary does not know the date of the decision by or on behalf of the entity to make the distribution, on the date the fiduciary learns of the decision.

469.421. 1. **[**~~For purposes of~~**] In** this section, **[**~~the phrase~~**]** "undistributed income" means net income received **on or** before the date on which an income interest ends. The **[**~~phrase~~**] term** does not include an item of income or expense that is due or accrued**[**~~,~~**]** or net income that has been added or is required to be added to principal under the terms of the trust.

2. **Except as otherwise provided in subsection 3 of this section,** when a mandatory income interest **of a beneficiary** ends, the **[**~~trustee~~**] fiduciary** shall pay **[**~~to a mandatory income beneficiary who survives that date, or the estate of a deceased mandatory income beneficiary whose death causes the interest to end,~~**]** the beneficiary's share of the undistributed income that is not disposed of under the terms of the trust **[**~~unless the~~**] to the beneficiary or, if the beneficiary does not survive the date the interest ends, to the beneficiary's estate.**

3. If a beneficiary has an unqualified power to **[**~~revoke~~**] withdraw** more than five percent of the **value of a** trust immediately before **[**~~the~~**] an** income interest ends**[**~~. In the latter case,~~**]:**

(1) The fiduciary shall allocate to principal the undistributed income from the portion of the trust that may be **[**~~revoked shall be added to principal~~**] withdrawn; and**

(2) Subsection 2 of this section applies only to the balance of the undistributed income.

[~~3.~~**] 4.** When a **[**~~trustee's~~**] fiduciary's** obligation to pay a fixed annuity or a fixed fraction of the value of **[**~~the trust's~~**]** assets ends, the **[**~~trustee~~**] fiduciary** shall prorate the final payment **[**~~if and to the extent~~**] as** required **[**~~by applicable law to accomplish a purpose of the trust or its settlor relating~~**]** to **preserve an** income **tax**, gift **tax**, estate **tax,** or other tax **[**~~requirements~~**] benefit**.

469.423. 1. **[**~~For purposes of~~**] In** this section**[**~~, the term~~**]:**

(1) "Capital distribution" means an entity distribution of money that is a:

(a) Return of capital; or

(b) Distribution in total or partial liquidation of the entity;

(2) "Entity"**:**

(a) Means a corporation, partnership, limited liability company, regulated investment company, real estate investment trust, common trust fund, or any other organization **[**~~in which a trustee has an interest, other than a trust or estate to which section 469.425 applies, a business or activity to which section 469.427 applies, or an asset-backed security to which section 469.449 applies.~~**] or arrangement in which a fiduciary owns or holds an interest, whether or not the entity is a taxpayer for federal income tax purposes; and**

(b) Does not include:

a. A trust or estate to which section 469.425 applies;

b. A business or other activity to which section 469.427 applies that is not conducted by an entity described in paragraph (a) of this subdivision;

c. An asset-backed security; or

d. An instrument or arrangement to which section 469.450 applies;

(3) "Entity distribution" means a payment or transfer by an entity made to a person in the person's capacity as an owner or holder of an interest in the entity.

2. In this section, an attribute or action of an entity includes an attribute or action of any other entity in which the entity owns or holds an interest, including an interest owned or held indirectly through another entity.

[~~2.~~**] 3.** Except as otherwise provided in **[**~~this section~~**] subdivisions (2) to (4) of subsection 4 of this section**, a **[**~~trustee~~**] fiduciary** shall allocate to income**:**

(1) Money received **[**~~from~~**] in** an entity**[**~~.~~

~~3. A trustee shall allocate the following receipts from an entity to principal:~~

~~(1) Property other than money;~~

~~(2) Money received in one distribution or a series of related distributions in exchange for part or all of a trust's interest in the entity;~~

~~(3) Money received in total or partial liquidation of the entity; and~~

~~(4) Money received from an entity that is~~**] distribution; and**

(2) Tangible personal property of nominal value received from the entity.

4. A fiduciary shall allocate to principal:

(1) Property received in an entity distribution that is not:

(a) Money; or

(b) Tangible personal property of nominal value;

(2) Money received in an entity distribution in an exchange for part or all of the fiduciary's interest in the entity, to the extent the entity distribution reduces the fiduciary's interest in the entity relative to the interests of other persons that own or hold interests in the entity;

(3) Money received in an entity distribution that the fiduciary determines or estimates is a capital distribution; and

(4) Money received in an entity distribution from an entity that is:

(a) A regulated investment company or **[**~~a~~**]** real estate investment trust if the money **[**~~distributed~~**] received** is a capital gain dividend for federal income tax purposes**[**~~.~~

~~4. Money is received in partial liquidation:~~

~~(1) To the extent that the entity, at or near the time of a distribution, indicates that such money is a distribution in partial liquidation; or~~

~~(2) If~~**]; or**

(b) Treated for federal income tax purposes comparably to the treatment described in paragraph (a) of this subdivision.

5. A fiduciary may determine or estimate that money received in an entity distribution is a capital distribution:

(1) By relying, without inquiry or investigation, on a characterization of the entity distribution provided by or on behalf of the entity unless the fiduciary:

(a) Determines, on the basis of information known to the fiduciary, that the characterization is or may be incorrect; or

(b) Owns or holds more than fifty percent of the voting interest in the entity;

(2) By determining or estimating, on the basis of information known to the fiduciary or provided to the fiduciary by or on behalf of the entity, that the total amount of money and property received **by the fiduciary** in **[**~~a~~**] the entity** distribution or **a** series of related **entity** distributions is **or will be** greater than twenty percent of the **[**~~entity's gross assets, as shown by the entity's year-end financial statements immediately preceding the initial receipt.~~

~~5. Money is not received in partial liquidation, nor may it be taken into account pursuant to subdivision (2) of subsection 4 of this section, to the extent that such money does not exceed the amount of income tax that a trustee or beneficiary shall pay on taxable income of the entity that distributes the money.~~

~~6. A trustee may rely upon a statement made by an entity about the source or character of a distribution if the statement is made at or near the time of distribution by the entity's board of directors or other person or group of persons authorized to exercise powers to pay money or transfer property comparable to those of a corporation's board of directors.~~**] fair market value of the fiduciary's interest in the entity; or**

(3) If neither subdivision (1) nor (2) of this subsection applies, by considering the factors in subsection 6 of this section and the information known to the fiduciary or provided to the fiduciary by or on behalf of the entity.

6. In making a determination or estimate under subdivision (3) of subsection 5 of this section, a fiduciary may consider:

(1) A characterization of an entity distribution provided by or on behalf of the entity;

(2) The amount of money or property received in:

(a) The entity distribution; or

(b) What the fiduciary determines is or will be a series of related entity distributions;

(3) The amount described in subdivision (2) of this subsection compared to the amount the fiduciary determines or estimates is, during the current or preceding accounting periods:

(a) The entity's operating income;

(b) The proceeds of the entity's sale or other disposition of:

a. All or part of the business or other activity conducted by the entity;

b. One or more business assets that are not sold to customers in the ordinary course of the business or other activity conducted by the entity; or

c. One or more assets other than business assets, unless the entity's primary activity is to invest in assets to realize gain on the disposition of all or some of the assets;

(c) If the entity's primary activity is to invest in assets to realize gain on the disposition of all or some of the assets, the gain realized on the disposition;

(d) The entity's regular, periodic entity distributions;

(e) The amount of money the entity has accumulated;

(f) The amount of money the entity has borrowed;

(g) The amount of money the entity has received from the sources described in sections 469.433, 469.439, 469.441, and 469.443; and

(h) The amount of money the entity has received from a source not otherwise described in this paragraph; and

(4) Any other factor the fiduciary determines is relevant.

7. If, after applying subsections 3 to 6 of this section, a fiduciary determines that a part of an entity distribution is a capital distribution but is in doubt about the amount of the entity distribution that is a capital distribution, the fiduciary shall allocate to principal the amount of the entity distribution that is in doubt.

8. If a fiduciary receives additional information about the application of this section to an entity distribution before the fiduciary has paid part of the entity distribution to a beneficiary, the fiduciary may consider the additional information before making the payment to the beneficiary and may change a decision to make the payment to the beneficiary.

9. If a fiduciary receives additional information about the application of this section to an entity distribution after the fiduciary has paid part of the entity distribution to a beneficiary, the fiduciary is not required to change or recover the payment to the beneficiary but may consider that information in determining whether to exercise the power to adjust under section 469.405.

469.425. A **[**~~trustee~~**] fiduciary** shall allocate to income an amount received as a distribution of income**, including a unitrust distribution under sections 469.471 to 469.487,** from a trust or **[**~~an~~**]** estate in which the **[**~~trust~~**] fiduciary** has an interest**,** other than **[**~~a~~**] an interest the fiduciary** purchased **[**~~interest~~**] in a trust that is an investment entity**, and shall allocate to principal an amount received as a distribution of principal from **[**~~such a~~**] the** trust or estate. If a **[**~~trustee~~**] fiduciary** purchases**, or receives from a settlor,** an interest in a trust that is an investment entity, **[**~~or a decedent or donor transfers an interest in such a trust to a trustee,~~**]** section 469.423 **[**~~or~~**],** 469.449 **[**~~shall apply~~**], or 469.450 applies** to a receipt from the trust.

469.427. 1. **[**~~If a trustee who conducts~~**] This section applies to** a business or other activity **conducted by a fiduciary if the fiduciary** determines that it is in the **[**~~best interest~~**] interests** of **[**~~all~~**]** the beneficiaries to account separately for the business or **other** activity instead of**:**

(1) Accounting for **[**~~it~~**] the business or other activity** as part of the **[**~~trust's~~**] fiduciary's** general accounting records**[**~~,~~**]; or**

(2) Conducting the **[**~~trustee~~**] business or other activity through an entity described in paragraph (a) of subdivision (2) of subsection 1 of section 469.423.**

2. A fiduciary may **[**~~maintain separate accounting records~~**] account separately under this section** for **[**~~its~~**] the** transactions **of a business or other activity**, whether or not **[**~~its~~**]** assets **of the business or other activity** are segregated from other **[**~~trust~~**]** assets **held by the fiduciary**.

[~~2.~~**] 3.** A **[**~~trustee who~~**] fiduciary that** accounts separately **under this section** for a business or other activity**:**

(1) May determine**:**

(a) The extent to which **the** net cash receipts **[**~~shall~~**] of the business or other activity shall** be retained for**:**

a. Working capital**[**~~,~~**];**

b. The acquisition or replacement of fixed assets**[**~~,~~**];** and

c. Other reasonably foreseeable needs of the business or **other** activity**[**~~,~~**];** and

(b) The extent to which the remaining net cash receipts are accounted for as principal or income in the **[**~~trust's~~**] fiduciary's** general accounting records**[**~~. If a trustee sells assets of the business or other activity, other than in the ordinary course of the business or activity, the trustee~~**] for the trust;**

(2) May make a determination under subdivision (1) of this subsection separately and differently from the fiduciary's decisions concerning distributions of income or principal; and

(3) Shall account for the net amount received **from the sale of an asset of the business or other activity, other than a sale in the ordinary course of the business or other activity,** as principal in the **[**~~trust's~~**] fiduciary's** general accounting records **for the trust,** to the extent the **[**~~trustee~~**] fiduciary** determines that the **net** amount received is no longer required in the conduct of the business **or other activity**.

[~~3.~~**] 4.** Activities for which a **[**~~trustee may maintain separate accounting records~~**] fiduciary may account separately under this section** include:

(1) Retail, manufacturing, service**,** and other traditional business activities;

(2) Farming;

(3) Raising and selling livestock and other animals;

(4) **[**~~Management of~~**] Managing** rental properties;

(5) **[**~~Extraction of~~**] Extracting** minerals**, water,** and other natural resources;

(6) **Growing and cutting** timber **[**~~operations~~**]**; **[**~~and~~**]**

(7) **[**~~Activities~~**] An activity** to which section 469.447**, 469.449, or 469.450** applies**[**~~.~~**]; and**

(8) Any other business conducted by the fiduciary.

469.429. A **[**~~trustee~~**] fiduciary** shall allocate to principal:

(1) To the extent not allocated to income **[**~~pursuant to~~**] under** sections **[**~~469.401~~**] 469.399** to **[**~~469.467~~**] 469.487**, **[**~~assets~~**] an asset** received from **[**~~a transferor~~**]:**

(a) An individual during the **[**~~transferor's~~**] individual's** lifetime**[**~~, a decedent's~~**];**

(b) An estate**[**~~,~~**];**

(c) A trust **[**~~with a terminating~~**] on termination of an** income interest**[**~~,~~**];** or

(d) A payer under a contract naming the **[**~~trust or its trustee~~**] fiduciary** as beneficiary;

(2) **Except as otherwise provided in sections 469.423 to 469.450,** money or other property received from the sale, exchange, liquidation**,** or change in form of a principal asset**[**~~, including realized profit, subject to sections 469.423 to 469.467~~**]**;

(3) **[**~~Amounts~~**] An amount** recovered from **a** third **[**~~parties~~**] party** to reimburse the **[**~~trust~~**] fiduciary** because of **[**~~disbursements~~**] a disbursement** described in **[**~~subdivision (7) of~~**]** subsection 1 of section 469.453 or for **[**~~other reasons~~**] another reason** to the extent not based on **[**~~the~~**]** loss of income;

(4) Proceeds of property taken by eminent domain, **[**~~but a separate award made~~**] except that proceeds awarded** for **[**~~the~~**]** loss of income **[**~~with respect to~~**] in** an accounting period **[**~~during which~~**] are income if** a current income beneficiary had a mandatory income interest **[**~~is income~~**] during the period**;

(5) Net income received in an accounting period during which there is no beneficiary to **[**~~whom~~**] which** a **[**~~trustee~~**] fiduciary** may or shall distribute income; and

(6) Other receipts as provided in sections 469.435 to **[**~~469.449~~**] 469.450**.

469.431. To the extent **[**~~that a trustee accounts~~**] a fiduciary does not account** for **[**~~receipts from~~**] the management of** rental property **[**~~pursuant to this section~~**] as a business under section 469.427**, the **[**~~trustee~~**] fiduciary** shall allocate to income an amount received as rent of real or personal property, including an amount received for cancellation or renewal of a lease. An amount received as a refundable deposit, including a security deposit or a deposit that is to be applied as rent for future periods**[**~~, shall be added to principal and held subject to the terms of the lease and is not available for distribution to a beneficiary until the trustee's contractual obligations have been satisfied with respect to that amount.~~**]:**

(1) Shall be added to principal and held subject to the terms of the lease, except as otherwise provided by law other than sections 469.399 to 469.487; and

(2) Is not allocated to income or available for distribution to a beneficiary until the fiduciary's contractual obligations have been satisfied with respect to that amount.

469.432. 1. **This section does not apply to an obligation to which section 469.437, 469.439, 469.441, 469.443, 469.447, 469.449, or 469.450 applies.**

2. A fiduciary shall allocate to income, without provision for amortization of premium, an amount received as interest**[**~~, whether determined at a fixed, variable or floating rate,~~**]** on an obligation to pay money to the **[**~~trustee~~**] fiduciary**, including an amount received as consideration for prepaying principal**[**~~, shall be allocated to income without any provision for amortization of premium~~**]**.

[~~2.~~**] 3.** A **[**~~trustee~~**] fiduciary** shall allocate to principal an amount received from the sale, redemption**,** or other disposition of an obligation to pay money to the **[**~~trustee more than one year after it is purchased or acquired by~~

~~the trustee, including an obligation whose purchase price or value when it is acquired is less than its value at maturity. If the obligation matures within one year after it is purchased or acquired by the trustee, an amount received in excess of its purchase price or its value when acquired by the trust shall be allocated to income~~**]** **fiduciary. A fiduciary shall allocate to income the increment in value of a bond or other obligation for the payment of money bearing no stated interest but payable or redeemable, at maturity or another future time, in an amount that exceeds the amount in consideration of which it was issued**.

[~~3.This section does not apply to an obligation to which section 469.437, 469.439, 469.441, 469.443, 469.447 or 469.449 applies.~~**]**

469.433. 1. **This section does not apply to a contract to which section 469.437 applies.**

2. Except as otherwise provided in subsection **[**~~2~~**] 3** of this section, a **[**~~trustee~~**] fiduciary** shall allocate to principal the proceeds of a life insurance policy or other contract **[**~~in which the trust or its trustee is named~~**] received by the fiduciary** as beneficiary, including a contract that insures **[**~~the trust or its trustee~~**]** against **[**~~loss for~~**]** damage to, destruction of, or loss of title to **[**~~a trust~~**] an** asset. The **[**~~trustee~~**] fiduciary** shall allocate dividends on an insurance policy to income **[**~~if~~**] to** the **extent** premiums on the policy are paid from income**[**~~,~~**]** and to principal **[**~~if~~**] to** the **extent** premiums **on the policy** are paid from principal.

[~~2.~~**] 3.** A **[**~~trustee~~**] fiduciary** shall allocate to income proceeds of a contract that insures the **[**~~trustee~~**] fiduciary** against loss of**:**

(1) Occupancy or other use by **[**~~an income beneficiary, loss of~~**] a current** income**[**~~,~~**] beneficiary;**

(2) Income; or**[**~~,~~**]**

(3) Subject to section 469.427, **[**~~loss of~~**]** profits from a business.

[~~3. This section does not apply to a contract to which section 469.437 applies.~~**]**

469.435. **1.** If a **[**~~trustee~~**] fiduciary** determines that an allocation between **income and** principal **[**~~and income~~**]** required by section 469.437, 469.439, 469.441, 469.443 or 469.449 is insubstantial, the **[**~~trustee~~**] fiduciary** may allocate the entire amount to principal**,** unless **[**~~one of the circumstances described in~~**]** subsection **[**~~3~~**] 5** of section 469.405 applies to the allocation. **[**~~This power~~**]**

2. A fiduciary may **[**~~be exercised by a cotrustee in the circumstances described in subsection 4 of section 469.405 and may be released for the reasons and in the manner described in subsection 5 of section 469.405.~~**] presume** an allocation is **[**~~presumed to be~~**]** insubstantial **under subsection 1 of this section** if:

(1) The amount of the allocation would increase or decrease net income in an accounting period, as determined before the allocation, by less than ten percent; **[**~~or~~**] and**

(2) **[**~~The value of~~**]** The asset producing the receipt **[**~~for which the allocation would~~**] to** be **[**~~made is~~**] allocated has a fair market value** less than ten percent of the total **fair market** value of the **[**~~trust's~~**]** assets **owned or held by the fiduciary** at the beginning of the accounting period.

3. The power to make a determination under subsection 1 of this section may be:

(1) Exercised by a co-fiduciary in the manner described in subsection 6 of section 469.405; or

(2) Released or delegated for a reason described in subsection 7 of section 469.405 and in the manner described in subsection 8 of section 469.405.

469.437. 1. As used in this section, the following terms mean:

(1) **[**~~"Payment", an amount that is:~~

~~(a) Received or withdrawn from a plan; or~~

~~(b) One of a series of distributions that have been or will be received over a fixed number of years or during the life of one or more individuals under any contractual or other arrangement, or is a single payment from a plan that the trustee could have received over a fixed number of years or during the life of one or more individuals;~~

~~(2) "Plan", a contractual, custodial, trust or other arrangement that provides for distributions to the trust, including, but not limited to, qualified retirement plans, Individual Retirement Accounts, Roth Individual Retirement Accounts, public and private annuities, and deferred compensation, including payments received directly from an entity as defined in section 469.423 regardless of whether or not such distributions are made from a specific fund or account.~~

~~2. If any portion of a payment is characterized as a distribution to the trustee of interest, dividends or a dividend equivalent, the trustee shall allocate the portion so characterized to income. The trustee shall allocate the balance of that payment to principal.~~

~~3. If no part of a payment is allocated to income pursuant to subsection 2 of this section, then for each accounting period of the trust that any payment is received by the trust with respect to the trust's interest in a plan, the trustee shall allocate to income that portion of the aggregate value of all payments received by the trustee in that accounting period equal to the amount of plan income attributable to the trust's interest in the plan for that calendar year. The trustee shall allocate the balance of that payment to principal.~~

~~4. For purposes of this section, if a payment is received from a plan that maintains a separate account or fund for its participants or account holders, including, but not limited to, defined contribution retirement plans, Individual Retirement Accounts, Roth Individual Retirement Accounts, and some types of deferred compensation plans, the phrase "plan income" shall mean either the amount of the plan account or fund held for the benefit of the trust that, if the plan account or fund were a trust, would be allocated to income pursuant to sections 469.401 to 469.467 for that accounting period, or four percent of the value of the plan account or fund on the first day of that accounting period. The method of determining plan income pursuant to this subsection shall be chosen by the trustee in the trustee's discretion. The trustees may change the method of determining plan income pursuant to this subsection for any future accounting period.~~

~~5. For purposes of this section if the payment is received from a plan that does not maintain a separate account or fund for its participants or account holders, including by way of example and not limitation defined benefit retirement plans and some types of deferred compensation plans, the term "plan income" shall mean four percent of the total present value of the trust's interest in the plan as of the first day of the accounting period, based on reasonable actuarial assumptions as determined by the trustee.~~

~~6. Notwithstanding subsections 1 to 5 of this section, with respect to a trust where an election to qualify for a marital deduction under Section 2056(b)(7) or Section 2523(f) of the Internal Revenue Code of 1986, as amended, has been made, or a trust that qualified for the marital deduction under either Section 2056(b)(5) or Section 2523(e) of the Internal Revenue Code of 1986, as amended, a trustee shall determine the plan income for the accounting period as if the plan were a trust subject to sections 469.401 to 469.467. Upon request of the surviving spouse, the trustee shall demand that the person administering the plan distribute the plan income to the trust. The trustee shall allocate a payment from the plan to income to the extent of the plan income and distribute that amount to the surviving spouse. The trustee shall allocate the balance of the payment to principal. Upon request of the surviving spouse, the trustee shall allocate principal to income to the extent the plan income exceeds payments made from the plan to the trust during the accounting period.~~

~~7. If, to obtain an estate or gift tax marital deduction for a trust, a trustee shall allocate more of a payment to income than provided for by this section, the trustee shall allocate to income the additional amount necessary to obtain the marital deduction.~~**] "Internal income of a separate fund", the amount determined under subsection 2 of this section;**

(2) "Marital trust", a trust:

(a) Of which the settlor's surviving spouse is the only current income beneficiary and is entitled to a distribution of all the current net income of the trust; and

(b) That qualifies for a marital deduction with respect to the settlor's estate under 26 U.S.C. Section 2056, as amended, because:

a. An election to qualify for a marital deduction under 26 U.S.C. Section 2056(b)(7), as amended, has been made; or

b. The trust qualifies for a marital deduction under 26 U.S.C. Section 2056(b)(5), as amended;

(3) "Payment", an amount a fiduciary may receive over a fixed number of years or during the life of one or more individuals because of services rendered or property transferred to the payer in exchange for future amounts the fiduciary may receive. The term includes an amount received in money or property from the payer's general assets or from a separate fund created by the payer;

(4) "Separate fund" includes a private or commercial annuity, an individual retirement account, and a pension, profit-sharing, stock bonus, or stock ownership plan.

2. For each accounting period, the following rules apply to a separate fund:

(1) The fiduciary shall determine the internal income of the separate fund as if the separate fund was a trust subject to sections 469.399 to 469.487;

(2) If the fiduciary cannot determine the internal income of the separate fund under subdivision (1) of this subsection, the internal income of the separate fund is deemed to equal three percent of the value of the separate fund, according to the most recent statement of value preceding the beginning of the accounting period; and

(3) If the fiduciary cannot determine the value of the separate fund under subdivision (2) of this subsection, the value of the separate fund is deemed to equal the present value of the expected future payments, as determined under 26 U.S.C. Section 7520, as amended, for the month preceding the beginning of the accounting period for which the computation is made.

3. A fiduciary shall allocate a payment received from a separate fund during an accounting period to income, to the extent of the internal income of the separate fund during the period, and the balance to principal.

4. The fiduciary of a marital trust shall:

(1) Withdraw from a separate fund the amount the current income beneficiary of the trust requests the fiduciary to withdraw, not greater than the amount by which the internal income of the separate fund during the accounting period exceeds the amount the fiduciary otherwise receives from the separate fund during the period;

(2) Transfer from principal to income the amount the current income beneficiary requests the fiduciary to transfer, not greater than the amount by which the internal income of the separate fund during the period exceeds the amount the fiduciary receives from the separate fund during the period after the application of subdivision (1) of this subsection; and

(3) Distribute to the current income beneficiary as income:

(a) The amount of the internal income of the separate fund received or withdrawn during the period; and

(b) The amount transferred from principal to income under subdivision (2) of this subsection.

5. For a trust, other than a marital trust, of which one or more current income beneficiaries are entitled to a distribution of all the current net income, the fiduciary shall transfer from principal to income the amount by which the internal income of a separate fund during the accounting period exceeds the amount the fiduciary receives from the separate fund during the period.

469.439. 1. **[**~~As used~~**]** In this section, **[**~~the phrase~~**]** "liquidating asset" means an asset whose value will diminish or terminate because the asset is expected to produce receipts for a **[**~~period of~~**]** limited **[**~~duration~~**] time**. The **[**~~phrase~~**] term** includes a leasehold, patent, copyright, royalty right, and right to receive payments during a period of more than one year under an arrangement that does not provide for the payment of interest on the unpaid balance. **[**~~The phrase~~**]**

2. This section does not **[**~~include a payment~~**] apply to a receipt** subject to section **469.423,** 469.437, **[**~~resources subject to section~~**]** 469.441, **[**~~timber subject to section~~**]** 469.443, **[**~~an activity subject to section~~**]** 469.447, **[**~~an asset subject to section~~**]** 469.449, **469.450,** or **[**~~any asset for which the trustee establishes a reserve for depreciation pursuant to section~~**]** 469.455.

[~~2.~~**] 3.** A **[**~~trustee~~**] fiduciary** shall allocate**:**

(1) To income **[**~~ten percent of the receipts from~~**]:**

(a) A receipt produced by a liquidating asset **[**~~and the balance~~**], to the extent the receipt does not exceed three percent of the value of the asset; or**

(b) If the fiduciary cannot determine the value of the asset, ten percent of the receipt; and

(2) To principal**, the balance of the receipt**.

469.441. 1. To the extent **[**~~that a trustee accounts for receipts~~**] a fiduciary does not account for a receipt** from an interest in minerals**, water,** or other natural resources **[**~~pursuant to this section~~**] as a business under section 469.427**, the **[**~~trustee~~**] fiduciary** shall allocate **[**~~them as follows~~**] the receipt**:

(1) **[**~~If~~**] To income, to the extent** received**:**

(a) As **[**~~nominal~~**]** delay rental or **[**~~nominal~~**]** annual rent on a lease**[**~~, a receipt shall be allocated to income~~**]**;

(b) As a factor for interest or the equivalent of interest under an agreement creating a production payment; or

(c) On account of an interest in renewable water;

(2) **To principal,** if received from a production payment, **[**~~a receipt shall be allocated to income if and to the extent that the agreement creating the production payment provides a factor for interest or its equivalent. The balance shall be allocated to principal;~~**] to the extent paragraph (b) of subdivision (1) of this subsection does not apply; or**

(3) **[**~~If an amount received~~**] Between income and principal equitably, to the extent received:**

(a) On account of an interest in nonrenewable water;

(b) As a royalty, shut-in-well payment, take-or-pay payment, **or** bonus **[**~~or delay rental is more than nominal, ninety percent shall be allocated to principal and the balance to income~~**]**; **or**

[~~(4) If an amount is received~~**] (c)** From a working interest or any other interest not provided for in subdivision (1)**[**~~,~~**] or** (2) **[**~~or (3)~~**]** of this subsection**[**~~, ninety percent of the net amount received shall be allocated to principal and the balance to income~~**] or paragraph (a) or (b) of this subdivision**.

2. **[**~~An amount received on account of~~**] This section applies to** an interest **[**~~in water that is renewable shall be allocated to income. If the water is not renewable, ninety percent of the amount shall be allocated to principal and the balance to income.~~

~~3. Sections 469.401 to 469.467 apply~~**] owned or held by a fiduciary** whether or not a **[**~~decedent or donor~~**] settlor** was extracting minerals, water**,** or other natural resources before the **fiduciary owned or held the** interest **[**~~became subject to the trust~~**]**.

3. An allocation of a receipt under subdivision (3) of subsection 1 of this section is presumed to be equitable if the amount allocated to principal is equal to the amount allowed by 26 U.S.C., as amended, as a deduction for depletion of the interest.

4. If a **[**~~trust~~**] fiduciary** owns **or holds** an interest in minerals, water**,** or other natural resources **[**~~on~~**] before** August 28, **[**~~2001~~**] 2023**, the **[**~~trustee~~**] fiduciary** may allocate receipts from the interest as provided in **[**~~sections 469.401 to 469.467~~**] this section** or in the manner used by the **[**~~trustee~~**] fiduciary** before August 28, **[**~~2001~~**] 2023**. If the **[**~~trust~~**] fiduciary** acquires an interest in minerals, water**,** or other natural resources **on or** after August 28, **[**~~2001~~**] 2023**, the **[**~~trustee~~**] fiduciary** shall allocate receipts from the interest as provided in **[**~~sections 469.401 to 469.467~~**] this section**.

469.443. 1. To the extent **[**~~that a trustee accounts~~**] a fiduciary does not account** for receipts from the sale of timber and related products **[**~~pursuant to this section~~**] as a business under section 469.427**, the **[**~~trustee~~**] fiduciary** shall allocate the net receipts:

(1) To income**,** to the extent **[**~~that~~**]** the amount of timber **[**~~removed~~**] cut** from the land does not exceed the rate of growth of the timber **[**~~during the accounting periods in which a beneficiary has a mandatory income interest~~**]**;

(2) To principal**,** to the extent **[**~~that~~**]** the amount of timber **[**~~removed~~**] cut** from the land exceeds the rate of growth of the timber or the net receipts are from the sale of standing timber;

(3) **[**~~To or~~**]** Between income and principal if the net receipts are from the lease of **[**~~timberland~~**] land used for growing and cutting timber** or from a contract to cut timber from land **[**~~owned by a trust~~**]**, by determining the amount of timber **[**~~removed~~**] cut** from the land under the lease or contract and applying the rules in subdivisions (1) and (2) of this subsection; or

(4) To principal**,** to the extent **[**~~that~~**]** advance payments, bonuses**,** and other payments are not allocated **[**~~pursuant to either~~**] under** subdivision (1), (2)**,** or (3) of this subsection.

2. In determining net receipts to be allocated **[**~~pursuant to~~**] under** subsection 1 of this section, a **[**~~trustee~~**] fiduciary** shall deduct and transfer to principal a reasonable amount for depletion.

3. **[**~~Sections 469.401 to 469.467 apply~~**] This section applies to land owned or held by a fiduciary** whether or not a **[**~~decedent or transferor~~**] settlor** was **[**~~harvesting~~**] cutting** timber from the **land before the fiduciary owned or held the** property **[**~~before it became subject to the trust~~**]**.

4. If a **[**~~trust~~**] fiduciary** owns **or holds** an interest in **[**~~timberland on~~**] land used for growing and cutting timber before** August 28, **[**~~2001~~**] 2023**, the **[**~~trustee~~**] fiduciary** may allocate net receipts from the sale of timber and related products as provided in **[**~~sections 469.401 to 469.467~~**] this section** or in the manner used by the **[**~~trustee~~**] fiduciary** before August 28, **[**~~2001~~**] 2023**. If the **[**~~trust~~**] fiduciary** acquires an interest in **[**~~timberland~~**] land used for growing and cutting timber on or** after August 28, **[**~~2001~~**] 2023**, the **[**~~trustee~~**] fiduciary** shall allocate net receipts from the sale of timber and related products as provided in **[**~~sections 469.401 to 469.467~~**] this section**.

469.445. 1. If a **trust received property for which a gift or estate tax** marital deduction **[**~~is allowed for all or part of a trust whose~~**] was allowed and the settlor's spouse holds a mandatory income interest in the trust, the spouse may require the trustee, to the extent the trust** assets **[**~~consist substantially of property that does~~**] otherwise do** not provide the spouse with sufficient income from or use of the trust assets**[**~~, and if the amounts that the trustee transfers from principal to income pursuant to section 469.405 and distributes to the spouse from principal pursuant to the terms of the trust are insufficient to provide the spouse with the beneficial enjoyment required to obtain the marital~~**] to qualify for the** deduction, **[**~~the spouse may require the trustee~~**]** to**:**

(1) Make property productive of income**[**~~,~~**];**

(2) Convert property **to property productive of income** within a reasonable time**[**~~,~~**];** or

(3) Exercise the power **[**~~conferred by subsection 1 of~~**] to adjust under** section 469.405.

2. The trustee may decide which action or combination of actions **in subsection 1 of this section** to take.

[~~2. In cases not governed by subsection 1 of this section, proceeds from the sale or other disposition of an asset are principal without regard to the amount of income the asset produces during any accounting period.~~**]**

469.447. 1. **[**~~As used~~**]** In this section, **[**~~the term~~**]** "derivative" means a contract **[**~~or financial~~**],** instrument**, other arrangement,** or a combination of contracts **[**~~and financial~~**],** instruments**, or other arrangements, the value, rights, and obligations of** which **[**~~gives a trust the right or obligation to participate in some or all changes in the price of a~~**] are, in whole or in part, dependent on or derived from an underlying** tangible or intangible asset **[**~~or group of assets, or changes in a rate, an index of prices or~~**], group of tangible or intangible assets, index, or**

occurrence of an event. The term includes stocks, fixed income securities, and financial instruments and arrangements based on indices, commodities, interest rates, **[**~~or other market indicator for an asset or a group of assets~~**] weather-related events, and credit default events**.

2. To the extent **[**~~that a trustee~~**] a fiduciary** does not account **[**~~pursuant to section 469.427 for transactions~~**] for a transaction** in derivatives**[**~~, the trustee~~**] as a business under section 469.427, the fiduciary** shall allocate **[**~~to principal~~**] ten percent of** receipts from **the transaction** and **ten percent of** disbursements made in connection with **[**~~those transactions~~**] the transaction to income and the balance to principal**.

3. **Subsection 4 of this section applies** if**:**

(1) A **[**~~trustee~~**] fiduciary:**

(a) Grants an option to buy property from **[**~~the~~**] a** trust, whether or not the trust owns the property when the option is granted**[**~~,~~**];**

(b) Grants an option that permits another person to sell property to the trust**[**~~,~~**];** or

(c) Acquires an option to buy property for the trust or an option to sell an asset owned by the trust**[**~~,~~**];** and

(2) The **[**~~trustee~~**] fiduciary** or other owner of the asset is required to deliver the asset if the option is exercised**[**~~,~~**].**

4. If this subsection applies, the fiduciary shall allocate ten percent to income and the balance to principal of the following amounts:

(1) An amount received for granting the option **[**~~shall be allocated to principal.~~**];**

(2) An amount paid to acquire the option **[**~~shall be paid from principal. A~~**]; and**

(3) Gain or loss realized **[**~~upon~~**] on** the exercise **[**~~of an option, including an option granted to a settlor~~**], exchange, settlement, offset, closing, or expiration** of the **[**~~trust for services rendered, shall be allocated to principal~~**] option**.

469.449. 1. **[**~~As used in this section, the phrase "asset-backed security" means an asset whose value is based upon the right it gives the owner to receive distributions from the proceeds of financial assets that provide collateral for the security. The phrase includes an asset that gives the owner the right to receive from the collateral financial assets only the interest or other current return or only the proceeds other than interest or current return. The phrase does not include an asset to which section 469.423 or 469.437 applies.~~

~~2. If a trust receives a payment from interest or other current return and from other proceeds of the collateral financial assets, the trustee~~**] Except as otherwise provided in subsection 2 of this section, a fiduciary** shall allocate to income **[**~~the portion of~~**] a receipt from or related to an asset-backed security, to the extent** the **[**~~payment which the~~**]** payer identifies **the payment** as being from interest or other current return**,** and **[**~~shall allocate~~**] to principal** the balance of the **[**~~payment to principal~~**] receipt**.

[~~3.~~**] 2.** If a **[**~~trust~~**] fiduciary** receives one or more payments in exchange for **part or all of** the **[**~~trust's entire~~**] fiduciary's** interest in an asset-backed security **[**~~in one accounting period, the trustee shall allocate the payments to principal. If a payment is one of a series of payments that will result in the~~ **], including a** liquidation **or redemption** of the **[**~~trust's~~**] fiduciary's** interest in the security **[**~~over more than one accounting period,~~**]** the **[**~~trustee~~**] fiduciary** shall allocate **[**~~ten~~**] to income ten** percent of **receipts from** the **[**~~payment to income~~**] transaction** and **[**~~the balance to principal~~**] ten percent of disbursements made in connection with the transaction, and to principal the balance of the receipts and disbursements**.

469.450. A fiduciary shall allocate receipts from or related to a financial instrument or arrangement not otherwise addressed by sections 469.399 to 469.487. The allocation shall be consistent with sections 469.447 and 469.449.

469.451. **[**~~A trustee shall make the following disbursements from income to the extent that they are not disbursements to which paragraph (b) or (c) of~~**] Subject to section 469.456, and except as otherwise provided in** subdivision (2) **or (3) of subsection 3** of section 469.413 **[**~~applies~~**], a fiduciary shall disburse from income**:

(1) One-half of**:**

(a) The regular compensation of the **[**~~trustee~~**] fiduciary** and **[**~~of~~**]** any person providing investment advisory **[**~~or~~**],** custodial**, or other** services to the **[**~~trustee~~**] fiduciary, to the extent income is sufficient**; **and**

[~~(2) One-half of all expenses~~**] (b) An expense** for **[**~~accountings~~**] an accounting**, judicial **[**~~proceedings~~**] or nonjudicial proceeding**, or other **[**~~matters~~**] matter** that **[**~~involve~~**] involves** both **[**~~the~~**]** income and **[**~~remainder~~**] successive** interests**, to the extent income is sufficient**;

[~~(3) All of the other~~**] (2) The balance of the disbursements described in subdivision (1) of this section, to the extent a fiduciary that is an independent person determines that making those disbursements from income would be in the interests of the beneficiaries;**

(3) Another ordinary **[**~~expenses~~**] expense** incurred in connection with **[**~~the~~**]** administration, management**,** or preservation of **[**~~trust~~**]** property and **[**~~the~~**]** distribution of income, including interest, **an** ordinary **[**~~repairs~~**] repair**,

regularly recurring **[**~~taxes~~**] tax** assessed against principal, and **[**~~expenses~~**] an expense** of **[**~~a~~**] an accounting, judicial or nonjudicial** proceeding**,** or other matter that **[**~~concerns~~**] involves** primarily **[**~~the~~**] an** income interest**, to the extent income is sufficient**; and

(4) **[**~~Recurring premiums~~**] A premium** on insurance covering **[**~~the~~**]** loss of a principal asset or **[**~~the loss of~~**]** income from or use of the asset.

469.453. 1. **[**~~A trustee shall make the following disbursements~~**] Subject to section 469.457, and except as otherwise provided in subdivision (2) of subsection 3 of section 469.413, a fiduciary shall disburse** from principal:

(1) The **[**~~remaining one-half~~**] balance** of the disbursements described in **[**~~subdivisions (1) and (2)~~**] subsections 1 and 3 of section 469.451, after application of subsection 2** of section 469.451;

(2) **[**~~All of~~**]** The **[**~~trustee's~~**] fiduciary's** compensation calculated on principal as a fee for acceptance, distribution**,** or termination**[**~~, and disbursements made to prepare property for sale~~**]**;

(3) **[**~~Payments~~**] A payment of an expense to prepare for or execute a sale or other disposition of property;**

(4) A payment on the principal of a trust debt;

[~~(4) Expenses of a~~**] (5) A payment of an expense of an accounting, judicial or nonjudicial** proceeding**,** or other matter that **[**~~concerns~~**] involves** primarily **[**~~an interest in~~**]** principal**, including a proceeding to construe the terms of the trust or protect property**;

[~~(5) Premiums paid on a policy of~~**] (6) A payment of a premium for insurance, including title** insurance**,** not described in subdivision (4) of section 469.451 of which the **[**~~trust~~**] fiduciary** is the owner and beneficiary;

[~~(6)~~**] (7) A payment of an** estate**[**~~,~~**] or** inheritance **[**~~and other transfer taxes~~**] tax or other tax imposed because of the death of a decedent**, including penalties, apportioned to the trust; and

[~~(7) Extraordinary expenses incurred in connection with the management and preservation of trust property;~~

~~(8) Expenses for a capital improvement to a principal asset, whether in the form of changes to an existing asset or the construction of a new asset, including special assessments; and~~

~~(9) Disbursements~~**] (8) A payment:**

(a) Related to environmental matters, including**:**

a. Reclamation**[**~~,~~**];**

b. Assessing environmental conditions**[**~~,~~**];**

c. Remedying and removing environmental contamination**[**~~,~~**];**

d. Monitoring remedial activities and the release of substances**[**~~,~~**];**

e. Preventing future releases of substances**[**~~,~~**];**

f. Collecting amounts from persons liable or potentially liable for the costs of **[**~~those~~**]** activities**[**~~,~~**] described in subparagraphs a. to e. of this paragraph;**

g. Penalties imposed under environmental laws or regulations **[**~~and~~**];**

h. Other **[**~~payments made~~**] actions** to comply with **[**~~those~~**] environmental** laws or regulations**[**~~,~~**];**

i. Statutory or common law claims by third parties**[**~~,~~**];** and

j. Defending claims based on environmental matters**[**~~.~~**]; and**

(b) For a premium for insurance for matters described in paragraph (a) of this subdivision.

2. If a principal asset is encumbered with an obligation that requires income from **[**~~that~~**] the** asset to be paid directly to **[**~~the~~**] a** creditor, the **[**~~trustee~~**] fiduciary** shall transfer from principal to income an amount equal to the income paid to the creditor in reduction of the principal balance of the obligation.

469.455. 1. **[**~~As used~~**]** In this section, **[**~~the term~~**]** "depreciation" means a reduction in value due to wear, tear, decay, corrosion**,** or gradual obsolescence of a **[**~~fixed~~**] tangible** asset having a useful life of more than one year.

2. A **[**~~trustee~~**] fiduciary** may transfer to principal a reasonable amount of the net cash receipts from a principal asset that is subject to depreciation, but **[**~~may~~**] shall** not transfer any amount for depreciation:

(1) Of **[**~~that portion~~**] the part** of real property used or available for use by a beneficiary as a residence **[**~~or~~**];**

(2) Of tangible personal property held or made available for the personal use or enjoyment of a beneficiary; **or**

[~~(2) During the administration of a decedent's estate; or~~**]**

(3) **[**~~Pursuant to~~**]Under** this section **[**~~if the trustee is accounting pursuant to section 469.427~~**], to the extent the fiduciary accounts:**

(a) Under section 469.439 for the asset; or

(b) Under section 469.427 for the business or **other** activity in which the asset is used.

3. An amount transferred to principal **under this section** need not be **separately** held **[**~~as a separate fund~~**]**.

469.456. 1. If a fiduciary makes or expects to make an income disbursement described in subsection 2 of this section, the fiduciary may transfer an appropriate amount from principal to income in one or more accounting periods to reimburse income.

2. To the extent the fiduciary has not been and does not expect to be reimbursed by a third party, income disbursements to which subsection 1 of this section applies include:

(1) An amount chargeable to principal but paid from income because principal is illiquid;

(2) A disbursement made to prepare property for sale, including improvements and commissions; and

(3) A disbursement described in subsection 1 of section 469.453.

3. If an asset whose ownership gives rise to an income disbursement becomes subject to a successive interest after an income interest ends, the fiduciary may continue to make transfers under subsection 1 of this section.

469.457. 1. If a **[**~~trustee~~**] fiduciary** makes or expects to make a principal disbursement described in **subsection 2 of** this section, the **[**~~trustee~~**] fiduciary** may transfer an appropriate amount from income to principal in one or more accounting periods to reimburse principal or **[**~~to~~**]** provide a reserve for future principal disbursements.

2. **To the extent a fiduciary has not been and does not expect to be reimbursed by a third party,** principal disbursements to which subsection 1 of this section applies include **[**~~the following, but only to the extent that the trustee has not been and does not expect to be reimbursed by a third party~~**]**:

(1) An amount chargeable to income but paid from principal because **[**~~it~~**] income** is **[**~~unusually large, including extraordinary repairs~~**] not sufficient**;

(2) **[**~~Disbursements~~**] The cost of an improvement to principal, whether a change to an existing asset or the construction of a new asset, including a special assessment;**

(3) A disbursement made to prepare property for rental, including tenant allowances, leasehold improvements, and **[**~~broker's~~**]** commissions;

[~~(3)~~**] (4) A** periodic **[**~~payments~~**] payment** on an obligation secured by a principal asset**,** to the extent **[**~~that~~**]** the amount transferred from income to principal for depreciation is less than the periodic **[**~~payments~~**] payment**; and

[~~(4) Disbursements~~**] (5) A disbursement** described in **[**~~subdivision (7) of~~**]** subsection 1 of section 469.453.

3. If **[**~~the~~**] an** asset whose ownership gives rise to **[**~~the disbursements~~**] a principal disbursement** becomes subject to a successive **[**~~income~~**]** interest after an income interest ends, **[**~~a trustee~~**] the fiduciary** may continue to **[**~~transfer amounts from income to principal as provided in~~**] make transfers under** subsection 1 of this section.

469.459. 1. A tax required to be paid by a **[**~~trustee~~**] fiduciary that is** based on receipts allocated to income shall be paid from income.

2. A tax required to be paid by a **[**~~trustee~~**] fiduciary that is** based on receipts allocated to principal shall be paid from principal, even if the tax is called an income tax by the taxing authority.

3. **Subject to subsection 4 of this section and sections 469.456, 469.457, and 469.462,** a tax required to be paid by a **[**~~trustee~~**] fiduciary** on **[**~~the trust's~~**] a** share of an entity's taxable income **in an accounting period** shall be paid **from**:

(1) **[**~~From~~**]** Income **and principal proportionately** to the **[**~~extent that~~**] allocation between income and principal of** receipts from the entity **[**~~are allocated to income~~**] in the period**; and

(2) **[**~~From~~**]** Principal to the extent **[**~~that~~**] the tax exceeds the** receipts from the entity **[**~~are allocated only to principal~~**] in the period**.

4. After applying subsections 1 to 3 of this section, **[**~~the trustee~~**] a fiduciary** shall adjust income or principal receipts**,** to the extent **[**~~that~~**]** the **[**~~trust's~~**]** taxes **the fiduciary pays** are reduced because **[**~~the trust receives~~**] of** a deduction for **a** payment made to a beneficiary.

469.462. 1. A fiduciary may make an adjustment between income and principal to offset the shifting of economic interests or tax benefits between current income beneficiaries and successor beneficiaries that arises from:

(1) An election or decision the fiduciary makes regarding a tax matter, other than a decision to claim an income tax deduction to which subsection 2 of this section applies;

(2) An income tax or other tax imposed on the fiduciary or a beneficiary as a result of a transaction involving the fiduciary or a distribution by the fiduciary; or

(3) Ownership by the fiduciary of an interest in an entity, a part of whose taxable income, whether or not distributed, is includable in the taxable income of the fiduciary or a beneficiary.

2. If the amount of an estate tax marital or charitable deduction is reduced because a fiduciary deducts an amount paid from principal for income tax purposes instead of deducting it for estate tax purposes and, as a result, estate taxes paid from principal are increased and income taxes paid by the fiduciary or a beneficiary are decreased, the fiduciary shall charge each beneficiary that benefits from the decrease in income tax to reimburse the principal from which the increase in estate tax is paid. The total reimbursement shall equal the increase in the estate tax, to the extent the principal used to pay the increase would have qualified for a marital or charitable deduction but for the payment. The share of the reimbursement for each fiduciary or beneficiary whose income taxes are reduced shall be the same as its share of the total decrease in income tax.

3. A fiduciary that charges a beneficiary under subsection 2 of this section may offset the charge by obtaining payment from the beneficiary, withholding an amount from future distributions to the beneficiary, or adopting another method or combination of methods.

469.463. In applying and construing sections **[**~~469.401~~**] 469.399** to **[**~~469.467~~**] 469.487**, consideration shall be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

469.464. Sections 469.399 to 469.487 modify, limit, or supersede the Electronic Signatures in Global and National Commerce Act, 15 U.S.C. Section 7001 et seq., but do not modify, limit, or supersede 15 U.S.C. Section 7001(c) or authorize electronic delivery of any of the notices described in 15 U.S.C. Section 7003(b).

469.465. If any provision of sections **[**~~469.401~~**] 469.399** to **[**~~469.467~~**] 469.487** or **[**~~the~~**] its** application **[**~~of these sections~~**]** to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of sections **[**~~469.401~~**] 469.399** to **[**~~469.467~~**] 469.487** which can be given effect without the invalid provision or application **and to this end, the provisions of sections 469.399 to 469.487 are severable**.

469.467. Sections **[**~~469.401~~**] 469.399** to **[**~~469.467~~**] 469.487** apply to **[**~~every~~**] a** trust or **[**~~decedent's~~**]** estate existing **or created** on or after August 28, **[**~~2001~~**] 2023**, except as otherwise expressly provided in the **[**~~will or~~**]** terms of the trust or **[**~~in~~**]** sections **[**~~469.401~~**] 469.399** to **[**~~469.467~~**] 469.487**.

469.471. As used in sections 469.471 to 469.487, the following terms mean:

(1) "Applicable value", the amount of the net fair market value of a trust taken into account under section 469.483;

(2) "Express unitrust", a trust for which, under the terms of the trust without regard to sections 469.471 to 469.487, income or net income shall or may be calculated as a unitrust amount;

(3) "Income trust", a trust that is not a unitrust;

(4) "Net fair market value of a trust", the fair market value of the assets of the trust, less the noncontingent liabilities of the trust;

(5) "Unitrust", a trust for which net income is a unitrust amount. The term includes an express unitrust;

(6) "Unitrust amount", an amount computed by multiplying a determined value of a trust by a determined percentage. For a unitrust administered under a unitrust policy, the term means the applicable value multiplied by the unitrust rate;

(7) "Unitrust policy", a policy described in sections 469.479 to 469.487 and adopted under section 469.475;

(8) "Unitrust rate", the rate used to compute the unitrust amount for a unitrust administered under a unitrust policy.

469.473. 1. Except as otherwise provided in subsection 2 of this section, sections 469.471 to 469.487 apply to:

(1) An income trust, unless the terms of the trust expressly prohibit use of sections 469.471 to 469.487 by a specific reference to these sections or an explicit expression of intent that net income not be calculated as a unitrust amount; and

(2) An express unitrust, except to the extent the terms of the trust explicitly:

(a) Prohibit use of sections 469.471 to 469.487 by a specific reference to such sections;

(b) Prohibit conversion to an income trust; or

(c) Limit changes to the method of calculating the unitrust amount.

2. Sections 469.471 to 469.487 do not apply to a trust described in 26 U.S.C. Section 170(f)(2)(B), 642(c)(5), 664(d), 2702(a)(3)(A)(ii) or (iii), or 2702(b), as amended.

3. An income trust to which sections 469.471 to 469.487 apply under subdivision (1) of subsection 1 of this section may be converted to a unitrust under sections 469.471 to 469.487 regardless of the terms of the

trust concerning distributions. Conversion to a unitrust under sections 469.471 to 469.487 does not affect other terms of the trust concerning distributions of income or principal.

4. Sections 469.471 to 469.487 apply to an estate only to the extent a trust is a beneficiary of the estate. To the extent of the trust's interest in the estate, the estate may be administered as a unitrust, the administration of the estate as a unitrust may be discontinued, or the percentage or method used to calculate the unitrust amount may be changed, in the same manner as for a trust under sections 469.471 to 469.487.

5. Sections 469.471 to 469.487 do not create a duty to take or consider action under sections 469.471 to 469.487 or to inform a beneficiary about the applicability of sections 469.471 to 469.487.

6. A fiduciary that in good faith takes or fails to take an action under sections 469.471 to 469.487 is not liable to a person affected by the action or inaction.

469.475. 1. A fiduciary, without court approval, by complying with subsections 2 and 6 of this section, may:

(1) Convert an income trust to a unitrust if the fiduciary adopts in a record a unitrust policy for the trust providing:

(a) That in administering the trust the net income of the trust will be a unitrust amount rather than net income determined without regard to sections 469.471 to 469.487; and

(b) The percentage and method used to calculate the unitrust amount;

(2) Change the percentage or method used to calculate a unitrust amount for a unitrust if the fiduciary adopts in a record a unitrust policy or an amendment or replacement of a unitrust policy providing changes in the percentage or method used to calculate the unitrust amount; or

(3) Convert a unitrust to an income trust if the fiduciary adopts in a record a determination that, in administering the trust, the net income of the trust will be net income determined without regard to sections 469.471 to 469.487 rather than a unitrust amount.

2. A fiduciary may take an action under subsection 1 of this section if:

(1) The fiduciary determines that the action will assist the fiduciary to administer a trust impartially;

(2) The fiduciary sends a notice in a record, in the manner required by section 469.477, describing and proposing to take the action;

(3) The fiduciary sends a copy of the notice under subdivision (2) of this subsection to each settlor of the trust that is:

(a) If an individual, living; or

(b) If not an individual, in existence;

(4) At least one member of each class of the qualified beneficiaries described under section 456.1-103 receiving the notice under subdivision (2) of this subsection is:

(a) If an individual, legally competent;

(b) If not an individual, in existence; or

(c) Represented in the manner provided in subsection 2 of section 469.477; and

(5) The fiduciary does not receive, by the date specified in the notice under subdivision (5) of subsection 4 of section 469.477, an objection in a record to the action proposed under subdivision (2) of this subsection from a person to which the notice under subdivision (2) of this subsection is sent.

3. If a fiduciary receives, not later than the date stated in the notice under subdivision (5) of subsection 4 of section 469.477, an objection in a record described in subdivision (4) of subsection 4 of section 469.477 to a proposed action, the fiduciary or a beneficiary may request the court to have the proposed action taken as proposed, taken with modifications, or prevented. A person described in subsection 1 of section 469.477 may oppose the proposed action in the proceeding under this subsection, whether or not the person:

(1) Consented under subsection 3 of section 469.477; or

(2) Objected under subdivision (4) of subsection 4 of section 469.477.

4. If, after sending a notice under subdivision (2) of subsection 2 of this section, a fiduciary decides not to take the action proposed in the notice, the fiduciary shall notify in a record each person described in subsection 1 of section 469.477 of the decision not to take the action and the reasons for the decision.

5. If a beneficiary requests in a record that a fiduciary take an action described in subsection 1 of this section and the fiduciary declines to act or does not act within ninety days after receiving the request, the beneficiary may request the court to direct the fiduciary to take the action requested.

6. In deciding whether and how to take an action authorized by subsection 1 of this section, or whether and how to respond to a request by a beneficiary under subsection 5 of this section, a fiduciary shall consider all factors relevant to the trust and the beneficiaries, including relevant factors in subsection 5 of section 469.403.

7. A fiduciary may release or delegate the power to convert an income trust to a unitrust under subdivision (1) of subsection 1 of this section, change the percentage or method used to calculate a unitrust amount under subdivision (2) of subsection 1 of this section, or convert a unitrust to an income trust under subdivision (3) of subsection 1 of this section, for a reason described in subsection 7 of section 469.405 and in the manner described in subsection 8 of section 469.405.

469.477. 1. A notice required by subdivision (3) of subsection 2 of section 469.475 shall be sent in a manner authorized under section 456.1-109 to:

(1) The qualified beneficiaries defined under section 456.1-103;

(2) Each person acting as trust protector under section 456.8-808; and

(3) Each person that is granted a power over the trust by the terms of the trust, to the extent the power is exercisable when the person is not then serving as a trustee:

(a) Including a:

a. Power over the investment, management, or distribution of trust property or other matters of trust administration; and

b. Power to appoint or remove a trustee or person described in this paragraph; and

(b) Excluding a:

a. Power of appointment;

b. Power of a beneficiary over the trust, to the extent the exercise or nonexercise of the power affects the beneficial interest of the beneficiary or another beneficiary represented by the beneficiary under sections 456.3-301 to 456.3-305 with respect to the exercise or nonexercise of the power; and

c. Power over the trust if the terms of the trust provide that the power is held in a nonfiduciary capacity and the power shall be held in a nonfiduciary capacity to achieve a tax objective under 26 U.S.C., as amended.

2. The representation provisions of sections 456.3-301 to 456.3-305 apply to notice under this section.

3. A person may consent in a record at any time to action proposed under subdivision (2) of subsection 2 of section 469.475. A notice required by subdivision (2) of subsection 2 of section 469.475 need not be sent to a person that consents under this subsection.

4. A notice required by subdivision (2) of subsection 2 of section 469.475 shall include:

(1) The action proposed under subdivision (2) of subsection 2 of section 469.475;

(2) For a conversion of an income trust to a unitrust, a copy of the unitrust policy adopted under subdivision (1) of subsection 1 of section 469.475;

(3) For a change in the percentage or method used to calculate the unitrust amount, a copy of the unitrust policy or amendment or replacement of the unitrust policy adopted under subdivision (2) of subsection 1 of section 469.475;

(4) A statement that the person to which the notice is sent may object to the proposed action by stating in a record the basis for the objection and sending or delivering the record to the fiduciary;

(5) The date by which an objection under subdivision (4) shall be received by the fiduciary, which shall be at least thirty days after the date the notice is sent;

(6) The date on which the action is proposed to be taken and the date on which the action is proposed to take effect;

(7) The name and contact information of the fiduciary; and

(8) The name and contact information of a person that may be contacted for additional information.

469.479. 1. In administering a unitrust under sections 469.471 to 469.487, a fiduciary shall follow a unitrust policy adopted under subdivision (1) or (2) of subsection 1 of section 469.475 or amended or replaced under subdivision (2) of section 1 of section 469.475.

2. A unitrust policy shall provide:

(1) The unitrust rate or the method for determining the unitrust rate under section 469.481;

(2) The method for determining the applicable value under section 469.483; and

(3) The rules described in sections 469.481 to 469.487 that apply in the administration of the unitrust, whether the rules are:

(a) Mandatory, as provided in subsection 1 of section 469.483 and subsection 1 of section 469.485; or

(b) Optional, as provided in section 469.481, subsection 2 of section 469.483, subsection 2 of section 469.485, and subsection 1 of section 469.487, to the extent the fiduciary elects to adopt such rules.

469.481. 1. Except as otherwise provided in subdivision (1) of subsection 2 of section 469.487, a unitrust rate may be:

(1) A fixed unitrust rate; or

(2) A unitrust rate that is determined for each period using:

(a) A market index or other published data; or

(b) A mathematical blend of market indices or other published data over a stated number of preceding periods.

2. Except as otherwise provided in subdivision (1) of subsection 2 of section 469.487, a unitrust policy may provide:

(1) A limit on how high the unitrust rate determined under subdivision (2) of subsection 1 of this section may rise;

(2) A limit on how low the unitrust rate determined under subdivision (2) of subsection 1 of this section may fall;

(3) A limit on how much the unitrust rate determined under subdivision (2) of subsection 1 of this section may increase over the unitrust rate for the preceding period or a mathematical blend of unitrust rates over a stated number of preceding periods;

(4) A limit on how much the unitrust rate determined under subdivision (2) of subsection 1 of this section may decrease below the unitrust rate for the preceding period or a mathematical blend of unitrust rates over a stated number of preceding periods; or

(5) A mathematical blend of any of the unitrust rates determined under subdivision (2) of subsection 1 of this section and subdivisions (1) to (4) of this subsection.

469.483. 1. A unitrust policy shall provide the method for determining the fair market value of an asset for the purpose of determining the unitrust amount, including:

(1) The frequency of valuing the asset, which need not require a valuation in every period; and

(2) The date for valuing the asset in each period in which the asset is valued.

2. Except as otherwise provided in subdivision (2) of subsection 2 of section 469.487, a unitrust policy may provide methods for determining the amount of the net fair market value of the trust to take into account in determining the applicable value, including:

(1) Obtaining an appraisal of an asset for which fair market value is not readily available;

(2) Exclusion of specific assets or groups or types of assets;

(3) Other exceptions or modifications of the treatment of specific assets or groups or types of assets;

(4) Identification and treatment of cash or property held for distribution;

(5) Use of:

(a) An average of fair market values over a stated number of preceding periods; or

(b) Another mathematical blend of fair market values over a stated number of preceding periods;

(6) A limit on how much the applicable value of all assets, groups of assets, or individual assets may increase over:

(a) The corresponding applicable value for the preceding period; or

(b) A mathematical blend of applicable values over a stated number of preceding periods;

(7) A limit on how much the applicable value of all assets, groups of assets, or individual assets may decrease below:

(a) The corresponding applicable value for the preceding period; or

(b) A mathematical blend of applicable values over a stated number of preceding periods;

(8) The treatment of accrued income and other features of an asset that affect value; and

(9) Determining the liabilities of the trust, including treatment of liabilities to conform with the treatment of assets under subdivisions (1) to (8) of this subsection.

469.485. 1. A unitrust policy shall provide the period used under sections 469.481 and 469.483. Except as otherwise provided in subdivision (3) of subsection 2 of section 469.481, the period may be:

(1) A calendar year;

(2) A twelve-month period other than a calendar year;

(3) A calendar quarter;

(4) A three-month period other than a calendar quarter; or

(5) Another period.

2. Except as otherwise provided in subsection 2 of section 469.487, a unitrust policy may provide standards for:

(1) Using fewer preceding periods under paragraph (b) of subdivision (2) of subsection 1 of section 469.481 or subdivision (3) or (4) of subsection 2 of section 469.481 if:

(a) The trust was not in existence in a preceding period; or

(b) Market indices or other published data are not available for a preceding period;

(2) Using fewer preceding periods under paragraph (a) or (b) of subdivision (5) of subsection 2 of section 469.483, paragraph (b) of subdivision (6) of subsection 2 of section 469.483, or paragraph (b) of subdivision (7) of subsection 2 of section 469.483 if:

(a) The trust was not in existence in a preceding period; or

(b) Fair market values are not available for a preceding period; and

(3) Prorating the unitrust amount on a daily basis for a part of a period in which the trust or the administration of the trust as a unitrust or the interest of any beneficiary commences or terminates.

469.487. 1. A unitrust policy may:

(1) Provide methods and standards for:

(a) Determining the timing of distributions;

(b) Making distributions in cash or in kind or partly in cash and partly in kind; or

(c) Correcting an underpayment or overpayment to a beneficiary based on the unitrust amount if there is an error in calculating the unitrust amount;

(2) Specify sources and the order of sources, including categories of income for federal income tax purposes, from which distributions of a unitrust amount are paid; or

(3) Provide other standards and rules the fiduciary determines serve the interests of the beneficiaries.

2. If a trust qualifies for a special tax benefit or a fiduciary is not an independent person:

(1) The unitrust rate established under section 469.481 shall not be less than three percent or more than five percent;

(2) The only provisions of section 469.483 that apply are subsection 1 of section 469.483; subdivisions (1), (4), and (9) of subsection 2 of section 469.483; and paragraph (a) of subdivision (5) of subsection 2 of section 469.483;

(3) The only period that may be used under section 469.485 is a calendar year under subdivision (1) of subsection 1 of section 469.485; and

(4) The only other provisions of section 469.485 that apply are paragraph (a) of subdivision (2) of subsection 2 of section 469.485 and subdivision (3) of subsection 2 of section 469.485."; and

Further amend said bill, Page 65, Section 570.030, Line 90, by inserting after said section and line the following:

"**[**~~469.409. 1. Any claim for breach of a trustee's duty to impartially administer a trust related, directly or indirectly, to an adjustment made by a fiduciary to the allocation between principal and income pursuant to subsection 1 of section 469.405 or any allocation made by the fiduciary pursuant to any authority or discretion specified in subsection 1 of section 469.403, unless previously barred by adjudication, consent or other limitation, shall be barred as provided in this section.~~

~~(1) Any such claim brought by a qualified beneficiary is barred if not asserted in a judicial proceeding commenced within two years after the trustee has sent a report to that qualified beneficiary that adequately discloses the facts constituting the claim.~~

~~(2) Any such claim brought by a beneficiary (other than a qualified beneficiary) with any interest whatsoever in the trust, no matter how remote or contingent, or whether or not the beneficiary is ascertainable or has the capacity to contract, is barred if not asserted in a judicial proceeding commenced within two years after the first to occur of:~~

~~(a) The date the trustee sent a report to all qualified beneficiaries that adequately discloses the facts constituting the claim; or~~

~~(b) The date the trustee sent a report to a person that represents the beneficiary under the provisions of subdivision (2) of subsection 2 of this section.~~

~~2. For purposes of this section the following rules shall apply:~~

~~(1) A report adequately discloses the facts constituting a claim if it provides sufficient information so that the beneficiary should know of the claim or reasonably should have inquired into its existence;~~

~~(2) Section 469.402 shall apply in determining whether a beneficiary (including a qualified beneficiary) has received notice for purposes of this section;~~

~~(3) The determination of the identity of all qualified beneficiaries shall be made on the date the report is deemed to have been sent; and~~

~~(4) This section does not preclude an action to recover for fraud or misrepresentation related to the report.~~**]**

[~~469.411. 1. (1) If the provisions of this section apply to a trust, the unitrust amount determined for each accounting year of the trust shall be a percentage between three and five percent of the average net fair market value of the trust, as of the first day of the trust's current accounting year. The percentage applicable to a trust shall be that percentage specified by the terms of the governing instrument or by the election made in accordance with subdivision (2) of subsection 5 of this section.~~

~~(2) The unitrust amount for the current accounting year computed pursuant to this section shall be proportionately reduced for any distributions, in whole or in part, other than distributions of the unitrust amount, and for any payments of expenses, including debts, disbursements and taxes, from the trust within a current accounting year that the trustee determines to be material and substantial, and shall be proportionately increased for the receipt, other than a receipt that represents a return on investment, of any additional property into the trust within a current accounting year.~~

~~(3) For purposes of this section, the net fair market values of the assets held in the trust on the first business day of a prior accounting quarter shall be adjusted to reflect any reduction, in the case of a distribution or payment, or increase, in the case of a receipt, for the prior accounting year pursuant to subdivision (1) of this subsection, as if the distribution, payment or receipt had occurred on the first day of the prior accounting year.~~

~~(4) In the case of a short accounting period, the trustee shall prorate the unitrust amount on a daily basis.~~

~~(5) In the case where the net fair market value of an asset held in the trust has been incorrectly determined in any quarter, the unitrust amount shall be increased in the case of an undervaluation, or be decreased in the case of an overvaluation, by an amount equal to the difference between the unitrust amount determined based on the correct valuation of the asset and the unitrust amount originally determined.~~

~~2. As used in this section, the following terms mean:~~

~~(1) "Average net fair market value", a rolling average of the fair market value of the assets held in the trust on the first business day of the lessor of the number of accounting quarters of the trust from the date of inception of the trust to the determination of the trust's average net fair market value, or twelve accounting quarters of the trust, regardless of whether this section applied to the ascertainment of net income for all valuation quarters;~~

~~(2) "Current accounting year", the accounting period of the trust for which the unitrust amount is being determined.~~

~~3. In determining the average net fair market value of the assets held in the trust, there shall not be included the value of:~~

~~(1) Any residential property or any tangible personal property that, as of the first business day of the current valuation year, one or more income beneficiaries of the trust have or had the right to occupy, or have or had the right to possess or control, other than in a capacity as trustee, and instead the right of occupancy or the right to possession or control shall be deemed to be the unitrust amount with respect to the residential property or the tangible personal property; or~~

~~(2) Any asset specifically given to a beneficiary under the terms of the trust and the return on investment on that asset, which return on investment shall be distributable to the beneficiary.~~

~~4. In determining the average net fair market value of the assets held in the trust pursuant to subsection 1 of this section, the trustee shall, not less often than annually, determine the fair market value of each asset of the trust that consists primarily of real property or other property that is not traded on a regular basis in an active market by appraisal or other reasonable method or estimate, and that determination, if made reasonably and in good faith, shall be conclusive as to all persons interested in the trust. Any claim based on a determination made pursuant to this subsection shall be barred if not asserted in a judicial proceeding brought by any~~

~~beneficiary with any interest whatsoever in the trust within two years after the trustee has sent a report to all qualified beneficiaries that adequately discloses the facts constituting the claim. The rules set forth in subsection 2 of section 469.409 shall apply to the barring of claims pursuant to this subsection.~~

~~5. This section shall apply to the following trusts:~~

~~(1) Any trust created after August 28, 2001, with respect to which the terms of the trust clearly manifest an intent that this section apply;~~

~~(2) Any trust created under an instrument that became irrevocable on, before, or after August 28, 2001, if the trustee, in the trustee's discretion, elects to have this section apply unless the instrument creating the trust specifically prohibits an election under this subdivision. The trustee shall deliver notice to all qualified beneficiaries and the settlor of the trust, if he or she is then living, of the trustee's intent to make such an election at least sixty days before making that election. The trustee shall have sole authority to make the election. Section 469.402 shall apply for all purposes of this subdivision. An action or order by any court shall not be required. The election shall be made by a signed writing delivered to the settlor of the trust, if he or she is then living, and to all qualified beneficiaries. The election is irrevocable, unless revoked by order of the court having jurisdiction of the trust. The election may specify the percentage used to determine the unitrust amount pursuant to this section, provided that such percentage is between three and five percent, or if no percentage is specified, then that percentage shall be three percent. In making an election pursuant to this subsection, the trustee shall be subject to the same limitations and conditions as apply to an adjustment between income and principal pursuant to subsections 3 and 4 of section 469.405; and~~

~~(3) No action of any kind based on an election made by a trustee pursuant to subdivision (2) of this subsection shall be brought against the trustee by any beneficiary of that trust three years from the effective date of that election.~~

~~6. (1) Once the provisions of this section become applicable to a trust, the net income of the trust shall be the unitrust amount.~~

~~(2) Unless otherwise provided by the governing instrument, the unitrust amount distributed each year shall be paid from the following sources for that year up to the full value of the unitrust amount in the following order:~~

~~(a) Net income as determined if the trust were not a unitrust;~~

~~(b) Other ordinary income as determined for federal income tax purposes;~~

~~(c) Assets of the trust principal for which there is a readily available market value; and~~

~~(d) Other trust principal.~~

~~(3) Additionally, the trustee may allocate to trust income for each taxable year of the trust, or portion thereof:~~

~~(a) Net short-term capital gain described in the Internal Revenue Code, 26 U.S.C. Section 1222(5), for such year, or portion thereof, but only to the extent that the amount so allocated together with all other amounts to trust income, as determined under the provisions of this chapter without regard to this section, for such year, or portion thereof, does not exceed the unitrust amount for such year, or portion thereof;~~

~~(b) Net long-term capital gain described in the Internal Revenue Code, 26 U.S.C. Section 1222(7), for such year, or portion thereof, but only to the extent that the amount so allocated together with all other amounts, including amounts described in paragraph (a) of this subdivision, allocated to trust income for such year, or portion thereof, does not exceed the unitrust amount for such year, or portion thereof.~~

~~7. A trust with respect to which this section applies on August 28, 2011, may calculate the unitrust amount in accordance with the provisions of this section, as it existed either before or after such date, as the trustee of such trust shall determine in a writing kept with the records of the trust in the trustee's discretion.~~**]**

[~~469.461. 1. A fiduciary may make adjustments between principal and income to offset the shifting of economic interests or tax benefits between income beneficiaries and remainder beneficiaries which arise from:~~

~~(1) Elections and decisions, other than those described in subsection 2 of this section, that the fiduciary makes from time to time regarding tax matters;~~

~~(2) An income tax or any other tax that is imposed upon the fiduciary or a beneficiary as a result of a transaction involving or a distribution from the estate or trust; or~~

~~(3) The ownership by an estate or trust of an interest in an entity whose taxable income, whether or not distributed, is includable in the taxable income of the estate, trust or a beneficiary.~~

~~2. If the amount of an estate tax marital deduction or charitable contribution deduction is reduced because a fiduciary deducts an amount paid from principal for income tax purposes instead of deducting it for estate tax purposes, and as a result estate taxes paid from principal are increased and income taxes paid by an estate, trust or beneficiary are decreased, each estate, trust or beneficiary that benefits from the decrease in income tax shall reimburse the principal from which the increase in estate tax is paid. The total reimbursement shall equal the increase in the estate tax to the extent that the principal used to pay the increase would have qualified for a marital deduction or charitable contribution deduction but for the payment. The proportionate share of the reimbursement for each estate, trust or beneficiary whose income taxes are reduced shall be the same as its proportionate share of the total decrease in income tax. An estate or trust shall reimburse principal from income.~~**]**";

and";

and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Thompson, **House Amendment No. 1 to House Amendment No. 7** was adopted.

Representative Bangert offered **House Amendment No. 2 to House Amendment No. 7**.

House Amendment No. 2
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 1, Line 1, by inserting after the number "187," the following:

"Page 7, Section 130.011, Line 166, by deleting the numbers "**[**~~(4)~~**] (5)**" and inserting in lieu thereof the number "(4)"; and

Further amend said bill and section, Page 8, Line 224, by deleting the numbers "**[**~~(4)~~**] (5)**" and inserting in lieu thereof the number "(4)"; and

Further amend said bill, Section 130.021, Page 12, Lines 92-94, by deleting all of said lines and inserting in lieu thereof the following:

"(4) **[**~~The names, mailing addresses and titles of its officers, if any;~~

~~(5)~~ **]** The name and mailing address of any connected organizations with which the committee is affiliated;

(5) The names, mailing addresses and titles of its officer, if any;"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bangert, **House Amendment No. 2 to House Amendment No. 7** was adopted.

Representative Christ offered **House Amendment No. 3 to House Amendment No. 7**.

House Amendment No. 3
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""361.900. Sections 361.900 to 361.1035 shall be known and may be cited as the "Money Transmission Modernization Act of 2023".

361.903. Sections 361.900 to 361.1035 are designed to replace existing state money transmission laws currently codified in law and to:

(1) Ensure states may coordinate in all areas of regulation, licensing, and supervision to eliminate unnecessary regulatory burden and more effectively utilize regulator resources;

(2) Protect the public from financial crime;

(3) Standardize the types of activities that are subject to licensing or otherwise exempt from licensing; and

(4) Modernize safety and soundness requirements to ensure customer funds are protected in an environment that supports innovative and competitive business practices.

361.906. For purposes of sections 361.900 to 361.1035, the following terms shall mean:

(1) "Acting in concert", persons knowingly acting together with a common goal of jointly acquiring control of a licensee, regardless of whether under an express agreement;

(2) "Authorized delegate", a person that a licensee designates to engage in money transmission on behalf of the licensee;

(3) "Average daily money transmission liability", the amount of the licensee's outstanding money transmission obligations in this state at the end of each day in a given period of time, added together, and divided by the total number of days in the given period of time. For purposes of calculating average daily money transmission liability under sections 361.900 to 361.1035 for any licensee required to do so, the given period of time shall be the quarters ending March thirty-first, June thirtieth, September thirtieth, and December thirty-first;

(4) "Bank Secrecy Act", the Bank Secrecy Act, 31 U.S.C. Section 5311 et seq., and its implementing regulations, as amended and recodified from time to time;

(5) "Closed loop stored value", stored value that is redeemable by the issuer only for goods or services provided by the issuer or its affiliate or franchisees of the issuer or its affiliate, except to the extent required by applicable law to be redeemable in cash for its cash value;

(6) "Commissioner", the commissioner of the Missouri division of finance;

(7) "Control":

(a) The power to vote, directly or indirectly, at least twenty-five percent of the outstanding voting shares or voting interests of a licensee or person in control of a licensee;

(b) The power to elect or appoint a majority of key individuals or executive officers, managers, directors, trustees, or other persons exercising managerial authority of a person in control of a licensee; or

(c) The power to exercise, directly or indirectly, a controlling influence over the management or policies of a licensee or person in control of a licensee.

A person is presumed to exercise a controlling influence if the person holds the power to vote, directly or indirectly, at least ten percent of the outstanding voting shares or voting interests of a licensee or person in control of a licensee. A person presumed to exercise a controlling influence as defined under this subdivision can rebut the presumption of control if the person is a passive investor. For purposes of determining the percentage of a person controlled by any other person, the person's interest shall be aggregated with the interest of any other immediate family member, including the person's spouse, parents, children, siblings, mothers- and fathers-in law, sons- and daughters-in-law, brothers- and sisters-in-law, and any other person who shares such person's home;

(8) "Eligible rating", a credit rating of any of the three highest rating categories provided by an eligible rating service. Each category may include rating category modifiers such as "plus" or "minus" for Standard and Poor's or the equivalent for any other eligible rating service;

(9) "Eligible rating service", any nationally recognized statistical rating organization (NRSRO) as defined by the United States Securities and Exchange Commission and any other organization designated by rule or order;

(10) "Federally insured depository financial institution", a bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank, or industrial loan company organized under the laws of the United States or any state of the United States if such bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank, or industrial loan company has federally insured deposits;

(11) "In this state", at a physical location within this state for a transaction requested in person. For a transaction requested electronically or by phone, the provider of money transmission may determine if the person requesting the transaction is in this state by relying on other information provided by the person regarding the location of the individual's residential address or a business entity's principal place of business or other physical address location, and any records associated with the person that the provider of money transmission may have that indicate such location including, but not limited to, an address associated with an account;

(12) "Individual", a natural person;

(13) "Key individual", any individual ultimately responsible for establishing or directing policies and procedures of the licensee, such as an executive officer, manager, director, or trustee;

(14) "Licensee", a person licensed under sections 361.900 to 361.1035;

(15) "Material litigation", litigation that, according to United States generally accepted accounting principles, is significant to a person's financial health and would be required to be disclosed in the person's annual audited financial statements, report to shareholders, or similar records;

(16) "Monetary value", a medium of exchange, regardless of whether redeemable in money;

(17) "Money", a medium of exchange that is authorized or adopted by the United States or a foreign government. The term includes a monetary unit of account established by an intergovernmental organization or by agreement between two or more governments;

(18) "Money transmission", any of the following:

(a) Selling or issuing payment instruments to a person located in this state;

(b) Selling or issuing stored value to a person located in this state; or

(c) Receiving money for transmission from a person located in this state.

The term includes payroll processing services. The term does not include the provision solely of online or telecommunications services or network access;

(19) "Multistate licensing process", any agreement entered into by and among state regulators relating to coordinated processing of applications for money transmission licenses, applications for the acquisition of control of a licensee, control determinations, or notice and information requirements for a change of key individuals;

(20) "NMLS", the Nationwide Multistate Licensing System and Registry developed by the Conference of State Bank Supervisors and the American Association of Residential Mortgage Regulators and owned and operated by the State Regulatory Registry LLC or any successor or affiliated entity for the licensing and registration of persons in financial services industries;

(21) "Outstanding money transmission obligations":

(a) Any payment instrument or stored value issued or sold by the licensee to a person located in the United States or reported as sold by an authorized delegate of the licensee to a person that is located in the United States that has not yet been paid or refunded by or for the licensee or escheated in accordance with applicable abandoned property laws; or

(b) Any money received for transmission by the licensee or an authorized delegate in the United States from a person located in the United States that has not been received by the payee or refunded to the sender, or escheated in accordance with applicable abandoned property laws.

For purposes of this subdivision, "in the United States" shall include, to the extent applicable, a person in any state, territory, or possession of the United States; the District of Columbia; the Commonwealth of Puerto Rico; or a U.S. military installation that is located in a foreign country;

(22) "Passive investor", a person that:

(a) Does not have the power to elect a majority of key individuals or executive officers, managers, directors, trustees, or other persons exercising managerial authority of a person in control of a licensee;

(b) Is not employed by and does not have any managerial duties of the licensee or person in control of a licensee;

(c) Does not have the power to exercise, directly or indirectly, a controlling influence over the management or policies of a licensee or person in control of a licensee; and

(d) Either:

a. Attests to paragraphs (a), (b), and (c) of this subdivision, in a form and in a medium prescribed by the commissioner; or

b. Commits to the passivity characteristics of paragraphs (a), (b), and (c) of this subdivision in a written document;

(23) "Payment instrument", a written or electronic check, draft, money order, traveler's check, or other written or electronic instrument for the transmission or payment of money or monetary value, regardless of whether negotiable. The term does not include stored value or any instrument that:

(a) Is redeemable by the issuer only for goods or services provided by the issuer or its affiliate or franchisees of the issuer or its affiliate, except to the extent required by applicable law to be redeemable in cash for its cash value; or

(b) Is not sold to the public but issued and distributed as part of a loyalty, rewards, or promotional program;

(24) "Payroll processing services", receiving money for transmission under a contract with a person to deliver wages or salaries, make payment of payroll taxes to state and federal agencies, make payments relating to employee benefit plans, or make distributions of other authorized deductions from wages or salaries. The term does not include an employer performing payroll processing services on its own behalf or on behalf of its affiliate or a professional employer organization subject to regulation under sections 285.700 to 285.750;

(25) "Person", any individual, general partnership, limited partnership, limited liability company, corporation, trust, association, joint stock corporation, or other corporate entity identified by the commissioner;

(26) "Receiving money for transmission" or "money received for transmission", receiving money or monetary value in the United States for transmission within or outside the United States by electronic or other means;

(27) "Stored value", monetary value representing a claim against the issuer evidenced by an electronic or digital record and that is intended and accepted for use as a means of redemption for money or monetary value or payment for goods or services. The term includes, but is not limited to, "prepaid access" as defined under 31 C.F.R. Section 1010.100, as amended or recodified from time to time. Notwithstanding the provisions of this subdivision, the term does not include a payment instrument or closed loop stored value, or stored value not sold to the public but issued and distributed as part of a loyalty, rewards, or promotional program;

(28) "Tangible net worth", the aggregate assets of a licensee excluding all intangible assets, less liabilities, as determined in accordance with United States generally accepted accounting principles.

361.909. Sections 361.900 to 361.1035 shall not apply to:

(1) An operator of a payment system to the extent that it provides processing, clearing, or settlement services between or among persons exempted under this section or licensees in connection with wire transfers, credit card transactions, debit card transactions, stored value transactions, automated clearing house transfers, or similar funds transfers;

(2) A person appointed as an agent of a payee to collect and process a payment from a payer to the payee for goods or services, other than money transmission itself, provided to the payer by the payee, provided that:

(a) There exists a written agreement between the payee and the agent directing the agent to collect and process payments from a payer on the payee's behalf;

(b) The payee holds the agent out to the public as accepting payments for goods or services on the payee's behalf; and

(c) Payment for the goods and services is treated as received by the payee upon receipt by the agent so that the payer's obligation is extinguished and there is no risk of loss to the payer if the agent fails to remit the funds to the payee;

(3) A person that acts as an intermediary by processing payments between an entity that has directly incurred an outstanding money transmission obligation to a sender and the sender's designated recipient, provided that the entity:

(a) Is properly licensed or exempt from licensing requirements under sections 361.900 to 361.1035;

(b) Provides a receipt, electronic record, or other written confirmation to the sender identifying the entity as the provider of money transmission in the transaction; and

(c) Bears sole responsibility to satisfy the outstanding money transmission obligation to the sender, including the obligation to make the sender whole in connection with any failure to transmit the funds to the sender's designated recipient;

(4) The United States or a department, agency, or instrumentality thereof, or its agent;

(5) Money transmission by the United States Postal Service or by an agent of the United States Postal Service;

(6) A state, county, city, or any other governmental agency or governmental subdivision or instrumentality of a state, or its agent;

(7) A federally insured depository financial institution, bank holding company, office of an international banking corporation, foreign bank that establishes a federal branch under the International Bank Act, 12 U.S.C. Section 3102, as amended or recodified from time to time, corporation organized under the Bank Service Corporation Act, 12 U.S.C. Sections 1861-1867, as amended or recodified from time to time, or corporation organized under the Edge Act, 12 U.S.C. Sections 611-633, as amended or recodified from time to time, under the laws of a state or the United States;

(8) Electronic funds transfer of governmental benefits for a federal, state, county, or governmental agency by a contractor on behalf of the United States or a department, agency, or instrumentality thereof, or on behalf of a state or governmental subdivision, agency, or instrumentality thereof;

(9) A board of trade designated as a contract market under the federal Commodity Exchange Act, 7 U.S.C. Sections 1-25, as amended or recodified from time to time, or a person that, in the ordinary course of business, provides clearance and settlement services for a board of trade to the extent of its operation as or for such a board;

(10) A registered futures commission merchant under the federal commodities laws to the extent of its operation as such a merchant;

(11) A person registered as a securities broker-dealer under federal or state securities laws to the extent of its operation as such a broker-dealer;

(12) An individual employed by a licensee, authorized delegate, or any person exempted from the licensing requirements under sections 361.900 to 361.1035 if acting within the scope of employment and under the supervision of the licensee, authorized delegate, or exempted person as an employee and not as an independent contractor; and

(13) A person expressly appointed as a third party service provider to or agent of an entity exempt under subdivision (7) of this subsection solely to the extent that:

(a) Such service provider or agent is engaging in money transmission on behalf of and under a written agreement with the exempt entity that sets forth the specific functions that the service provider or agent is to perform; and

(b) The exempt entity assumes all risk of loss and all legal responsibility for satisfying the outstanding money transmission obligations owed to purchasers and holders of the outstanding money transmission obligations upon receipt of the purchaser's or holder's money or monetary value by the service provider or agent.

361.912. The commissioner may require that any person claiming to be exempt from licensing under section 361.909 provide information and documentation to the commissioner demonstrating that the person qualifies for any claimed exemption.

361.915. 1. In order to carry out the purposes of sections 361.900 to 361.1035, the commissioner may, subject to the provisions of subsections 1 and 2 of section 361.918:

(1) Enter into agreements or relationships with other government officials or federal and state regulatory agencies and regulatory associations in order to improve efficiencies and reduce regulatory burden by standardizing methods or procedures, and sharing resources, records, or related information obtained under sections 361.900 to 361.1035;

(2) Use, hire, contract, or employ analytical systems, methods, or software to examine or investigate any person subject to sections 361.900 to 361.1035;

(3) Accept, from other state or federal government agencies or officials, licensing, examination, or investigation reports made by such other state or federal government agencies or officials; and

(4) Accept audit reports made by an independent certified public accountant or other qualified third-party auditor for an applicant or licensee and incorporate the audit report in any report of examination or investigation.

2. The commissioner shall have the broad administrative authority to:

(1) Administer, interpret, and enforce sections 361.900 to 361.1035 and promulgate rules or regulations implementing sections 361.900 to 361.1035; and

(2) To recover the cost of administering and enforcing sections 361.900 to 361.1035 by imposing and collecting proportionate and equitable fees and costs associated with applications, examinations, investigations, and other actions required to achieve the purpose of sections 361.900 to 361.1035.

3. The commissioner shall promulgate all necessary rules and regulations for the administration of sections 361.900 to 361.1035. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

361.918. 1. Except as otherwise provided in subsection 2 of this section, all information or reports obtained by the commissioner from an applicant, licensee, or authorized delegate and all information contained in or related to an examination, investigation, operating report, or condition report prepared by, on behalf of, or for the use of the commissioner, or financial statements, balance sheets, or authorized delegate information, are confidential and are not subject to disclosure under chapter 610.

2. The commissioner may disclose information not otherwise subject to disclosure under subsection 1 of this section to representatives of state or federal agencies who shall confirm in writing that they will maintain the confidentiality of the information.

3. This section does not prohibit the commissioner from disclosing to the public a list of all licensees or the aggregated financial or transactional data concerning those licensees.

361.921. 1. The commissioner may conduct an examination or investigation of a licensee or authorized delegate or otherwise take independent action authorized by sections 361.900 to 361.1035 or by a rule adopted or order issued under sections 361.900 to 361.1035 as reasonably necessary or appropriate to administer and enforce sections 361.900 to 361.1035, regulations implementing sections 361.900 to 361.1035, and other applicable law, including the Bank Secrecy Act and the USA PATRIOT Act. The commissioner may:

(1) Conduct an examination either onsite or offsite as the commissioner may reasonably require;

(2) Conduct an examination in conjunction with an examination conducted by representatives of other state agencies or agencies of another state or of the federal government;

(3) Accept the examination report of another state agency or an agency of another state or of the federal government, or a report prepared by an independent accounting firm, which on being accepted is considered for all purposes as an official report of the commissioner; and

(4) Summon and examine under oath a key individual or employee of a licensee or authorized delegate and require the person to produce records regarding any matter related to the condition and business of the licensee or authorized delegate.

2. A licensee or authorized delegate shall provide, and the commissioner shall have full and complete access to, all records the commissioner may reasonably require to conduct a complete examination. The records shall be provided at the location and in the format specified by the commissioner. The commissioner may utilize multistate record production standards and examination procedures when such standards will reasonably achieve the requirements of this subsection.

3. Unless otherwise directed by the commissioner, a licensee shall pay all costs reasonably incurred in connection with an examination of the licensee or the licensee's authorized delegates.

361.924. 1. To efficiently and effectively administer and enforce sections 361.900 to 361.1035 and to minimize regulatory burden, the commissioner is authorized to participate in multistate supervisory processes established between states or coordinated through the Conference of State Bank Supervisors,

Money Transmitter Regulators Association, and affiliates and successors thereof for all licensees that hold licenses in this state and other states. As a participant in multistate supervision, the commissioner may:

(1) Cooperate, coordinate, and share information with other state and federal regulators in accordance with section 361.918;

(2) Enter into written cooperation, coordination, or information-sharing contracts or agreements with organizations the membership of which is made up of state or federal governmental agencies; and

(3) Cooperate, coordinate, and share information with organizations the membership of which is made up of state or federal governmental agencies, provided that the organizations agree in writing to maintain the confidentiality and security of the shared information in accordance with this section.

2. The commissioner shall not waive and nothing in this section constitutes a waiver of the commissioner's authority to conduct an examination or investigation or otherwise take independent action authorized by sections 361.900 to 361.1035 or a rule adopted or order issued under sections 361.900 to 361.1035 to enforce compliance with applicable state or federal law.

3. A joint examination or investigation, or acceptance of an examination or investigation report, does not waive an examination assessment provided for in sections 361.900 to 361.1035.

361.927. 1. In the event state money transmission jurisdiction is conditioned on a federal law, any inconsistencies between a provision of sections 361.900 to 361.1035 and the federal law governing money transmission shall be governed by the applicable federal law to the extent of the inconsistency.

2. In the event of any inconsistencies between sections 361.900 to 361.1035 and a federal law that governs under subsection 1 of this section, the commissioner may provide interpretive guidance that:

(1) Identifies the inconsistency; and

(2) Identifies the appropriate means of compliance with federal law.

361.930. 1. A person shall not engage in the business of money transmission or advertise, solicit, or hold itself out as providing money transmission unless the person is licensed under sections 361.900 to 361.1035.

2. Subsection 1 of this section shall not apply to:

(1) A person that is an authorized delegate of a person licensed under sections 361.900 to 361.1035 acting within the scope of authority conferred by a written contract with the licensee; or

(2) A person that is exempt under section 361.909 and does not engage in money transmission outside the scope of such exemption.

3. A license issued under section 361.942 shall not be transferable or assignable.

361.933. 1. To establish consistent licensing between this state and other states, the commissioner is authorized to:

(1) Implement those licensing provisions of sections 361.900 to 361.1035 in a manner that is consistent with other states that have adopted the money transmission modernizations act or multistate licensing processes; and

(2) Participate in nationwide protocols for licensing cooperation and coordination among state regulators, provided that such protocols are consistent with sections 361.900 to 361.1035.

2. In order to fulfill the purposes of sections 361.900 to 361.1035, the commissioner is authorized to establish relationships or contracts with NMLS, other entities designated by NMLS, or other third parties to enable the commissioner to:

(1) Collect and maintain records;

(2) Coordinate multistate licensing processes and supervision processes;

(3) Process fees; and

(4) Facilitate communication between this state and licensees or other persons subject to sections 361.900 to 361.1035.

3. The commissioner is authorized to utilize NMLS for all aspects of licensing in accordance with sections 361.900 to 361.1035 including, but not limited to, license applications, applications for acquisitions of control, surety bonds, reporting, criminal history background checks, credit checks, fee processing, and examinations.

4. The commissioner is authorized to utilize NMLS forms, processes, and functionalities in accordance with sections 361.900 to 361.1035.

5. (1) The commissioner is authorized to establish and adopt, by rule or regulation, requirements for participation by applicants and licensees in NMLS upon the division of finance's determination that each requirement is consistent with law, public interest, and the purposes of this section.

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

361.936. 1. Applicants for a license shall apply in a form and in a medium as prescribed by the commissioner. Each such form shall contain content as set forth by rule, regulation, instruction, or procedure of the commissioner and may be changed or updated by the commissioner in accordance with applicable law in order to carry out the purposes of sections 361.900 to 361.1035 and maintain consistency with licensing standards and practices. The application shall state or contain, as applicable:

(1) The legal name and residential and business addresses of the applicant and any fictitious or trade name used by the applicant in conducting its business;

(2) Whether the applicant has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering;

(3) A description of any money transmission previously provided by the applicant and the money transmission that the applicant seeks to provide in this state;

(4) A list of the applicant's proposed authorized delegates and the locations in this state where the applicant and its authorized delegates propose to engage in money transmission;

(5) A list of other states in which the applicant is licensed to engage in money transmission and any license revocations, suspensions, or other disciplinary action taken against the applicant in another state;

(6) Information concerning any bankruptcy or receivership proceedings affecting the licensee or a person in control of a licensee;

(7) A sample form of contract for authorized delegates, if applicable;

(8) A sample form of payment instrument or stored value, as applicable;

(9) The name and address of any federally insured depository financial institution through which the applicant plans to conduct money transmission;

(10) A list of any material litigation in which the applicant has been involved in the ten-year period next preceding the submission of the application; and

(11) Any other information the commissioner reasonably requires with respect to the applicant.

2. If an applicant is a corporation, limited liability company, partnership, or other legal entity, the applicant shall also provide:

(1) The date of the applicant's incorporation or formation and state or country of incorporation or formation;

(2) If applicable, a certificate of good standing from the state or country in which the applicant is incorporated or formed;

(3) A brief description of the structure or organization of the applicant, including any parents or subsidiaries of the applicant, and whether any parents or subsidiaries are publicly traded;

(4) The legal name, any fictitious or trade name, all business and residential addresses, and the employment, as applicable, in the ten-year period next preceding the submission of the application of each key individual and person in control of the applicant;

(5) Whether the applicant has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering;

(6) A copy of audited financial statements of the applicant for the most recent fiscal year and for the two-year period next preceding the submission of the application or, if determined to be acceptable to the commissioner, certified unaudited financial statements for the most recent fiscal year or other period acceptable to the commissioner;

(7) A certified copy of unaudited financial statements of the applicant for the most recent fiscal quarter;

(8) If the applicant is a publicly traded corporation, a copy of the most recent report filed with the United States Securities and Exchange Commission under Section 13 of the federal Securities Exchange Act of 1934, 15 U.S.C. Section 78m, as amended or recodified from time to time;

(9) If the applicant is a wholly owned subsidiary of:

(a) A corporation publicly traded in the United States, a copy of audited financial statements for the parent corporation for the most recent fiscal year or a copy of the parent corporation's most recent report filed under Section 13 of the U.S. Securities Exchange Act of 1934, 15 U.S.C. Section 78m, as amended or recodified from time to time; or

(b) A corporation publicly traded outside the United States, a copy of similar documentation filed with the regulator of the parent corporation's domicile outside the United States;

(10) The name and address of the applicant's registered agent in this state;

(11) A list of any material litigation in which the applicant has been involved in the ten-year period next preceding the submission of the application; and

(12) Any other information the commissioner reasonably requires with respect to the applicant.

3. A nonrefundable application fee and license fee, as determined by the commissioner, shall accompany an application for a license under this section.

4. The commissioner may waive one or more requirements of subsections 1 and 2 of this section or permit an applicant to submit other information in lieu of the required information.

361.939. 1. Any individual in control of a licensee or applicant, any individual that seeks to acquire control of a licensee, and each key individual shall furnish to the commissioner through NMLS the following:

(1) The individual's fingerprints for submission to the Federal Bureau of Investigation and the commissioner for purposes of a national criminal history background check unless the person currently resides outside of the United States and has resided outside of the United States for the last ten years; and

(2) Personal history and experience in a form and in a medium prescribed by the commissioner, to obtain the following:

(a) An independent credit report from a consumer reporting agency unless the individual does not have a Social Security number, in which case, this requirement shall be waived;

(b) Whether the individual has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering; and

(c) Information related to any regulatory or administrative action and any civil litigation involving claims of fraud, misrepresentation, conversion, mismanagement of funds, breach of fiduciary duty, or breach of contract.

2. If the individual has resided outside of the United States at any time in the last ten years, the individual shall also provide an investigative background report prepared by an independent search firm that meets the following requirements:

(1) At a minimum, the search firm shall:

(a) Demonstrate that it has sufficient knowledge and resources and employs accepted and reasonable methodologies to conduct the research of the background report; and

(b) Not be affiliated with or have an interest with the individual it is researching; and

(2) At a minimum, the investigative background report shall be written in the English language and shall contain the following:

(a) If available in the individual's current jurisdiction of residency, a comprehensive credit report, or any equivalent information obtained or generated by the independent search firm to accomplish such report, including a search of the court data in the countries, provinces, states, cities, towns, and contiguous areas where the individual resided and worked;

(b) Criminal records information for the past ten years including, but not limited to, felonies, misdemeanors, or similar convictions for violations of law in the countries, provinces, states, cities, towns, and contiguous areas where the individual resided and worked;

(c) Employment history;

(d) Media history, including an electronic search of national and local publications, wire services, and business applications; and

(e) Financial services-related regulatory history including but not limited to, money transmission, securities, banking, insurance, and mortgage-related industries.

361.942. 1. If an application for an original license under sections 361.900 to 361.1035 appears to include all the items and addresses and all of the matters that are required, the application is complete and the commissioner shall promptly notify the applicant in a record of the date on which the application is determined to be complete, and:

(1) The commissioner shall approve or deny the application within one hundred twenty days after the completion date; or

(2) If the application is not approved or denied within one hundred twenty days after the completion date:

(a) The application is approved; and

(b) The license takes effect as of the first business day after expiration of the one hundred twenty-day period.

The commissioner may for good cause extend the application period.

2. A determination by the commissioner that an application is complete and is accepted for processing means only that the application, on its face, appears to include all of the items, including the Criminal Background Check response from the Federal Bureau of Investigation, and address all of the matters that are required, and is not an assessment of the substance of the application or of the sufficiency of the information provided.

3. If an application is filed and considered complete under this section, the commissioner shall investigate the applicant's financial condition and responsibility, financial and business experience, character, and general fitness. The commissioner may conduct an onsite investigation of the applicant, the reasonable cost of which the applicant shall pay. The commissioner shall issue a license to an applicant under this section if the commissioner finds that all of the following conditions have been fulfilled:

(1) The applicant has complied with the provisions of sections 361.929 and 361.936; and

(2) The financial condition and responsibility, financial and business experience, competence, character, and general fitness of the applicant; and the competence, experience, character, and general fitness of the key individuals and persons in control of the applicant indicate that it is in the interest of the public to permit the applicant to engage in money transmission.

4. If an applicant avails itself or is otherwise subject to a multistate licensing process:

(1) The commissioner shall be authorized to accept the investigation results of a lead investigative state for the purpose of subsection 3 of this section if the lead investigative state has sufficient staffing, expertise, and minimum standards; or

(2) If this state is a lead investigative state, the commissioner shall be authorized to investigate the applicant under subsection 3 of this section and the time frames established by agreement through the multistate licensing process, provided however, that in no case shall such time frame be noncompliant with the application period in subdivision (1) of subsection 1 of this section.

5. The commissioner shall issue a formal written notice of the denial of a license application within thirty days of the decision to deny the application. The commissioner shall set forth in the notice of denial the specific reasons for the denial of the application. An applicant whose application is denied by the commissioner under this subsection may appeal within thirty days after receipt of the written notice of the denial under chapter 536.

6. The initial license term shall begin on the day the application is approved. The license shall expire on December thirty-first of the year in which the license term began unless the initial license date is between November first and December thirty-first, in which instance the initial license term shall run through December thirty-first of the following year.

361.945. 1. A license under sections 361.900 to 361.1035 shall be renewed annually. An annual renewal fee to be determined by the commissioner shall be paid no more than sixty days before the license expiration. The renewal term shall be for a period of one year and shall begin on January first of each year after the initial license term and shall expire on December thirty-first of the year the renewal term begins.

2. A licensee shall submit a renewal report with the renewal fee, in a form and in a medium prescribed by the commissioner. The renewal report shall state or contain a description of each material change in information submitted by the licensee in its original license application that has not been reported to the commissioner.

3. The commissioner for good cause may grant an extension of the renewal date.

4. The commissioner shall be authorized to utilize NMLS to process license renewals provided that such functionality is consistent with this section.

361.948. 1. If a licensee does not continue to meet the qualifications or satisfy the requirements that apply to an applicant for a new money transmission license, the commissioner may suspend or revoke the licensee's license in accordance with the procedures established under sections 361.900 to 361.1035 or other applicable state law for such suspension or revocation.

2. An applicant for a money transmission license shall demonstrate that it meets or will meet, and a money transmission licensee shall at all times meet, the requirements in sections 361.999, 361.1002, and 361.1005.

361.951. 1. Any person, or group of persons acting in concert, seeking to acquire control of a licensee shall obtain the written approval of the commissioner prior to acquiring control. An individual is not deemed to acquire control of a licensee and is not subject to the acquisition of control provisions when that individual becomes a key individual in the ordinary course of business.

2. A person, or group of persons acting in concert, seeking to acquire control of a licensee shall, in cooperation with the licensee:

(1) Submit an application in a form and in a medium prescribed by the commissioner; and

(2) Submit a nonrefundable fee to be determined by the commissioner with the request for approval.

3. Upon request, the commissioner may permit a licensee or a person, or group of persons acting in concert, to submit some or all information required by the commissioner under subdivision (1) of subsection 2 of this section without using NMLS.

4. The application required under subdivision (1) of subsection 2 of this section shall include information required under section 361.939 for any new key individuals that have not previously completed the requirements of section 361.939 for a licensee.

5. When an application for acquisition of control under this section appears to include all the items and address all of the matters that are required, the application shall be considered complete. The commissioner shall promptly notify the applicant in a record of the date on which the application was determined to be complete, and:

(1) The commissioner shall approve or deny the application within sixty days after the completion date; or

(2) If the application is not approved or denied within sixty days after the completion date:

(a) The application is approved; and

(b) The person, or group of persons acting in concert, are not prohibited from acquiring control; and

(3) The commissioner may for good cause extend the application period.

6. A determination by the commissioner that an application is complete and is accepted for processing means only that the application, on its face, appears to include all of the items and address all of the matters that are required, and is not an assessment of the substance of the application or of the sufficiency of the information provided.

7. If an application is filed and considered complete under subsection 5 of this section, the commissioner shall investigate the financial condition and responsibility, financial and business experience, character, and general fitness of the person, or group of persons acting in concert, seeking to acquire control. The commissioner shall approve an acquisition of control under this section if the commissioner finds that all of the following conditions have been fulfilled:

(1) The requirements of subsections 2 and 4 of this section have been met, as applicable; and

(2) The financial condition and responsibility, financial and business experience, competence, character, and general fitness of the person, or group of persons acting in concert, seeking to acquire control and the competence, experience, character, and general fitness of the key individuals and persons that would be in control of the licensee after the acquisition of control indicate that it is in the interest of the public to permit the person, or group of persons acting in concert, to control the licensee.

8. If an applicant avails itself or is otherwise subject to a multistate licensing process:

(1) The commissioner is authorized to accept the investigation results of a lead investigative state for the purpose of subsection 7 of this section if the lead investigative state has sufficient staffing, expertise, and minimum standards; or

(2) If this state is a lead investigative state, the commissioner is authorized to investigate the applicant under subsection 7 of this section and the time frames established by agreement through the multistate licensing process.

9. The commissioner shall issue a formal written notice of the denial of an application to acquire control within thirty days of the decision to deny the application. The commissioner shall set forth in the notice of denial the specific reasons for the denial of the application. An applicant whose application is denied by the commissioner under this subsection may appeal within thirty days after receipt of the written notice of the denial under chapter 536.

10. The requirements of subsections 1 and 2 of this section shall not apply to any of the following:

(1) A person that acts as a proxy for the sole purpose of voting at a designated meeting of the shareholders or holders of voting shares or voting interests of a licensee or a person in control of a licensee;

(2) A person that acquires control of a licensee by devise or descent;

(3) A person that acquires control of a licensee as a personal representative, custodian, guardian, conservator, or trustee, or as an officer appointed by a court of competent jurisdiction or by operation of law;

(4) A person that is exempt under subsection 7 of section 361.909;

(5) A person that the commissioner determines is not subject to subsection 1 of this section based on the public interest;

(6) A public offering of securities of a licensee or a person in control of a licensee; or

(7) An internal reorganization of a person in control of the licensee where the ultimate person in control of the licensee remains the same.

11. Persons in subdivisions (2), (3), (4), (6), and (7) of subsection 10 of this section in cooperation with the licensee shall notify the commissioner within fifteen days after the acquisition of control.

12. (1) The requirements of subsections 1 and 2 of this section shall not apply to a person that has complied with and received approval to engage in money transmission under sections 361.900 to 361.1035 or was identified as a person in control in a prior application filed with and approved by the commissioner or by another state under a multistate licensing process, provided that:

(a) The person has not had a license revoked or suspended or controlled a licensee that has had a license revoked or suspended while the person was in control of the licensee in the previous five years;

(b) If the person is a licensee, the person is well managed and has received at least a satisfactory rating for compliance at its most recent examination by another state if such rating was given;

(c) The licensee to be acquired is projected to meet the requirements of sections 361.999, 361.1002, and 361.1005 after the acquisition of control is completed, and if the person acquiring control is a licensee, that licensee is also projected to meet the requirements of sections 361.999, 361.1002, and 361.1005 after the acquisition of control is completed;

(d) The licensee to be acquired will not implement any material changes to its business plan as a result of the acquisition of control, and if the person acquiring control is a licensee, that licensee also will not implement any material changes to its business plan as a result of the acquisition of control; and

(e) The person provides notice of the acquisition in cooperation with the licensee and attests to paragraphs (a) to (d) of this subdivision in a form and in a medium prescribed by the commissioner.

(2) If the notice is not disapproved within thirty days after the date on which the notice was determined to be complete, the notice is deemed approved.

13. Before filing an application for approval to acquire control of a licensee, a person may request in writing a determination from the commissioner as to whether the person would be considered a person in control of a licensee upon consummation of a proposed transaction. If the commissioner determines that the person would not be a person in control of a licensee, the proposed person and transaction is not subject to the requirements of subsections 1 and 2 of this subsection.

14. If a multistate licensing process includes a determination under subsection 13 of this section and an applicant avails itself or is otherwise subject to the multistate licensing process:

(1) The commissioner is authorized to accept the control determination of a lead investigative state with sufficient staffing, expertise, and minimum standards for the purpose of subsection 13 of this section; or

(2) If this state is a lead investigative state, the commissioner is authorized to investigate the applicant under subsection 13 of this section and the time frames established by agreement through the multistate licensing process.

361.954. 1. A licensee adding or replacing any key individual shall:

(1) Provide notice in a manner prescribed by the commissioner within fifteen days after the effective date of the key individual's appointment; and

(2) Provide information as required by section 361.939 within forty-five days of the effective date.

2. Within ninety days of the date on which the notice provided under subsection 1 of this section was determined to be complete, the commissioner may issue a notice of disapproval of a key individual if the competence, experience, character, or integrity of the individual would not be in the best interests of the public or the customers of the licensee to permit the individual to be a key individual of such licensee.

3. A notice of disapproval shall contain a statement of the basis for disapproval and shall be sent to the licensee and the disapproved individual. A licensee may appeal a notice of disapproval under chapter 536 within thirty days after receipt of such notice of disapproval.

4. If the notice provided under subsection 1 of this section is not disapproved within ninety days after the date on which the notice was determined to be complete, the key individual is deemed approved.

5. If a multistate licensing process includes a key individual notice review and disapproval process under this section and the licensee avails itself or is otherwise subject to the multistate licensing process:

(1) The commissioner is authorized to accept the determination of another state if the investigating state has sufficient staffing, expertise, and minimum standards for the purpose of this section; or

(2) If this state is a lead investigative state, the commissioner is authorized to investigate the applicant under subsection 2 of this section and the time frames established by agreement through the multistate licensing process.

361.957. 1. Each licensee shall submit a report of condition within forty days of the end of the calendar quarter or within any extended time as the commissioner may prescribe.

2. The report of condition shall include:

(1) Financial information at the licensee level;

(2) Nationwide and state-specific money transmission transaction information in every jurisdiction in the United States where the licensee is licensed to engage in money transmission;

(3) Permissible investments report;

(4) Transaction destination country reporting for money received for transmission, if applicable; and

(5) Any other information the commissioner reasonably requires with respect to the licensee. The commissioner is authorized to utilize NMLS for the submission of the report required by subsection 1 of this section and is authorized to update as necessary the requirements of this section to carry out the purposes of sections 361.900 to 361.1035 and maintain consistency with NMLS reporting.

3. The information required under subdivision (4) of subsection 2 of this section shall be included only in a report of condition submitted within forty-five days of the end of the fourth calendar quarter.

361.960. 1. Each licensee shall, within ninety days after the end of each fiscal year or within any extended time as the commissioner may prescribe, file with the commissioner:

(1) An audited financial statement of the licensee for the fiscal year prepared in accordance with United States generally accepted accounting principles; and

(2) Any other information as the commissioner may reasonably require.

2. The audited financial statement shall be prepared by an independent certified public accountant or independent public accountant who is satisfactory to the commissioner.

3. The audited financial statements shall include or be accompanied by a certificate of opinion of the independent certified public accountant or independent public accountant that is satisfactory in form and content to the commissioner. If the certificate or opinion is qualified, the commissioner may order the licensee to take any action as the commissioner may find necessary to enable the independent certified public accountant or independent public accountant to remove the qualification.

361.963. 1. Each licensee shall submit a report of authorized delegates within forty-five days of the end of the calendar quarter. The commissioner is authorized to utilize NMLS for the submission of the report required under this section, provided that such functionality is consistent with the requirements of this section.

2. The authorized delegate report shall include, at a minimum, each authorized delegate's:

(1) Company legal name;

(2) Taxpayer employer identification number;

(3) Principal provider identifier;

(4) Physical address, if any;

(5) Mailing address;

(6) Any business conducted in other states;

(7) Any fictitious or trade name;

(8) Contact person name, phone number, and email;

(9) Start date as licensee's authorized delegate;

(10) End date acting as licensee's authorized delegate, if applicable; and

(11) Any other information the commissioner reasonably requires with respect to the authorized delegate.

361.966. 1. A licensee shall file a report with the commissioner within one business day after the licensee has reason to know of the occurrence of any of the following events:

(1) The filing of a petition by or against the licensee under the United States Bankruptcy Code, 11 U.S.C. Section 101-110, as amended or recodified from time to time, for bankruptcy or reorganization;

(2) The filing of a petition by or against the licensee for receivership, the commencement of any other judicial or administrative proceeding for its dissolution or reorganization, or the making of a general assignment for the benefit of its creditors; or

(3) The commencement of a proceeding to revoke or suspend its license in a state or country in which the licensee engages in business or is licensed.

2. A licensee shall notify the commissioner within three business days after the licensee has reason to know that:

(1) The licensee, or a key individual or person in control of the licensee, has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering; or

(2) An authorized delegate has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering.

361.969. A licensee and an authorized delegate shall file all reports required by federal currency reporting, record keeping, and suspicious activity reporting requirements as set forth in the Bank Secrecy Act and other federal and state laws pertaining to money laundering. The timely filing of a complete and accurate report required under this section with the appropriate federal agency is deemed compliant with the requirements of this section.

361.972. 1. A licensee shall maintain the following records for determining its compliance with sections 361.900 to 361.1035 for at least three years:

(1) A record of each outstanding money transmission obligation sold;

(2) A general ledger posted at least monthly containing all asset, liability, capital, income, and expense accounts;

(3) Bank statements and bank reconciliation records;

(4) Records of outstanding money transmission obligations;

(5) Records of each outstanding money transmission obligation paid within the three-year period;

(6) A list of the last known names and addresses of all of the licensee's authorized delegates; and

(7) Any other records the commissioner reasonably requires by rule.

2. The items specified in subsection 1 of this section may be maintained in any form of record.

3. Records specified in subsection 1 of this section may be maintained outside this state if the records are made accessible to the commissioner on seven business-days' notice that is sent in a record.

4. All records maintained by the licensee as required in subsections 1 to 3 of this section are open to inspection by the commissioner under subsection 1 of section 361.921.

361.975. 1. As used in this section, "remit" means to make direct payments of money to a licensee or its representative authorized to receive money or to deposit money in a bank in an account specified by the licensee.

2. Before a licensee is authorized to conduct business through an authorized delegate, or allows a person to act as the licensee's authorized delegate, the licensee shall:

(1) Adopt, and update as necessary, written policies and procedures reasonably designed to ensure that the licensee's authorized delegates comply with applicable state and federal law;

(2) Enter into a written contract that complies with subsection 4 of this section; and

(3) Conduct a reasonable risk-based background investigation sufficient for the licensee to determine whether the authorized delegate has complied and will likely comply with applicable state and federal law.

3. An authorized delegate shall operate in full compliance with sections 361.900 to 361.1035.

4. The written contract required under subsection 2 of this section shall be signed by the licensee and the authorized delegate and, at a minimum, shall:

(1) Appoint the person signing the contract as the licensee's authorized delegate with the authority to conduct money transmission on behalf of the licensee;

(2) Set forth the nature and scope of the relationship between the licensee and the authorized delegate and the respective rights and responsibilities of the parties;

(3) Require the authorized delegate to agree to fully comply with all applicable state and federal laws, rules, and regulations pertaining to money transmission, including sections 361.900 to 361.1035 and regulations implementing sections 361.900 to 361.1035, relevant provisions of the Bank Secrecy Act, and the USA PATRIOT Act;

(4) Require the authorized delegate to remit and handle money and monetary value in accordance with the terms of the contract between the licensee and the authorized delegate;

(5) Impose a trust on money and monetary value net of fees received for money transmission for the benefit of the licensee;

(6) Require the authorized delegate to prepare and maintain records as required by sections 361.900 to 361.1035 or regulations implementing sections 361.900 to 361.1035, or as reasonably requested by the commissioner;

(7) Acknowledge that the authorized delegate consents to examination or investigation by the commissioner;

(8) State that the licensee is subject to regulation by the commissioner and that, as part of that regulation, the commissioner may suspend or revoke an authorized delegate designation or require the licensee to terminate an authorized delegate designation; and

(9) Acknowledge receipt of the written policies and procedures required under subdivision (1) of subsection 1 of this section.

5. If the licensee's license is suspended, revoked, surrendered, or expired, the licensee shall, within five business days, provide documentation to the commissioner that the licensee has notified all applicable authorized delegates of the licensee whose names are in a record filed with the commissioner of the suspension, revocation, surrender, or expiration of a license. Upon suspension, revocation, surrender, or expiration of a license, applicable authorized delegates shall immediately cease to provide money transmission as an authorized delegate of the licensee.

6. An authorized delegate of a licensee holds in trust for the benefit of the licensee all money net of fees received from money transmission. If any authorized delegate commingles any funds received from money transmission with any other funds or property owned or controlled by the authorized delegate, all commingled funds and other property shall be considered held in trust in favor of the licensee in an amount equal to the amount of money net of fees received from money transmission.

7. An authorized delegate shall not use a subdelegate to conduct money transmission on behalf of a licensee.

361.978. A person shall not engage in the business of money transmission on behalf of a person not licensed under sections 361.900 to 361.1035 or not exempt under sections 361.909 and 361.912. A person that engages in such activity provides money transmission to the same extent as if the person were a licensee and shall be jointly and severally liable with the unlicensed or nonexempt person.

361.981. 1. The circuit court in an action brought by a licensee shall have jurisdiction to grant appropriate equitable or legal relief, including without limitation prohibiting the authorized delegate from directly or indirectly acting as an authorized delegate for any licensee in this state and the payment of restitution, damages, or other monetary relief, if the circuit court finds that an authorized delegate failed to remit money in accordance with the written contract required by subsection 2 of section 361.1275 or as otherwise directed by the licensee or required by law.

2. If the circuit court issues an order prohibiting a person from acting as an authorized delegate for any licensee under subsection 1 of this section, the licensee that brought the action shall report the order to the commissioner within thirty days and shall report the order through NMLS within ninety days.

3. An authorized delegate who holds money in trust for the benefit of a licensee and knowingly fails to remit more than one thousand dollars of such money is guilty of a class E felony.

4. An authorized delegate who holds money in trust for the benefit of a licensee and knowingly fails to remit no more than one thousand dollars of such money is guilty of a class A misdemeanor.

361.984. 1. Every licensee shall forward all money received for transmission in accordance with the terms of the agreement between the licensee and the sender unless the licensee has a reasonable belief or a reasonable basis to believe that the sender may be a victim of fraud or that a crime or violation of law, rule, or regulation has occurred, is occurring, or may occur.

2. If a licensee fails to forward money received for transmission in accordance with this section, the licensee shall respond to inquiries by the sender with the reason for the failure unless providing a response would violate a state or federal law, rule, or regulation.

361.987. 1. This section shall not apply to:

(1) Money received for transmission subject to the federal Remittance Rule, 12 C.F.R. Part 1005, Subpart B, as amended or recodified from time to time; or

(2) Money received for transmission under a written agreement between the licensee and payee to process payments for goods or services provided by the payee.

2. Every licensee shall refund to the sender within ten days of receipt of the sender's written request for a refund any and all money received for transmission unless any of the following occurs:

(1) The money has been forwarded within ten days of the date on which the money was received for transmission;

(2) Instructions have been given committing an equivalent amount of money to the person designated by the sender within ten days of the date on which the money was received for transmission;

(3) The agreement between the licensee and the sender instructs the licensee to forward the money at a time that is beyond ten days of the date on which the money was received for transmission. If funds have not yet been forwarded in accordance with the terms of the agreement between the licensee and the sender, the licensee shall issue a refund in accordance with the other provisions of this section;

(4) The refund is requested for a transaction that the licensee has not completed based on a reasonable belief or a reasonable basis to believe that a crime or violation of law, rule, or regulation has occurred, is occurring, or may occur; or

(5) The refund request does not enable the licensee to:

(a) Identify the sender's name and address or telephone number; or

(b) Identify the particular transaction to be refunded in the event the sender has multiple transactions outstanding.

361.990. 1. This section shall not apply to:

(1) Money received for transmission subject to the federal Remittance Rule, 12 C.F.R. Part 1005, Subpart B, as amended or recodified from time to time;

(2) Money received for transmission that is not primarily for personal, family, or household purposes;

(3) Money received for transmission under a written agreement between the licensee and payee to process payments for goods or services provided by the payee; or

(4) Payroll processing services.

2. For purposes of this section, "receipt" means a paper receipt, electronic record, or other written confirmation. For a transaction conducted in person, the receipt may be provided electronically if the sender requests or agrees to receive an electronic receipt. For a transaction conducted electronically or by phone, a receipt may be provided electronically. All electronic receipts shall be provided in a retainable form.

3. (1) Every licensee or its authorized delegate shall provide the sender a receipt for money received for transmission. The receipt shall contain the following information, as applicable:

(a) The name of the sender;

(b) The name of the designated recipient;

(c) The date of the transaction;

(d) The unique transaction or identification number;

(e) The name of the licensee, NMLS unique identifier, the licensee's business address, and the licensee's customer service telephone number;

(f) The amount of the transaction in United States dollars;

(g) Any fee charged by the licensee to the sender for the transaction; and

(h) Any taxes collected by the licensee from the sender for the transaction.

(2) The receipt required by this section shall be in English and in the language principally used by the licensee or authorized delegate to advertise, solicit, or negotiate, either orally or in writing, for a transaction conducted in person, electronically, or by phone, if other than English.

361.996. 1. A licensee that provides payroll processing services shall:

(1) Issue reports to clients detailing client payroll obligations in advance of the payroll funds being deducted from an account; and

(2) Make available worker paystubs or an equivalent statement to workers.

2. Subsection 1 of this section shall not apply to a licensee providing payroll processing services if the licensee's client designates the intended recipients to the licensee and is responsible for providing the disclosures required by subdivision (2) of subsection 1 of this section.

361.999. 1. A licensee under sections 361.900 to 361.1035 shall maintain at all times a tangible net worth of the greater of one hundred thousand dollars or three percent of total assets for the first one hundred million dollars, two percent of additional assets for one hundred million dollars to one billion dollars, and one-half of one percent of additional assets for over one billion dollars.

2. Tangible net worth shall be demonstrated at initial application by the applicant's most recent audited or unaudited financial statements under subdivision (6) of subsection 2 of section 361.936.

361.1002. 1. An applicant for a money transmission license shall provide, and a licensee at all times shall maintain, security consisting of a surety bond in a form satisfactory to the commissioner.

2. The amount of the required security shall be:

(1) The greater of one hundred thousand dollars or an amount equal to one hundred percent of the licensee's average daily money transmission liability in this state calculated for the most recently completed three-month period, up to a maximum of five hundred thousand dollars; or

(2) In the event that the licensee's tangible net worth exceeds ten percent of the total assets, a surety bond of one hundred thousand dollars.

3. A licensee that maintains a bond in the maximum amount provided for in subsection 2 of this section shall not be required to calculate its average daily money transmission liability in this state for purposes of this section.

361.1005. 1. A licensee shall maintain at all times permissible investments that have a market value computed in accordance with United States generally accepted accounting principles of not less than the aggregate amount of all of its outstanding money transmission obligations.

2. Except for permissible investments enumerated in subsection 1 of section 361.1008, the commissioner, with respect to any licensee, may by rule limit the extent to which a specific investment maintained by a licensee within a class of permissible investments may be considered a permissible investment if the specific investment represents undue risk to customers not reflected in the market value of investments.

3. Permissible investments, even if commingled with other assets of the licensee, are held in trust for the benefit of the purchasers and holders of the licensee's outstanding money transmission obligations in the event of insolvency, the filing of a petition by or against the licensee under the United States Bankruptcy Code, 11 U.S.C. Section 101-110, as amended or recodified from time to time, for bankruptcy or reorganization, the filing of a petition by or against the licensee for receivership, the commencement of any other judicial or administrative proceeding for its dissolution or reorganization, or in the event of an action by a creditor against the licensee who is not a beneficiary of the statutory trust. No permissible investments impressed with a trust under this subsection shall be subject to attachment, levy of execution, or sequestration by order of any court, except for a beneficiary of the statutory trust.

4. Upon the establishment of a statutory trust in accordance with subsection 3 of this section or when any funds are drawn on a letter of credit under subdivision (4) of subsection 1 of section 361.1008, the commissioner shall notify the applicable regulator of each state in which the licensee is licensed to engage in money transmission, if any, of the establishment of the trust or the funds drawn on the letter of credit, as applicable. Notice shall be deemed satisfied if performed under a multistate agreement or through NMLS. Funds drawn on a letter of credit, and any other permissible investments held in trust for the benefit of the purchasers and holders of the licensee's outstanding money transmission obligations, are deemed held in trust for the benefit of such purchasers and holders on a pro rata and equitable basis in accordance with statutes under which permissible investments are required to be held in this state, and other states, as applicable. Any statutory trust established under this subsection shall be terminated upon extinguishment of all of the licensee's outstanding money transmission obligations.

5. The commissioner by rule or by order may allow other types of investments that the commissioner determines are of sufficient liquidity and quality to be a permissible investment. The commissioner is authorized to participate in efforts with other state regulators to determine that other types of investments are of sufficient liquidity and quality to be a permissible investment.

361.1008. 1. The following investments are permissible under section 361.1005:

(1) Cash, including demand deposits, savings deposits, and funds in such accounts held for the benefit of the licensee's customers in a federally insured depository financial institution, and cash equivalents, including automated clearing house items in transit to the licensee and automated clearing house items or international wires in transit to a payee, cash in transit via armored car, cash in smart safes, cash in licensee-owned locations, debit card or credit card-funded transmission receivables owed by any bank, or money market mutual funds rated AAA by Standard & Poor's, or the equivalent from any eligible rating service;

(2) Certificates of deposit or senior debt obligations of an insured depository institution, as defined under the Federal Deposit Insurance Act, 12 U.S.C. Section 1813, as amended or recodified from time to time, or as defined under the federal Credit Union Act, 12 U.S.C. Section 1781, as amended or recodified from time to time;

(3) An obligation of the United States or a commission, agency, or instrumentality thereof; an obligation that is guaranteed fully as to principal and interest by the United States; or an obligation of a state or a governmental subdivision, agency, or instrumentality thereof;

(4) One hundred percent of the surety bond provided for under section 361.1002 that exceeds the average daily money transmission liability in this state; and

(5) The full drawable amount of an irrevocable standby letter of credit for which the stated beneficiary is the commissioner that stipulates that the beneficiary need draw only a sight draft under the letter of credit and present it to obtain funds up to the letter of credit amount within seven days of presentation of the items required by paragraph (d) of this subdivision. The letter of credit shall:

(a) Be issued by a federally insured depository financial institution, a foreign bank that is authorized under federal law to maintain a federal agency or federal branch office in a state or states, or a foreign bank that is authorized under state law to maintain a branch in a state that:

a. Bears an eligible rating or whose parent company bears an eligible rating; and

b. Is regulated, supervised, and examined by United States federal or state authorities having regulatory authority over banks, credit unions, and trust companies;

(b) Be irrevocable, unconditional, and indicate that it is not subject to any condition or qualifications outside of the letter of credit;

(c) Not contain references to any other agreements, documents or entities, or otherwise provide for any security interest in the licensee; and

(d) Contain an issue date and expiration date, and expressly provide for automatic extension, without a written amendment, for an additional period of one year from the present or each future expiration date unless the issuer of the letter of credit notifies the commissioner in writing by certified or registered mail or courier mail or other receipted means, at least sixty days prior to any expiration date, that the irrevocable letter of credit will not be extended.

2. In the event of any notice of expiration or nonextension of a letter of credit issued under paragraph (d) of subdivision (4) of subsection 1 of this section, the licensee shall be required to demonstrate to the satisfaction of the commissioner, fifteen days prior to expiration, that the licensee maintains and will maintain permissible investments in accordance with subsection 1 of section 361.1005 upon the expiration of the letter of credit. If the licensee is not able to do so, the commissioner may draw on the letter of credit in an amount up to the amount necessary to meet the licensee's requirements to maintain permissible investments in accordance with subsection 1 of section 361.1005. Any such draw shall be offset against the licensee's outstanding money transmission obligations. The drawn funds shall be held in trust by the commissioner or the commissioner's designated agent, to the extent authorized by law, as agent for the benefit of the purchasers and holders of the licensee's outstanding money transmission obligations.

3. The letter of credit shall provide that the issuer of the letter of credit will honor, at sight, a presentation made by the beneficiary to the issuer of the following documents on or prior to the expiration date of the letter of credit:

(1) The original letter of credit, including any amendments; and

(2) A written statement from the beneficiary stating that any of the following events have occurred:

(a) The filing of a petition by or against the licensee under the United States Bankruptcy Code, 11 U.S.C. Section 101-110, as amended or recodified from time to time, for bankruptcy or reorganization;

(b) The filing of a petition by or against the licensee for receivership, or the commencement of any other judicial or administrative proceeding for its dissolution or reorganization;

(c) The seizure of assets of a licensee by the commissioner under an emergency order issued in accordance with applicable law, on the basis of an action, violation, or condition that has caused or is likely to cause the insolvency of the licensee; or

(d) The beneficiary has received notice of expiration or nonextension of a letter of credit and the licensee failed to demonstrate to the satisfaction of the beneficiary that the licensee will maintain permissible investments in accordance with subsection 1 of section 361.1005 upon the expiration or nonextension of the letter of credit.

4. The commissioner may designate an agent to serve on the commissioner's behalf as beneficiary to a letter of credit so long as the agent and letter of credit meet requirements established by the commissioner. The commissioner's agent may serve as agent for multiple licensing authorities for a single irrevocable letter of credit if the proceeds of the drawable amount for the purposes of this subsection are assigned to the commissioner.

5. The commissioner is authorized to participate in multistate processes designed to facilitate the issuance and administration of letters of credit including, but not limited to, services provided by the NMLS, State Regulatory Registry LLC, or other third parties.

6. Unless permitted by the commissioner by rule or by order to exceed the limit as set forth herein, the following investments are permissible under section 361.1005 to the extent specified:

(1) Receivables that are payable to a licensee from its authorized delegates in the ordinary course of business that are less than seven days old, up to fifty percent of the aggregate value of the licensee's total permissible investments. Of the receivables permissible under this subdivision, receivables that are payable to a licensee from a single authorized delegate in the ordinary course of business shall not exceed ten percent of the aggregate value of the licensee's total permissible investments;

(2) The following investments, up to twenty percent per category and combined up to fifty percent of the aggregate value of the licensee's total permissible investments:

(a) A short-term investment bearing an eligible rating. For purposes of this paragraph, "short-term" means up to six months;

(b) Commercial paper bearing an eligible rating;

(c) A bill, note, bond, or debenture bearing an eligible rating;

(d) United States triparty repurchase agreements collateralized at one hundred percent or more with United States government or agency securities, municipal bonds, or other securities bearing an eligible rating;

(e) Money market mutual funds rated less than "AAA" and equal to or higher than "A-" by Standard & Poor's, or the equivalent from any other eligible rating service; and

(f) A mutual fund or other investment fund composed solely and exclusively of one or more permissible investments listed in subdivisions (1) to (3) of subsection 1 of this section; and

(3) Cash, including demand deposits, savings deposits, and funds in such accounts held for the benefit of the licensee's customers, at foreign depository institutions to ten percent of the aggregate value of the licensee's total permissible investments if the licensee has received a satisfactory rating in its most recent examination and the foreign depository institution:

(a) Has an eligible rating;

(b) Is registered under the Foreign Account Tax Compliance Act;

(c) Is not located in any country subject to sanctions from the Office of Foreign Asset Control; and

(d) Is not located in a high risk or noncooperative jurisdiction as designated by the Financial Action Task Force.

361.1011. 1. The commissioner may suspend or revoke a license or order a licensee to revoke the designation of an authorized delegate if:

(1) The licensee violates sections 361.900 to 361.1035 or a rule adopted or an order issued under sections 361.900 to 361.1035;

(2) The licensee does not cooperate with an examination or investigation by the commissioner;

(3) The licensee engages in fraud, intentional misrepresentation, or gross negligence;

(4) An authorized delegate is convicted of or enters a plea of guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering or violates a rule adopted or an order issued under sections 361.900 to 361.1035 as a result of the licensee's willful misconduct or willful blindness;

(5) The competence, experience, character, or general fitness of the licensee, authorized delegate, person in control of a licensee, key individual, or responsible person of the authorized delegate indicates that it is not in the public interest to permit the person to provide money transmission;

(6) The licensee engages in an unsafe or unsound practice;

(7) The licensee is insolvent, suspends payment of its obligations, or makes a general assignment for the benefit of its creditors; or

(8) The licensee does not remove an authorized delegate after the commissioner issues and serves upon the licensee a final order including a finding that the authorized delegate has violated sections 361.900 to 361.1035.

2. In determining whether a licensee is engaging in an unsafe or unsound practice, the commissioner may consider the size and condition of the licensee's money transmission, the magnitude of the loss, the gravity of the violation of sections 361.900 to 361.1035, and the previous conduct of the person involved.

361.1014. 1. The commissioner may issue an order suspending or revoking the designation of an authorized delegate, if the commissioner finds that:

(1) The authorized delegate violated sections 361.900 to 361.1035 or a rule adopted or an order issued under sections 361.900 to 361.1035;

(2) The authorized delegate did not cooperate with an examination or investigation by the commissioner;

(3) The authorized delegate engaged in fraud, intentional misrepresentation, or gross negligence;

(4) The authorized delegate has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering;

(5) The competence, experience, character, or general fitness of the authorized delegate or a person in control of the authorized delegate indicates that it is not in the public interest to permit the authorized delegate to provide money transmission; or

(6) The authorized delegate is engaging in an unsafe or unsound practice.

2. In determining whether an authorized delegate is engaging in an unsafe or unsound practice, the commissioner may consider the size and condition of the authorized delegate's provision of money transmission, the magnitude of the loss, the gravity of the violation of sections 361.900 to 361.1035 or a rule adopted or order issued under sections 361.900 to 361.1035, and the previous conduct of the authorized delegate.

3. An authorized delegate may apply for relief from a suspension or revocation of designation as an authorized delegate according to procedures prescribed by the commissioner.

361.1017. 1. If the commissioner determines that a violation of sections 361.900 to 361.1035 or of a rule adopted or an order issued under sections 361.900 to 361.1035 by a licensee or authorized delegate is likely to cause immediate and irreparable harm to the licensee, its customers, or the public as a result of the violation, or cause insolvency or significant dissipation of assets of the licensee, the commissioner may issue an order requiring the licensee or authorized delegate to cease and desist from the violation. The order becomes effective upon service to the licensee or authorized delegate.

2. The commissioner may issue an order against a licensee to cease and desist from providing money transmission through an authorized delegate that is the subject of a separate order by the commissioner.

3. An order to cease and desist remains effective and enforceable pending the completion of an administrative proceeding under chapter 536.

4. A licensee or an authorized delegate that is served with an order to cease and desist may petition the circuit court with jurisdiction for a judicial order setting aside, limiting, or suspending the enforcement, operation, or effectiveness of the order pending the completion of an administrative proceeding under chapter 536.

5. An order to cease and desist expires unless the commissioner commences an administrative proceeding under chapter 536 within ten days after it is issued.

361.1020. The commissioner may enter into a consent order at any time with a person to resolve a matter arising under sections 361.900 to 361.1035 or a rule adopted or order issued under sections 361.900 to 361.1035. A consent order shall be signed by the person to whom it is issued or by the person's authorized representative and shall indicate agreement with the terms contained in the order. A consent order may provide that it does not constitute an admission by a person that sections 361.900 to 361.1035 or a rule adopted or an order issued under sections 361.900 to 361.1035 has been violated.

361.1023. 1. A person that intentionally makes a false statement, misrepresentation, or false certification in a record filed or required to be maintained under sections 361.900 to 361.1035 or that intentionally makes a false entry or omits a material entry in such a record is guilty of a class E felony.

2. A person that knowingly engages in an activity for which a license is required under sections 361.900 to 361.1035 without being licensed under sections 361.900 to 361.1035 and who receives more than five hundred dollars in compensation within a thirty-day period for this activity is guilty of a class E felony.

3. A person that knowingly engages in an activity for which a license is required under sections 361.900 to 361.1035 without being licensed under sections 361.900 to 361.1035 and who receives no more than five hundred dollars in compensation within a thirty-day period for this activity is guilty of a class A misdemeanor.

361.1026. The commissioner may assess a civil penalty against a person that violates sections 361.900 to 361.1035 or a rule adopted or an order issued under sections 361.900 to 361.1035 in an amount not to exceed one thousand dollars per day for each day the violation is outstanding, plus this state's costs and expenses for the investigation and prosecution of the matter, including reasonable attorney's fees.

361.1029. 1. If the commissioner has reason to believe that a person has violated or is violating section 361.930, the commissioner may issue an order to show cause why an order to cease and desist shall not be issued requiring that the person cease and desist from the violation of section 361.930.

2. In an emergency, the commissioner may petition the circuit court with jurisdiction for the issuance of a temporary restraining order under the rules of civil procedure.

3. An order to cease and desist becomes effective upon service to the person.

4. An order to cease and desist remains effective and enforceable pending the completion of an administrative proceeding under chapter 536.

5. A person that is served with an order to cease and desist for violating section 361.930 may petition the circuit court with jurisdiction for a judicial order setting aside, limiting, or suspending the enforcement, operation, or effectiveness of the order pending the completion of an administrative proceeding under chapter 536.

6. An order to cease and desist expires unless the commissioner commences an administrative proceeding within ten days after it is issued.

361.1032. In applying and construing sections 361.900 to 361.1035, consideration shall be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

361.1035. 1. A person licensed in this state to engage in the business of money transmission shall not be subject to the provisions of sections 361.900 to 361.1035 to the extent that they conflict with current law or establish new requirements not imposed under current law, until such time as the licensee renews the licensee's current license.

2. Notwithstanding subsection 1 of this section, a licensee shall only be required to amend its authorized delegate contracts for contracts entered into or amended after the effective date or the completion of any transition period contemplated under subsection 1 of this section. Nothing herein shall be construed as limiting an authorized delegate's obligations to operate in full compliance with sections 361.900 to 361.1035 as required by subsection 3 of section 361.975.

362.034. 1. Any entity that operates as a facility licensed or certified under Article XIV of"; and

Further amend said amendment, Page 1, Line 30, by inserting after all of said line the following:

"Further amend said bill, Page 65, Section 570.030, Line 90, by inserting after all of said section and line the following:

"**[**~~361.700. 1. Sections 361.700 to 361.727 shall be known and may be cited as the "Sale of Checks Law".~~

~~2. For the purposes of sections 361.700 to 361.727, the following terms mean:~~

~~(1) "Check", any instrument for the transmission or payment of money and shall also include any electronic means of transmitting or paying money;~~

~~(2) "Director", the director of the division of finance;~~

~~(3) "Licensee", any person duly licensed by the director pursuant to sections 361.700 to 361.727;~~

~~(4) "Person", any individual, partnership, association, trust or corporation.~~**]**

[~~361.705. 1. No person shall issue checks in this state for a consideration without first obtaining a license from the director; provided, however, that sections 361.700 to 361.727 shall not apply to the receipt of money by an incorporated telegraph company at any office or agency of such company for immediate transmission by telegraph nor to any bank, trust company, savings and loan association, credit union, or agency of the United States government.~~

~~2. Any person who violates any of the provisions of sections 361.700 to 361.727 or attempts to sell or issue checks without having first obtained a license from the director shall be deemed guilty of a class A misdemeanor.~~**]**

[~~361.707. 1. Each application for a license pursuant to sections 361.700 to 361.727 shall be in writing and under oath to the director in such form as he may prescribe. The application shall state the full name and business address of:~~

~~(1) The proprietor, if the applicant is an individual;~~

~~(2) Every member, if the applicant is a partnership or association;~~

~~(3) The corporation and each officer and director thereof, if the applicant is a corporation.~~

~~2. Each application for a license shall be accompanied by an investigation fee of three hundred dollars. If the license is granted the investigation fee shall be applied to the license fee for the first year. No investigation fee shall be refunded.~~**]**

[~~361.711. Each application for a license shall be accompanied by a corporate surety bond in the principal sum of one hundred thousand dollars. The bond shall be in form satisfactory to the director and shall be issued by a bonding company or insurance company authorized to do business in this state, to secure the faithful performance of the obligations of the applicant and the agents and subagents of the applicant with respect to the receipt, transmission, and payment of money in connection with the sale or issuance of checks and also to pay the costs incurred by the division to remedy any breach of the obligations of the applicant subject to the bond or to pay examination costs of the division owed and not paid by the applicant. Upon license renewal, the required amount of bond shall be as follows:~~

~~(1) For all licensees selling payment instruments or stored value cards, five times the high outstanding balance from the previous year with a minimum of one hundred thousand dollars and a maximum of one million dollars;~~

~~(2) For all licensees receiving money for transmission, five times the greatest amount transmitted in a single day during the previous year with a minimum of one hundred thousand dollars and a maximum of one million dollars.~~

~~If in the opinion of the director the bond shall at any time appear to be inadequate, insecure, exhausted, or otherwise doubtful, additional bond in form and with surety satisfactory to the director shall be filed within fifteen days after notice of the requirement is given to the licensee by the director. An applicant or licensee may, in lieu of filing any bond required under this section, provide the director with an irrevocable letter of credit, as defined in section 400.5-103, issued by any state or federal financial institution. Whenever in the director's judgment it is necessary or expedient, the director may perform a special examination of any person licensed under sections 361.700 to 361.727 with all authority under section 361.160 as though the licensee were a bank. The cost of such examination shall be paid by the licensee.~~**]**

[~~361.715. 1. Upon the filing of the application, the filing of a certified audit, the payment of the investigation fee and the approval by the director of the necessary bond, the director shall cause, investigate, and determine whether the character, responsibility, and general fitness of the principals of the applicant or any affiliates are such as to command confidence and warrant belief that the business of the applicant will be conducted honestly and efficiently and that the applicant is in compliance with all other applicable state and federal laws. If satisfied, the director shall issue to the applicant a license pursuant to the provisions of sections 361.700 to 361.727. In processing a renewal license, the director shall require the same information and follow the same procedures described in this subsection.~~

~~2. Each licensee shall pay to the director before the issuance of the license, and annually thereafter on or before April fifteenth of each year, a license fee of three hundred dollars.~~

~~3. The director may assess a reasonable charge, not to exceed three hundred dollars, for any application to amend and reissue an existing license.~~**]**

[~~361.718. Every licensee shall at all times have on demand deposit in a federally insured depository institution or in the form of cash on hand or in the hands of his agents or in readily marketable securities an amount equal to all outstanding unpaid checks sold by him or his agents in Missouri, in addition to the amount of his bond. Upon demand by the director, licensees must immediately provide proof of such funds or securities. The director may make such demand as often as reasonably necessary and shall make such demand to each licensee, without prior notice, at least twice each license year.~~**]**

[~~361.720. Each licensee may conduct business at one or more locations within this state and by means of employees, agents, subagents or representatives as such licensee may designate. No license under sections 361.700 to 361.727 shall be required of any such employee, agent, subagent or representative who sells checks in behalf of a licensee. Each such agent, subagent or representative shall upon demand transfer and deliver to the licensee the proceeds of the sale of licensee's checks less the fees, if any, due such agent, subagent or representative.~~**]**

[~~361.723. Each licensee shall file with the director annually on or before April fifteenth of each year a statement listing the locations of the offices of the licensee and the names and locations of the agents or subagents authorized by the licensee to engage in the sale of checks of which the licensee is the issuer.~~**]**

[~~361.725. The director may at any time suspend or revoke a license, for any reason he might refuse to grant a license, for failure to pay an annual fee or for a violation of any provision of sections 361.700 to 361.727. No license shall be denied, revoked or suspended except on ten days' notice to the applicant or licensee. Upon receipt of such notice the applicant or licensee may, within five days of such receipt, make written demand for a hearing. The director shall thereafter hear and determine the matter in accordance with the provisions of chapter 536.~~**]**

[~~361.727. The director shall issue regulations necessary to carry out the intent and purposes of sections 361.700 to 361.727, pursuant to the provisions of section 361.105 and chapter 536.~~**]**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christ, **House Amendment No. 3 to House Amendment No. 7** was adopted.

Representative Windham offered **House Amendment No. 4 to House Amendment No. 7**.

House Amendment No. 4
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 1, Line 30, by inserting after all of said line the following:

"Further amend said bill, Page 48, Section 365.030, Line 25, by inserting after all of said section and line the following:

"**367.105. Any person making or offering a consumer credit loan shall contract for and receive interest and fees in accordance with sections 408.100, 408.101, 408.140, and 408.170, and such loan shall be subject to all provisions of sections 408.100, 408.101, 408.140, and 408.170.**

367.515. A title lender shall contract for and receive simple interest and fees in accordance with sections 408.100**, 408.101,** and 408.140**, and such interest and fees shall be subject to all provisions of sections 408.100, 408.101, and 408.140**."; and

Further amend said bill, Page 50, Section 407.640, Line 24, by inserting after all of said section and line the following:

"**408.101. 1. On any loan subject to this section, any person, firm, or corporation may charge, contract for, and receive interest on the unpaid principal balance at rates agreed to by the parties, provided that the combined interest, fees, and finance charges shall not exceed an annual percentage rate of thirty-six percent.**

2. No person, firm, or corporation shall use any device or subterfuge to intentionally evade the requirements of this chapter to:

(1) Offer, make, assist a borrower in obtaining, or broker a loan at an annual percentage rate prohibited by this section;

(2) Make a loan disguised as a personal property sale and leaseback transaction;

(3) Disguise loan proceeds as cash rebates for the pretextual installment sale of goods or services;

(4) Make, assist a borrower in obtaining, or broker an offer of credit, in whole or in part, from a third party or while acting as an agent for a third party, regardless of whether the third party is exempt from licensing or if the approval, acceptance, or ratification by the third party is necessary to create a legal obligation for the third party; or

(5) Charge, if authorized under any applicable section of Missouri law, any application fee for providing credit or any fee for participation in a credit plan without including the fee in the calculation of the annual percentage rate required under this section."; and

Further amend said bill, Pages 50-52, Section 408.500, Lines 1-62, by deleting all of said lines and inserting in lieu thereof the following:

"408.500. 1. Lenders, other than banks, trust companies, credit unions, savings banks and savings and loan companies, in the business of making unsecured loans of **[**~~five~~**] six** hundred dollars or less shall obtain a license from the director of the division of finance. An annual license fee of five hundred dollars per location shall be required. The license year shall commence on January first each year and the license fee may be prorated for expired months. The director may establish a biennial licensing arrangement but in no case shall the fees be payable for more than one year at a time. The provisions of this section shall not apply to pawnbroker loans, consumer credit loans as authorized under chapter 367, nor to a check accepted and deposited or cashed by the payee business on the same or the following business day. The disclosures required by the federal Truth in Lending Act**, 15 U.S.C. Section 1601 et seq.,** and regulation Z shall be provided on any loan, renewal or extension made pursuant to this section and the loan, renewal or extension documents shall be signed by the borrower.

2. Entities making loans pursuant to this section shall contract for and receive simple interest and fees in accordance with sections 408.100**, 408.101,** and 408.140**, and such loans shall be subject to all provisions of sections 408.100, 408.101, and 408.140**. Any contract evidencing any fee or charge of any kind whatsoever, except for bona fide clerical errors, in violation of this section shall be void. Any person, firm or corporation who receives or imposes a fee or charge in violation of this section shall be guilty of a class A misdemeanor.

3. Notwithstanding any other law to the contrary, cost of collection expenses, which include court costs and reasonable attorneys fees, awarded by the court in suit to recover on a bad check or breach of contract shall not be considered as a fee or charge for purposes of this section.

4. Lenders licensed pursuant to this section shall conspicuously post in the lobby of the office, in at least fourteen-point bold type, the maximum annual percentage rates such licensee is currently charging and the statement:

NOTICE:

This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

5. The lender shall provide the borrower with a notice in substantially the following form set forth in at least ten-point bold type, and receipt thereof shall be acknowledged by signature of the borrower:

(1) This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

(2) You may cancel this loan without costs by returning the full principal balance to the lender by the close of the lender's next full business day.

6. The lender shall renew the loan upon the borrower's written request and the payment of any interest and fees due at the time of such renewal; however, upon the first renewal of the loan agreement, and each subsequent renewal thereafter, the borrower shall reduce the principal amount of the loan by not less than five percent of the original amount of the loan until such loan is paid in full. However, no loan may be renewed more than six times.

7. When making or negotiating loans, a licensee shall consider the financial ability of the borrower to reasonably repay the loan in the time and manner specified in the loan contract. All records shall be retained at least two years.

8. A licensee who ceases business pursuant to this section must notify the director to request an examination of all records within ten business days prior to cessation. All records must be retained at least two years.

9. Any lender licensed pursuant to this section who fails, refuses or neglects to comply with the provisions of this section, or any laws relating to consumer loans or commits any criminal act may have its license suspended or revoked by the director of finance after a hearing before the director on an order of the director to show cause why such order of suspension or revocation should not be entered specifying the grounds therefor which shall be served on the licensee at least ten days prior to the hearing.

10. Whenever it shall appear to the director that any lender licensed pursuant to this section is failing, refusing or neglecting to make a good faith effort to comply with the provisions of this section, or any laws relating to consumer loans, the director may issue an order to cease and desist which order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure or refusal shall continue. The penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the gravity of the violation, the history of previous violations, and such other matters as justice may require.

408.505. 1. This section shall apply to:

(1) Unsecured loans made by lenders licensed or who should have been licensed pursuant to section 408.500;

(2) Any person that the Missouri division of finance determines that has entered into a transaction that, in substance, is a disguised loan; and

(3) Any person that the Missouri division of finance determines has engaged in subterfuge for the purpose of avoiding the provisions of this section.

2. All loans made pursuant to this section and section 408.500, shall have a minimum term of fourteen days and a maximum term of thirty-one days, regardless of whether the loan is an original loan or renewed loan.

3. A lender may only charge simple interest and fees in accordance with sections 408.100**, 408.101,** and 408.140**, and such interest and fees shall be subject to all provisions of sections 408.100, 408.101, and 408.140**. No other charges of any nature shall be permitted except as provided by this section, including any charges for cashing the loan proceeds if they are given in check form. **[**~~However, no borrower shall be required to pay a total amount of accumulated interest and fees in excess of seventy-five percent of the initial loan amount on any single loan authorized pursuant to this section for the entire term of that loan and all renewals authorized by section 408.500 and this section.~~**]**

4. A loan made pursuant to the provisions of section 408.500 and this section shall be deemed completed and shall not be considered a renewed loan when the lender presents the instrument for payment or the payee redeems the instrument by paying the full amount of the instrument to the lender. Once the payee has completed the loan, the payee may enter into a new loan with a lender.

5. Except as provided in subsection 3 of this section, no loan made pursuant to this section shall be repaid by the proceeds of another loan made by the same lender or any person or entity affiliated with the lender. A lender, person or entity affiliated with the lender shall not have more than five hundred dollars in loans made pursuant to section 408.500 and this section outstanding to the same borrower at any one time. A lender complies with this subsection if:

(1) The consumer certifies in writing that the consumer does not have any outstanding small loans with the lender which in the aggregate exceeds five hundred dollars, and is not repaying the loan with the proceeds of another loan made by the same lender; and

(2) The lender does not know, or have reason to believe, that the consumer's written certification is false.

6. On a consumer loan transaction where cash is advanced in exchange for a personal check, a return check charge may be charged in the amounts provided by sections 408.653 and 408.654, as applicable.

7. No state or public employee or official, including a judge of any court of this state, shall enforce the provisions of any contract for payment of money subject to this section which violates the provisions of section 408.500 and this section.

8. A person does not commit the crime of passing a bad check pursuant to section 570.120 if at the time the payee accepts a check or similar sight order for the payment of money, he or she does so with the understanding that the payee will not present it for payment until later and the payee knows or has reason to believe that there are insufficient funds on deposit with the drawee at the time of acceptance. However, this section shall not apply if the person's account on which the instrument was written was closed by the consumer before the agreed-upon date of negotiation or the consumer has stopped payment on the check.

9. A lender shall not use a device or agreement that would have the effect of charging or collecting more fees, charges, or interest than allowed by this section, including, but not limited to:

(1) Entering into a different type of transaction;

(2) Entering into a sales lease back arrangement;

(3) Catalog sales;

(4) Entering into any other transaction with the consumer that is designed to evade the applicability of this section.

10. The provisions of this section shall only apply to entities subject to the provisions of section 408.500 and this section.

408.510. **[**~~Notwithstanding any other law to the contrary,~~**] 1. For purposes of this section,** the **[**~~phrase~~**] following terms mean:**

(1) "Consumer installment lender", a person licensed to make consumer installment loans;

(2) "Consumer installment loans" **[**~~means~~**],** secured or unsecured loans of any amount and payable in not less than four substantially equal installments over a period of not less than one hundred twenty days. **[**~~The phrase "consumer installment lender" means a person licensed to make consumer installment loans.~~**]**

2. A consumer installment lender shall be licensed in the same manner and upon the same terms as a lender making consumer credit loans. **[**~~Such~~**]**

3. A consumer installment **[**~~lenders~~**] lender** shall contract for and receive interest and fees in accordance with sections 408.100, **408.101,** 408.140, and 408.170**[**~~. Consumer installment lenders~~**], and such interest and fees** shall be subject to **[**~~the~~**] all** provisions of **sections 408.100, 408.101, 408.140, and 408.170 and** sections 408.551 to 408.562."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Henderson resumed the Chair.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Amato	Atchison	Banderman	Billington	Black
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Davidson	Davis	Deaton	Diehl	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Lewis 6	Lonsdale
Lovasco	Marquart	Mayhew	McGaugh	McGirl
McMullen	Murphy	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Wilson
Wright	Mr. Speaker			

NOES: 043

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bosley	Brown 27	Burnett	Burton
Clemens	Crossley	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 23	Lavender
Lewis 25	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 022

Allen	Baker	Bangert	Bland Manlove	Boggs
Brown 87	Busick	Butz	Collins	Cupps
Dinkins	Doll	Evans	Hausman	Johnson 12
Knight	Mackey	Matthiesen	Morse	Myers
Smith 163	West			

VACANCIES: 001

Speaker Plocher resumed the Chair.

Representative Windham moved that **House Amendment No. 4 to House Amendment No. 7** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Windham:

AYES: 049

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 155	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

NOES: 101

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hicks	Hinman	Houx	Hovis	Hudson

Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Marquart	McGaugh	McGirl	McMullen	Murphy
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

PRESENT: 001

Lonsdale

ABSENT WITH LEAVE: 011

Busick	Butz	Casteel	Doll	Gregory
Hausman	Johnson 12	Matthiesen	Mayhew	Morse
Myers				

VACANCIES: 001

On motion of Representative Perkins, **House Amendment No. 7, as amended**, was adopted.

Representative Wright offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, Page 49, Section 367.140, Line 26, by inserting after all of said section and line the following:

"**376.411. 1. For purposes of this section, the following terms mean:**

(1) "Clinician-administered drug", any legend drug, as defined in section 338.330, that is administered by a health care provider who is authorized to administer the drug;

(2) "Health carrier", the same meaning given to the term in section 376.1350;

(3) "Participating provider", the same meaning given to the term in section 376.1350;

(4) "Pharmacy benefits manager", the same meaning given to the term in section 376.388.

2. A health carrier, a pharmacy benefits manager, or an agent or affiliate of such health carrier or pharmacy benefits manager shall not:

(1) Impose any penalty, impediment, differentiation, or limitation on a participating provider for providing medically necessary clinician-administered drugs regardless of whether the participating provider obtains such drugs from a provider that is in the network including, but not limited to, refusing to approve or pay or reimbursing less than the contracted payment amount;

(2) Impose any penalty, impediment, differentiation, or limitation on a covered person who is administered medically necessary clinician-administered drugs regardless of whether the participating provider obtains such drugs from a provider that is in the network including, but not limited to, limiting coverage or benefits; requiring an additional fee, higher co-payment, or higher coinsurance amount; or interfering with a patient's ability to obtain a clinician-administered drug from the patient's provider or pharmacy of choice by any means including, but not limited to, inducing, steering, or offering financial or other incentives; or

(3) Impose any penalty, impediment, differentiation, or limitation on any pharmacy, including any class B hospital pharmacy as defined in section 338.220, that is dispensing medically necessary clinician-administered drugs regardless of whether the participating provider obtains such drugs from a provider that is in the network including, but not limited to, requiring a pharmacy to dispense such drugs to a patient with the intention that the patient will transport the medication to a health care provider for administration.

3. The provisions of this section shall not apply if the clinician-administered drug is not otherwise covered by the health carrier or pharmacy benefits manager.

376.414. 1. For purposes of this section, the following terms mean:

(1) "340B drug", a drug that is:

(a) A covered outpatient drug as defined in Section 340B of the Public Health Service Act, 42 U.S.C. Section 256b, enacted by Section 602 of the Veterans Health Care Act of 1992, Pub. L. 102-585; and

(b) Purchased under an agreement entered into under 42 U.S.C. Section 256b;

(2) "Covered entity", the same meaning given to the term in Section 340B(a) (4) of the Public Health Service Act, 42 U.S.C. Section 256b(a) (4);

(3) "Health carrier", the same meaning given to the term in section 376.1350;

(4) "Pharmacy", an entity licensed under chapter 338;

(5) "Pharmacy benefits manager", the same meaning given to the term in section 376.388;

2. A health carrier, a pharmacy benefits manager, or an agent or affiliate of such health carrier or pharmacy benefits manager, not including a pharmaceutical manufacturer, shall not discriminate against a covered entity or a pharmacy including, but not limited to, by doing any of the following:

(1) Reimbursing a covered entity or pharmacy for a quantity of a 340B drug in an amount less than it would pay to any other similarly situated pharmacy that is not a covered entity or a pharmacy for such quantity of such drug on the basis that the entity or pharmacy is a covered entity or pharmacy or that the entity or pharmacy dispenses 340B drugs;

(2) Imposing any terms or conditions on covered entities or pharmacies that differ from such terms or conditions applied to other similarly situated pharmacies or entities that are not covered entities on the basis that the entity or pharmacy is a covered entity or pharmacy or that the entity or pharmacy dispenses 340B drugs including, but not limited to, terms or conditions with respect ot any of the following:

(a) Fees, chargebacks, clawbacks, adjustments, or other assessments;

(b) Professional dispensing fees;

(c) Restrictions or requirements regarding participation in standard or preferred pharmacy networks;

(d) Requirements relating to the frequency or scope of audits or to inventory management systems using generally accepted accounting principles; and

(e) Any other restrictions, conditions, practices, or policies that, as specified by the director of the department of commerce and insurance, interfere with the ability of a covered entity to maximize the value of discounts provided under 42 U.S.C. Section 256b;

(3) Interfering with an individual's choice to receive a 340B drug from a covered entity or pharmacy, whether in person or via direct delivery, mail, or other form of shipment, by any means including, but not limited to, modifying a patient's payment limitations or cost-sharing obligations on the basis of participation, in whole or in part, in the 340B drug pricing program;

(4) Discriminating in reimbursement to a covered entity or pharmacy based on the determination or indication a drug is a 340B drug;

(5) Requiring a covered entity or pharmacy to identify, either directly or through a third party, a 340B drug sooner than forty-five days after the point of sale of the 340B drug;

(6) Refusing to contract with a covered entity or pharmacy for reasons other than those that apply equally to entities that are not covered entities or similarly situated pharmacies, or on the basis that:

(a) The entity is a covered entity; or

(b) The entity or pharmacy is described in any of subparagraphs (A) to (O) of 42 U.S.C. Section 235b(a) (4);

(7) Denying the covered entity the ability to purchase drugs at 340B program pricing by substituting a rebate discount;

(8) Refusing to cover drugs purchased under the 340B drug pricing program; or

(9) Requiring a covered entity or pharmacy to reverse, resubmit, or clarify a 340B-drug pricing claim after the initial adjudication unless these actions are in the normal course of pharmacy business and not related to 340B drug pricing, except as required by federal law.

3. The director of the department of commerce and insurance shall impose a civil penalty on any health carrier, pharmacy benefits manager, or agent or affiliate of such health carrier or pharmacy benefits manager that violates the requirements of this section. Such penalty shall not exceed five thousand dollars per violation per day.

4. The director of the department of commerce and insurance shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove an annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wright, **House Amendment No. 8** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 115

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Black	Bland Manlove	Bonacker	Bosley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Byrnes	Casteel
Chappell	Christ	Clemens	Collins	Cook
Copeland	Crossley	Diehl	Dinkins	Ealy
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hein	Henderson	Hinman
Houx	Hovis	Ingle	Johnson 12	Johnson 23
Justus	Kalberloh	Kelley 127	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Matthiesen
Mayhew	McGaugh	McGirl	Merideth	Morse
Mosley	Myers	Nickson-Clark	Nurrenbern	Parker
Patterson	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Riggs	Roberts	Sassmann	Sauls	Schwadron
Seitz	Sharp 37	Sharpe 4	Smith 155	Smith 46
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Unsicker
Van Schoiack	Veit	Waller	Walsh Moore	Weber
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 038

Baker	Billington	Boggs	Boyd	Bromley
Christofanelli	Coleman	Cupps	Davidson	Davis
Deaton	Gragg	Hardwick	Hicks	Hudson
Hurlbert	Jones	Keathley	Kelly 141	Knight
Lovasco	Marquart	McMullen	Oehlerking	Owen
Richey	Riley	Sander	Schnelting	Schulte
Smith 163	Sparks	Stacy	Titus	Toalson Reisch
Voss	West	Wilson		

PRESENT: 001

Shields

ABSENT WITH LEAVE: 008

Busick	Butz	Doll	Evans	Hausman
Murphy	O'Donnell	Perkins		

VACANCIES: 001

On motion of Representative Owen, **HCS SCS SB 187, as amended**, was adopted.

On motion of Representative Owen, **HCS SCS SB 187, as amended**, was read the third time and passed by the following vote:

AYES: 116

Allen	Amato	Atchison	Banderman	Bangert
Baringer	Barnes	Black	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Byrnes	Casteel	Chappell
Christ	Clemens	Coleman	Cook	Copeland
Davidson	Diehl	Dinkins	Ealy	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hurlbert
Ingle	Johnson 12	Jones	Justus	Kalberloh
Keathley	Kelly 141	Knight	Lavender	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	Morse
Myers	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Reedy	Reuter	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Sparks	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 023

Baker	Billington	Bland Manlove	Boggs	Bosley
Christofanelli	Collins	Cupps	Davis	Deaton
Hudson	Kelley 127	Lewis 25	McMullen	Nurrenbern
Phifer	Proudie	Richey	Smith 163	Stacy
Toalson Reisch	West	Windham		

PRESENT: 015

Adams	Anderson	Appelbaum	Aune	Burnett
Crossley	Johnson 23	Merideth	Mosley	Nickson-Clark
Quade	Smith 46	Unsicker	Walsh Moore	Weber

ABSENT WITH LEAVE: 008

Burton	Busick	Butz	Doll	Evans
Hausman	Murphy	O'Donnell		

VACANCIES: 001

Speaker Plocher declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 992, relating to electric transmission facilities, was taken up by Representative Lewis (6).

On motion of Representative Lewis (6), the title of **HCS HB 992** was agreed to.

Speaker Pro Tem Henderson resumed the Chair.

Representative Lewis (6) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 992, Pages 2-3, Section 393.170, Lines 52-83, by deleting all of said lines and inserting in lieu thereof the following:

"**(3) For the purposes of this subsection, the following terms shall mean:**"; and

Further amend said bill and section, Page 4, Line 90, by inserting after all of said section and line the following:

"**393.172. No later than December 31, 2024, the commission shall adopt rules applicable to electrical corporations requiring the entity constructing an electric transmission line under subsection 1 of section 393.170 to adhere to standards to be adopted by such rules relating to construction activities occurring partially or wholly on privately owned agricultural land. Such standards shall address, at a minimum, landowner communication expectations, agricultural mitigation and restoration practices, and construction-related tree and brush clearing.**

523.010. 1. In case land, or other property, is sought to be appropriated by any road, railroad, street railway, telephone, telegraph or any electrical corporation organized for the manufacture or transmission of electric current for light, heat or power, including the construction, when that is the case, of necessary dams and appurtenant canals, flumes, tunnels and tailraces and including the erection, when that is the case, of necessary electric steam powerhouses, hydroelectric powerhouses and electric substations or any oil, pipeline or gas corporation engaged in the business of transporting or carrying oil, liquid fertilizer solutions, or gas by means of pipes or pipelines laid underneath the surface of the ground, or other corporation created under the laws of this state for public use, and such corporation and the owners cannot agree upon the proper compensation to be paid, or in the case the owner is incapable of contracting, be unknown, or be a nonresident of the state, such corporation may apply to the circuit court of the county of this state where such land or any part thereof lies by petition setting forth the general directions in which it is desired to construct its road, railroad, street railway, telephone, or telegraph line or electric line, including, when that is the case, the construction and maintenance of necessary dams and appurtenant canals, tunnels, flumes and tailraces and, when that is the case, the appropriation of land submerged by the construction of such dam, and including the erection and maintenance, when that is the case, of necessary electric steam powerhouses, hydroelectric powerhouses and electric substations, or oil, pipeline, liquid fertilizer solution pipeline, or gas line over or underneath the surface of such lands, a description of the real estate, or other property, which the

company seeks to acquire; the names of the owners thereof, if known; or if unknown, a pertinent description of the property whose owners are unknown and praying the appointment of three disinterested residents of the county, as commissioners, or a jury, to assess the damages which such owners may severally sustain in consequence of the establishment, erection and maintenance of such road, railroad, street railway, telephone, telegraph line, or electrical line including damages from the construction and maintenance of necessary dams and the condemnation of land submerged thereby, and the construction and maintenance of appurtenant canals, flumes, tunnels and tailraces and the erection and maintenance of necessary electric steam powerhouses, hydroelectric powerhouses and electric substations, or oil, pipeline, or gas line over or underneath the surface of such lands; to which petition the owners of any or all as the plaintiff may elect of such parcels as lie within the county or circuit may be made parties defendant by names if the names are known, and by the description of the unknown owners of the land therein described if their names are unknown.

2. If the proceedings seek to affect the lands of persons under conservatorship, the conservators must be made parties defendant. If the present owner of any land to be affected has less estate than a fee, the person having the next vested estate in remainder may at the option of the petitioners be made party defendant; but if such remaindermen are not made parties, their interest shall not be bound by the proceedings.

3. It shall not be necessary to make any persons party defendants in respect to their ownership unless they are either in actual possession of the premises to be affected claiming title or having a title of the premises appearing of record upon the proper records of the county.

4. Except as provided in subsection 5 of this section, nothing in this chapter shall be construed to give a public utility, as defined in section 386.020, or a rural electric cooperative, as provided in chapter 394, the power to condemn property which is currently used by another provider of public utility service, including a municipality or a special purpose district, when such property is used or useful in providing utility services, if the public utility or cooperative seeking to condemn such property, directly or indirectly, will use or proposes to use the property for the same purpose, or a purpose substantially similar to the purpose for which the property is being used by the provider of the public utility service.

5. A public utility or a rural electric cooperative may only condemn the property of another provider of public utility service, even if the property is used or useful in providing utility services by such provider, if the condemnation is necessary for the public purpose of acquiring a nonexclusive easement or right-of-way across the property of such provider and only if the acquisition will not materially impair or interfere with the current use of such property by the utility or cooperative and will not prevent or materially impair such provider of public utility service from any future expansion of its facilities on such property.

6. If a public utility or rural electric cooperative seeks to condemn the property of another provider of public utility service, and the conditions in subsection 4 of this section do not apply, this section does not limit the condemnation powers otherwise possessed by such public utility or rural electric cooperative.

7. Suits in inverse condemnation or involving dangerous conditions of public property against a municipal corporation established under Article VI, Section 30(a) of the Missouri Constitution shall be brought only in the county where such land or any part thereof lies.

8. For purposes of this chapter, the authority for an electrical corporation as defined in section 386.020, except for an electrical corporation operating under a cooperative business plan as described in section 393.110, to condemn property for purposes of constructing an electric plant subject to a certificate of public convenience and necessity under subsection 1 of section 393.170 shall not extend to the construction of a merchant transmission line with Federal Energy Regulatory Commission negotiated rate authority unless such line has a substation or converter station located in Missouri which is capable of delivering an amount of its electrical capacity to electrical customers in this state that is greater than or equal to the proportionate number of miles of the line that passes through the state. The provisions of this subsection shall not apply to applications filed pursuant to section 393.170 prior to August 28, 2022.

9. For the purposes of this chapter, the authority of any corporation set forth in subsection 1 of this section to condemn property shall not extend to:

(1) The construction or erection of any plant, tower, panel, or facility that utilizes, captures, or converts wind or air currents to generate or manufacture electricity; or

(2) The construction or erection of any plant, tower, panel, or facility that utilizes, captures, or converts the light or heat generated by the sun to generate or manufacture electricity.

10. Notwithstanding subsection 9 of this section, the authority of any corporation set forth in subsection 1 of this section to condemn property shall extend to acquisition of rights needed to construct, operate, and maintain collection lines, distribution lines, transmission lines, communications lines, substations, switchyards, and other facilities needed to collect and deliver energy manufactured by the facilities described in subsection 9 of this section to the distribution or transmission grid.

11. For purposes of this chapter, the authority for an electrical corporation as defined in section 386.020, except for an electrical corporation operating under a cooperative business plan as described in section 393.110, to condemn property for the purposes of constructing lines or substations for the transmission of electric current for light, heat, or power, which lines or substations have been approved by a regional transmission organization and for which a certificate of convenience and necessity under subsection 1 of section 393.170 is required and has been sought by January 1, 2028, shall only extend to electrical corporations that are rate-regulated by the public service commission or affiliates of electrical corporations that are rate-regulated by the public service commission that existed as of August 28, 2023. For purposes of this subsection, an affiliate is an entity that directly or indirectly, through one or more intermediaries, controls, is controlled by, or is under common control with the rate-regulated electrical corporation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HB 992, with House Amendment No. 1, pending, was laid over.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 186, relating to public safety, was taken up by Representative Riley.

On motion of Representative Riley, the title of **HCS SB 186** was agreed to.

Representative Hudson assumed the Chair.

Representative Hardwick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 186, Pages 3-5, Section 211.031, Lines 1-93, by deleting all of said section and lines and inserting in lieu thereof the following:

"211.071. 1. If a petition alleges that a child between the ages of twelve and eighteen has committed an offense which would be considered a felony if committed by an adult, the court may, upon its own motion or upon motion by the juvenile officer, the child or the child's custodian, order a hearing and may, in its discretion, dismiss the petition and such child may be transferred to the court of general jurisdiction and prosecuted under the general law; except that if a petition alleges that any child has committed an offense which would be considered first degree murder under section 565.020, second degree murder under section 565.021, first degree assault under section 565.050, forcible rape under section 566.030 as it existed prior to August 28, 2013, rape in the first degree under section 566.030, forcible sodomy under section 566.060 as it existed prior to August 28, 2013, sodomy in the first degree under section 566.060, first degree robbery under section 569.020 as it existed prior to January 1, 2017, **[**~~or~~**]** robbery in the first degree under section 570.023, distribution of drugs under section 195.211 as it existed prior to January 1, 2017, **[**~~or~~**]** the manufacturing of a controlled substance under section 579.055, **or armed criminal action under section 571.015,** or has committed two or more prior unrelated offenses which would be felonies if committed by an adult, the court shall order a hearing, and may in its discretion, dismiss the petition and transfer the child to a court of general jurisdiction for prosecution under the general law.

2. Upon apprehension and arrest, jurisdiction over the criminal offense allegedly committed by any person between eighteen and twenty-one years of age over whom the juvenile court has retained continuing jurisdiction shall automatically terminate and that offense shall be dealt with in the court of general jurisdiction as provided in section 211.041.

3. Knowing and willful age misrepresentation by a juvenile subject shall not affect any action or proceeding which occurs based upon the misrepresentation. Any evidence obtained during the period of time in which a child misrepresents his or her age may be used against the child and will be subject only to rules of evidence applicable in adult proceedings.

4. Written notification of a transfer hearing shall be given to the juvenile and his or her custodian in the same manner as provided in sections 211.101 and 211.111. Notice of the hearing may be waived by the custodian. Notice shall contain a statement that the purpose of the hearing is to determine whether the child is a proper subject to be dealt with under the provisions of this chapter, and that if the court finds that the child is not a proper subject to be dealt with under the provisions of this chapter, the petition will be dismissed to allow for prosecution of the child under the general law.

5. The juvenile officer may consult with the office of prosecuting attorney concerning any offense for which the child could be certified as an adult under this section. The prosecuting or circuit attorney shall have access to police reports, reports of the juvenile or deputy juvenile officer, statements of witnesses and all other records or reports relating to the offense alleged to have been committed by the child. The prosecuting or circuit attorney shall have access to the disposition records of the child when the child has been adjudicated pursuant to subdivision (3) of subsection 1 of section 211.031. The prosecuting attorney shall not divulge any information regarding the child and the offense until the juvenile court at a judicial hearing has determined that the child is not a proper subject to be dealt with under the provisions of this chapter.

6. A written report shall be prepared in accordance with this chapter developing fully all available information relevant to the criteria which shall be considered by the court in determining whether the child is a proper subject to be dealt with under the provisions of this chapter and whether there are reasonable prospects of rehabilitation within the juvenile justice system. These criteria shall include but not be limited to:

(1) The seriousness of the offense alleged and whether the protection of the community requires transfer to the court of general jurisdiction;

(2) Whether the offense alleged involved viciousness, force and violence;

(3) Whether the offense alleged was against persons or property with greater weight being given to the offense against persons, especially if personal injury resulted;

(4) Whether the offense alleged is a part of a repetitive pattern of offenses which indicates that the child may be beyond rehabilitation under the juvenile code;

(5) The record and history of the child, including experience with the juvenile justice system, other courts, supervision, commitments to juvenile institutions and other placements;

(6) The sophistication and maturity of the child as determined by consideration of his or her home and environmental situation, emotional condition and pattern of living;

(7) The age of the child;

(8) The program and facilities available to the juvenile court in considering disposition;

(9) Whether or not the child can benefit from the treatment or rehabilitative programs available to the juvenile court; and

(10) Racial disparity in certification.

7. If the court dismisses the petition to permit the child to be prosecuted under the general law, the court shall enter a dismissal order containing:

(1) Findings showing that the court had jurisdiction of the cause and of the parties;

(2) Findings showing that the child was represented by counsel;

(3) Findings showing that the hearing was held in the presence of the child and his or her counsel; and

(4) Findings showing the reasons underlying the court's decision to transfer jurisdiction.

8. A copy of the petition and order of the dismissal shall be sent to the prosecuting attorney.

9. When a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the prosecution of the child results in a conviction, the jurisdiction of the juvenile court over that child is forever terminated, except as provided in subsection 10 of this section, for an act that would be a violation of a state law or municipal ordinance.

10. If a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the child is found not guilty by a court of general jurisdiction, the juvenile court shall have jurisdiction over any later offense committed by that child which would be considered a misdemeanor or felony if committed by an adult, subject to the certification provisions of this section.

11. If the court does not dismiss the petition to permit the child to be prosecuted under the general law, it shall set a date for the hearing upon the petition as provided in section 211.171."; and

Further amend said bill, Page 26, Section 571.070, Lines 5-10, by deleting said lines and inserting in lieu thereof the following:

"would be a felony; or

(2) Such person is a fugitive from justice, is habitually in an intoxicated or drugged condition, or is currently adjudged mentally incompetent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 1** was adopted.

Representative Christ offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 186, Page 3, Section 56.601, Line 50, by inserting after all of said section and line the following:

"**105.1525. Notwithstanding any other provision of law to the contrary, no public official removed from office through a quo warranto proceeding shall be eligible as a candidate for the office from which he or she was removed.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Diehl
Dinkins	Evans	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 045

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Clemens	Collins	Crossley	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann

Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 018

Appelbaum	Bland Manlove	Boyd	Busick	Butz
Byrnes	Deaton	Doll	Ealy	Falkner
Hausman	Houx	Lewis 6	Lonsdale	Morse
Sauls	Stacy	Stephens		

VACANCIES: 001

On motion of Representative Christ, **House Amendment No. 2** was adopted.

Representative Henderson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 186, Page 30, Section 590.1075, Line 11, by inserting after all of said section and line the following:

"595.209. 1. The following rights shall automatically be afforded to victims of dangerous felonies, as defined in section 556.061, victims of murder in the first degree, as defined in section 565.020, victims of voluntary manslaughter, as defined in section 565.023, victims of any offense under chapter 566, victims of an attempt to commit one of the preceding crimes, as defined in section 562.012, and victims of domestic assault, as defined in sections 565.072 to 565.076; and, upon written request, the following rights shall be afforded to victims of all other crimes and witnesses of crimes:

(1) For victims, the right to be present at all criminal justice proceedings at which the defendant has such right, including juvenile proceedings where the offense would have been a felony if committed by an adult, even if the victim is called to testify or may be called to testify as a witness in the case;

(2) For victims, the right to information about the crime, as provided for in subdivision (5) of this subsection;

(3) For victims and witnesses, to be informed, in a timely manner, by the prosecutor's office of the filing of charges, preliminary hearing dates, trial dates, continuances and the final disposition of the case. Final disposition information shall be provided within five days;

(4) For victims, the right to confer with and to be informed by the prosecutor regarding bail hearings, guilty pleas, pleas under chapter 552 or its successors, hearings, sentencing and probation revocation hearings and the right to be heard at such hearings, including juvenile proceedings, unless in the determination of the court the interests of justice require otherwise;

(5) The right to be informed by local law enforcement agencies, the appropriate juvenile authorities or the custodial authority of the following:

(a) The status of any case concerning a crime against the victim, including juvenile offenses;

(b) The right to be informed by local law enforcement agencies or the appropriate juvenile authorities of the availability of victim compensation assistance, assistance in obtaining documentation of the victim's losses, including, but not limited to and subject to existing law concerning protected information or closed records, access to copies of complete, unaltered, unedited investigation reports of motor vehicle, pedestrian, and other similar accidents upon request to the appropriate law enforcement agency by the victim or the victim's representative, and emergency crisis intervention services available in the community;

(c) Any release of such person on bond or for any other reason;

(d) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(6) For victims, the right to be informed by appropriate juvenile authorities of probation revocation hearings initiated by the juvenile authority and the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, the right to be informed by the board of probation and parole of probation revocation hearings initiated by the board and of parole hearings, the right to be present at each and every phase of parole hearings, the right to be heard at probation revocation and parole hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, and the right to have, upon written request of the victim, a partition set up in the probation or parole hearing room in such a way that the victim is shielded from the view of the probationer or parolee, and the right to be informed by the custodial mental health facility or agency thereof of any hearings for the release of a person committed pursuant to the provisions of chapter 552, the right to be present at such hearings, the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of personal appearance;

(7) For victims and witnesses, upon their written request, the right to be informed by the appropriate custodial authority, including any municipal detention facility, juvenile detention facility, county jail, correctional facility operated by the department of corrections, mental health facility, division of youth services or agency thereof if the offense would have been a felony if committed by an adult, postconviction or commitment pursuant to the provisions of chapter 552 of the following:

(a) The projected date of such person's release from confinement;

(b) Any release of such person on bond;

(c) Any release of such person on furlough, work release, trial release, electronic monitoring program, or to a community correctional facility or program or release for any other reason, in advance of such release;

(d) Any scheduled parole or release hearings, including hearings under section 217.362, regarding such person and any changes in the scheduling of such hearings. No such hearing shall be conducted without thirty days' advance notice;

(e) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(f) Any decision by a parole board, by a juvenile releasing authority or by a circuit court presiding over releases pursuant to the provisions of chapter 552, or by a circuit court presiding over releases under section 217.362, to release such person or any decision by the governor to commute the sentence of such person or pardon such person;

(g) Notification within thirty days of the death of such person;

(8) For witnesses who have been summoned by the prosecuting attorney and for victims, to be notified by the prosecuting attorney in a timely manner when a court proceeding will not go on as scheduled;

(9) For victims and witnesses, the right to reasonable protection from the defendant or any person acting on behalf of the defendant from harm and threats of harm arising out of their cooperation with law enforcement and prosecution efforts;

(10) For victims and witnesses, on charged cases or submitted cases where no charge decision has yet been made, to be informed by the prosecuting attorney of the status of the case and of the availability of victim compensation assistance and of financial assistance and emergency and crisis intervention services available within the community and information relative to applying for such assistance or services, and of any final decision by the prosecuting attorney not to file charges;

(11) For victims, to be informed by the prosecuting attorney of the right to restitution which shall be enforceable in the same manner as any other cause of action as otherwise provided by law;

(12) For victims and witnesses, to be informed by the court and the prosecuting attorney of procedures to be followed in order to apply for and receive any witness fee to which they are entitled;

(13) When a victim's property is no longer needed for evidentiary reasons or needs to be retained pending an appeal, the prosecuting attorney or any law enforcement agency having possession of the property shall, upon request of the victim, return such property to the victim within five working days unless the property is contraband or subject to forfeiture proceedings, or provide written explanation of the reason why such property shall not be returned;

(14) An employer may not discharge or discipline any witness, victim or member of a victim's immediate family for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or for participating in the preparation of a criminal proceeding, or require any witness, victim, or member of a victim's

immediate family to use vacation time, personal time, or sick leave for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or participating in the preparation of a criminal proceeding;

(15) For victims, to be provided with creditor intercession services by the prosecuting attorney if the victim is unable, as a result of the crime, temporarily to meet financial obligations;

(16) For victims and witnesses, the right to speedy disposition of their cases, and for victims, the right to speedy appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare such defendant's defense. The attorney general shall provide victims, upon their written request, case status information throughout the appellate process of their cases. The provisions of this subdivision shall apply only to proceedings involving the particular case to which the person is a victim or witness;

(17) For victims and witnesses, to be provided by the court, a secure waiting area during court proceedings and to receive notification of the date, time and location of any hearing conducted by the court for reconsideration of any sentence imposed, modification of such sentence or recall and release of any defendant from incarceration;

(18) For victims, the right to receive upon request from the department of corrections a photograph taken of the defendant prior to release from incarceration.

2. The provisions of subsection 1 of this section shall not be construed to imply any victim who is incarcerated by the department of corrections or any local law enforcement agency has a right to be released to attend any hearing or that the department of corrections or the local law enforcement agency has any duty to transport such incarcerated victim to any hearing.

3. Those persons entitled to notice of events pursuant to the provisions of subsection 1 of this section shall provide the appropriate person or agency with their current addresses**, electronic mail addresses,** and telephone numbers or the addresses**, electronic mail addresses,** or telephone numbers at which they wish notification to be given.

4. Notification by the appropriate person or agency utilizing the statewide automated crime victim notification system as established in section 650.310 shall constitute compliance with the victim notification requirement of this section. If notification utilizing the statewide automated crime victim notification system cannot be used, then written notification shall be sent by certified mail **or electronic mail** to the most current address **or electronic mail address** provided by the victim.

5. Victims' rights as established in Section 32 of Article I of the Missouri Constitution or the laws of this state pertaining to the rights of victims of crime shall be granted and enforced regardless of the desires of a defendant and no privileges of confidentiality shall exist in favor of the defendant to exclude victims or prevent their full participation in each and every phase of parole hearings or probation revocation hearings. The rights of the victims granted in this section are absolute and the policy of this state is that the victim's rights are paramount to the defendant's rights. The victim has an absolute right to be present at any hearing in which the defendant is present before a probation and parole hearing officer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 3** was adopted.

Representative Baker offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 186, Page 27, Section 578.710, Lines 9 to 10, by deleting all of the said lines and inserting in lieu thereof the following:

"**purpose of causing death or bodily injury to the elected official or a family member of the elected official or to intimidate or harass a family member of the elected official.**"; and

Further amend said bill, page, and section, Lines 12 to 14, by deleting all of the said lines and inserting in lieu thereof the following:

"**class A misdemeanor.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 4** was adopted.

Representative Hovis offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 186, Page 3, Section 56.601, Line 50, by inserting after all of said section and line the following:

"57.952. **1.** There is hereby authorized a "Sheriffs' Retirement Fund" which shall be under the management of a board of directors described in section 57.958. The board of directors shall be responsible for the administration and the investment of the funds of such sheriffs' retirement fund. **[**~~Neither~~**]** The general assembly **[**~~nor~~**] and** the governing body of a county **[**~~shall~~**] may** appropriate funds for deposit in the sheriffs' retirement fund. If insufficient funds are generated to provide the benefits payable pursuant to the provisions of sections 57.949 to 57.997, the board shall proportion the benefits according to the funds available.

2. The board may accept gifts, donations, grants, and bequests from public or private sources to the sheriffs' retirement fund.

3. Each county shall make the payroll deductions for member contributions mandated under section 57.961, and the county shall transmit such moneys to the board for deposit into the sheriffs' retirement fund.

57.961. 1. On and after the effective date of the establishment of the system, as an incident to his **or her** employment or continued employment, each person employed as an elected or appointed sheriff of a county shall become a member of the system. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997.

2. Notwithstanding any other provision of law to the contrary, each person who is a member of the system on or after January 1, 2024, shall be required to contribute five percent of the member's pay to the retirement system. Such contribution shall be made notwithstanding that the minimum salary or wages provided by law for any member shall thereby be changed. Each member shall be deemed to consent and agree to the deduction made and provided for herein. Payment of a member's compensation less such deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered by him or her to a county, except as to benefits provided by this system.

3. The officer or officers responsible for making up the payrolls for each county shall cause the contribution provided for in this section to be deducted from the compensation of the member in the employ of the county, on each and every payroll, for each and every payroll to the date his or her membership terminates. When deducted, each contribution shall be paid by the county to the system; the payments shall be made in the manner and shall be accompanied by such supporting data as the board shall from time to time prescribe. When paid to the system, each of the contributions shall be credited to the member from whose compensation the contributions were deducted. The contributions so deducted shall be treated as employee contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes.

4. Member contributions deducted and paid into the system by the county shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system under this chapter.

5. The contributions, although designated as employee contributions, shall be paid by the county in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the county to the retirement system.

6. A former member who is not vested may request a refund of his or her contributions. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later, and shall include all contributions made to any retirement plan administered by the system.

[~~2.~~**] 7.** Beginning September 1, 1986, any city not within a county and any county having a charter form of government may elect, by a majority vote of its governing body, to come under the provisions of sections 57.949 to 57.997 except for the provisions of section 57.955. Notice in writing of such election shall be given to the board,

and the person employed as sheriff of such county, as an incident of his contract of employment or continued employment, shall become a member of the system on the first day of the month immediately following the date the board receives notice. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997, and upon becoming a member he shall receive credit for all prior service as if he had become a member on December 22, 1983.

8. Subject to the limitations under sections 57.949 to 57.997, the board shall have the authority to formulate and adopt rules and regulations for the administration of these provisions.

57.967. 1. The normal annuity of a retired member shall equal two percent of the final average compensation of the retired member multiplied by the number of years of creditable service of the retired member, except that the normal annuity shall not exceed seventy-five percent of the retired member's average final compensation. **Such annuity shall be not less than one thousand dollars per month.**

2. The board, at its last meeting of each calendar year, shall determine the monthly amount for medical insurance premiums to be paid to each retired member during the next following calendar year. The monthly amount shall not exceed four hundred fifty dollars. The monthly payments are at the discretion of the board on the advice of the actuary. The anticipated sum of all such payments during the year plus the annual normal cost plus the annual amount to amortize the unfunded actuarial accrued liability in no more than thirty years shall not exceed the anticipated moneys credited to the system pursuant to **[**~~section~~**] sections 57.952 and** 57.955. The money amount granted here shall not be continued to any survivor.

3. If a member with eight or more years of service dies before becoming eligible for retirement, the member's surviving spouse, if he or she has been married to the member for at least two years prior to the member's death, shall be entitled to survivor benefits under option 1 as set forth in section 57.979 as if the member had retired on the date of the member's death. The member's monthly benefit shall be calculated as the member's accrued benefit at his or her death reduced by one-fourth of one percent per month for an early commencement from the member's normal retirement date: age fifty-five with twelve or more years of creditable service or age sixty-two with eight years of creditable service, to the member's date of death. Such benefit shall be payable on the first day of the month following the member's death and shall be payable during the surviving spouse's lifetime.

57.991. **1. For members of the system prior to December 31, 2023,** the benefits provided for by sections 57.949 to 57.997 shall in no way affect any person's eligibility for retirement benefits under the local government employees' retirement system, sections 70.600 to 70.755, or any other local government retirement or pension system, or in any way have the effect of reducing retirement benefits in such systems, or reducing compensation or mileage reimbursement of employees, anything to the contrary notwithstanding.

2. Any new members employed under this section, on or after January 1, 2024, shall be subject to the following provisions:

(1) A member of another state or local retirement or pension system who begins employment in a position covered by the sheriffs' retirement system shall become a member of the sheriffs' retirement system upon employment. Any membership in any other state or local retirement or pension system shall cease, except that the member shall be entitled to benefits accrued through December 31, 2023, or the commencement of membership in the sheriffs' retirement system, whichever is later; and

(2) Subject to the limitations under sections 57.949 to 57.997, the board shall have the authority to formulate and adopt rules and regulations for the administration of these provisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 5** was adopted.

Representative Hicks offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 186, Page 1, Section A, Line 6, by inserting after said section and line the following:

"37.725. 1. Any files maintained by the advocate program shall be disclosed only at the discretion of the child advocate; except that the identity of any complainant or recipient shall not be disclosed by the office unless:

(1) The complainant or recipient, or the complainant's or recipient's legal representative, consents in writing to such disclosure; **[**~~or~~**]**

(2) Such disclosure is required by court order**; or**

(3) The disclosure is at the request of law enforcement as part of an investigation.

2. Any statement or communication made by the office relevant to a complaint received by, proceedings before, or activities of the office and any complaint or information made or provided in good faith by any person shall be absolutely privileged and such person shall be immune from suit.

3. Any representative of the office conducting or participating in any examination of a complaint who knowingly and willfully discloses to any person other than the office, or those persons authorized by the office to receive it, the name of any witness examined or any information obtained or given during such examination is guilty of a class A misdemeanor. However, the office conducting or participating in any examination of a complaint shall disclose the final result of the examination with the consent of the recipient.

4. The office shall not be required to testify in any court with respect to matters held to be confidential in this section except as the court may deem necessary to enforce the provisions of sections 37.700 to 37.730, or where otherwise required by court order.

43.253. 1. Notwithstanding any other provision of law to the contrary, a minimum fee of six dollars may be charged by the Missouri state highway patrol for a records request for a Missouri Uniform Crash Report or Marine Accident Investigation Report where there are allowable fees of less than six dollars under this chapter or chapter 610. Such six-dollar fee shall be in place of any allowable fee of less than six dollars.

2. The superintendent of the Missouri state highway patrol may increase the minimum fee described in this section by no more than one dollar every other year beginning August 28, 2024; however, the minimum fee described in this section shall not exceed ten dollars.

43.400. As used in sections 43.400 to 43.410, the following terms mean:

(1) "Missing child" or "missing juvenile", any person who is under the age of **[**~~seventeen~~**] eighteen** years **or who is in foster care regardless of the person's age or who is an emancipated minor as defined in section 302.178, a homeless youth as defined in section 167.020, or an unaccompanied minor as defined in section 210.121**, whose temporary or permanent residence is in the state of Missouri or who is believed to be within the state of Missouri, whose location has not been determined, and who has been reported as missing to a law enforcement agency;

(2) "Missing child report", a report prepared on a standard form supplied by the Missouri state highway patrol for the use by private citizens and law enforcement agencies to report missing children or missing juvenile information to the Missouri state highway patrol;

(3) "Missing person", a person who is missing and meets one of the following characteristics:

(a) Is physically or mentally disabled to the degree that the person is dependent upon an agency or another individual;

(b) Is missing under circumstances indicating that the missing person's safety may be in danger;

(c) Is missing under involuntary or unknown circumstances; subject to the provisions of (a), (b), (d), (e), and (f) of this subsection;

(d) Is a child or juvenile runaway from the residence of a parent, legal guardian, or custodian;

(e) Is a child and is missing under circumstances indicating that the person was or is in the presence of or under the control of a party whose presence or control was or is in violation of a permanent or temporary court order and fourteen or more days have elapsed, during which time the party has failed to file any pleading with the court seeking modification of the permanent or temporary court order;

(f) Is missing under circumstances indicating that the person was or is in the presence of or under the control of a party whose presence or control was or is in violation of a permanent or temporary court order and there are reasonable grounds to believe that the person may be taken outside of the United States;

(4) "Patrol", the Missouri state highway patrol;

(5) "Registrar", the state registrar of vital statistics.

43.401. 1. The reporting of missing persons by law enforcement agencies, private citizens, and the responsibilities of the patrol in maintaining accurate records of missing persons are as follows:

(1) A person may file a complaint of a missing person with a law enforcement agency having jurisdiction. The complaint shall include, but need not be limited to, the following information:

(a) The name of the complainant;

(b) The name, address, and phone number of the guardian, if any, of the missing person;

(c) The relationship of the complainant to the missing person;

(d) The name, age, address, and all identifying characteristics of the missing person;

(e) The length of time the person has been missing; and

(f) All other information deemed relevant by either the complainant or the law enforcement agency;

(2) A report of the complaint of a missing person shall be immediately entered into the Missouri uniform law enforcement system (MULES) and the National Crime Information Center (NCIC) system by the law enforcement agency receiving the complaint, and disseminated to other law enforcement agencies who may come in contact with or be involved in the investigation or location of a missing person;

(3) A law enforcement agency with which a complaint of a missing child has been filed shall prepare, as soon as practicable, a standard missing child report. The missing child report shall be maintained as a record by the reporting law enforcement agency during the course of an active investigation;

(4) Upon the location of a missing person, or the determination by the law enforcement agency of jurisdiction that the person is no longer missing, the law enforcement agency which reported the missing person shall immediately remove the record of the missing person from the MULES and NCIC files.

2. No law enforcement agency shall prevent an immediate active investigation on the basis of an agency rule which specifies an automatic time limitation for a missing person investigation.

3. Any agency or placement provider with the care and custody of a child who is missing shall file a missing child complaint with the appropriate law enforcement agency within two hours of determining the child to be missing. The law enforcement agency shall immediately submit information as to the missing child to the National Center for Missing and Exploited Children (NCMEC) including, but not limited to, the name, date of birth, sex, race, height, weight, and eye and hair color of the child; a recent photograph of the child; and the date and location of the last known contact with the child. The law enforcement agency shall institute a proper investigation and search for the missing child and maintain contact with the agency or placement provider making the missing child complaint. The missing child's entry shall not be removed from any database or system until the child is found or the case is closed.

43.539. 1. As used in this section, the following terms mean:

(1) "Applicant", a person who:

(a) Is actively employed by or seeks employment with a qualified entity;

(b) Is actively licensed or seeks licensure with a qualified entity;

(c) Actively volunteers or seeks to volunteer with a qualified entity;

(d) Is actively contracted with or seeks to contract with a qualified entity; or

(e) Owns or operates a qualified entity;

(2) "Care", the provision of care, treatment, education, training, instruction, supervision, or recreation to children, the elderly, or disabled persons;

(3) "Missouri criminal record review", a review of criminal history records and sex offender registration records under sections 589.400 to 589.425 maintained by the Missouri state highway patrol in the Missouri criminal records repository;

(4) "Missouri Rap Back program", any type of automatic notification made by the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense in Missouri as required under section 43.506;

(5) "National criminal record review", a review of the criminal history records maintained by the Federal Bureau of Investigation;

(6) "National Rap Back program", any type of automatic notification made by the Federal Bureau of Investigation through the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense outside the state of Missouri and the fingerprints for that arrest were forwarded to the Federal Bureau of Investigation by the arresting agency;

(7) "Patient or resident", a person who by reason of age, illness, disease, or physical or mental infirmity receives or requires care or services furnished by an applicant, as defined in this section, or who resides or boards in, or is otherwise kept, cared for, treated, or accommodated in a facility as defined in section 198.006, for a period exceeding twenty-four consecutive hours;

(8) "Qualified entity", a person, business, or organization that provides care, care placement, or educational services for children, the elderly, or persons with disabilities as patients or residents, including a business or organization that licenses or certifies others to provide care or care placement services;

(9) "Youth services agency", any agency, school, or association that provides programs, care, or treatment for or exercises supervision over minors.

2. The central repository shall have the authority to submit applicant fingerprints to the National Rap Back program to be retained for the purpose of being searched against future submissions to the National Rap Back program, including latent fingerprint searches. Qualified entities may conduct Missouri and national criminal record reviews on applicants and participate in Missouri and National Rap Back programs for the purpose of determining suitability or fitness for a permit, license, or employment, and shall abide by the following requirements:

(1) The qualified entity shall register with the Missouri state highway patrol prior to submitting a request for screening under this section. As part of the registration, the qualified entity shall indicate if it chooses to enroll applicants in the Missouri and National Rap Back programs;

(2) Qualified entities shall notify applicants subject to a criminal record review under this section that the applicant's fingerprints shall be retained by the state central repository and the Federal Bureau of Investigation and shall be searched against other fingerprints on file, including latent fingerprints;

(3) Qualified entities shall notify applicants subject to enrollment in the National Rap Back program that the applicant's fingerprints, while retained, may continue to be compared against other fingerprints submitted or retained by the Federal Bureau of Investigation, including latent fingerprints;

(4) The criminal record review and Rap Back process described in this section shall be voluntary and conform to the requirements established in the National Child Protection Act of 1993, as amended, and other applicable state or federal law. As a part of the registration, the qualified entity shall agree to comply with state and federal law and shall indicate so by signing an agreement approved by the Missouri state highway patrol. The Missouri state highway patrol may periodically audit qualified entities to ensure compliance with federal law and this section;

(5) A qualified entity shall submit to the Missouri state highway patrol a request for screening on applicants covered under this section using a completed fingerprint card;

(6) Each request shall be accompanied by a reasonable fee, as provided in section 43.530, plus the amount required, if any, by the Federal Bureau of Investigation for the national criminal record review and enrollment in the National Rap Back program in compliance with the National Child Protection Act of 1993, as amended, and other applicable state or federal laws;

(7) The Missouri state highway patrol shall provide, directly to the qualified entity, the applicant's state criminal history records that are not exempt from disclosure under chapter 610 or otherwise confidential under law;

(8) The national criminal history data shall be available to qualified entities to use only for the purpose of screening applicants as described under this section. The Missouri state highway patrol shall provide the applicant's national criminal history record information directly to the qualified entity;

(9) The determination whether the criminal history record shows that the applicant has been convicted of or has a pending charge for any crime that bears upon the fitness of the applicant to have responsibility for the safety and well-being of children, the elderly, or disabled persons shall be made solely by the qualified entity. This section shall not require the Missouri state highway patrol to make such a determination on behalf of any qualified entity;

(10) The qualified entity shall notify the applicant, in writing, of his or her right to obtain a copy of any criminal record review, including the criminal history records, if any, contained in the report and of the applicant's right to challenge the accuracy and completeness of any information contained in any such report and obtain a determination as to the validity of such challenge before a final determination regarding the applicant is made by the qualified entity reviewing the criminal history information. A qualified entity that is required by law to apply screening criteria, including any right to contest or request an exemption from disqualification, shall apply such screening criteria to the state and national criminal history record information received from the Missouri state highway patrol for those applicants subject to the required screening; and

(11) Failure to obtain the information authorized under this section, with respect to an applicant, shall not be used as evidence in any negligence action against a qualified entity. The state, any political subdivision of the state, or any agency, officer, or employee of the state or a political subdivision shall not be liable for damages for providing the information requested under this section.

3. The criminal record review shall include the submission of fingerprints to the Missouri state highway patrol, who shall conduct a Missouri criminal record review, including closed record information under section 610.120. The Missouri state highway patrol shall also forward a copy of the applicant's fingerprints to the Federal Bureau of Investigation for a national criminal record review.

4. The applicant subject to a criminal record review shall provide the following information to the qualified entity:

(1) Consent to obtain the applicant's fingerprints, conduct the criminal record review, and participate in the Missouri and National Rap Back programs;

(2) Consent to obtain the identifying information required to conduct the criminal record review, which may include, but not be limited to:

(a) Name;

(b) Date of birth;

(c) Height;

(d) Weight;

(e) Eye color;

(f) Hair color;

(g) Gender;

(h) Race;

(i) Place of birth;

(j) Social Security number; and

(k) The applicant's photo.

5. Any information received by an authorized state agency or a qualified entity under the provisions of this section shall be used solely for internal purposes in determining the suitability of an applicant. The dissemination of criminal history information from the Federal Bureau of Investigation beyond the authorized state agency or related governmental entity is prohibited. All criminal record check information shall be confidential, and any person who discloses the information beyond the scope allowed is guilty of a class A misdemeanor.

6. A qualified entity enrolled in either the Missouri or National Rap Back program shall be notified by the Missouri state highway patrol that a new arrest has been reported on an applicant who is employed, licensed, or otherwise under the purview of the qualified entity. Upon receiving the Rap Back notification, if the qualified entity deems that the applicant is still serving in an active capacity, the entity may request and receive the individual's updated criminal history record. This process shall only occur if:

(1) The entity has abided by all procedures and rules promulgated by the Missouri state highway patrol and Federal Bureau of Investigation regarding the Missouri and National Rap Back programs;

(2) The individual upon whom the Rap Back notification is being made has previously had a Missouri and national criminal record review completed for the qualified entity under this section **[**~~within the previous six years~~**]**; and

(3) The individual upon whom the Rap Back notification is being made is a current employee, licensee, or otherwise still actively under the purview of the qualified entity.

7. The Missouri state highway patrol shall make available or approve the necessary forms, procedures, and agreements necessary to implement the provisions of this section.

43.540. 1. As used in this section, the following terms mean:

(1) "Applicant", a person who:

(a) Is actively employed by or seeks employment with a qualified entity;

(b) Is actively licensed or seeks licensure with a qualified entity;

(c) Actively volunteers or seeks to volunteer with a qualified entity; or

(d) Is actively contracted with or seeks to contract with a qualified entity;

(2) "Missouri criminal record review", a review of criminal history records and sex offender registration records pursuant to sections 589.400 to 589.425 maintained by the Missouri state highway patrol in the Missouri criminal records repository;

(3) "Missouri Rap Back program", shall include any type of automatic notification made by the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense in Missouri as required under section 43.506;

(4) "National criminal record review", a review of the criminal history records maintained by the Federal Bureau of Investigation;

(5) "National Rap Back program", shall include any type of automatic notification made by the Federal Bureau of Investigation through the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense outside the state of Missouri and the fingerprints for that arrest were forwarded to the Federal Bureau of Investigation by the arresting agency;

(6) "Qualified entity", an entity that is:

(a) An office or division of state, county, or municipal government, including a political subdivision or a board or commission designated by statute or approved local ordinance, to issue or renew a license, permit, certification, or registration of authority;

(b) An office or division of state, county, or municipal government, including a political subdivision or a board or commission designated by statute or approved local ordinance, to make fitness determinations on applications for state, county, or municipal government employment; or

(c) Any entity that is authorized to obtain criminal history record information under 28 CFR 20.33.

2. The central repository shall have the authority to submit applicant fingerprints to the National Rap Back program to be retained for the purpose of being searched against future submissions to the National Rap Back program, including latent fingerprint searches. Qualified entities may conduct Missouri and national criminal record reviews on applicants and participate in Missouri and National Rap Back programs for the purpose of determining suitability or fitness for a permit, license, or employment, and shall abide by the following requirements:

(1) The qualified entity shall register with the Missouri state highway patrol prior to submitting a request for screening under this section. As part of such registration, the qualified entity shall indicate if it chooses to enroll their applicants in the Missouri and National Rap Back programs;

(2) Qualified entities shall notify applicants subject to a criminal record review under this section that the applicant's fingerprints shall be retained by the state central repository and the Federal Bureau of Investigation and shall be searched against other fingerprints on file, including latent fingerprints;

(3) Qualified entities shall notify applicants subject to enrollment in the National Rap Back program that the applicant's fingerprints, while retained, may continue to be compared against other fingerprints submitted or retained by the Federal Bureau of Investigation, including latent fingerprints;

(4) The criminal record review and Rap Back process described in this section shall be voluntary and conform to the requirements established in Pub. L. 92-544 and other applicable state or federal law. As a part of the registration, the qualified entity shall agree to comply with state and federal law and shall indicate so by signing an agreement approved by the Missouri state highway patrol. The Missouri state highway patrol may periodically audit qualified entities to ensure compliance with federal law and this section;

(5) A qualified entity shall submit to the Missouri state highway patrol a request for screening on applicants covered under this section using a completed fingerprint card;

(6) Each request shall be accompanied by a reasonable fee, as provided in section 43.530, plus the amount required, if any, by the Federal Bureau of Investigation for the national criminal record review and enrollment in the National Rap Back program in compliance with applicable state or federal laws;

(7) The Missouri state highway patrol shall provide, directly to the qualified entity, the applicant's state criminal history records that are not exempt from disclosure under chapter 610 or are otherwise confidential under law;

(8) The national criminal history data shall be available to qualified entities to use only for the purpose of screening applicants as described under this section. The Missouri state highway patrol shall provide the applicant's national criminal history record information directly to the qualified entity;

(9) This section shall not require the Missouri state highway patrol to make an eligibility determination on behalf of any qualified entity;

(10) The qualified entity shall notify the applicant, in writing, of his or her right to obtain a copy of any criminal record review, including the criminal history records, if any, contained in the report, and of the applicant's right to challenge the accuracy and completeness of any information contained in any such report and to obtain a determination as to the validity of such challenge before a final determination regarding the applicant is made by the qualified entity reviewing the criminal history information. A qualified entity that is required by law to apply screening criteria, including any right to contest or request an exemption from disqualification, shall apply such screening criteria to the state and national criminal history record information received from the Missouri state highway patrol for those applicants subject to the required screening; and

(11) Failure to obtain the information authorized under this section with respect to an applicant shall not be used as evidence in any negligence action against a qualified entity. The state, any political subdivision of the state, or any agency, officer, or employee of the state or a political subdivision shall not be liable for damages for providing the information requested under this section.

3. The criminal record review shall include the submission of fingerprints to the Missouri state highway patrol, who shall conduct a Missouri criminal record review, including closed record information under section 610.120. The Missouri state highway patrol shall also forward a copy of the applicant's fingerprints to the Federal Bureau of Investigation for a national criminal record review.

4. The applicant subject to a criminal record review shall provide the following information to the qualified entity:

(1) Consent to obtain the applicant's fingerprints, conduct the criminal record review, and participate in the Missouri and National Rap Back programs;

(2) Consent to obtain the identifying information required to conduct the criminal record review, which may include, but not be limited to:

(a) Name;

(b) Date of birth;

(c) Height;

(d) Weight;

(e) Eye color;

(f) Hair color;

(g) Gender;

(h) Race;

(i) Place of birth;

(j) Social Security number; and

(k) The applicant's photo.

5. Any information received by an authorized state agency or a qualified entity pursuant to the provisions of this section shall be used solely for internal purposes in determining the suitability of an applicant. The dissemination of criminal history information from the Federal Bureau of Investigation beyond the authorized state agency or related governmental entity is prohibited. All criminal record check information shall be confidential and any person who discloses the information beyond the scope allowed is guilty of a class A misdemeanor.

6. A qualified entity enrolled in either the Missouri or National Rap Back programs shall be notified by the Missouri state highway patrol that a new arrest has been reported on an applicant who is employed, licensed, or otherwise under the purview of the qualified entity. Upon receiving the Rap Back notification, if the qualified entity deems that the applicant is still serving in an active capacity, the entity may request and receive the individual's updated criminal history record. This process shall only occur if:

(1) The agency has abided by all procedures and rules promulgated by the Missouri state highway patrol and Federal Bureau of Investigation regarding the Missouri and National Rap Back programs;

(2) The individual upon whom the Rap Back notification is being made has previously had a Missouri and national criminal record review completed for the qualified entity under this section **[**~~within the previous six years~~**]**; and

(3) The individual upon whom the Rap Back notification is being made is a current employee, licensee, or otherwise still actively under the purview of the qualified entity.

7. The highway patrol shall make available or approve the necessary forms, procedures, and agreements necessary to implement the provisions of this section."; and

Further amend said bill, Page 3, Section 56.601, Line 50, by inserting after said section and line the following:

"57.280. 1. Sheriffs shall receive a charge for service of any summons, writ or other order of court, in connection with any civil case, and making on the same either a return indicating service, a non est return or a nulla bona return, the sum of twenty dollars for each item to be served, except that a sheriff shall receive a charge for service of any subpoena, and making a return on the same, the sum of ten dollars; however, no such charge shall be collected in any proceeding when court costs are to be paid by the state, county or municipality. In addition to such charge, the sheriff shall be entitled to receive for each mile actually traveled in serving any summons, writ, subpoena or other order of court the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile, provided that such mileage shall not be charged for more than one subpoena or summons or other writ served in the same cause on the same trip. All of such charges shall be received by the sheriff who is requested to perform the service. Except as otherwise provided by law, all charges made pursuant to this section shall be collected by the court clerk as court costs and are payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of said charge. A sheriff may refuse to perform any service in any action or proceeding, other than when court costs are waived as provided by law, until the charge provided by this section is paid. Failure to receive the charge shall not affect the validity of the service.

2. The sheriff shall receive for receiving and paying moneys on execution or other process, where lands or goods have been levied and advertised and sold, five percent on five hundred dollars and four percent on all sums above five hundred dollars, and half of these sums, when the money is paid to the sheriff without a levy, or where the lands or goods levied on shall not be sold and the money is paid to the sheriff or person entitled thereto, his agent or attorney. The party at whose application any writ, execution, subpoena or other process has issued from the court shall pay the sheriff's costs for the removal, transportation, storage, safekeeping and support of any property to be seized pursuant to legal process before such seizure. The sheriff shall be allowed for each mile, going and returning from the courthouse of the county in which he resides to the place where the court is held, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile. The provisions of this subsection shall not apply to garnishment proceeds.

3. The sheriff upon the receipt of the charge herein provided for shall pay into the treasury of the county any and all charges received pursuant to the provisions of this section. The funds collected pursuant to this section, not to exceed fifty thousand dollars in any calendar year, shall be held in a fund established by the county treasurer, which may be expended at the discretion of the sheriff for the furtherance of the sheriff's set duties. Any such funds in excess of fifty thousand dollars in any calendar year shall be placed to the credit of the general revenue fund of the county. Moneys in the fund shall be used only for the procurement of services and equipment to support the operation of the sheriff's office. Moneys in the fund established pursuant to this subsection shall not lapse to the county general revenue fund at the end of any county budget or fiscal year.

4. Notwithstanding the provisions of subsection 3 of this section to the contrary, the sheriff**[**~~, or any other person specially appointed to serve in a county that receives funds under section 57.278,~~**]** shall receive ten dollars for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section, in addition to the charge for such service that each sheriff receives under subsection 1 of this section. The money received by the sheriff**[**~~, or any other person specially appointed to serve in a county that receives funds under section 57.278,~~**]** under this subsection shall be paid into the county treasury and the county treasurer shall make such money payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278. **Any other person specially appointed to serve in a county shall execute and deliver to the circuit clerk, along with the confirmation of service, a signed and notarized affidavit of confirmation, made under penalty of perjury, that includes the amount, check number, and date of payment to evidence payment was made to the sheriff for the deputy sheriff salary supplementation fund as required by this subsection.**

5. Notwithstanding the provisions of subsection 3 of this section, the court clerk shall collect ten dollars as a court cost for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section if any person other than a sheriff is specially appointed to serve in a county that receives funds under section 57.278. The moneys received by the court clerk under this subsection shall be paid into the county treasury and the county treasurer shall make such moneys payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278.

[~~5.~~**] 6.** Sheriffs shall receive up to fifty dollars for service of any summons, writ, or other order of the court in connection with any eviction proceeding, in addition to the charge for such service that each sheriff receives under this section. All of such charges shall be received by the sheriff who is requested to perform the service and shall be paid to the county treasurer in a fund established by the county treasurer, which may be expended at the discretion of the sheriff for the furtherance of the sheriff's set duties. All charges shall be payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of said charge.

84.344. 1. Notwithstanding any provisions of this chapter to the contrary, any city not within a county may establish a municipal police force on or after July 1, 2013, according to the procedures and requirements of this section. The purpose of these procedures and requirements is to provide for an orderly and appropriate transition in the governance of the police force and provide for an equitable employment transition for commissioned and civilian personnel.

2. Upon the establishment of a municipal police force by a city under sections 84.343 to 84.346, the board of police commissioners shall convey, assign, and otherwise transfer to the city title and ownership of all indebtedness and assets, including, but not limited to, all funds and real and personal property held in the name of or controlled by the board of police commissioners created under sections 84.010 to 84.340. The board of police commissioners shall execute all documents reasonably required to accomplish such transfer of ownership and obligations.

3. If the city establishes a municipal police force and completes the transfer described in subsection 2 of this section, the city shall provide the necessary funds for the maintenance of the municipal police force.

4. Before a city not within a county may establish a municipal police force under this section, the city shall adopt an ordinance accepting responsibility, ownership, and liability as successor-in-interest for contractual obligations, indebtedness, and other lawful obligations of the board of police commissioners subject to the provisions of subsection 2 of section 84.345.

5. A city not within a county that establishes a municipal police force shall initially employ, without a reduction in rank, salary, or benefits, all commissioned and civilian personnel of the board of police commissioners created under sections 84.010 to 84.340 that were employed by the board immediately prior to the date the municipal police force was established. Such commissioned personnel who previously were employed by the board may only be involuntarily terminated by the city not within a county for cause. The city shall also recognize all accrued years of service that such commissioned and civilian personnel had with the board of police commissioners. Such personnel shall be entitled to the same holidays, vacation, and sick leave they were entitled to as employees of the board of police commissioners.

6. **[**~~(1)~~**]** Commissioned and civilian personnel of a municipal police force established under this section **[**~~who are hired prior to September 1, 2023,~~**]** shall not be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

[~~(2) Commissioned and civilian personnel of a municipal police force established under this section who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the personnel to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.~~**]**

7. The commissioned and civilian personnel who retire from service with the board of police commissioners before the establishment of a municipal police force under subsection 1 of this section shall continue to be entitled to the same pension benefits provided under chapter 86 and the same benefits set forth in subsection 5 of this section.

8. If the city not within a county elects to establish a municipal police force under this section, the city shall establish a separate division for the operation of its municipal police force. The civil service commission of the city may adopt rules and regulations appropriate for the unique operation of a police department. Such rules and regulations shall reserve exclusive authority over the disciplinary process and procedures affecting commissioned officers to the civil service commission; however, until such time as the city adopts such rules and regulations, the commissioned personnel shall continue to be governed by the board of police commissioner's rules and regulations in effect immediately prior to the establishment of the municipal police force, with the police chief acting in place of the board of police commissioners for purposes of applying the rules and regulations. Unless otherwise provided for, existing civil service commission rules and regulations governing the appeal of disciplinary decisions to the civil service commission shall apply to all commissioned and civilian personnel. The civil service commission's rules and regulations shall provide that records prepared for disciplinary purposes shall be confidential, closed records available solely to the civil service commission and those who possess authority to conduct investigations regarding disciplinary matters pursuant to the civil service commission's rules and regulations. A hearing officer shall be appointed by the civil service commission to hear any such appeals that involve discipline resulting in a suspension of greater than fifteen days, demotion, or termination, but the civil service commission shall make the final findings of fact, conclusions of law, and decision which shall be subject to any right of appeal under chapter 536.

9. A city not within a county that establishes and maintains a municipal police force under this section:

(1) Shall provide or contract for life insurance coverage and for insurance benefits providing health, medical, and disability coverage for commissioned and civilian personnel of the municipal police force to the same extent as was provided by the board of police commissioners under section 84.160;

(2) Shall provide or contract for medical and life insurance coverage for any commissioned or civilian personnel who retired from service with the board of police commissioners or who were employed by the board of police commissioners and retire from the municipal police force of a city not within a county to the same extent such medical and life insurance coverage was provided by the board of police commissioners under section 84.160;

(3) Shall make available medical and life insurance coverage for purchase to the spouses or dependents of commissioned and civilian personnel who retire from service with the board of police commissioners or the municipal police force and deceased commissioned and civilian personnel who receive pension benefits under sections 86.200 to 86.366 at the rate that such dependent's or spouse's coverage would cost under the appropriate plan if the deceased were living; and

(4) May pay an additional shift differential compensation to commissioned and civilian personnel for evening and night tours of duty in an amount not to exceed ten percent of the officer's base hourly rate.

10. A city not within a county that establishes a municipal police force under sections 84.343 to 84.346 shall establish a transition committee of five members for the purpose of: coordinating and implementing the transition of authority, operations, assets, and obligations from the board of police commissioners to the city; winding down the affairs of the board; making nonbinding recommendations for the transition of the police force from the board to the city; and other related duties, if any, established by executive order of the city's mayor. Once the ordinance referenced in this section is enacted, the city shall provide written notice to the board of police commissioners and the governor of the state of Missouri. Within thirty days of such notice, the mayor shall appoint three members to the committee, two of whom shall be members of a statewide law enforcement association that represents at least five thousand law enforcement officers. The remaining members of the committee shall include the police chief of the municipal police force and a person who currently or previously served as a commissioner on the board of police commissioners, who shall be appointed to the committee by the mayor of such city.

193.265. 1. For the issuance of a certification or copy of a death record, the applicant shall pay a fee of fourteen dollars for the first certification or copy and a fee of eleven dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars. No fee shall be required or collected for a certification of birth, death, or marriage if the request for certification is made by the children's division, the division of youth services, a guardian ad litem, or a juvenile officer on behalf of a child or person under twenty-one years of age who has come under the jurisdiction of the juvenile court under section 211.031. All fees collected under this subsection shall be deposited to the state department of revenue. Beginning August 28, 2004, for each vital records fee collected, the director of revenue shall credit four dollars to the general revenue fund, five dollars to the children's trust fund, one dollar shall be credited to the endowed care cemetery audit fund, one dollar for each certification or copy of death records to the Missouri state coroners' training fund established in section 58.208, and three dollars for the first copy of death records and five dollars for birth, marriage, divorce, and fetal death records shall be credited to the Missouri public health services fund established in section 192.900. Money in the endowed care cemetery audit fund shall be available by appropriation to the division of professional registration to pay its expenses in administering sections 214.270 to 214.410. All interest earned on money deposited in the endowed care cemetery audit fund shall be credited to the endowed care cemetery fund. Notwithstanding the provisions of section 33.080 to the contrary, money placed in the endowed care cemetery audit fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation from the endowed care cemetery audit fund for the preceding fiscal year. The money deposited in the public health services fund under this section shall be deposited in a separate account in the fund, and moneys in such account, upon appropriation, shall be used to automate and improve the state vital records system, and develop and maintain an electronic birth and death registration system. For any search of the files and records, when no record is found, the state shall be entitled to a fee equal to the amount for a certification of a vital record for a five-year search to be paid by the applicant. For the processing of each legitimation, adoption, court order or recording after the registrant's twelfth birthday, the state shall be entitled to a fee equal to the amount for a certification of a vital record. Except whenever a certified copy or copies of a vital record is required to perfect any claim of any person on relief, or any dependent of any person who was on relief for any claim upon the government of the state or United States, the state registrar shall, upon request, furnish a certified copy or so many certified copies as are necessary, without any fee or compensation therefor.

2. For the issuance of a certification of a death record by the local registrar, the applicant shall pay a fee of fourteen dollars for the first certification or copy and a fee of eleven dollars for each additional copy ordered at that time. For each fee collected under this subsection, one dollar shall be deposited to the state department of revenue and the remainder shall be deposited to the official city or county health agency. The director of revenue shall credit all fees deposited to the state department of revenue under this subsection to the Missouri state coroners' training fund established in section 58.208.

3. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars; except that, in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a donation of one dollar may be collected by the local registrar over and above any fees required by law when a certification or copy of any marriage license or birth certificate is provided, with such donations collected to be forwarded monthly by the local registrar to the county treasurer of such county and the donations so forwarded to be deposited by the county treasurer into

the housing resource commission fund to assist homeless families and provide financial assistance to organizations addressing homelessness in such county. The local registrar shall include a check-off box on the application form for such copies. All fees collected under this subsection, other than the donations collected in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants for marriage licenses and birth certificates, shall be deposited to the official city or county health agency.

4. A certified copy of a death record by the local registrar can only be issued within twenty-four hours of receipt of the record by the local registrar. Computer-generated certifications of death records may be issued by the local registrar after twenty-four hours of receipt of the records. The fees paid to the official county health agency shall be retained by the local agency for local public health purposes.

5. No fee under this section shall be required or collected from a parent or guardian of a homeless child or homeless youth, as defined in subsection 1 of section 167.020, or an unaccompanied youth, as defined in 42 U.S.C. Section 11434a(6), for the issuance of a certification, or copy of such certification, of birth of such child or youth. An unaccompanied youth shall be eligible to receive a certification or copy of his or her own birth record without the consent or signature of his or her parent or guardian; provided, that only one certificate under this provision shall be provided without cost to the unaccompanied or homeless youth. For the issuance of any additional certificates, the statutory fee shall be paid.

6. No fee shall be required or collected for a certification of birth, death, or marriage if the request for certification is made by a prosecuting attorney, a circuit attorney, or the attorney general.

195.817. 1. The department of health and senior services shall require all employees, contractors, owners, and volunteers of marijuana facilities to submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal background check.

2. The department may require that such fingerprint submissions be made as part of a marijuana facility application, a marijuana facility renewal application, and an individual's application for a license or permit authorizing that individual to be an employee, contractor, owner, or volunteer of a marijuana facility.

3. Fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the department of any criminal history record information or lack of criminal history record information discovered on the individual. Notwithstanding the provisions of section 610.120 to the contrary, all records related to any criminal history information discovered shall be accessible and available to the department.

4. As used in this section, the following terms shall mean:

(1) "Contractor", a person performing work or service of any kind for a marijuana facility in accordance with a contract with that facility;

(2) "Marijuana facility", an entity licensed or certified by the department of health and senior services to cultivate, manufacture, test, transport, dispense, or conduct research on marijuana or marijuana products;

(3) "Owner", an individual who has a financial interest or voting interest in ten percent or greater of a marijuana facility.

210.305. 1. When an initial emergency placement of a child is deemed necessary, the children's division shall immediately begin a diligent search to locate, contact, and place the child with a grandparent or grandparents or a relative or relatives of the child, subject to subsection 3 of section 210.565 regarding preference of placement, except when the children's division determines that placement with a grandparent or grandparents or a relative or relatives is not in the best interest of the child and subject to the provisions of section 210.482 regarding background checks for emergency placements. If emergency placement of a child with grandparents or relatives is deemed not to be in the best interest of the child, the children's division shall document in writing the reason for denial and shall have just cause to deny the emergency placement. The children's division shall continue the search for other relatives until the division locates the relatives of the child for placement or the court excuses further search. Prior to placement of the child in any emergency placement, the division shall assure that the child's physical needs are met.

2. For purposes of this section, the following terms shall mean:

(1) "Diligent search", an exhaustive effort to identify and locate the grandparents or relatives whose identity or location is unknown**. "Diligent search" shall include, but is not limited to:**

(a) Interviews with the child's parent during the course of an investigation, while child protective services are provided, and while such child is in care;

(b) Interviews with the child;

(c) Interviews with identified grandparents or relatives throughout the case;

(d) Interviews with any other person who is likely to have information about the identity or location of the person being sought;

(e) Comprehensive searches of databases available to the children's division;

(f) Appropriate inquiry during the course of hearings in the case; and

(g) Any other reasonable means that are likely to identify grandparents, relatives, or other persons who have demonstrated an ongoing commitment to the child;

(2) "Emergency placement", those limited instances when the children's division is placing for an initial placement a child in the home of private individuals, including neighbors, friends, or relatives, as a result of a sudden unavailability of the child's primary caretaker.

3. A diligent search shall be made to locate, contact, and notify the grandparent or grandparents of the child within three hours from the time the emergency placement is deemed necessary for the child. During such three-hour time period, the child may be placed in an emergency placement. If a grandparent or grandparents of the child cannot be located within the three-hour period, the child may be temporarily placed in emergency placement; except that, after the emergency placement is deemed necessary, the children's division shall continue a diligent search to contact, locate, and place the child with a grandparent or grandparents, or other relatives, with first consideration given to a grandparent for placement, subject to subsection 3 of section 210.565 regarding preference of placement.

4. A diligent search shall be made to locate, contact, and notify the relative or relatives of the child within thirty days from the time the emergency placement is deemed necessary for the child. The children's division shall continue the search for the relative or relatives until the division locates the relative or relatives of the child for placement**, for six months following the child's out-of-home placement,** or the court excuses further search**, whichever occurs first**. **The department shall resume search efforts if ordered by the court, a change in the child's placement occurs, or a party shows that continuing the search is in the best interests of the child.** The children's division, or an entity under contract with the division, shall use all sources of information, including any known parent or relative, to attempt to locate an appropriate relative as placement.

5. **[**~~Search progress under subsection 3 or 4 of this section shall be reported at each court hearing until the grandparents or relatives are either located or the court excuses further search.~~**] The children's division shall file with the court information regarding attempts made under this section within thirty days from the date the child was removed from his or her home, or as otherwise required by the court, and at each periodic review hearing. Such information shall include:**

(1) A detailed narrative explaining the division's efforts to find and consider each potential placement and the specific outcome;

(2) The names of and relevant information about grandparents and relatives of the child;

(3) Steps taken by the division to locate and contact grandparents and relatives of the child;

(4) Responses received from grandparents and relatives of the child;

(5) Dates of each attempted or completed contact with a grandparent or relative of the child;

(6) Reasons why a grandparent or relative of the child was not considered for emergency or permanent placement of the child; and

(7) All efforts for placement of the child through an interstate compact agreement under section 210.620, including:

(a) The names of grandparents or relatives of the child who were considered for an interstate placement;

(b) Any pending placement of the child through an interstate compact agreement; and

(c) All potential out-of-state placements outside of an interstate compact agreement and the reasons such placements have not been initiated.

If an out-of-state placement option exists and the division has failed to file a request with the receiving state under the requirements of an interstate compact agreement under section 210.620, the court shall enter a finding that the division has not made a due diligence search and shall order the division to file a request with the receiving state under the terms of the interstate compact.

6. **All grandparents or relatives to the child identified in a diligent search required by this section, subject to exceptions due to family or domestic violence or other safety concerns, shall be provided with notice, via certified mail as appropriate, that includes, but is not limited to:**

(1) A specification that an alleged dependent child has been or is being removed from his or her parental custody;

(2) An explanation of the options a grandparent or relative has to participate in the care and placement of the alleged dependent child and any options that may be lost by failing to respond to the notice;

(3) A description of the process for becoming a licensed foster family home and the additional services and supports available for children placed in approved foster homes;

(4) A description of any financial assistance for which a grandparent or relative may be eligible; and

(5) An explanation that any response received after thirty days or willful failure to respond upon receiving a notice may result in the grandparent or relative of the child not being considered for placement.

7. If a grandparent or relative entitled to notice under this section fails to respond to the division, responds and declines to be considered as placement for the child, or is otherwise presently prevented from being considered as placement for the child and later petitions the court for a change in placement, such person shall provide evidence that such change is in the child's best interests.

8. Nothing in this section shall be construed or interpreted to interfere with or supersede laws related to parental rights or judicial authority.

210.565. 1. Whenever a child is placed in a foster home and the court has determined pursuant to subsection 4 of this section that foster home placement with relatives is not contrary to the best interest of the child, the children's division shall give foster home placement to relatives of the child. Notwithstanding any rule of the division to the contrary **and under section 210.305**, the children's division shall complete a diligent search to locate and notify the grandparents, adult siblings, parents of siblings of the child, and all other relatives and determine whether they wish to be considered for placement of the child. Grandparents who request consideration shall be given preference and first consideration for foster home placement of the child. If more than one grandparent requests consideration, the family support team shall make recommendations to the juvenile or family court about which grandparent should be considered for placement.

2. As used in this section, the following terms shall mean:

(1) "Adult sibling", any brother or sister of whole or half-blood who is at least eighteen years of age;

(2) "Relative", a grandparent or any other person related to another by blood or affinity or a person who is not so related to the child but has a close relationship with the child or the child's family. **A foster parent or kinship caregiver with whom a child has resided for nine months or more is a person who has a close relationship with the child.** The status of a grandparent shall not be affected by the death or the dissolution of the marriage of a son or daughter;

(3) "Sibling", one of two or more individuals who have one or both parents in common through blood, marriage, or adoption, including siblings as defined by the child's tribal code or custom.

3. The following shall be the order or preference for placement of a child under this section:

(1) Grandparents;

(2) Adult siblings or parents of siblings;

(3) Relatives **[**~~related by blood or affinity within the third degree~~**]**; **and**

(4) **[**~~Other relatives; and~~

~~(5)~~**]** Any foster parent who is currently licensed and capable of accepting placement of the child.

4. The preference for placement and first consideration for grandparents or preference for placement with other relatives created by this section shall only apply where the court finds that placement with such grandparents or other relatives is not contrary to the best interest of the child considering all circumstances. If the court finds that it is contrary to the best interest of a child to be placed with grandparents or other relatives, the court shall make specific findings on the record detailing the reasons why the best interests of the child necessitate placement of the child with persons other than grandparents or other relatives. **Absent evidence to the contrary, the court may presume that continuation of the child's placement with his or her current caregivers is in the child's best interests.**

5. Recognizing the critical nature of sibling bonds for children, the children's division shall make reasonable efforts to place siblings in the same foster care, kinship, guardianship, or adoptive placement, unless doing so would be contrary to the safety or well-being of any of the siblings. If siblings are not placed together, the children's division shall make reasonable efforts to provide frequent visitation or other ongoing interaction between the siblings, unless this interaction would be contrary to a sibling's safety or well-being.

6. The age of the child's grandparent or other relative shall not be the only factor that the children's division takes into consideration when it makes placement decisions and recommendations to the court about placing the child with such grandparent or other relative.

7. For any Native American child placed in protective custody, the children's division shall comply with the placement requirements set forth in 25 U.S.C. Section 1915.

8. A grandparent or other relative may, on a case-by-case basis, have standards for licensure not related to safety waived for specific children in care that would otherwise impede licensing of the grandparent's or relative's home. In addition, any person receiving a preference may be licensed in an expedited manner if a child is placed under such person's care.

9. The guardian ad litem shall ascertain the child's wishes and feelings about his or her placement by conducting an interview or interviews with the child, if appropriate based on the child's age and maturity level, which shall be considered as a factor in placement decisions and recommendations, but shall not supersede the preference for relative placement created by this section or be contrary to the child's best interests.

210.795. 1. (1) A child in the care and custody of the children's division whose physical whereabouts are unknown to the division, the child's physical custodian, or contracted service providers shall be considered missing and the case manager or placement provider shall immediately inform a law enforcement agency having jurisdiction and the National Center for Missing and Exploited Children within two hours of discovery that the child is missing.

(2) The case manager shall document the report number and any relevant information in the child's record.

(3) Within twenty-four hours of a report being made under this subsection, the department shall inform and obtain information about the child's disappearance from the child's parents, known relatives, out-of-home caregivers, attorney, guardian or guardian ad litem, court appointed special advocate, juvenile officer, or Indian tribe, as applicable, or from any other person known to the department who may have relevant information regarding the child's disappearance.

(4) The case manager shall:

(a) Within one week and monthly thereafter, maintain contact with the child's family members, friends, school faculty, and service providers and with any other person or agency involved in the child's case;

(b) Document ongoing efforts to locate the child; and

(c) Continue contacting law enforcement about the missing child and shall make quarterly reports to the court about the status of the child and efforts to locate the child.

The department shall contact law enforcement every seven days and document the information provided and any information received.

(5) The division shall not petition the court for a release of jurisdiction for the child or stop searching for the child while the child is missing until the child reaches the age of twenty-one.

2. The division shall maintain protocols, including appropriate trainings, for conducting ongoing searches for children missing from care. Such protocols shall include preventative measures to identify and mitigate risk to children who are at increased risk for running away or disappearing or of being victims of trafficking as defined under section 566.200.

3. The division shall ensure that each child in the care and custody of the division has an updated photograph in the child's record.

4. When a child is located, the department shall:

(1) Inform all law enforcement agencies and organizations involved in the child's case; and

(2) Have in-person contact with the child within twenty-four hours after the child is located to assess the child's health, experiences while absent, the appropriateness of the child returning to the child's current placement, and the factors that contributed to the child's absence.

5. Any employee or contractor with the children's division, child welfare agencies, other state agencies, or schools shall, upon becoming aware that an emancipated minor as defined in section 302.178, a homeless youth as defined in section 167.020, or an unaccompanied minor as defined in section 210.121 is missing, inform the appropriate law enforcement agency and the National Center for Missing and Exploited Children within twenty-four hours.

6. Within twenty-four hours of a missing child being found, the division shall assess whether the child was a victim of trafficking and determine any factors that caused the child to go missing.

7. The general assembly may require an annual independent audit of the department's compliance with this section."; and

Further amend said bill, Page 5, Section 211.031, Line 93, by inserting after said section and line the following:

"211.071. 1. If a petition alleges that a child between the ages of **[**~~twelve~~**] fourteen** and eighteen has committed an offense which would be considered a felony if committed by an adult, the court may, upon its own motion or upon motion by the juvenile officer, the child or the child's custodian, order a hearing and may, in its discretion, dismiss the petition and such child may be transferred to the court of general jurisdiction and prosecuted under the general law; except that if a petition alleges that **[**~~any~~**] a** child **between the ages of fourteen and eighteen** has committed an offense which would be considered first degree murder under section 565.020, second degree murder under section 565.021, first degree assault under section 565.050, forcible rape under section 566.030 as it existed prior to August 28, 2013, rape in the first degree under section 566.030, forcible sodomy under section 566.060 as it existed prior to August 28, 2013, sodomy in the first degree under section 566.060, first degree robbery under section 569.020 as it existed prior to January 1, 2017, or robbery in the first degree under section 570.023, distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or the manufacturing of a controlled substance under section 579.055, or has committed two or more prior unrelated offenses which would be felonies if committed by an adult, the court shall order a hearing, and may in its discretion, dismiss the petition and transfer the child to a court of general jurisdiction for prosecution under the general law.

2. Upon apprehension and arrest, jurisdiction over the criminal offense allegedly committed by any person between eighteen and twenty-one years of age over whom the juvenile court has retained continuing jurisdiction shall automatically terminate and that offense shall be dealt with in the court of general jurisdiction as provided in section 211.041.

3. Knowing and willful age misrepresentation by a juvenile subject shall not affect any action or proceeding which occurs based upon the misrepresentation. Any evidence obtained during the period of time in which a child misrepresents his or her age may be used against the child and will be subject only to rules of evidence applicable in adult proceedings.

4. Written notification of a transfer hearing shall be given to the juvenile and his or her custodian in the same manner as provided in sections 211.101 and 211.111. Notice of the hearing may be waived by the custodian. Notice shall contain a statement that the purpose of the hearing is to determine whether the child is a proper subject to be dealt with under the provisions of this chapter, and that if the court finds that the child is not a proper subject to be dealt with under the provisions of this chapter, the petition will be dismissed to allow for prosecution of the child under the general law.

5. The juvenile officer may consult with the office of prosecuting attorney concerning any offense for which the child could be certified as an adult under this section. The prosecuting or circuit attorney shall have access to police reports, reports of the juvenile or deputy juvenile officer, statements of witnesses and all other records or reports relating to the offense alleged to have been committed by the child. The prosecuting or circuit attorney shall have access to the disposition records of the child when the child has been adjudicated pursuant to subdivision (3) of subsection 1 of section 211.031. The prosecuting attorney shall not divulge any information regarding the child and the offense until the juvenile court at a judicial hearing has determined that the child is not a proper subject to be dealt with under the provisions of this chapter.

6. A written report shall be prepared in accordance with this chapter developing fully all available information relevant to the criteria which shall be considered by the court in determining whether the child is a proper subject to be dealt with under the provisions of this chapter and whether there are reasonable prospects of rehabilitation within the juvenile justice system. These criteria shall include but not be limited to:

(1) The seriousness of the offense alleged and whether the protection of the community requires transfer to the court of general jurisdiction;

(2) Whether the offense alleged involved viciousness, force and violence;

(3) Whether the offense alleged was against persons or property with greater weight being given to the offense against persons, especially if personal injury resulted;

(4) Whether the offense alleged is a part of a repetitive pattern of offenses which indicates that the child may be beyond rehabilitation under the juvenile code;

(5) The record and history of the child, including experience with the juvenile justice system, other courts, supervision, commitments to juvenile institutions and other placements;

(6) The sophistication and maturity of the child as determined by consideration of his or her home and environmental situation, emotional condition and pattern of living;

(7) The age of the child;

(8) The program and facilities available to the juvenile court in considering disposition;

(9) Whether or not the child can benefit from the treatment or rehabilitative programs available to the juvenile court; and

(10) Racial disparity in certification.

7. If the court dismisses the petition to permit the child to be prosecuted under the general law, the court shall enter a dismissal order containing:

(1) Findings showing that the court had jurisdiction of the cause and of the parties;

(2) Findings showing that the child was represented by counsel;

(3) Findings showing that the hearing was held in the presence of the child and his or her counsel; and

(4) Findings showing the reasons underlying the court's decision to transfer jurisdiction.

8. A copy of the petition and order of the dismissal shall be sent to the prosecuting attorney.

9. When a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the prosecution of the child results in a conviction, the jurisdiction of the juvenile court over that child is forever terminated, except as provided in subsection 10 of this section, for an act that would be a violation of a state law or municipal ordinance.

10. If a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the child is found not guilty by a court of general jurisdiction, the juvenile court shall have jurisdiction over any later offense committed by that child which would be considered a misdemeanor or felony if committed by an adult, subject to the certification provisions of this section.

11. If the court does not dismiss the petition to permit the child to be prosecuted under the general law, it shall set a date for the hearing upon the petition as provided in section 211.171.

285.040. 1. As used in this section, "public safety employee" shall mean a person trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, emergency medical technician paramedics, dispatchers, registered nurses, physicians, and sheriffs and deputy sheriffs.

2. No public safety employee **or any other employee** of a city not within a county **[**~~who is hired prior to September 1, 2023,~~**]** shall be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

[~~3. Public safety employees of a city not within a county who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the public safety employee to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.~~**]**"; and

Further amend said bill, Page 6, Section 301.3175, Line 32, by inserting after said section and line the following:

"**307.018. 1. Notwithstanding any other provision of law, no court shall issue a warrant of arrest for a person's failure to respond, pay the fine assessed, or appear in court with respect to a traffic citation issued for an infraction under the provisions of this chapter. In lieu of such warrant of arrest, the court shall issue a notice of failure to respond, pay the fine assessed, or appear, and the court shall schedule a second court date for the person to respond, pay the fine assessed, or appear. A copy of the court's notice with the new court date shall be sent to the driver of the vehicle. If the driver fails to respond, pay the fine assessed, or appear on the second court date, the court shall issue a second notice of failure to respond, pay the fine assessed, or appear. If the driver fails to respond, pay the fine assessed, or appear after the second notice, the court may issue a default judgment under section 556.021 for the infraction.**

2. At any point after the default judgment has been entered, the driver may appear in court to state that he or she is unable to pay and to request the court to modify the judgment. The court shall hold a hearing to determine whether the driver has the ability to pay. If the court finds the driver lacks the present ability to pay, the court shall modify the judgment in any way authorized by statute or court rule, including:

(1) Allowing for payment of the fine on an installment basis;

(2) Waiving or reducing the amount owed; or

(3) Requiring the driver to perform community service or attend a court-ordered program in lieu of payment.

3. At any point after the default judgment has been entered, the driver may appear in court and show proof that he or she corrected the equipment violation for which the fine and costs were assessed. If the driver shows such proof, the court may waive the fines and costs that are due.

307.175. 1. Motor vehicles and equipment which are operated by any member of an organized fire department, ambulance association, or rescue squad, **including a canine search and rescue team,** whether paid or volunteer, may be operated on streets and highways in this state as an emergency vehicle under the provisions of section 304.022 while responding to a fire call **[**~~or~~**],** ambulance call**, or an emergency call requiring search and rescue operations,** or at the scene of a fire call **[**~~or~~**],** ambulance call**, or an emergency call requiring search and rescue operations,** and while using or sounding a warning siren and using or displaying thereon fixed, flashing or rotating blue lights, but sirens and blue lights shall be used only in bona fide emergencies.

2. (1) Notwithstanding subsection 1 of this section, the following vehicles may use or display fixed, flashing, or rotating red or red and blue lights:

(a) Emergency vehicles, as defined in section 304.022, when responding to an emergency;

(b) Vehicles operated as described in subsection 1 of this section;

(c) Vehicles and equipment owned or leased by a contractor or subcontractor performing work for the department of transportation, except that the red or red and blue lights shall be displayed on vehicles or equipment described in this paragraph only between dusk and dawn, when such vehicles or equipment are stationary, such vehicles or equipment are located in a work zone as defined in section 304.580, highway workers as defined in section 304.580 are present, and such work zone is designated by a sign or signs. No more than two vehicles or pieces of equipment in a work zone may display fixed, flashing, or rotating lights under this subdivision;

(d) Vehicles and equipment owned, leased, or operated by a coroner, medical examiner, or forensic investigator of the county medical examiner's office or a similar entity, when responding to a crime scene, motor vehicle accident, workplace accident, or any location at which the services of such professionals have been requested by a law enforcement officer.

(2) The following vehicles and equipment may use or display fixed, flashing, or rotating amber or amber and white lights:

(a) Vehicles and equipment owned or leased by the state highways and transportation commission and operated by an authorized employee of the department of transportation;

(b) Vehicles and equipment owned or leased by a contractor or subcontractor performing work for the department of transportation, except that the amber or amber and white lights shall be displayed on vehicles described in this paragraph only when such vehicles or equipment are located in a work zone as defined in section 304.580, highway workers as defined in section 304.580 are present, and such work zone is designated by a sign or signs;

(c) Vehicles and equipment operated by a utility worker performing work for the utility, except that the amber or amber and white lights shall be displayed on vehicles described in this paragraph only when such vehicles are stationary, such vehicles or equipment are located in a work zone as defined in section 304.580, a utility worker is present, and such work zone is designated by a sign or signs. As used in this paragraph, the term "utility worker" means any employee while in performance of his or her job duties, including any person employed under contract of a utility that provides gas, heat, electricity, water, steam, telecommunications or cable services, or sewer services, whether privately, municipally, or cooperatively owned.

3. Permits for the operation of such vehicles equipped with sirens or blue lights shall be in writing and shall be issued and may be revoked by the chief of an organized fire department, organized ambulance association, rescue squad, or the state highways and transportation commission and no person shall use or display a siren or blue lights on a motor vehicle, fire, ambulance, or rescue equipment without a valid permit authorizing the use. A permit to use a siren or lights as heretofore set out does not relieve the operator of the vehicle so equipped with complying with all other traffic laws and regulations. Violation of this section constitutes a class A misdemeanor.

320.210. The state fire marshal shall appoint one assistant director and such other investigators and employees as the needs of the office require within the limits of the appropriation made for such purpose. **[**~~Supervising investigators shall be at least twenty-five years of age and shall have either a minimum of five years' experience in fire risk inspection, prevention, or investigation work, or a degree in fire protection engineering from a recognized college or university of engineering.~~**]** No person shall be appointed as an investigator or other employee who has been convicted of a felony or other crime involving moral turpitude. Any person appointed as an investigator shall be of good character, shall be a citizen of the United States, **[**~~shall have been a taxpaying resident of this state for at least three years immediately preceding his appointment, and~~**]** shall be a graduate of an accredited four-year high school or, in lieu thereof, shall have obtained a certificate of equivalency from the state department of elementary and secondary education, and shall **[**~~possess ordinary physical strength and be able to pass such physical and mental examinations as the state fire marshal may prescribe~~**] be a resident of Missouri at the time of appointment**. An investigator or employee shall not hold any other commission or office, elective or appointive, or

accept any other employment **that would pose a conflict of interest** while he **or she** is an investigator or employee. An investigator or employee shall not accept any compensation, reward, or gift other than his **or her** regular salary and expenses for the performance of his **or her** official duties.

321.246. 1. The governing body of any fire protection district which operates within both a county of the first classification with a charter form of government and with a population greater than six hundred thousand but less than nine hundred thousand and a county of the fourth classification with a population greater than thirty thousand but less than thirty-five thousand and that adjoins a county of the first classification with a charter form of government, the governing body of any fire protection district which contains a city of the fourth classification having a population greater than two thousand four hundred when the city is located in a county of the first classification **[**~~without~~**] with** a charter form of government having a population greater than one hundred fifty thousand and the county contains a portion of a city with a population greater than three hundred fifty thousand, or the governing body of any fire protection district that operates in a county of the third classification with a population greater than fourteen thousand but less than fifteen thousand may impose a sales tax in an amount of up to one-half of one percent on all retail sales made in such fire protection district which are subject to taxation pursuant to the provisions of sections 144.010 to 144.525. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no sales tax imposed pursuant to the provisions of this section shall be effective unless the governing body of the fire protection district submits to the voters of the fire protection district, at a county or state general, primary or special election, a proposal to authorize the governing body of the fire protection district to impose a tax.

2. The ballot of submission shall contain, but need not be limited to, the following language:

> Shall the fire protection district of _____ (district's name) impose a district-wide sales tax of _____ for the purpose of providing revenues for the operation of the fire protection district?
>
> □ YES □ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the sales tax authorized in this section shall be in effect. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the fire protection district shall not impose the sales tax authorized in this section unless and until the governing body of the fire protection district resubmits a proposal to authorize the governing body of the fire protection district to impose the sales tax authorized by this section and such proposal is approved by a majority of the qualified voters voting thereon.

3. All revenue received by a fire protection district from the tax authorized pursuant to the provisions of this section shall be deposited in a special trust fund and shall be used solely for the operation of the fire protection district.

4. All sales taxes collected by the director of revenue pursuant to this section on behalf of any fire protection district, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited in the fire protection **[**~~district~~**]** sales tax trust fund established pursuant to section 321.242. The moneys in the fire protection **[**~~district~~**]** sales tax trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust and which was collected in each fire protection district imposing a sales tax pursuant to this section, and the records shall be open to the inspection of officers of the fire protection district and the public. Not later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the fire protection district which levied the tax. Such funds shall be deposited with the treasurer of each such fire protection district, and all expenditures of funds arising from the fire protection **[**~~district~~**]** sales tax trust fund shall be for the operation of the fire protection district and for no other purpose.

5. The director of revenue may make refunds from the amounts in the trust fund and credited to any fire protection district for erroneous payments and overpayments made and may redeem dishonored checks and drafts deposited to the credit of such fire protection districts. If any fire protection district abolishes the tax, the fire protection district shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such fire protection district, the director of revenue shall remit the balance in

the account to the fire protection district and close the account of that fire protection district. The director of revenue shall notify each fire protection district of each instance of any amount refunded or any check redeemed from receipts due the fire protection district. In the event a tax within a fire protection district is approved under this section, and such fire protection district is dissolved, the tax shall lapse on the date that the fire protection district is dissolved and the proceeds from the last collection of such tax shall be distributed to the governing bodies of the counties formerly containing the fire protection district and the proceeds of the tax shall be used for fire protection services within such counties.

6. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed pursuant to this section.

488.435. 1. Sheriffs shall receive a charge, as provided in section 57.280, for service of any summons, writ or other order of court, in connection with any civil case, and making on the same either a return indicating service, a non est return or a nulla bona return, the sum of twenty dollars for each item to be served, as provided in section 57.280, except that a sheriff shall receive a charge for service of any subpoena, and making a return on the same, the sum of ten dollars, as provided in section 57.280; however, no such charge shall be collected in any proceeding when court costs are to be paid by the state, county or municipality. In addition to such charge, the sheriff shall be entitled, as provided in section 57.280, to receive for each mile actually traveled in serving any summons, writ, subpoena or other order of court, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile, provided that such mileage shall not be charged for more than one subpoena or summons or other writ served in the same cause on the same trip. All of such charges shall be received by the sheriff who is requested to perform the service. Except as otherwise provided by law, all charges made pursuant to section 57.280 shall be collected by the court clerk as court costs and are payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of such charge. A sheriff may refuse to perform any service in any action or proceeding, other than when court costs are waived as provided by law, until the charge provided by this section is paid. Failure to receive the charge shall not affect the validity of the service.

2. The sheriff shall, as provided in section 57.280, receive for receiving and paying moneys on execution or other process, where lands or goods have been levied and advertised and sold, five percent on five hundred dollars and four percent on all sums above five hundred dollars, and half of these sums, when the money is paid to the sheriff without a levy, or where the lands or goods levied on shall not be sold and the money is paid to the sheriff or person entitled thereto, his or her agent or attorney. The party at whose application any writ, execution, subpoena or other process has issued from the court shall pay the sheriff's costs, as provided in section 57.280, for the removal, transportation, storage, safekeeping and support of any property to be seized pursuant to legal process before such seizure. The sheriff shall be allowed for each mile, as provided in section 57.280, going and returning from the courthouse of the county in which he or she resides to the place where the court is held, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile. The provisions of this subsection shall not apply to garnishment proceeds.

3. As provided in subsection 4 of section 57.280, the sheriff shall receive ten dollars for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of section 57.280, in addition to the charge for such service that each sheriff receives under subsection 1 of section 57.280. The money received by the sheriff under subsection 4 of section 57.280 shall be paid into the county treasury and the county treasurer shall make such money payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278.

4. As provided in subsection 5 of section 57.280, the court clerk shall collect ten dollars as a court cost for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section if any person other than a sheriff is specially appointed to serve in a county that receives funds under section 57.278. The moneys received by the clerk under this subsection shall be paid into the county treasury and the county treasurer shall make such moneys payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278.

491.075. 1. A statement made by a child under the age of **[**~~fourteen~~**]** **eighteen**, or a vulnerable person, relating to an offense under chapter 565, 566, 568 or 573, performed by another, not otherwise admissible by statute or court rule, is admissible in evidence in criminal proceedings in the courts of this state as substantive evidence to prove the truth of the matter asserted if:

(1) The court finds, in a hearing conducted outside the presence of the jury that the time, content and circumstances of the statement provide sufficient indicia of reliability; and

(2) (a) The child or vulnerable person testifies at the proceedings; or

(b) The child or vulnerable person is unavailable as a witness; or

(c) The child or vulnerable person is otherwise physically available as a witness but the court finds that the significant emotional or psychological trauma which would result from testifying in the personal presence of the defendant makes the child or vulnerable person unavailable as a witness at the time of the criminal proceeding.

2. Notwithstanding subsection 1 of this section or any provision of law or rule of evidence requiring corroboration of statements, admissions or confessions of the defendant, and notwithstanding any prohibition of hearsay evidence, a statement by a child when under the age of **[**~~fourteen~~**]** **eighteen**, or a vulnerable person, who is alleged to be victim of an offense under chapter 565, 566, 568 or 573 is sufficient corroboration of a statement, admission or confession regardless of whether or not the child or vulnerable person is available to testify regarding the offense.

3. A statement may not be admitted under this section unless the prosecuting attorney makes known to the accused or the accused's counsel his or her intention to offer the statement and the particulars of the statement sufficiently in advance of the proceedings to provide the accused or the accused's counsel with a fair opportunity to prepare to meet the statement.

4. Nothing in this section shall be construed to limit the admissibility of statements, admissions or confessions otherwise admissible by law.

5. For the purposes of this section, "vulnerable person" shall mean a person who, as a result of an inadequately developed or impaired intelligence or a psychiatric disorder that materially affects ability to function, lacks the mental capacity to consent, or whose developmental level does not exceed that of an ordinary child of **[**~~fourteen~~**]** **seventeen** years of age.

492.304. 1. In addition to the admissibility of a statement under the provisions of section 492.303, the visual and aural recording of a verbal or nonverbal statement of a child when under the age of **[**~~fourteen~~**]** **eighteen** **[**~~who is alleged to be a victim of~~**]** **or a vulnerable person, relating to** an offense under the provisions of chapter 565, 566 **[**~~or~~**]** **,** 568**, or 573 if performed by another,** is admissible into evidence if:

(1) No attorney for either party was present when the statement was made; except that, for any statement taken at a state-funded child assessment center as provided for in subsection 2 of section 210.001, an attorney representing the state of Missouri in a criminal investigation may, as a member of a multidisciplinary investigation team, observe the taking of such statement, but such attorney shall not be present in the room where the interview is being conducted;

(2) The recording is both visual and aural and is recorded on film or videotape or by other electronic means;

(3) The recording equipment was capable of making an accurate recording, the operator of the equipment was competent, and the recording is accurate and has not been altered;

(4) The statement was not made in response to questioning calculated to lead the child **or vulnerable person** to make a particular statement or to act in a particular way;

(5) Every voice on the recording is identified;

(6) The person conducting the interview of the child **or vulnerable person** in the recording is present at the proceeding and available to testify or be cross-examined by either party; and

(7) The defendant or the attorney for the defendant is afforded an opportunity to view the recording before it is offered into evidence.

2. If the child **or vulnerable person** does not testify at the proceeding, the visual and aural recording of a verbal or nonverbal statement of the child **or vulnerable person** shall not be admissible under this section unless the recording qualifies for admission under section 491.075.

3. If the visual and aural recording of a verbal or nonverbal statement of a child **or vulnerable person** is admissible under this section and the child **or vulnerable person** testifies at the proceeding, it shall be admissible in addition to the testimony of the child **or vulnerable person** at the proceeding whether or not it repeats or duplicates the child's **or vulnerable person's** testimony.

4. As used in this section, a nonverbal statement shall be defined as any demonstration of the child **or vulnerable person** by his or her actions, facial expressions, demonstrations with a doll or other visual aid whether or not this demonstration is accompanied by words.

5. For the purposes of this section, "vulnerable person" shall mean a person who, as a result of an inadequately developed or impaired intelligence or a psychiatric disorder that materially affects the ability to function, lacks the mental capacity to consent, or whose developmental level does not exceed that of an ordinary child of seventeen years of age.

494.430. 1. Upon timely application to the court, the following persons shall be excused from service as a petit or grand juror:

(1) Any person who has served on a state or federal petit or grand jury within the preceding two years;

(2) Any nursing mother, upon her request, and with a completed written statement from her physician to the court certifying she is a nursing mother;

(3) Any person whose absence from his or her regular place of employment would, in the judgment of the court, tend materially and adversely to affect the public safety, health, welfare or interest;

(4) Any person upon whom service as a juror would in the judgment of the court impose an undue or extreme physical or financial hardship;

(5) Any person licensed as a health care provider as such term is defined in section 538.205, but only if such person provides a written statement to the court certifying that he or she is actually providing health care services to patients, and that the person's service as a juror would be detrimental to the health of the person's patients;

(6) Any employee of a religious institution whose religious obligations or constraints prohibit their serving on a jury. The certification of the employment and obligation or constraint may be provided by the employee's religious supervisor;

(7) **When requested,** any person who is **[**~~seventy-five~~**] seventy** years of age or older.

2. A judge of the court for which the individual was called to jury service shall make undue or extreme physical or financial hardship determinations. The authority to make these determinations is delegable only to court officials or personnel who are authorized by the laws of this state to function as members of the judiciary.

3. A person asking to be excused based on a finding of undue or extreme physical or financial hardship must take all actions necessary to have obtained a ruling on that request by no later than the date on which the individual is scheduled to appear for jury duty.

4. Unless it is apparent to the court that the physical hardship would significantly impair the person's ability to serve as a juror, for purposes of sections 494.400 to 494.460 undue or extreme physical or financial hardship is limited to circumstances in which an individual would:

(1) Be required to abandon a person under his or her personal care or supervision due to the impossibility of obtaining an appropriate substitute caregiver during the period of participation in the jury pool or on the jury; or

(2) Incur costs that would have a substantial adverse impact on the payment of the individual's necessary daily living expenses or on those for whom he or she provides the principal means of support; or

(3) Suffer physical hardship that would result in illness or disease.

5. Undue or extreme physical or financial hardship does not exist solely based on the fact that a prospective juror will be required to be absent from his or her place of employment.

6. A person asking a judge to grant an excuse based on undue or extreme physical or financial hardship shall provide the judge with documentation as required by the judge, such as, but not limited to, federal and state income tax returns, medical statements from licensed physicians, proof of dependency or guardianship, and similar documents, which the judge finds to clearly support the request to be excused. Failure to provide satisfactory documentation shall result in a denial of the request to be excused. Such documents shall be filed under seal.

7. After two years, a person excused from jury service shall become eligible once again for qualification as a juror unless the person was excused from service permanently. A person is excused from jury service permanently only when the deciding judge determines that the underlying grounds for being excused are of a permanent nature."; and

Further amend said bill and page, Section 544.453, Line 13, by inserting after said section and line the following:

"**547.500. 1. The Missouri office of prosecution services may establish a conviction review unit to investigate claims of actual innocence of any defendant, including those who plead guilty.**

2. The Missouri office of prosecution services shall have the power to promulgate rules and regulations to receive and investigate claims of actual innocence.

3. The Missouri office of prosecution services shall create an application process that at a minimum shall include that:

(1) Any application for review of a claim of actual innocence shall not have any excessive fees and fees shall be waived in cases of indigence;

(2) No application shall be accepted if there is any pending motion, writ, appeal, or other matter pending regarding the defendant's conviction. Any application filed shall be considered a pleading under the Missouri rules of civil procedure, and all attorneys shall comply with supreme court rule 55.03 when signing

the application. The application shall be sworn and signed under penalty of perjury by the applicant. Any witness statements attached shall be sworn and signed under penalty of perjury; and

(3) Any review and investigation shall be based on newly discovered and verifiable evidence of actual innocence not presented at a trial. Such newly discovered and verifiable evidence shall establish by clear and convincing evidence the actual innocence of the defendant.

4. The conviction review unit shall consist of two attorneys, hired by the executive director of the Missouri office of prosecution services, who have extensive experience prosecuting and defending criminal matters, an investigator, a paralegal, and such administrative staff as is needed to efficiently and effectively process all applications and claims. The executive director of the Missouri office of prosecution services shall coordinate the activities and budget of the conviction review unit and act as an ex officio member of the unit.

5. Once the review is complete, the conviction review unit shall present its findings and recommendations to:

(1) The office of the prosecuting attorney or circuit attorney who prosecuted the defendant's case, the attorney general's office if it prosecuted the case, or the special prosecutor who prosecuted the case; or

(2) If the review was requested by a prosecuting attorney's office, the circuit attorney's office, the attorney general, or a special prosecutor, the findings and recommendations shall be presented to the office that requested the review.

6. The circuit attorney, prosecuting attorney of any county, special prosecutor, attorney general's office if it prosecuted the case, Missouri office of prosecution services, or other prosecutor who prosecuted the case is not required to accept or follow the findings and recommendations of the conviction review unit.

7. (1) The application, investigation, reports, interviews, findings, and recommendations, and any documents, written, electronic, or otherwise, received or generated by the conviction review unit are closed records.

(2) The conviction review unit's findings and recommendations submitted to the prosecuting attorney, circuit attorney, the attorney general's office if it prosecuted the case, or the special prosecutor who prosecuted the case shall become open records after the receiving entity of the submission makes a decision not to pursue a motion under section 547.031 or, if such a motion is filed, after the finality of all proceedings under section 547.031, including appeals authorized therein.

550.125. 1. There is hereby created in the state treasury the "Change of Venue for Capital Cases Fund", which shall consist of moneys appropriated to the fund by the general assembly. The office of state courts administrator shall administer and disburse moneys in the fund in accordance with subsection 2 of this section. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

2. In a capital case in which a change of venue is taken from one county to any other county, at the conclusion of such case the county from which the case was transferred may apply to the office of state courts administrator for the county to which the case was transferred to be reimbursed from the change of venue for capital cases fund any costs associated with the sequestering of jurors. The costs of reimbursement shall not exceed the then-approved state rates for travel reimbursement for lodging and meals.

3. Except as provided under subsection 4 of this section, the office of state courts administrator shall develop an application process and other procedures to determine if a county is eligible for reimbursement under this section. If a county is eligible for reimbursement, the office of state courts administrator shall disburse such moneys to the county as provided under subsection 4 of this section. In the event the amount disbursed is less than the county's actual costs associated with sequestering jurors, the original county shall reimburse the county to which the case was transferred for the difference. If the office of state courts administrator determines a county is not eligible for reimbursement under this section, the county in which the capital case originated shall be responsible for reimbursement.

4. Applications for reimbursement shall be submitted by May first of the current fiscal year, and disbursements shall be made by June thirtieth of the current fiscal year. Applications submitted after May first of the current fiscal year shall be reimbursed in the following fiscal year. If the total dollar amount of the claims in a given year exceeds the amount of moneys in the fund in the same year, the claims shall be reimbursed on a pro rata basis.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

556.021. 1. An infraction does not constitute a criminal offense and conviction of an infraction shall not give rise to any disability or legal disadvantage based on conviction of a criminal offense.

2. Except as otherwise provided by law, the procedure for infractions shall be the same as for a misdemeanor.

3. If a person fails to appear in court either solely for an infraction or for an infraction which is committed in the same course of conduct as a criminal offense for which the person is charged, or if a person fails to respond to notice of an infraction from the central violations bureau established in section 476.385, the court may issue a default judgment for court costs and fines for the infraction which shall be enforced in the same manner as other default judgments, including enforcement under sections 488.5028 and 488.5030, unless the court determines that good cause or excusable neglect exists for the person's failure to appear for the infraction. The notice of entry of default judgment and the amount of fines and costs imposed shall be sent to the person by first class mail. The default judgment may be set aside for good cause if the person files a motion to set aside the judgment within six months of the date the notice of entry of default judgment is mailed.

4. Notwithstanding subsection 3 of this section or any provisions of law to the contrary, a court may issue a warrant for failure to appear for any violation **[**~~which~~**] that** is classified **or charged** as an infraction**; except that, a court shall not issue a warrant for failure to appear for any violation that is classified or charged as an infraction under chapter 307**.

5. Judgment against the defendant for an infraction shall be in the amount of the fine authorized by law and the court costs for the offense."; and

Further amend said bill, Page 11, Section 558.019, Line 125, by inserting after said section and line the following:

"558.031. 1. A sentence of imprisonment shall commence when a person convicted of an offense in this state is received into the custody of the department of corrections or other place of confinement where the offender is sentenced.

2. Such person shall receive credit toward the service of a sentence of imprisonment for all time in prison, jail or custody after **[**~~conviction~~**] the offense occurred** and before the commencement of the sentence, when the time in custody was related to that offense**[**~~, and the circuit court may, when pronouncing sentence, award credit for time spent in prison, jail, or custody after the offense occurred and before conviction toward the service of the sentence of imprisonment, except:~~

~~(1) Such credit shall only be applied once when sentences are consecutive;~~

~~(2) Such credit shall only be applied if the person convicted was in custody in the state of Missouri, unless such custody was compelled exclusively by the state of Missouri's action; and~~

~~(3) As provided in section 559.100~~**]**. **This credit shall be based upon the certification of the sheriff as provided in subdivision (3) of subsection 2 of section 217.305 and may be supplemented by a certificate of a sheriff or other custodial officer from another jurisdiction having held the person on the charge of the offense for which the sentence of imprisonment is ordered.**

3. The officer required by law to deliver a person convicted of an offense in this state to the department of corrections shall endorse upon the papers required by section 217.305 both the dates the offender was in custody and the period of time to be credited toward the service of the sentence of imprisonment, except as endorsed by such officer.

4. If a person convicted of an offense escapes from custody, such escape shall interrupt the sentence. The interruption shall continue until such person is returned to the correctional center where the sentence was being served, or in the case of a person committed to the custody of the department of corrections, to any correctional center operated by the department of corrections. An escape shall also interrupt the jail time credit to be applied to a sentence which had not commenced when the escape occurred.

5. If a sentence of imprisonment is vacated and a new sentence imposed upon the offender for that offense, all time served under the vacated sentence shall be credited against the new sentence, unless the time has already been credited to another sentence as provided in subsection 1 of this section.

6. If a person released from imprisonment on parole or serving a conditional release term violates any of the conditions of his or her parole or release, he or she may be treated as a parole violator. If the parole board revokes the parole or conditional release, the paroled person shall serve the remainder of the prison term and conditional release term, as an additional prison term, and the conditionally released person shall serve the remainder of the conditional release term as a prison term, unless released on parole.

7. Subsection 2 of this section shall be applicable to offenses **[**~~occurring~~**] for which the offender was sentenced** on or after August 28, **[**~~2021~~**] 2023**.

8. The total amount of credit given shall not exceed the number of days spent in prison, jail, or custody after the offense occurred and before the commencement of the sentence."; and

Further amend said bill and page, Section 558.043, Line 16, by inserting after said section and line the following:

"565.003. 1. **(1)** The culpable mental state necessary for a homicide offense may be found to exist if the only difference between what actually occurred and what was the object of the offender's state of mind is that a different person or persons were killed.

(2) It shall not be a defense to a homicide charge that the identity of the person the offender intended to kill cannot be established. If the state proves beyond a reasonable doubt that the offender had the requisite mental state toward a specific person or a general class of persons who are not identified or who are not identifiable, such intent shall be transferred to a person who is killed by the offender while such mental state existed.

2. The length of time which transpires between conduct which results in a death and is the basis of a homicide offense and the event of such death is no defense to any charge of homicide.

566.151. 1. A person twenty-one years of age or older commits the offense of enticement of a child if he or she persuades, solicits, coaxes, entices, or lures whether by words, actions or through communication via the internet or any electronic communication, any person who is less than **[**~~fifteen~~**] seventeen** years of age for the purpose of engaging in sexual conduct.

2. It is not a defense to a prosecution for a violation of this section that the other person was a peace officer masquerading as a minor.

3. Enticement of a child or an attempt to commit enticement of a child is a felony for which the authorized term of imprisonment shall be not less than five years and not more than thirty years. No person convicted under this section shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of five calendar years.

567.030. 1. A person commits the offense of patronizing prostitution if he or she:

(1) Pursuant to a prior understanding, gives something of value to another person as compensation for having engaged in sexual conduct with any person; or

(2) Gives or agrees to give something of value to another person with the understanding that such person or another person will engage in sexual conduct with any person; or

(3) Solicits or requests another person to engage in sexual conduct with any person in return for something of value.

2. It shall not be a defense that the person believed that the individual he or she patronized for prostitution was eighteen years of age or older.

3. The offense of patronizing prostitution is a class B misdemeanor, unless the individual who the person patronizes is less than eighteen years of age but older than **[**~~fourteen~~**] fifteen** years of age, in which case patronizing prostitution is a class E felony.

4. The offense of patronizing prostitution is a class **[**~~D~~**] B** felony if the individual who the person patronizes is **[**~~fourteen~~**] fifteen** years of age or younger. Nothing in this section shall preclude the prosecution of an individual for the offenses of:

(1) Statutory rape in the first degree pursuant to section 566.032;

(2) Statutory rape in the second degree pursuant to section 566.034;

(3) Statutory sodomy in the first degree pursuant to section 566.062; or

(4) Statutory sodomy in the second degree pursuant to section 566.064."; and

Further amend said bill, Page 19, Section 571.015, Lines 11-12, by deleting said lines and inserting in lieu thereof the following:

"parole, probation, conditional release, or suspended imposition or execution of sentence for a period of three calendar years."; and

Further amend said bill, page, and section, Line 20, by deleting the word "**[**~~parole,~~**]**" and inserting in lieu thereof the word "parole,"; and

Further amend said bill, page, and section, Lines 21-22, by deleting the phrase "**[**~~for a period of five calendar years~~**]**" and inserting in lieu thereof the phrase "for a period of five calendar years"; and

Further amend said bill and section, Page 20, Line 30, by deleting the word "**[**~~parole,~~**]**" and inserting in lieu thereof the word "parole,"; and

Further amend said bill, page, and section, Line 31, by deleting the phrase "**[**~~for a period of ten calendar years~~**]**" and inserting in lieu thereof the phrase "for a period of ten calendar years"; and

Further amend said bill, page, section, and line, by inserting after said line the following:

"571.020. 1. A person commits an offense if such person knowingly possesses, manufactures, transports, repairs, or sells:

(1) An explosive weapon;

(2) An explosive, incendiary or poison substance or material with the purpose to possess, manufacture or sell an explosive weapon;

(3) A gas gun;

(4) A bullet or projectile which explodes or detonates upon impact because of an independent explosive charge after having been shot from a firearm; or

(5) **[**~~Knuckles; or~~

~~(6)~~**]** Any of the following in violation of federal law:

(a) A machine gun;

(b) A short-barreled rifle or shotgun;

(c) A firearm silencer; or

(d) A switchblade knife.

2. A person does not commit an offense pursuant to this section if his or her conduct involved any of the items in subdivisions (1) to **[**~~(5)~~**] (4)** of subsection 1, the item was possessed in conformity with any applicable federal law, and the conduct:

(1) Was incident to the performance of official duty by the Armed Forces, National Guard, a governmental law enforcement agency, or a penal institution; or

(2) Was incident to engaging in a lawful commercial or business transaction with an organization enumerated in subdivision (1) of this **[**~~section~~**] subsection**; or

(3) Was incident to using an explosive weapon in a manner reasonably related to a lawful industrial or commercial enterprise; or

(4) Was incident to displaying the weapon in a public museum or exhibition; or

(5) Was incident to using the weapon in a manner reasonably related to a lawful dramatic performance.

3. An offense pursuant to subdivision (1), (2), (3) or **[**~~(6)~~**] (5)** of subsection 1 of this section is a class D felony; a crime pursuant to subdivision (4) **[**~~or (5)~~**]** of subsection 1 of this section is a class A misdemeanor."; and

Further amend said bill, Page 27, Section 575.095, Line 29, by inserting after said section and line the following:

"575.205. 1. A person commits the offense of tampering with electronic monitoring equipment if he or she intentionally removes, alters, tampers with, damages, **[**~~or~~**]** destroys**, fails to charge, or otherwise disables** electronic monitoring equipment which a court, the division of probation and parole or the parole board has required such person to wear.

2. This section does not apply to the owner of the equipment or an agent of the owner who is performing ordinary maintenance or repairs on the equipment.

3. The offense of tampering with electronic monitoring equipment is a class D felony.

4. The offense of tampering with electronic monitoring equipment if a person fails to charge or otherwise disables electronic monitoring equipment is a class E felony, unless the offense for which the person was placed on electronic monitoring was a misdemeanor, in which case it is a class A misdemeanor."; and

Further amend said bill, Page 28, Section 579.022, Line 10, by inserting after said section and line the following:

"**579.041. 1. For purposes of this section, the following terms mean:**

(1) "Drug masking product", synthetic urine, human urine, a substance designated to be added to human urine, or a substance designated to be added to or used on human hair or oral fluid for the purpose of defrauding an alcohol or a drug screening test;

(2) "Synthetic urine", a substance that is designated to simulate the composition, chemical properties, physical appearance, or physical properties of human urine.

2. A person commits the offense of unlawful distribution, delivery, or sale of a drug masking product if the person unlawfully distributes, delivers, or sells a drug masking product.

3. The offense of unlawful distribution, delivery, or sale of a drug masking product is a class A misdemeanor.

579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) **[**~~More than eight grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;~~

~~(4)~~**]** More than five hundred milligrams of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

[~~(5)~~**] (4)** More than thirty grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

[~~(6)~~**] (5)** More than four grams of phencyclidine;

[~~(7)~~**] (6)** More than thirty kilograms of a mixture or substance containing marijuana;

[~~(8)~~**] (7)** More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

[~~(9)~~**] (8)** More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine;

[~~(10)~~**] (9)** One gram or more of flunitrazepam for the first offense;

[~~(11)~~**] (10)** Any amount of gamma-hydroxybutyric acid for the first offense; or

[~~(12)~~**] (11)** More than **[**~~ten~~**] three but less than fourteen** milligrams of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine,

its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) **[**~~Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or~~

~~(4)~~**]** One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

[~~(5)~~**] (4)** Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

[~~(6)~~**] (5)** Twelve grams or more of phencyclidine; or

[~~(7)~~**] (6)** One hundred kilograms or more of a mixture or substance containing marijuana; or

[~~(8)~~**] (7)** Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

[~~(9)~~**] (8)** More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

[~~(10)~~**] (9)** Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

[~~(11)~~**] (10)** More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

[~~(12)~~**] (11)** One gram or more of flunitrazepam for a second or subsequent offense; or

[~~(13)~~**] (12)** Any amount of gamma-hydroxybutyric acid for a second or subsequent offense; or

[~~(14) Twenty~~**] (13) Fourteen** milligrams or more of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) **[**~~More than eight grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;~~

~~(4)~~**]** More than five hundred milligrams of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

[~~(5)~~**] (4)** More than thirty grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

[~~(6)~~**] (5)** More than four grams of phencyclidine;

[~~(7)~~**] (6)** More than thirty kilograms of a mixture or substance containing marijuana;

[~~(8)~~**] (7)** More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

[~~(9)~~**] (8)** More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

[~~(10)~~**] (9)** More than **[**~~ten~~**] three but less than fourteen** milligrams of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) **[**~~Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or~~

~~(4)~~**]** One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

[~~(5)~~**] (4)** Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

[~~(6)~~**] (5)** Twelve grams or more of phencyclidine; or

[~~(7)~~**] (6)** One hundred kilograms or more of a mixture or substance containing marijuana; or

[~~(8)~~**] (7)** More than five hundred marijuana plants; or

[~~(9)~~**] (8)** Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

[~~(10)~~**] (9)** Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

[~~(11) Twenty~~**] (10) Fourteen** milligrams or more of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine.

5. The offense of drug trafficking in the second degree is a class C felony for the first offense and a class B felony for any second or subsequent offense for the trafficking of less than one gram of flunitrazepam.

589.401. 1. A person on the sexual offender registry may file a petition in the division of the circuit court in the county or city not within a county in which the offense requiring registration was committed to have his or her name removed from the sexual offender registry.

2. A person who is required to register in this state because of an offense that was adjudicated in another jurisdiction shall file his or her petition for removal according to the laws of the state, **federal,** territory, tribal, or military jurisdiction, the District of Columbia, or foreign country in which his or her offense was adjudicated. Upon the grant of the petition for removal in the jurisdiction where the offense was adjudicated, such judgment may be registered in this state by sending the information required under subsection 5 of this section as well as one authenticated copy of the order granting removal from the sexual offender registry in the jurisdiction where the offense was adjudicated to the court in the county or city not within a county in which the offender is required to register. On receipt of a request for registration removal, the registering court shall cause the order to be filed as a

foreign judgment, together with one copy of the documents and information, regardless of their form. The petitioner shall be responsible for costs associated with filing the petition.

3. A person required to register**:**

(1) As a tier III offender**;**

(2) Under subdivision (7) of subsection 1 of section 589.400; or

(3) As a result of an offense that is sexual in nature committed against a minor or against an incapacitated person as defined under section 475.010

shall not file a petition under this section unless the requirement to register results from a juvenile adjudication.

4. The petition shall be dismissed without prejudice if the following time periods have not elapsed since the date the person was required to register for his or her most recent offense under sections 589.400 to 589.425:

(1) For a tier I offense, ten years;

(2) For a tier II offense, twenty-five years; or

(3) For a tier III offense adjudicated delinquent, twenty-five years.

5. The petition shall be dismissed without prejudice if it fails to include any of the following:

(1) The petitioner's:

(a) Full name, including any alias used by the individual;

(b) Sex;

(c) Race;

(d) Date of birth;

(e) Last four digits of the Social Security number;

(f) Address; and

(g) Place of employment, school, or volunteer status;

(2) The offense and tier of the offense that required the petitioner to register;

(3) The date the petitioner was adjudicated for the offense;

(4) The date the petitioner was required to register;

(5) The case number and court, including the county or city not within a county, that entered the original order for the adjudicated sex offense;

(6) Petitioner's fingerprints on an applicant fingerprint card;

(7) If the petitioner was pardoned or an offense requiring registration was reversed, vacated, or set aside, an authenticated copy of the order; and

(8) If the petitioner is currently registered under applicable law and has not been adjudicated for failure to register in any jurisdiction and does not have any charges pending for failure to register.

6. The petition shall name as respondents the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the petition is filed.

7. All proceedings under this section shall be governed under the Missouri supreme court rules of civil procedure.

8. The person seeking removal or exemption from the registry shall provide the prosecuting attorney in the circuit court in which the petition is filed with notice of the petition. The prosecuting attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition.

9. The prosecuting attorney in the circuit court in which the petition is filed shall have access to all applicable records concerning the petitioner including, but not limited to, criminal history records, mental health records, juvenile records, and records of the department of corrections or probation and parole.

10. The prosecuting attorney shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with such petition.

11. The court shall not enter an order directing the removal of the petitioner's name from the sexual offender registry unless it finds the petitioner:

(1) Has not been adjudicated or does not have charges pending for any additional nonsexual offense for which imprisonment for more than one year may be imposed since the date the offender was required to register for his or her current tier level;

(2) Has not been adjudicated or does not have charges pending for any additional sex offense that would require registration under sections 589.400 to 589.425 since the date the offender was required to register for his or her current tier level, even if the offense was punishable by less than one year imprisonment;

(3) Has successfully completed any required periods of supervised release, probation, or parole without revocation since the date the offender was required to register for his or her current tier level;

(4) Has successfully completed an appropriate sex offender treatment program as approved by a court of competent jurisdiction or the Missouri department of corrections; and

(5) Is not a current or potential threat to public safety.

12. In order to meet the criteria required by subdivisions (1) and (2) of subsection 11 of this section, the fingerprints filed in the case shall be examined by the Missouri state highway patrol. The petitioner shall be responsible for all costs associated with the fingerprint-based criminal history check of both state and federal files under section 43.530.

13. If the petition is denied due to an adjudication in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) Fifteen years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier I offender;

(2) Twenty-five years have passed from the date of adjudication resulting in the denial of relief if the petitioner is classified as a tier II offender; or

(3) Twenty-five years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier III offender on the basis of a juvenile adjudication.

14. If the petition is denied due to the petitioner having charges pending in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) The pending charges resulting in the denial of relief have been finally disposed of in a manner other than adjudication; or

(2) If the pending charges result in an adjudication, the necessary time period has elapsed under subsection 13 of this section.

15. If the petition is denied for reasons other than those outlined in subsection 11 of this section, no successive petition requesting such relief shall be filed for at least five years from the date the judgment denying relief is entered.

16. If the court finds the petitioner is entitled to have his or her name removed from the sexual offender registry, the court shall enter judgment directing the removal of the name. A copy of the judgment shall be provided to the respondents named in the petition.

17. Any person subject to the judgment requiring his or her name to be removed from the sexual offender registry is not required to register under sections 589.400 to 589.425 unless such person is required to register for an offense that was different from that listed on the judgment of removal.

18. The court shall not deny the petition unless the petition failed to comply with the provisions of sections 589.400 to 589.425 or the prosecuting attorney provided evidence demonstrating the petition should be denied.

589.403. 1. Any person who is required to register under sections 589.400 to 589.425 and who is paroled, discharged, or otherwise released from any correctional facility of the department of corrections, any mental health institution, private jail under section 221.095, or other private facility recognized by or contracted with the department of corrections or department of mental health where such person was confined shall:

(1) If the person plans to reside in this state, be informed by the official in charge of such correctional facility, private jail, or mental health institution of the person's possible duty to register pursuant to sections 589.400 to 589.425. If such person is required to register pursuant to sections 589.400 to 589.425, the official in charge of the correctional facility, private jail, or the mental health institution shall complete the initial registration notification at least seven days prior to release and forward the offender's registration, within three business days of release, to the Missouri state highway patrol and the chief law enforcement official of the county or city not within a county where the person expects to reside upon discharge, parole, or release; or

(2) If the person does not reside or plan to reside in Missouri, be informed by the official in charge of such correctional facility, private jail, or mental health institution of the person's possible duty to register under sections 589.400 to 589.425. If such person is required to register under sections 589.400 to 589.425, the official in charge of the correctional facility, private jail, or the mental health institution shall complete the initial registration notification at least seven days prior to release and forward the offender's registration, within three business days of release, to the Missouri state highway patrol and the chief law enforcement official within the county or city not within a county where the correctional facility, private jail, or mental health institution is located.

2. **If the person is currently a registered sex offender in Missouri, upon release of the offender from any correctional facility of the department of corrections, any mental health institution, a private jail under**

section 221.095, or other private facility recognized by or contracted with the department of corrections or department of mental health where such person was confined, the official in charge of such correctional facility, mental health institution, or private jail shall inform the chief law enforcement official of the county or city not within a county where the offender is registered of the offender's release.

3. If the offender refuses to complete and sign the registration information as outlined in this section or fails to register with the chief law enforcement official within three business days as directed, the offender commits the offense of failure to register under section 589.425 within the jurisdiction where the correctional facility, private jail, or mental health institution is located.

4. When any person is incarcerated in any jail, municipal detention facility, correctional facility of the department of corrections, private jail under section 221.095, or other private facility contracted with the department of corrections, or any person is committed to the department of mental health or a mental health institution, the official in charge of such jail, detention facility, correctional facility, private jail, private facility, or mental health institution shall complete a check to see if the person is currently a registered sex offender in Missouri. If the person is a registered sex offender in Missouri, such official in charge shall inform the chief law enforcement official of the county or city not within a county where the offender is registered of the incarceration. If the person incarcerated is a registered sex offender, the chief law enforcement official of the county or city not within a county where the offender is registered shall ensure the offender's status is properly updated in the Missouri sex offender registry.

589.410. The chief law enforcement official **of a county or city not within a county** shall **[**~~forward~~**] enter** the completed offender registration **[**~~form to the Missouri state highway patrol~~**] into the Missouri state highway patrol's sex offender registration system** within three days. **[**~~The patrol~~**] Such registration** shall **[**~~enter the information~~**] be entered** into the Missouri uniform law enforcement system (MULES)**. The Missouri state highway patrol shall ensure the information entered into the Missouri sex offender registry is forwarded to the National Crime Information Center (NCIC)** where it is available to members of the criminal justice system, and other entities as provided by law, upon inquiry.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, within three business days, appear in person to the chief law enforcement officer of the county or city not within a county if there is a change to any of the following information:

(1) Name;

(2) Residence;

(3) Employment, including status as a volunteer or intern;

(4) Student status; or

(5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

(1) Vehicle information;

(2) Temporary lodging information;

(3) Temporary residence information;

(4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or

(5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately **[**~~forward~~**] enter** the registration changes described under subsections 1 and 2 of this section **[**~~to~~**] into** the Missouri state highway **[**~~patrol~~**] patrol's sex offender registration system** within three business days.

4. If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction having jurisdiction over the new residence or address within three business days of such new address. **[**~~Whenever a registrant changes residence, the chief law enforcement official of the county or city not~~

~~within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days.~~**]** When the registrant is changing the residence to a new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction, the Missouri state highway patrol shall inform the responsible official in the new state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence within three business days.

5. Tier I sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official annually in the month of their birth to verify the information contained in their statement made pursuant to section 589.407. Tier I sexual offenders include:

(1) Any offender who has been adjudicated for the offense of:

(a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;

(b) **[**~~Sexual misconduct involving a child under section 566.083 if it is a first offense and the punishment is less than one year;~~

~~(c)~~**]** Sexual abuse in the second degree under section 566.101 if the punishment is less than a year;

[~~(d)~~**] (c)** Kidnapping in the second degree under section 565.120 with sexual motivation;

[~~(e)~~**] (d)** Kidnapping in the third degree under section 565.130;

[~~(f)~~**] (e)** Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if **[**~~the punishment is less than one year~~**] the offense is a misdemeanor**;

[~~(g)~~**] (f)** Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;

[~~(h)~~**] (g)** Sexual **[**~~contact with a prisoner or offender~~**] conduct in the course of public duty** under section 566.145 if the victim is eighteen years of age or older;

[~~(i)~~**] (h)** Sex with an animal under section 566.111;

[~~(j)~~**] (i)** Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;

[~~(k)~~**] (j)** Possession of child pornography under section 573.037;

[~~(l)~~**] (k)** Sexual misconduct in the first degree under section 566.093;

[~~(m)~~**] (l)** Sexual misconduct in the second degree under section 566.095;

[~~(n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the punishment is less than one year;~~**]** or

[~~(o)~~**] (m)** Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;

(2) Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

6. Tier II sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement official to verify the information contained in their statement made pursuant to section 589.407. Tier II sexual offenders include:

(1) Any offender who has been adjudicated for the offense of**[**~~:~~

~~(a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;~~

~~(b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;~~

~~(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;~~

~~(d) Enticement of a child under section 566.151;~~

~~(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;~~

~~(f) Sexual exploitation of a minor under section 573.023;~~

~~(g) Promoting child pornography in the first degree under section 573.025;~~

~~(h) Promoting child pornography in the second degree under section 573.035;~~

~~(i)~~**]** patronizing prostitution under section 567.030**[**~~;~~

~~(j) Sexual contact with a prisoner or offender under section 566.145 if the victim is thirteen to seventeen years of age;~~

~~(k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;~~

~~(l) Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or~~

~~(m) Age misrepresentation with intent to solicit a minor under section 566.153~~**]**;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense **or a violation of a restriction under section 566.147, 566.148, 566.149, 566.150, 566.155, or 589.426** and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender **[**~~as defined in section 566.123~~**]** or a persistent sexual offender as defined in section **[**~~566.124~~**] 566.125**;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) **Statutory rape in the second degree under section 566.034;**

(e) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

[~~(e)~~**] (f)** Sodomy in the first degree under section 566.060;

[~~(f)~~**] (g)** Statutory sodomy under section 566.062;

[~~(g)~~**] (h)** Statutory sodomy under section 566.064 **[**~~if the victim is under sixteen years of age~~**]**;

[~~(h)~~**] (i)** Sodomy in the second degree under section 566.061;

[~~(i)~~**] (j)** Sexual misconduct involving a child under section 566.083 **[**~~if the offense is a second or subsequent offense~~**]**;

[~~(j)~~**] (k)** Sexual abuse in the first degree under section 566.100 **[**~~if the victim is under thirteen years of age~~**]**;

[~~(k)~~**] (l) Age misrepresentation with intent to solicit a minor under section 566.153;**

(m) Enticement of a child under section 566.151;

(n) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;

[~~(l)~~**] (o)** Child kidnapping under section 565.115 **with sexual motivation**;

[~~(m)~~**] (p)** Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if **[**~~the punishment is greater than a year~~**] the offense is a felony**;

[~~(n)~~**] (q)** Incest under section 568.020;

[~~(o)~~**] (r)** Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

[~~(p)~~**] (s)** Child molestation in the first degree under section 566.067;

[~~(q)~~**] (t)** Child molestation in the second degree under section 566.068 **or child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the punishment is less than one year**;

[~~(r)~~**] (u)** Child molestation in the third degree under section 566.069 if the victim is under **[**~~thirteen~~**] fourteen** years of age;

[~~(s)~~**] (v)** Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

[~~(t)~~**] (w)** Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;

[~~(u)~~**] (x)** Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;

[~~(v)~~**] (y)** Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;

[~~(w)~~**] (z)** Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;

[~~(x)~~**] (aa)** Sexual trafficking of a child in the first degree under section 566.210;

[~~(y)~~**] (bb)** Sexual trafficking of a child in the second degree under section 566.211;

[~~(z)~~**] (cc)** Genital mutilation of a female child under section 568.065;

[~~(aa)~~**] (dd)** Statutory rape in the second degree under section 566.034;

[~~(bb)~~**] (ee)** Child molestation in the fourth degree under section 566.071 if the victim is under **[**~~thirteen~~**] seventeen** years of age;

[~~(cc)~~**] (ff)** Sexual abuse in the second degree under section 566.101 if **[**~~the penalty is a term of imprisonment of more than a year~~**] the offense is a felony**;

[~~(dd)~~**] (gg)** Patronizing prostitution under section 567.030 if the offender is a persistent offender **or if the victim is under eighteen years of age**;

[~~(ee)~~**] (hh)** Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under **[**~~thirteen~~**] eighteen** years of age;

[~~(ff)~~**] (ii)** Sexual **[**~~contact with a prisoner or offender~~**] conduct in the course of public duty** under section 566.145 if the victim is under **[**~~thirteen~~**] eighteen** years of age;

[~~(gg) Sexual intercourse with a prisoner or offender under section 566.145;~~

~~(hh)~~**] (jj)** Sexual contact with a student under section 566.086 if the victim is under **[**~~thirteen~~**] eighteen** years of age;

(kk) Sexual exploitation of a minor under section 573.023;

(ll) Promoting child pornography in the first degree under section 573.025;

(mm) Promoting child pornography in the second degree under section 573.035;

[~~(ii)~~**] (nn)** Use of a child in a sexual performance under section 573.200; or

[~~(jj)~~**] (oo)** Promoting a sexual performance by a child under section 573.205;

(3) Any offender who is adjudicated **[**~~for a crime~~**] of an offense** comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense **or a violation of a restriction under section 566.147, 566.148, 566.149, 566.150, 566.155, or 589.426**, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;

(4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

8. In addition to the requirements of subsections 1 to 7 of this section, all Missouri registrants who work, including as a volunteer or unpaid intern, or attend any school whether public or private, including any secondary school, trade school, professional school, or institution of higher education, on a full-time or part-time basis or have a temporary residence in this state shall be required to report in person to the chief law enforcement officer in the area of the state where they work, including as a volunteer or unpaid intern, or attend any school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.

9. If a person who is required to register as a sexual offender under sections 589.400 to 589.425 changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier.

590.033. 1. The POST commission shall establish minimum standards for a chief of police training course which shall include at least forty hours of training. All police chiefs appointed after August 28, 2023, shall attend a chief of police training course certified by the POST commission not later than six months after the person's appointment as a chief of police.

2. A chief of police may request an exemption from the training in subsection 1 of this section by submitting to the POST commission proof of completion of the Federal Bureau of Investigation's national academy course or any other equivalent training course within the previous ten years or at least five years of experience as a police chief in a Missouri law enforcement agency.

3. Any law enforcement agency who has a chief of police appointed after August 28, 2023, who fails to complete a chief of police training course within six months of appointment shall be precluded from receiving any POST commission training funds, state grant funds, or federal grant funds until the police chief has completed the training course.

4. While attending a chief of police training course, the chief of police shall receive compensation in the same manner and amount as if carrying out the powers and duties of the chief of police. The cost of the chief of police training course may be paid by moneys from the peace officer standards and training commission fund created in section 590.178.

590.040. 1. The POST commission shall set the minimum number of hours of basic training for licensure as a peace officer no lower **[**~~than four hundred seventy and no higher~~**]** than six hundred, with the following exceptions:

(1) Up to one thousand hours may be mandated for any class of license required for commission by a state law enforcement agency;

(2) As few as one hundred twenty hours may be mandated for any class of license restricted to commission as a reserve peace officer with police powers limited to the commissioning political subdivision;

(3) Persons validly licensed on August 28, 2001, may retain licensure without additional basic training;

(4) Persons licensed and commissioned within a county of the third classification before July 1, 2002, may retain licensure with one hundred twenty hours of basic training if the commissioning political subdivision has adopted an order or ordinance to that effect;

(5) Persons serving as a reserve officer on August 27, 2001, within a county of the first classification or a county with a charter form of government and with more than one million inhabitants on August 27, 2001, having previously completed a minimum of one hundred sixty hours of training, shall be granted a license necessary to function as a reserve peace officer only within such county. For the purposes of this subdivision, the term "reserve officer" shall mean any person who serves in a less than full-time law enforcement capacity, with or without pay and who, without certification, has no power of arrest and who, without certification, must be under the direct and immediate accompaniment of a certified peace officer of the same agency at all times while on duty; and

(6) The POST commission shall provide for the recognition of basic training received at law enforcement training centers of other states, the military, the federal government and territories of the United States regardless of the number of hours included in such training and shall have authority to require supplemental training as a condition of eligibility for licensure.

2. The director shall have the authority to limit any exception provided in subsection 1 of this section to persons remaining in the same commission or transferring to a commission in a similar jurisdiction.

3. The basic training of every peace officer, except agents of the conservation commission, shall include at least thirty hours of training in the investigation and management of cases involving domestic and family violence. Such training shall include instruction, specific to domestic and family violence cases, regarding: report writing; physical abuse, sexual abuse, child fatalities and child neglect; interviewing children and alleged perpetrators; the nature, extent and causes of domestic and family violence; the safety of victims, other family and household members and investigating officers; legal rights and remedies available to victims, including rights to compensation and the enforcement of civil and criminal remedies; services available to victims and their children; the effects of cultural, racial and gender bias in law enforcement; and state statutes. Said curriculum shall be developed and presented in consultation with the department of health and senior services, the children's division, public and private providers of programs for victims of domestic and family violence, persons who have demonstrated expertise in training and education concerning domestic and family violence, and the Missouri coalition against domestic violence.

590.080. 1. **As used in this section, the following terms shall mean:**

(1) "Gross misconduct", includes any willful and wanton or unlawful conduct motivated by premeditated or intentional purpose or by purposeful indifference to the consequences of one's acts;

(2) "Moral turpitude", the wrongful quality shared by acts of fraud, theft, bribery, illegal drug use, sexual misconduct, and other similar acts as defined by the common law of Missouri;

(3) "Reckless disregard", a conscious disregard of a substantial risk that circumstances exist or that a result will follow, and such failure constitutes a gross deviation from the standard of care that a reasonable peace officer would exercise in the situation.

2. The director shall have cause to discipline any peace officer licensee who:

(1) Is unable to perform the functions of a peace officer with reasonable competency or reasonable safety **[**~~as a result of a mental condition, including alcohol or substance abuse~~**]**;

(2) Has committed any criminal offense, whether or not a criminal charge has been filed**, has been convicted, or has entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state, or the United States, or of any country, regardless of whether or not sentence is imposed**;

(3) Has committed any act **[**~~while on active duty or under color of law~~**]** that involves moral turpitude or a reckless disregard for the safety of the public or any person;

(4) Has caused a material fact to be misrepresented for the purpose of obtaining or retaining a peace officer commission or any license issued pursuant to this chapter;

(5) Has violated a condition of any order of probation lawfully issued by the director; **[**~~or~~**]**

(6) Has violated a provision of this chapter or a rule promulgated pursuant to this chapter**;**

(7) Has tested positive for a controlled substance, as defined in chapter 195, without a valid prescription for the controlled substance, except as otherwise provided by law or by any provision of the Constitution of Missouri;

(8) Is subject to an order of another state, territory, the federal government, or any peace officer licensing authority suspending or revoking a peace officer license or certification; or

(9) Has committed any act of gross misconduct indicating inability to function as a peace officer.

[~~2.~~**] 3.** When the director has knowledge of cause to discipline a peace officer license pursuant to this section, the director may cause a complaint to be filed with the administrative hearing commission, which shall conduct a hearing to determine whether the director has cause for discipline, and which shall issue findings of fact and conclusions of law on the matter. The administrative hearing commission shall not consider the relative severity of the cause for discipline or any rehabilitation of the licensee or otherwise impinge upon the discretion of the director to determine appropriate discipline when cause exists pursuant to this section.

[~~3.~~**] 4.** Upon a finding by the administrative hearing commission that cause to discipline exists, the director shall, within thirty days, hold a hearing to determine the form of discipline to be imposed and thereafter shall probate, suspend, or permanently revoke the license at issue. If the licensee fails to appear at the director's hearing, this shall constitute a waiver of the right to such hearing.

[~~4.~~**] 5.** Notice of any hearing pursuant to this chapter or section may be made by certified mail to the licensee's address of record pursuant to subdivision (2) of subsection 3 of section 590.130. Proof of refusal of the licensee to accept delivery or the inability of postal authorities to deliver such certified mail shall be evidence that required notice has been given. Notice may be given by publication.

[~~5.~~**] 6.** Nothing contained in this section shall prevent a licensee from informally disposing of a cause for discipline with the consent of the director by voluntarily surrendering a license or by voluntarily submitting to discipline.

[~~6.~~**] 7.** The provisions of chapter 621 and any amendments thereto, except those provisions or amendments that are in conflict with this chapter, shall apply to and govern the proceedings of the administrative hearing commission and pursuant to this section the rights and duties of the parties involved."; and

Further amend said bill, Page 30, Section 590.1075, Line 11, by inserting after said section and line the following:

"595.045. 1. There is established in the state treasury the "Crime Victims' Compensation Fund". A surcharge of seven dollars and fifty cents shall be assessed as costs in each court proceeding filed in any court in the state in all criminal cases including violations of any county ordinance or any violation of criminal or traffic laws of the state, including an infraction and violation of a municipal ordinance; except that no such fee shall be collected in any proceeding in any court when the proceeding or the defendant has been dismissed by the court or when costs are to be paid by the state, county, or municipality. A surcharge of seven dollars and fifty cents shall be assessed as costs in a juvenile court proceeding in which a child is found by the court to come within the applicable provisions of subdivision (3) of subsection 1 of section 211.031.

2. Notwithstanding any other provision of law to the contrary, the moneys collected by clerks of the courts pursuant to the provisions of subsection 1 of this section shall be collected and disbursed in accordance with sections 488.010 to 488.020 and shall be payable to the director of the department of revenue.

3. The director of revenue shall deposit annually the amount of two hundred fifty thousand dollars to the state forensic laboratory account administered by the department of public safety to provide financial assistance to defray expenses of crime laboratories if such analytical laboratories are registered with the federal Drug Enforcement Agency or the Missouri department of health and senior services. Subject to appropriations made therefor, such funds shall be distributed by the department of public safety to the crime laboratories serving the courts of this state making analysis of a controlled substance or analysis of blood, breath or urine in relation to a court proceeding.

4. The remaining funds collected under subsection 1 of this section shall be denoted to the payment of an annual appropriation for the administrative and operational costs of the office for victims of crime and, if a statewide

automated crime victim notification system is established pursuant to section 650.310, to the monthly payment of expenditures actually incurred in the operation of such system. Additional remaining funds shall be subject to the following provisions:

(1) On the first of every month, the director of revenue or the director's designee shall determine the balance of the funds in the crime victims' compensation fund available to satisfy the amount of compensation payable pursuant to sections 595.010 to 595.075, excluding sections 595.050 and 595.055;

(2) Beginning on September 1, 2004, and on the first of each month, the director of revenue or the director's designee shall deposit fifty percent of the balance of funds available to the credit of the crime victims' compensation fund and fifty percent to the services to victims' fund established in section 595.100.

5. The director of revenue or such director's designee shall at least monthly report the moneys paid pursuant to this section into the crime victims' compensation fund and the services to victims fund to the department of public safety.

6. The moneys collected by clerks of municipal courts pursuant to subsection 1 of this section shall be collected and disbursed as provided by sections 488.010 to 488.020. Five percent of such moneys shall be payable to the city treasury of the city from which such funds were collected. The remaining ninety-five percent of such moneys shall be payable to the director of revenue. The funds received by the director of revenue pursuant to this subsection shall be distributed as follows:

(1) On the first of every month, the director of revenue or the director's designee shall determine the balance of the funds in the crime victims' compensation fund available to satisfy the amount of compensation payable pursuant to sections 595.010 to 595.075, excluding sections 595.050 and 595.055;

(2) Beginning on September 1, 2004, and on the first of each month the director of revenue or the director's designee shall deposit fifty percent of the balance of funds available to the credit of the crime victims' compensation fund and fifty percent to the services to victims' fund established in section 595.100.

7. These funds shall be subject to a biennial audit by the Missouri state auditor. Such audit shall include all records associated with crime victims' compensation funds collected, held or disbursed by any state agency.

8. In addition to the moneys collected pursuant to subsection 1 of this section, the court shall enter a judgment in favor of the state of Missouri, payable to the crime victims' compensation fund, of sixty-eight dollars upon a plea of guilty or a finding of guilt for a class A or B felony; forty-six dollars upon a plea of guilty or finding of guilt for a class C **[**~~or~~**],** D**, or E** felony; and ten dollars upon a plea of guilty or a finding of guilt for any misdemeanor under Missouri law except for those in chapter 252 relating to fish and game, chapter 302 relating to drivers' and commercial drivers' license, chapter 303 relating to motor vehicle financial responsibility, chapter 304 relating to traffic regulations, chapter 306 relating to watercraft regulation and licensing, and chapter 307 relating to vehicle equipment regulations. Any clerk of the court receiving moneys pursuant to such judgments shall collect and disburse such crime victims' compensation judgments in the manner provided by sections 488.010 to 488.020. Such funds shall be payable to the state treasury and deposited to the credit of the crime victims' compensation fund.

9. The clerk of the court processing such funds shall maintain records of all dispositions described in subsection 1 of this section and all dispositions where a judgment has been entered against a defendant in favor of the state of Missouri in accordance with this section; all payments made on judgments for alcohol-related traffic offenses; and any judgment or portion of a judgment entered but not collected. These records shall be subject to audit by the state auditor. The clerk of each court transmitting such funds shall report separately the amount of dollars collected on judgments entered for alcohol-related traffic offenses from other crime victims' compensation collections or services to victims collections.

10. The department of revenue shall maintain records of funds transmitted to the crime victims' compensation fund by each reporting court and collections pursuant to subsection 16 of this section and shall maintain separate records of collection for alcohol-related offenses.

11. The state courts administrator shall include in the annual report required by section 476.350 the circuit court caseloads and the number of crime victims' compensation judgments entered.

12. All awards made to injured victims under sections 595.010 to 595.105 and all appropriations for administration of sections 595.010 to 595.105, except sections 595.050 and 595.055, shall be made from the crime victims' compensation fund. Any unexpended balance remaining in the crime victims' compensation fund at the end of each biennium shall not be subject to the provision of section 33.080 requiring the transfer of such unexpended balance to the ordinary revenue fund of the state, but shall remain in the crime victims' compensation fund. In the event that there are insufficient funds in the crime victims' compensation fund to pay all claims in full, all claims shall be paid on a pro rata basis. If there are no funds in the crime victims' compensation fund, then no claim shall be paid until funds have again accumulated in the crime victims' compensation fund. When sufficient funds become

available from the fund, awards which have not been paid shall be paid in chronological order with the oldest paid first. In the event an award was to be paid in installments and some remaining installments have not been paid due to a lack of funds, then when funds do become available that award shall be paid in full. All such awards on which installments remain due shall be paid in full in chronological order before any other postdated award shall be paid. Any award pursuant to this subsection is specifically not a claim against the state, if it cannot be paid due to a lack of funds in the crime victims' compensation fund.

13. When judgment is entered against a defendant as provided in this section and such sum, or any part thereof, remains unpaid, there shall be withheld from any disbursement, payment, benefit, compensation, salary, or other transfer of money from the state of Missouri to such defendant an amount equal to the unpaid amount of such judgment. Such amount shall be paid forthwith to the crime victims' compensation fund and satisfaction of such judgment shall be entered on the court record. Under no circumstances shall the general revenue fund be used to reimburse court costs or pay for such judgment. The director of the department of corrections shall have the authority to pay into the crime victims' compensation fund from an offender's compensation or account the amount owed by the offender to the crime victims' compensation fund, provided that the offender has failed to pay the amount owed to the fund prior to entering a correctional facility of the department of corrections.

14. All interest earned as a result of investing funds in the crime victims' compensation fund shall be paid into the crime victims' compensation fund and not into the general revenue of this state.

15. Any person who knowingly makes a fraudulent claim or false statement in connection with any claim hereunder is guilty of a class A misdemeanor.

16. The department may receive gifts and contributions for the benefit of crime victims. Such gifts and contributions shall be credited to the crime victims' compensation fund as used solely for compensating victims under the provisions of sections 595.010 to 595.075.

610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the

age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) **(a) Security measures, global positioning system (GPS) data, investigative information, or investigative or surveillance techniques of any public agency responsible for law enforcement or public safety that, if disclosed, has the potential to endanger the health or safety of an individual or the public.**

(b) Any information or data provided to a tip line for the purpose of safety or security at an educational institution that, if disclosed, has the potential to endanger the health or safety of an individual or the public.

(c) Any information contained in any suspicious activity report provided to law enforcement that, if disclosed, has the potential to endanger the health or safety of an individual or the public.

(d) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business;

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498; and

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account.

Section 1. 1. For purposes of this section, the term "exoneree" means a person who was convicted of an offense and the conviction was later overturned, vacated, or set aside, or the person was relieved of all legal consequences of the conviction because evidence of innocence that was not presented at trial required reconsideration of the case.

2. (1) The department of corrections shall develop a policy and procedures to assist exonerees in obtaining a birth certificate, Social Security card, and state identification prior to release from a correctional center. The policy shall be made available to all exonerees, regardless of the method by which an exoneree was exonerated. If an exoneree does not have access to his or her birth certificate, Social Security card, or state identification upon release, the department shall assist such exoneree in obtaining the documents prior to release.

(2) A delay in obtaining the documents in subdivision (1) of this subsection shall not be cause for a delay in the exoneree's release from a correctional center.

3. The department may provide an exoneree, upon his or her release from a correctional facility, with the same services the department may provide an offender upon release from a correctional facility or an offender who is on probation or parole."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schwadron offered **House Amendment No. 1 to House Amendment No. 6**.

House Amendment No. 1
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 186, Page 35, Line 10, by inserting after said line the following:

"Further amend said bill, Page 18, Section 570.030, Line 71, by deleting the word "or" and inserting in lieu thereof the word "**[**~~or~~**]**"; and

Further amend said bill, page, and section, Line 74, by inserting after the word "offense" the following:

"**; or**

(4) The property appropriated is a letter, postal card, package, bag, or other sealed article that was delivered by a common carrier or delivery service and not yet received by the addressee or that had been left to be collected for shipment by a common carrier or delivery service"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 1 to House Amendment No. 6** was adopted by the following vote, the ayes and noes having been demanded by Representative Schwadron:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Barnes	Billington	Black	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 018

Anderson	Aune	Bangert	Bosley	Brown 27
Butz	Davis	Fogle	Johnson 23	Lavender
Lewis 25	Mackey	Merideth	Nurrenbern	Phifer
Sharp 37	Taylor 84	Woods		

PRESENT: 030

Adams	Appelbaum	Baringer	Bland Manlove	Brown 87
Burnett	Burton	Clemens	Collins	Crossley
Ealy	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Mann	Mosley	Plank	Proudie
Quade	Sauls	Smith 46	Steinhoff	Strickler
Terry	Unsicker	Walsh Moore	Weber	Young

ABSENT WITH LEAVE: 011

Boggs	Busick	Davidson	Doll	Gregory
Hausman	Lonsdale	Nickson-Clark	Stephens	Thompson
Windham				

VACANCIES: 001

Representative Coleman offered **House Amendment No. 2 to House Amendment No. 6**.

House Amendment No. 2
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 186, Page 34, Line 30, by inserting after said line the following:

"566.203. 1. A person commits the offense of abusing an individual through forced labor by knowingly providing or obtaining the labor or services of a person:

(1) By causing or threatening to cause serious physical injury to any person;

(2) By physically restraining or threatening to physically restrain another person;

(3) By blackmail;

(4) By means of any scheme, plan, or pattern of behavior intended to cause such person to believe that, if the person does not perform the labor services, the person or another person will suffer serious physical injury, physical restraint, or financial harm; or

(5) By means of the abuse or threatened abuse of the law or the legal process.

2. A person who is found guilty of the crime of abuse through forced labor shall not be required to register as a sexual offender pursuant to the provisions of section 589.400, unless such person is otherwise required to register pursuant to the provisions of such section.

3. The offense of abuse through forced labor is a felony punishable by imprisonment for a term of years not less than five years and not more than twenty years and a fine not to exceed two hundred fifty thousand dollars. If death results from a violation of this section, or if the violation includes kidnapping or an attempt to kidnap, sexual abuse when punishable as a class B felony, or an attempt to commit sexual abuse when punishable as a class B felony, or an attempt to kill, it shall be punishable for a term of years not less than five years or life and a fine not to exceed two hundred fifty thousand dollars.

4. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.206. 1. A person commits the offense of trafficking for the purposes of slavery, involuntary servitude, peonage, or forced labor if he or she knowingly recruits, entices, harbors, transports, provides, or obtains by any means, including but not limited to through the use of force, abduction, coercion, fraud, deception, blackmail, or causing or threatening to cause financial harm, another person for labor or services, for the purposes of slavery, involuntary servitude, peonage, or forced labor, or benefits, financially or by receiving anything of value, from participation in such activities.

2. A person who is found guilty of the offense of trafficking for the purposes of slavery, involuntary servitude, peonage, or forced labor shall not be required to register as a sexual offender pursuant to the provisions of section 589.400, unless he or she is otherwise required to register pursuant to the provisions of such section.

3. Except as provided in subsection 4 of this section, the offense of trafficking for the purposes of slavery, involuntary servitude, peonage, or forced labor is a felony punishable by imprisonment for a term of years not less than five years and not more than twenty years and a fine not to exceed two hundred fifty thousand dollars.

4. If death results from a violation of this section, or if the violation includes kidnapping or an attempt to kidnap, sexual abuse when punishable as a class B felony or an attempt to commit sexual abuse when the sexual abuse attempted is punishable as a class B felony, or an attempt to kill, it shall be punishable by imprisonment for a term of years not less than five years or life and a fine not to exceed two hundred fifty thousand dollars.

5. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.209. 1. A person commits the crime of trafficking for the purposes of sexual exploitation if a person knowingly recruits, entices, harbors, transports, provides, advertises the availability of or obtains by any means, including but not limited to through the use of force, abduction, coercion, fraud, deception, blackmail, or causing or threatening to cause financial harm, another person for the use or employment of such person in a commercial sex act, sexual conduct, a sexual performance, or the production of explicit sexual material as defined in section 573.010, without his or her consent, or benefits, financially or by receiving anything of value, from participation in such activities.

2. The crime of trafficking for the purposes of sexual exploitation is a felony punishable by imprisonment for a term of years not less than five years and not more than twenty years and a fine not to exceed two hundred fifty thousand dollars. If a violation of this section was effected by force, abduction, or coercion, the crime of trafficking for the purposes of sexual exploitation is a felony punishable by imprisonment for a term of years not less than ten years or life and a fine not to exceed two hundred fifty thousand dollars.

3. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.210. 1. A person commits the offense of sexual trafficking of a child in the first degree if he or she knowingly:

(1) Recruits, entices, harbors, transports, provides, or obtains by any means, including but not limited to through the use of force, abduction, coercion, fraud, deception, blackmail, or causing or threatening to cause financial harm, a person under the age of twelve to participate in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010, or benefits, financially or by receiving anything of value, from participation in such activities;

(2) Causes a person under the age of twelve to engage in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010; or

(3) Advertises the availability of a person under the age of twelve to participate in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010.

2. It shall not be a defense that the defendant believed that the person was twelve years of age or older.

3. The offense of sexual trafficking of a child in the first degree is a felony for which the authorized term of imprisonment is life imprisonment without eligibility for probation or parole until the offender has served not less than twenty-five years of such sentence. Subsection 4 of section 558.019 shall not apply to the sentence of a person who has been found guilty of sexual trafficking of a child less than twelve years of age, and "life imprisonment" shall mean imprisonment for the duration of a person's natural life for the purposes of this section.

4. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.211. 1. A person commits the offense of sexual trafficking of a child in the second degree if he or she knowingly:

(1) Recruits, entices, harbors, transports, provides, or obtains by any means, including but not limited to through the use of force, abduction, coercion, fraud, deception, blackmail, or causing or threatening to cause financial harm, a person under the age of eighteen to participate in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010, or benefits, financially or by receiving anything of value, from participation in such activities;

(2) Causes a person under the age of eighteen to engage in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010; or

(3) Advertises the availability of a person under the age of eighteen to participate in a commercial sex act, a sexual performance, or the production of explicit sexual material as defined in section 573.010.

2. It shall not be a defense that the defendant believed that the person was eighteen years of age or older.

3. The offense sexual trafficking of a child in the second degree is a felony punishable by imprisonment for a term of years not less than ten years or life and a fine not to exceed two hundred fifty thousand dollars if the child is under the age of eighteen. If a violation of this section was effected by force, abduction, or coercion, the crime of sexual trafficking of a child shall be a felony for which the authorized term of imprisonment is life imprisonment without eligibility for probation or parole until the defendant has served not less than twenty-five years of such sentence.

4. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section.

566.215. 1. A person commits the offense of contributing to human trafficking through the misuse of documentation when he or she knowingly:

(1) Destroys, conceals, removes, confiscates, or possesses a valid or purportedly valid passport, government identification document, or other immigration document of another person while committing offenses or with the intent to commit offenses, pursuant to sections 566.203 to 566.218; or

(2) Prevents, restricts, or attempts to prevent or restrict, without lawful authority, a person's ability to move or travel by restricting the proper use of identification, in order to maintain the labor or services of a person who is the victim of an offense committed pursuant to sections 566.203 to 566.218.

2. A person who is found guilty of the offense of contributing to human trafficking through the misuse of documentation shall not be required to register as a sexual offender pursuant to the provisions of section 589.400, unless he or she is otherwise required to register pursuant to the provisions of such section.

3. The offense of contributing to human trafficking through the misuse of documentation is a class E felony.

4. In addition to any fine imposed, the court shall enter a judgment of restitution in the amount of five thousand dollars in favor of the state of Missouri, payable to the human trafficking and sexual exploitation fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section."; and

Further amend said amendment, Page 49, Line 31, by inserting after said line the following:

"**589.700. 1. There is hereby created in the state treasury the "Human Trafficking and Sexual Exploitation Fund", which shall consist of proceeds from the human trafficking restitution collected for violations of sections 566.203, 566.206, 566.209, 566.210, 566.211, and 566.215. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in this fund shall be distributed to the county where the human trafficking offense occurred. Upon receipt of moneys from the fund, a county shall allocate the disbursement as follows:**

(1) Fifty percent towards local rehabilitation services for victims of human trafficking including, but not limited to, mental health and substance abuse counseling; general education, including parenting skills; housing relief; vocational training; and employment counseling; and

(2) Fifty percent towards local efforts to prevent human trafficking including, but not limited to, education programs for persons convicted of human trafficking offenses and increasing the number of local law enforcement members charged with enforcing human trafficking laws.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman, **House Amendment No. 2 to House Amendment No. 6** was adopted.

Representative Black offered **House Amendment No. 3 to House Amendment No. 6**.

House Amendment No. 3
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 186, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""36.140. 1. After consultation with appointing authorities and the state fiscal officers, and after a public hearing following suitable notice, the director shall prepare and recommend to the board a pay plan for each class of positions subject to this chapter pursuant to subsection 1 of section 36.030 and each class of positions subject to this section pursuant to section 36.031. The pay plan shall include, for each class of positions, a minimum and a maximum rate, and such provision for intermediate rates as the director considers necessary or equitable. The pay plan may also provide for the use of open, or stepless, pay ranges. The pay plan may include provision for grouping of positions with similar levels of responsibility or expertise into broad classification bands for purposes of determining compensation and for such salary differentials and other pay structures as the director considers necessary or equitable. In establishing the rates, the director shall give consideration to the experience in recruiting for positions in the state service, the rates of pay prevailing in the state for the services performed, and for comparable services in public and private employment, living costs, maintenance, or other benefits received by employees, and the financial condition and policies of the state. These considerations shall be made on a statewide basis and shall not make any distinction based on geographical areas or urban and rural conditions. The pay plan shall take effect when approved by the board and the governor, and each employee appointed to a position subject to this chapter pursuant to subsection 1 of section 36.030 and each class of positions subject to this section pursuant to section 36.031, after the adoption of the pay plan shall be paid according to the provisions of the pay plan for the position in which he or she is employed; provided, that the commissioner of administration certifies that there are funds appropriated and available to pay the adopted pay plan. The pay plan shall also be used as the basis for preparing budget estimates for submission to the legislature insofar as such budget estimates concern payment for services performed in positions subject to this chapter pursuant to subsection 1 of section 36.030 and positions subject to this section pursuant to section 36.031. Amendments to the pay plan may be recommended by the director from time to time as circumstances require and such amendments shall take effect when approved as provided by this section. The conditions under which employees may be appointed at a rate above the minimum provided for the class, or advance from one rate to another within the rates applicable to their positions, may be determined by the regulations.

2. Any change in the pay plan shall be made on a uniform statewide basis. No employee in a position subject to this chapter shall receive more or less compensation than another employee solely because of the geographical area in which the employee lives or works.

3. The provisions of this section prohibiting consideration of geographical area in changes to the pay plan shall not apply to employees of the Missouri state highway patrol.

37.725. 1. Any files maintained by the advocate program shall be disclosed only at the discretion"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 3 to House Amendment No. 6** was adopted.

Representative Hurlbert offered **House Amendment No. 4 to House Amendment No. 6**.

House Amendment No. 4
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Bill No. 186, Page 25, Lines 6 to 34, by deleting all of said lines; and

Further amend said amendment, Page 26, Lines 1 to 31, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hurlbert, **House Amendment No. 4 to House Amendment No. 6** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Banderman	Billington
Black	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Falkner	Farnan	Francis	Gallick
Gragg	Griffith	Haden	Haffner	Haley
Hardwick	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 042

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Butz	Clemens	Collins	Ealy	Fogle
Fountain Henderson	Hein	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 021

Baker	Bangert	Bland Manlove	Boggs	Burton
Busick	Crossley	Cupps	Doll	Evans
Gray	Gregory	Hausman	Ingle	Lewis 6
Matthiesen	Myers	Parker	Sauls	Stephens
Windham				

VACANCIES: 001

On motion of Representative Hicks, **House Amendment No. 6, as amended**, was adopted.

Representative Billington offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 186, Page 5, Section 211.031, Line 93, by inserting after all of said section and line the following:

"301.227. 1. Whenever a vehicle is sold for salvage, dismantling or rebuilding, the purchaser shall forward to the director of revenue within ten days the certificate of ownership or salvage certificate of title and the proper application and fee of eight dollars and fifty cents, and the director shall issue a negotiable salvage certificate of title to the purchaser of the salvaged vehicle. On vehicles purchased during a year that is no more than six years after the manufacturer's model year designation for such vehicle, it shall be mandatory that the purchaser apply for a salvage title. On vehicles purchased during a year that is more than six years after the manufacturer's model year designation for such vehicle, then application for a salvage title shall be optional on the part of the purchaser. Whenever a vehicle is sold for destruction and a salvage certificate of title, junking certificate, or certificate of ownership exists, the seller, if licensed under sections 301.217 to 301.221, shall forward the certificate to the director of revenue within ten days, with the notation of the date sold for destruction and the name of the purchaser clearly shown on the face of the certificate.

2. Whenever a vehicle is classified as junk, as defined in section 301.010, the purchaser may forward to the director of revenue a properly completed application for a junking certificate as well as the salvage certificate of title or certificate of ownership and the director shall issue a negotiable junking certificate to the purchaser of the vehicle. The director may also issue a junking certificate to a possessor of a vehicle manufactured twenty-six years or more prior to the current model year who has a bill of sale for said vehicle but does not possess a certificate of ownership, provided no claim of theft has been made on the vehicle and the highway patrol has by letter stated the vehicle is not listed as stolen after checking the registration number through its nationwide computer system. Such junking certificate may be granted within thirty days of the submission of a request. A junking certificate shall authorize the holder to possess, transport, or, by assignment, transfer ownership in such parts, scrap, or junk.

3. For any vehicle issued a junking certificate or such similar document or classification pursuant to the laws of another state, regardless of whether such designation has been subsequently changed by law in any other state, the department shall only issue a junking certificate, and a salvage certificate of title or original certificate of ownership shall not thereafter be issued for such vehicle. Notwithstanding the provisions of this subsection, if the vehicle has not previously been classified as a junk vehicle, the applicant making the original junking certification application shall, within ninety days, be allowed to rescind his application for a junking certificate by surrendering the junking certificate and apply for a salvage certificate of title in his name. The seller of a vehicle for which a junking certificate has been applied for or issued shall disclose such fact in writing to any prospective buyers before sale of such vehicle; otherwise the sale shall be voidable at the option of the buyer.

4. No scrap metal operator shall acquire or purchase a motor vehicle or parts thereof without, at the time of such acquisition, receiving the original certificate of ownership or salvage certificate of title or junking certificate from the seller of the vehicle or parts, unless the seller is a licensee under sections 301.219 to 301.221.

5. All titles and certificates required to be received by scrap metal operators from nonlicensees shall be forwarded by the operator to the director of revenue within ten days of the receipt of the vehicle or parts.

6. The scrap metal operator shall keep a record, for three years, of the seller's name and address, the salvage business license number of the licensee, date of purchase, and any vehicle or parts identification numbers open for inspection as provided in section 301.225.

7. Notwithstanding any other provision of this section, a motor vehicle dealer as defined in section 301.550 and licensed under the provisions of sections 301.550 to 301.572 may negotiate one reassignment of a salvage certificate of title on the back thereof.

8. Notwithstanding the provisions of subsection 1 of this section, an insurance company which settles a claim for a stolen vehicle may apply for and shall be issued a negotiable salvage certificate of title without the payment of any fee upon proper application within thirty days after settlement of the claim for such stolen vehicle. However, if the insurance company upon recovery of a stolen vehicle determines that the stolen vehicle has not sustained damage to the extent that the vehicle would have otherwise been declared a salvage vehicle pursuant to section 301.010, then the insurance company may have the vehicle inspected by the Missouri state highway patrol, or other law enforcement agency authorized by the director of revenue, in accordance with the inspection provisions of subsection 9 of section 301.190. Upon receipt of title application, applicable fee, the completed inspection, and the return of any previously issued negotiable salvage certificate, the director shall issue an original title with no salvage or prior salvage designation. Upon the issuance of an original title the director shall remove any indication of the negotiable salvage title previously issued to the insurance company from the department's electronic records.

9. Notwithstanding subsection 4 of this section or any other provision of the law to the contrary, if a motor vehicle is inoperable and is at least **[**~~ten~~**] twenty** model years old, or the parts are from a motor vehicle that is inoperable and is at least **[**~~ten~~**] twenty** model years old, a scrap metal operator may purchase or acquire such motor vehicle or parts without receiving the original certificate of ownership, salvage certificate of title, or junking certificate from the seller of the vehicle or parts, provided the scrap metal operator verifies with the department of revenue, via the department's online record access, that the motor vehicle is not subject to any recorded security interest or lien and the scrap metal operator complies with the requirements of this subsection. In lieu of forwarding certificates of title or ownership for such motor vehicles as required by subsection 5 of this section, the scrap metal operator shall forward a copy of the seller's state identification card along with a bill of sale to the department of revenue. The bill of sale form shall be designed by the director and such form shall include, but not be limited to, a certification that the motor vehicle is at least **[**~~ten~~**] twenty** model years old, is inoperable, is not subject to any recorded security interest or lien, and a certification by the seller that the seller has the legal authority to sell or otherwise transfer the seller's interest in the motor vehicle or parts. Upon receipt of the information required by this subsection, the department of revenue shall cancel any certificate of title or ownership and registration for the motor vehicle. If the motor vehicle is inoperable and at least twenty model years old, then the scrap metal operator shall not be required to verify with the department of revenue whether the motor vehicle is subject to any recorded security interests or liens. As used in this subsection, the term "inoperable" means a motor vehicle that is in a rusted, wrecked, discarded, worn out, extensively damaged, dismantled, and mechanically inoperative condition and the vehicle's highest and best use is for scrap purposes. The director of the department of revenue is directed to promulgate rules and regulations to implement and administer the provisions of this section, including but not limited to, the development of a uniform bill of sale. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Billington, **House Amendment No. 7** was adopted.

Representative Barnes offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 186, Page 11, Section 558.043, Line 16, by inserting after all of said section and line the following:

"**565.096. 1. As used in this section, the following terms and phrases mean:**

(1) "Harassment", verbal or nonverbal behavior by a person that would cause a reasonable person to be placed in fear of receiving bodily harm;

(2) "Recreation athletic contest official", any referee, umpire, coach, instructor, administrator, staff person, or recreation employee of any public or quasi-public recreation program;

(3) "School athletic contest official", any referee, umpire, coach, instructor, administrator, staff person, or school or school board employee of any public or private elementary or secondary school.

2. A person commits the offense of harassment of a school or recreation athletic contest official if the harassment occurs under the following circumstances:

(1) While the school or recreation athletic contest official is actively engaged in the conducting, supervising, refereeing, or officiating of a school-sanctioned interscholastic athletic contest or a sanctioned recreation athletic contest; or

(2) In the immediate vicinity of a school-sanctioned interscholastic athletic contest or a sanctioned recreation athletic contest and is based on the official's performance in the conducting, supervising, refereeing, or officiating of a school-sanctioned interscholastic athletic contest or a sanctioned recreation athletic contest.

3. A person who commits the offense of harassment of a school or recreation athletic contest official shall be fined no more than five hundred dollars, imprisoned for no more than ninety days, or both.

4. In addition to any other penalty imposed, the court shall order the person:

(1) To perform forty hours of court-approved community service work; and

(2) To participate in a court-approved counseling program that may include anger management, abusive behavior intervention groups, or any other type of counseling deemed appropriate by the court. Any costs associated with the counseling program shall be paid by such person.

5. Participation in the community service and counseling program required under subsection 4 of this section shall not be suspended."; and

Further amend said bill, Page 13, Section 569.100, Line 29, by inserting after all of said section and line the following:

"**569.154. 1. A person commits the offense of entry or remaining on site of a school or recreation athletic contest if such person, without authority, goes into or upon or remains in or upon, or attempts to go into or upon or remain in or upon, any immovable property or other site or location that belongs to another and that is used for any school or recreation athletic contest, including any area in the immediate vicinity of the site or location of the school or recreation athletic contest, after having been forbidden to do so, either orally or in writing, by any owner, lessee, or custodian of the property or by any other authorized person.**

2. A person who violates subsection 1 of this section shall be fined no more than five hundred dollars, imprisoned for no more than six months, or both."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 8**.

House Amendment No. 1
to
House Amendment No. 8

AMEND House Amendment No. 8 to House Committee Substitute for Senate Bill No. 186, Page 2, Line 15, by inserting after said line the following:

"Further amend said bill, Page 30, Section 590.1075, Line 11, by inserting after all of said line the following:

"**Section 1. No child under six years of age shall carry a loaded firearm on public property in this state without adult supervision and parental consent.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 8 was withdrawn.

On motion of Representative Barnes, **House Amendment No. 8** was adopted.

Representative Haffner offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 186, Page 27, Section 575.095, Line 29, by inserting after said section and line the following:

"575.150. 1. A person commits the offense of resisting **[**~~or~~**],** interfering with**, escaping, or attempting to escape from** arrest, detention, **[**~~or~~**]** stop**, or custody** if he or she knows or reasonably should know that a law enforcement officer is making an arrest or attempting to lawfully detain or stop an individual or vehicle, and for the purpose of preventing the officer from effecting the arrest, stop or detention **or maintaining custody after such stop, detention, or arrest**, he or she:

(1) Resists the arrest, stop or detention of such person by using or threatening the use of violence or physical force or by fleeing from such officer; **[**~~or~~**]**

(2) Interferes with the arrest, stop or detention of another person by using or threatening the use of violence, physical force or physical interference**; or**

(3) While being held in custody after a stop, detention, or arrest has been made, escapes or attempts to escape from such custody.

2. This section applies to:

(1) Arrests, stops, or detentions, with or without warrants;

(2) Arrests, stops, **[**~~or~~**]** detentions, **or custody** for any offense, infraction, or ordinance violation; and

(3) Arrests for warrants issued by a court or a probation and parole officer.

3. A person is presumed to be fleeing a vehicle stop if he or she continues to operate a motor vehicle after he or she has seen or should have seen clearly visible emergency lights or has heard or should have heard an audible signal emanating from the law enforcement vehicle pursuing him or her. **Nothing in this section shall be construed to require the state to prove in a prosecution against a defendant that the defendant knew why he or she was being stopped, detained, or arrested.**

4. It is no defense to a prosecution pursuant to subsection 1 of this section that the law enforcement officer was acting unlawfully in making the arrest. However, nothing in this section shall be construed to bar civil suits for unlawful arrest.

5. The offense of resisting **[**~~or~~**],** interfering with **[**~~an~~**], or escaping or attempting to escape from a stop, detention, or** arrest **or from custody after such stop, detention, or arrest** is a class **[**~~E felony for an arrest for a:~~

~~(1) Felony;~~

~~(2) Warrant issued for failure to appear on a felony case; or~~

~~(3) Warrant issued for a probation violation on a felony case.~~

~~The offense of resisting an arrest, detention or stop in violation of subdivision (1) or (2) of subsection 1 of this section is a class~~**]** A misdemeanor, unless **[**~~the person fleeing creates a substantial risk of serious physical injury or death to any person, in which case it is a class E felony~~**]:**

(1) The stop, detention, arrest, or custody was for a felony;

(2) The stop, detention, arrest, or custody was for a warrant issued for failure to appear on a felony case;

(3) The stop, detention, arrest, or custody was for a warrant issued for a probation violation on a felony case;

(4) While resisting, interfering with, or escaping or attempting to escape from a stop, detention, or arrest or from custody, the person flees and during such flight creates a substantial risk of serious physical injury or death to any person; or

(5) The escape or attempt to escape while in custody or under arrest was for a felony,

in which case it is a class E felony; except that, if such escape or attempted escape is committed by means of a deadly weapon or dangerous instrument or by holding any person hostage it is a class A felony.

575.151. 1. A person commits the offense of resisting arrest by fleeing in or on a motor vehicle if he or she resists an arrest, a stop, or a detention by fleeing in or on a motor vehicle from a law enforcement officer and, during the course of fleeing, drives at a speed or in a manner that demonstrates a disregard for the safety of any person or property, including that of the pursuing officer or other occupants of the fleeing vehicle.

2. A person commits the offense of aggravated resisting arrest by fleeing in or on a motor vehicle if he or she resists an arrest, a stop, or a detention by fleeing in or on a motor vehicle from a law enforcement officer and, during the course of fleeing, drives at a speed or in a manner that demonstrates a disregard for the safety of any person or property, including that of the pursuing officer or other occupants of the fleeing vehicle, and that results in serious bodily injury or death to another person, including any officer.

3. Nothing in this section shall be construed to require the state to prove in a prosecution against a defendant that the defendant knew why he or she was being stopped, detained, or arrested.

4. The offense of resisting arrest by fleeing in or on a motor vehicle is a class E felony, unless the person has been previously convicted under subsection 1 of this section, in which case is a class D felony. The offense of aggravated resisting arrest by fleeing in or on a motor vehicle is a class D felony, unless the person has been previously convicted under subsection 2 of this section, in which case it is a class C felony."; and

Further amend said bill, Page 30, Section 590.1075, Line 11, by inserting after said section and line the following:

"610.140. 1. Notwithstanding any other provision of law and subject to the provisions of this section, any person may apply to any court in which such person was charged or found guilty of any offenses, violations, or infractions for an order to expunge records of such arrest, plea, trial, or conviction. Subject to the limitations of subsection 12 of this section, a person may apply to have one or more offenses, violations, or infractions expunged if such offense, violation, or infraction occurred within the state of Missouri and was prosecuted under the jurisdiction of a Missouri municipal, associate circuit, or circuit court, so long as such person lists all the offenses, violations, and infractions he or she is seeking to have expunged in the petition and so long as all such offenses, violations, and infractions are not excluded under subsection 2 of this section. If the offenses, violations, or infractions were charged as counts in the same indictment or information or were committed as part of the same course of criminal conduct, the person may include all the related offenses, violations, and infractions in the petition, regardless of the limits of subsection 12 of this section, and the petition shall only count as a petition for expungement of the highest level violation or offense contained in the petition for the purpose of determining future eligibility for expungement.

2. The following offenses, violations, and infractions shall not be eligible for expungement under this section:

(1) Any class A felony offense;

(2) Any dangerous felony as that term is defined in section 556.061;

(3) Any offense that requires registration as a sex offender;

(4) Any felony offense where death is an element of the offense;

(5) Any felony offense of assault; misdemeanor or felony offense of domestic assault; or felony offense of kidnapping;

(6) Any offense listed, or previously listed, in chapter 566 or section 105.454, 105.478, 115.631, 130.028, 188.030, 188.080, 191.677, 194.425, 217.360, 217.385, 334.245, 375.991, 389.653, 455.085, 455.538, 557.035, 565.084, 565.085, 565.086, 565.095, 565.120, 565.130, 565.156, 565.200, 565.214, 566.093, 566.111, 566.115, 568.020, 568.030, 568.032, 568.045, 568.060, 568.065, 568.080, 568.090, 568.175, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.072, 569.160, 570.025, 570.090, 570.180, 570.223, 570.224, 570.310, 571.020, 571.060, 571.063, 571.070, 571.072, 571.150, 574.070, 574.105, 574.115, 574.120, 574.130, 575.040, 575.095, **575.150, 575.151,** 575.153, 575.155, 575.157, 575.159, 575.195, **[**~~575.200,~~**]** 575.210, 575.220, 575.230, 575.240, 575.350, 575.353, 577.078, 577.703, 577.706, 578.008, 578.305, 578.310, or 632.520;

(7) Any offense eligible for expungement under section 577.054 or 610.130;

(8) Any intoxication-related traffic or boating offense as defined in section 577.001, or any offense of operating an aircraft with an excessive blood alcohol content or while in an intoxicated condition;

(9) Any ordinance violation that is the substantial equivalent of any offense that is not eligible for expungement under this section;

(10) Any violation of any state law or county or municipal ordinance regulating the operation of motor vehicles when committed by an individual who has been issued a commercial driver's license or is required to possess a commercial driver's license issued by this state or any other state; and

(11) Any offense of section 571.030, except any offense under subdivision (1) of subsection 1 of section 571.030 where the person was convicted or found guilty prior to January 1, 2017, or any offense under subdivision (4) of subsection 1 of section 571.030.

3. The petition shall name as defendants all law enforcement agencies, courts, prosecuting or circuit attorneys, municipal prosecuting attorneys, central state repositories of criminal records, or others who the petitioner has reason to believe may possess the records subject to expungement for each of the offenses, violations, and infractions listed in the petition. The court's order of expungement shall not affect any person or entity not named as a defendant in the action.

4. The petition shall include the following information:

(1) The petitioner's:

(a) Full name;

(b) Sex;

(c) Race;

(d) Driver's license number, if applicable; and

(e) Current address;

(2) Each offense, violation, or infraction for which the petitioner is requesting expungement;

(3) The approximate date the petitioner was charged for each offense, violation, or infraction; and

(4) The name of the county where the petitioner was charged for each offense, violation, or infraction and if any of the offenses, violations, or infractions occurred in a municipality, the name of the municipality for each offense, violation, or infraction; and

(5) The case number and name of the court for each offense.

5. The clerk of the court shall give notice of the filing of the petition to the office of the prosecuting attorney, circuit attorney, or municipal prosecuting attorney that prosecuted the offenses, violations, or infractions listed in the petition. If the prosecuting attorney, circuit attorney, or municipal prosecuting attorney objects to the petition for expungement, he or she shall do so in writing within thirty days after receipt of service. Unless otherwise agreed upon by the parties, the court shall hold a hearing within sixty days after any written objection is filed, giving reasonable notice of the hearing to the petitioner. If no objection has been filed within thirty days after receipt of service, the court may set a hearing on the matter and shall give reasonable notice of the hearing to each entity named in the petition. At any hearing, the court may accept evidence and hear testimony on, and may consider, the following criteria for each of the offenses, violations, or infractions listed in the petition for expungement:

(1) At the time the petition is filed, it has been at least three years if the offense is a felony, or at least one year if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;

(2) At the time the petition is filed, the person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters 301, 302, 303, 304, and 307, during the time period specified for the underlying offense, violation, or infraction in subdivision (1) of this subsection;

(3) The person has satisfied all obligations relating to any such disposition, including the payment of any fines or restitution;

(4) The person does not have charges pending;

(5) The petitioner's habits and conduct demonstrate that the petitioner is not a threat to the public safety of the state; and

(6) The expungement is consistent with the public welfare and the interests of justice warrant the expungement.

A pleading by the petitioner that such petitioner meets the requirements of subdivisions (5) and (6) of this subsection shall create a rebuttable presumption that the expungement is warranted so long as the criteria contained in subdivisions (1) to (4) of this subsection are otherwise satisfied. The burden shall shift to the prosecuting attorney, circuit attorney, or municipal prosecuting attorney to rebut the presumption. A victim of an offense, violation, or infraction listed in the petition shall have an opportunity to be heard at any hearing held under this section, and the court may make a determination based solely on such victim's testimony.

6. A petition to expunge records related to an arrest for an eligible offense, violation, or infraction may be made in accordance with the provisions of this section to a court of competent jurisdiction in the county where the petitioner was arrested no earlier than three years from the date of arrest; provided that, during such time, the petitioner has not been charged and the petitioner has not been found guilty of any misdemeanor or felony offense.

7. If the court determines that such person meets all the criteria set forth in subsection 5 of this section for each of the offenses, violations, or infractions listed in the petition for expungement, the court shall enter an order of expungement. In all cases under this section, the court shall issue an order of expungement or dismissal within six months of the filing of the petition. A copy of the order of expungement shall be provided to the petitioner and each entity possessing records subject to the order, and, upon receipt of the order, each entity shall close any record in its possession relating to any offense, violation, or infraction listed in the petition, in the manner established by section 610.120. The records and files maintained in any administrative or court proceeding in a municipal, associate, or circuit court for any offense, infraction, or violation ordered expunged under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The central repository shall request the Federal Bureau of Investigation to expunge the records from its files.

8. The order shall not limit any of the petitioner's rights that were restricted as a collateral consequence of such person's criminal record, and such rights shall be restored upon issuance of the order of expungement. For purposes of 18 U.S.C. Section 921(a)(33)(B)(ii), an order or expungement granted pursuant to this section shall be considered a complete removal of all effects of the expunged conviction. Except as otherwise provided under this section, the effect of such order shall be to restore such person to the status he or she occupied prior to such arrests, pleas, trials, or convictions as if such events had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrests, pleas, trials, convictions, or expungement in response to an inquiry made of him or her and no such inquiry shall be made for information relating to an expungement, except the petitioner shall disclose the expunged offense, violation, or infraction to any court when asked or upon being charged with any subsequent offense, violation, or infraction. The expunged offense, violation, or infraction may be considered a prior offense in determining a sentence to be imposed for any subsequent offense that the person is found guilty of committing.

9. Notwithstanding the provisions of subsection 8 of this section to the contrary, a person granted an expungement shall disclose any expunged offense, violation, or infraction when the disclosure of such information is necessary to complete any application for:

(1) A license, certificate, or permit issued by this state to practice such individual's profession;

(2) Any license issued under chapter 313 or permit issued under chapter 571;

(3) Paid or unpaid employment with an entity licensed under chapter 313, any state-operated lottery, or any emergency services provider, including any law enforcement agency;

(4) Employment with any federally insured bank or savings institution or credit union or an affiliate of such institution or credit union for the purposes of compliance with 12 U.S.C. Section 1829 and 12 U.S.C. Section 1785;

(5) Employment with any entity engaged in the business of insurance or any insurer for the purpose of complying with 18 U.S.C. Section 1033, 18 U.S.C. Section 1034, or other similar law which requires an employer engaged in the business of insurance to exclude applicants with certain criminal convictions from employment; or

(6) Employment with any employer that is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

An employer shall notify an applicant of the requirements under subdivisions (4) to (6) of this subsection. Notwithstanding any provision of law to the contrary, an expunged offense, violation, or infraction shall not be grounds for automatic disqualification of an applicant, but may be a factor for denying employment, or a professional license, certificate, or permit; except that, an offense, violation, or infraction expunged under the provisions of this section may be grounds for automatic disqualification if the application is for employment under subdivisions (4) to (6) of this subsection.

10. A person who has been granted an expungement of records pertaining to a misdemeanor or felony offense, an ordinance violation, or an infraction may answer "no" to an employer's inquiry into whether the person has ever been convicted of a crime if, after the granting of the expungement, the person has no public record of a misdemeanor or felony offense, an ordinance violation, or an infraction. The person, however, shall answer such an inquiry affirmatively and disclose his or her criminal convictions, including any offense or violation expunged under this section or similar law, if the employer is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

11. If the court determines that the petitioner has not met the criteria for any of the offenses, violations, or infractions listed in the petition for expungement or the petitioner has knowingly provided false information in the petition, the court shall enter an order dismissing the petition. Any person whose petition for expungement has been dismissed by the court for failure to meet the criteria set forth in subsection 5 of this section may not refile another petition until a year has passed since the date of filing for the previous petition.

12. A person may be granted more than one expungement under this section provided that during his or her lifetime, the total number of offenses, violations, or infractions for which orders of expungement are granted to the person shall not exceed the following limits:

(1) Not more than two misdemeanor offenses or ordinance violations that have an authorized term of imprisonment; and

(2) Not more than one felony offense.

A person may be granted expungement under this section for any number of infractions. Nothing in this section shall prevent the court from maintaining records to ensure that an individual has not exceeded the limitations of this subsection. Nothing in this section shall be construed to limit or impair in any way the subsequent use of any record

expunged under this section of any arrests or findings of guilt by a law enforcement agency, criminal justice agency, prosecuting attorney, circuit attorney, or municipal prosecuting attorney, including its use as a prior offense, violation, or infraction.

13. The court shall make available a form for pro se petitioners seeking expungement, which shall include the following statement: "I declare under penalty of perjury that the statements made herein are true and correct to the best of my knowledge, information, and belief.".

14. Nothing in this section shall be construed to limit or restrict the availability of expungement to any person under any other law.

[~~575.200. 1. A person commits the offense of escape from custody or attempted escape from custody if, while being held in custody after arrest for any offense or violation of probation or parole, he or she escapes or attempts to escape from custody.~~

~~2. The offense of escape or attempted escape from custody is a class A misdemeanor unless:~~

~~(1) The person escaping or attempting to escape is under arrest for a felony, in which case it is a class E felony; or~~

~~(2) The offense is committed by means of a deadly weapon or dangerous instrument or by holding any person as hostage, in which case it is a class A felony.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Sparks offered **House Amendment No. 1 to House Amendment No. 9**.

House Amendment No. 1
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Bill No. 186, Page 2, Lines 22-26, by deleting all of said lines; and

Further amend said amendment and page, Line 27, by deleting the number "**2.**" and inserting in lieu thereof the numbers "**575.151. 1.**"; and

Further amend said amendment and page, Line 31, by deleting the word "**results**" and inserting in lieu thereof the words "**could result**"; and

Further amend said amendment and page, Line 33, by deleting the number "**3.**" and inserting in lieu thereof the number "**2.**"; and

Further amend said amendment and page, Lines 35-39, by deleting all of said lines and inserting in lieu thereof the following:

"**3. The offense of aggravated resisting arrest by fleeing in or on a motor vehicle is a class B felony with no possibility of parole, probation, or conditional release until the person serves a term of imprisonment of no less than three years.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sparks, **House Amendment No. 1 to House Amendment No. 9** was adopted.

On motion of Representative Haffner, **House Amendment No. 9, as amended**, was adopted.

Representative Shields offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Bill No. 186, Page 3, Section 56.601, Line 50, by inserting after all of said section and line the following:

"190.255. 1. Any qualified first responder may obtain and administer naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to a person suffering from an apparent narcotic or opiate-related overdose in order to revive the person.

2. Any licensed drug distributor or pharmacy in Missouri may sell naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to qualified first responder agencies to allow the agency to stock naloxone for the administration of such drug to persons suffering from an apparent narcotic or opiate overdose in order to revive the person.

3. For the purposes of this section, "qualified first responder" shall mean any **[**~~state and local law enforcement agency staff,~~**]** fire department personnel, fire district personnel, or licensed emergency medical technician who is acting under the directives and established protocols of a medical director of a local licensed ground ambulance service licensed under section 190.109**, or any state or local law enforcement agency staff member,** who comes in contact with a person suffering from an apparent narcotic or opiate-related overdose and who has received training in recognizing and responding to a narcotic or opiate overdose and the administration of naloxone to a person suffering from an apparent narcotic or opiate-related overdose. "Qualified first responder agencies" shall mean any state or local law enforcement agency, fire department, or ambulance service that provides documented training to its staff related to the administration of naloxone in an apparent narcotic or opiate overdose situation.

4. A qualified first responder shall only administer naloxone by such means as the qualified first responder has received training for the administration of naloxone.

195.206. 1. As used in this section, the following terms shall mean:

(1) "Addiction mitigation medication", naltrexone hydrochloride that is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(2) "Opioid antagonist", naloxone hydrochloride**, or any other drug or device approved by the United States Food and Drug Administration,** that blocks the effects of an opioid overdose **[**~~that~~**] and** is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(3) "Opioid-related drug overdose", a condition including, but not limited to, extreme physical illness, decreased level of consciousness, respiratory depression, coma, or death resulting from the consumption or use of an opioid or other substance with which an opioid was combined or a condition that a layperson would reasonably believe to be an opioid-related drug overdose that requires medical assistance.

2. Notwithstanding any other law or regulation to the contrary:

(1) The director of the department of health and senior services, if a licensed physician, may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication;

(2) In the alternative, the department may employ or contract with a licensed physician who may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication with the express written consent of the department director.

3. Notwithstanding any other law or regulation to the contrary, any licensed pharmacist in Missouri may sell and dispense an opioid antagonist or an addiction mitigation medication under physician protocol or under a statewide standing order issued under subsection 2 of this section.

4. A licensed pharmacist who, acting in good faith and with reasonable care, sells or dispenses an opioid antagonist or an addiction mitigation medication and an appropriate device to administer the drug, and the protocol physician, shall not be subject to any criminal or civil liability or any professional disciplinary action for prescribing or dispensing the opioid antagonist or an addiction mitigation medication or any outcome resulting from the administration of the opioid antagonist or an addiction mitigation medication. A physician issuing a statewide standing order under subsection 2 of this section shall not be subject to any criminal or civil liability or any professional disciplinary action for issuing the standing order or for any outcome related to the order or the administration of the opioid antagonist or an addiction mitigation medication.

5. Notwithstanding any other law or regulation to the contrary, it shall be permissible for any person to possess an opioid antagonist or an addiction mitigation medication.

6. Any person who administers an opioid antagonist to another person shall, immediately after administering the drug, contact emergency personnel. Any person who, acting in good faith and with reasonable care, administers an opioid antagonist to another person whom the person believes to be suffering an opioid-related **drug** overdose shall be immune from criminal prosecution, disciplinary actions from his or her professional licensing board, and civil liability due to the administration of the opioid antagonist."; and

Further amend said bill, Page 28, Section 579.022, Line 10, by inserting after all of said section and line the following:

"**579.088. Notwithstanding any other provision of this chapter or chapter 195 to the contrary, it shall not be unlawful to manufacture, possess, sell, deliver, or use any device, equipment, or other material for the purpose of analyzing controlled substances to detect the presence of fentanyl or any synthetic controlled substance fentanyl analogue.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Christ offered **House Amendment No. 1 to House Amendment No. 10**.

House Amendment No. 1
to
House Amendment No. 10

AMEND House Amendment No. 10 to House Committee Substitute for Senate Bill No. 186, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""72.418. 1. Notwithstanding any other provision of law to the contrary, no new city created pursuant to sections 72.400 to 72.423 shall establish a municipal fire department to provide fire protection services, including emergency medical services, if such city formerly consisted of unincorporated areas in the county or municipalities in the county, or both, which are provided fire protection services and emergency medical services by one or more fire protection districts. Such fire protection districts shall continue to provide services to the area comprising the new city and may levy and collect taxes the same as such districts had prior to the creation of such new city.

2. Fire protection districts serving the area included within any annexation by a city having a fire department, including simplified boundary changes, shall continue to provide fire protection services, including emergency medical services to such area. The annexing city shall pay annually to the fire protection district an amount equal to that which the fire protection district would have levied on all taxable property within the annexed area. Such annexed area shall not be subject to taxation for any purpose thereafter by the fire protection district except for bonded indebtedness by the fire protection district which existed prior to the annexation. The amount to be paid annually by the municipality to the fire protection district pursuant hereto shall be a sum equal to the annual assessed value multiplied by the annual tax rate as certified by the fire protection district to the municipality, including any portion of the tax created for emergency medical service provided by the district, per one hundred dollars of assessed value in such area. The tax rate so computed shall include any tax on bonded indebtedness incurred subsequent to such annexation, but shall not include any portion of the tax rate for bonded indebtedness incurred prior to such annexation. Notwithstanding any other provision of law to the contrary, the residents of an area annexed on or after May 26, 1994, may vote in all fire protection district elections and may be elected to the fire protection district board of directors.

3. The fire protection district may approve or reject any proposal for the provision of fire protection and emergency medical services by a city.

4. Notwithstanding any other provision of law, in any city with more than eleven thousand but fewer than twelve thousand five hundred inhabitants and located in a county with more than one million inhabitants that became a constitutional charter city after 1990 and that pays a fire protection district under this section, all residents of the city shall receive fire protection services from the city fire department beginning January 1, 2024, so long as the city fire department is in existence, and not a fire protection

district, and the city shall not make any payments to a fire protection district under this section on or after January 1, 2024. Nothing in this subsection shall prevent such city from contracting with any fire protection district for services if the city and fire protection district mutually agree. Upon the city providing fire protection services as described in this subsection, the residents of an area annexed on or after May 26, 1994, shall no longer be able to vote in any fire protection district election and shall not be elected to the fire protection district's board of directors.

190.255. 1. Any qualified first responder may obtain and administer naloxone**, or any**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christ, **House Amendment No. 1 to House Amendment No. 10** was adopted.

Representative Haley offered **House Amendment No. 2 to House Amendment No. 10**.

House Amendment No. 2
to
House Amendment No. 10

AMEND House Amendment No. 10 to House Committee Substitute for Senate Bill No. 186, Page 3, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams of phencyclidine;

(7) More than thirty kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

(9) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine;

(10) One gram or more of flunitrazepam for the first offense;

(11) Any amount of gamma-hydroxybutyric acid for the first offense; or

(12) More than **[**~~ten~~**] three but less than fourteen** milligrams of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or

their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(10) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(12) One gram or more of flunitrazepam for a second or subsequent offense; or

(13) Any amount of gamma-hydroxybutyric acid for a second or subsequent offense; or

(14) **[**~~Twenty~~**]** **Fourteen** milligrams or more of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams of phencyclidine;

(7) More than thirty kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

(9) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(10) More than **[**~~ten~~**] three but less than fourteen** milligrams of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) More than five hundred marijuana plants; or

(9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(10) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) **[**~~Twenty~~**] Fourteen** milligrams or more of fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine.

5. The offense of drug trafficking in the second degree is a class C felony for the first offense and a class B felony for any second or subsequent offense for the trafficking of less than one gram of flunitrazepam.

579.088. Notwithstanding any other provision of this chapter or chapter 195 to the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haley, **House Amendment No. 2 to House Amendment No. 10** was adopted.

Representative Diehl offered **House Amendment No. 3 to House Amendment No. 10**.

House Amendment No. 3
to
House Amendment No. 10

AMEND House Amendment No. 10 to House Committee Substitute for Senate Bill No. 186, Page 2, Line 38, by inserting after all of the said line the following:

"Further amend said bill, Page 27, Section 575.095, Line 29, by inserting after all of said section and line the following:

"**578.156. 1. A person commits the offense of interference with the transportation of livestock if the person knowingly does any of the following:**

(1) Stops, hinders, impedes, boards, obstructs, or otherwise interferes with a motor vehicle transporting livestock regardless of whether the motor vehicle is moving;

(2) Provokes or disturbs livestock when the livestock is confined in a motor vehicle regardless of whether the motor vehicle is moving; or

(3) Puts or places a compound or substance on, near, or upon such livestock that would:

(a) Affect the livestock's marketability or suitability for use;

(b) Affect animal or human health; or

(c) Result in an unreasonable transportation or shipping delay.

2. The offense of interference with the transportation of livestock is a class E felony for a first offense and a class C felony for any second or subsequent offense.

3. In a prosecution alleging that a person committed the offense of interference with the transportation of livestock under subsection 1 of this section, the person may assert an affirmative defense of consent. The person shall prove by a preponderance of the evidence that the person was acting with the consent of any of the following:

(1) A person having real or apparent authority to transport the livestock; or

(2) The owner of the livestock or any other person having real or apparent authority to possess or control the livestock.

4. The provisions of this section shall not apply to any enforcement action or services provided by a law enforcement officer or agency or an employee or agent of the department of agriculture acting under section 267.645.

5. As used in this section, the following terms mean:

(1) "Livestock", as defined under section 265.300;

(2) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks and an item attached to the motor vehicle. "Motor vehicle" shall not include farm tractors and electric bicycles."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Diehl, **House Amendment No. 3 to House Amendment No. 10** was adopted.

On motion of Representative Shields, **House Amendment No. 10, as amended**, was adopted.

Representative Brown (16) offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Bill No. 186, Page 3, Section 56.601, Line 50, by inserting after all of said section and line the following:

"84.480. The board of police commissioners shall appoint a chief of police who shall be the chief police administrative and law enforcement officer of such cities. The chief of police shall be chosen by the board solely on the basis of his or her executive and administrative qualifications and his or her demonstrated knowledge of police science and administration with special reference to his or her actual experience in law enforcement leadership and the provisions of section 84.420. At the time of the appointment, the chief shall **[**~~not be more than sixty years of age, shall~~**]** have had at least five years' executive experience in a governmental police agency and shall be certified by a surgeon or physician to be in a good physical condition, and shall be a citizen of the United States and shall either be or become a citizen of the state of Missouri and resident of the city in which he or she is appointed as chief of police. In order to secure and retain the highest type of police leadership within the departments of such cities, the chief shall receive a salary of not less than eighty thousand two hundred eleven dollars, nor more than **[**~~one hundred eighty-nine thousand seven hundred twenty-six dollars per annum~~**]** **a maximum salary amount established by the board by resolution**.

84.510. 1. For the purpose of operation of the police department herein created, the chief of police, with the approval of the board, shall appoint such number of police department employees, including police officers and civilian employees as the chief of police from time to time deems necessary.

2. The base annual compensation of police officers shall be as follows for the several ranks:

(1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one thousand nine hundred sixty-nine dollars**[**~~, nor more than one hundred forty-six thousand one hundred twenty-four dollars per annum each~~**]**;

(2) Majors at not less than sixty-four thousand six hundred seventy-one dollars**[**~~, nor more than one hundred thirty-three thousand three hundred twenty dollars per annum each~~**]**;

(3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars**[**~~, nor more than one hundred twenty-one thousand six hundred eight dollars per annum each~~**]**;

(4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars**[**~~, nor more than one hundred six thousand five hundred sixty dollars per annum each~~**]**;

(5) Master patrol officers at not less than fifty-six thousand three hundred four dollars**[**~~, nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~**]**;

(6) Master detectives at not less than fifty-six thousand three hundred four dollars**[**~~, nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~**]**;

(7) Detectives, investigators, and police officers at not less than twenty-six thousand six hundred forty-three dollars**[**~~, nor more than eighty-seven thousand six hundred thirty-six dollars per annum each~~**]**.

3. The board of police commissioners has the authority by resolution to effect a comprehensive pay schedule program to provide for step increases with separate pay rates within each rank, **[**~~in~~**]** **using** the above-specified salary **minimums as a base for such** ranges from police officers through chief of police.

4. Officers assigned to wear civilian clothes in the performance of their regular duties may receive an additional one hundred fifty dollars per month clothing allowance. Uniformed officers may receive seventy-five dollars per month uniform maintenance allowance.

5. The chief of police, subject to the approval of the board, shall establish the total regular working hours for all police department employees, and the board has the power, upon recommendation of the chief, to pay additional compensation for all hours of service rendered in excess of the established regular working period, but the rate of overtime compensation shall not exceed one and one-half times the regular hourly rate of pay to which each member shall normally be entitled. No credit shall be given nor deductions made from payments for overtime for the purpose of retirement benefits.

6. The board of police commissioners, by majority affirmative vote, including the mayor, has the authority by resolution to authorize incentive pay in addition to the base compensation as provided for in subsection 2 of this section, to be paid police officers of any rank who they determine are assigned duties which require an extraordinary degree of skill, technical knowledge and ability, or which are highly demanding or unusual. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

7. The board of police commissioners may effect programs to provide additional compensation for successful completion of academic work at an accredited college or university. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

8. The additional pay increments provided in subsections 6 and 7 of this section shall not be considered a part of the base compensation of police officers of any rank and shall not exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections 2 and 3 of this section.

[~~9. Not more than twenty-five percent of the officers in any rank who are receiving the maximum rate of pay authorized by subsections 2 and 3 of this section may receive the additional pay increments authorized by subsections 6 and 7 of this section at any given time. However, any officer receiving a pay increment provided~~

~~pursuant to the provisions of subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of the limitations of this subsection.~~]"; and

Further amend said bill, Page 30, Section B, Lines 2-4, by deleting said lines and inserting in lieu thereof the following:

"section 56.601 and the repeal and reenactment of sections 84.480 and 84.510 are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be emergency acts within the meaning of the constitution, and the enactment of section 56.601 and the repeal and reenactment of sections 84.480 and 84.510 of section A of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Sharp (37) offered **House Amendment No. 1 to House Amendment No. 11**.

House Amendment No. 1
to
House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Substitute for Senate Bill No. 186, Page 3, Line 2, by inserting after said line the following:

"Further amend said bill, Page 6, Section 301.3175, Line 32, by inserting after said section and line the following:

"302.304. 1. The director shall notify by ordinary mail any operator of the point value charged against the operator's record when the record shows four or more points have been accumulated in a twelve-month period.

2. In an action to suspend or revoke a license or driving privilege under this section points shall be accumulated on the date of conviction. No case file of any conviction for a driving violation for which points may be assessed pursuant to section 302.302 may be closed until such time as a copy of the record of such conviction is forwarded to the department of revenue.

3. The director shall suspend the license and driving privileges of any person whose driving record shows the driver has accumulated eight points in eighteen months.

4. The license and driving privilege of any person whose license and driving privilege have been suspended under the provisions of sections 302.010 to 302.540 except those persons whose license and driving privilege have been suspended under the provisions of subdivision (8) of subsection 1 of section 302.302 or has accumulated sufficient points together with a conviction under subdivision (10) of subsection 1 of section 302.302 and who has filed proof of financial responsibility with the department of revenue, in accordance with chapter 303, and is otherwise eligible, shall be reinstated as follows:

(1) In the case of an initial suspension, thirty days after the effective date of the suspension;

(2) In the case of a second suspension, sixty days after the effective date of the suspension;

(3) In the case of the third and subsequent suspensions, ninety days after the effective date of the suspension.

Unless proof of financial responsibility is filed with the department of revenue, a suspension shall continue in effect for two years from its effective date.

5. The period of suspension of the driver's license and driving privilege of any person under the provisions of subdivision (8) of subsection 1 of section 302.302 or who has accumulated sufficient points together with a conviction under subdivision (10) of subsection 1 of section 302.302 shall be thirty days, followed by a sixty-day period of restricted driving privilege as defined in section 302.010. Upon completion of such period of restricted driving privilege, upon compliance with other requirements of law and upon filing of proof of financial responsibility with the department of revenue, in accordance with chapter 303, the license and driving privilege shall be reinstated. If a person, otherwise subject to the provisions of this subsection, files proof of installation with the department of revenue that any vehicle operated by such person is equipped with a functioning, certified ignition

interlock device, there shall be no period of suspension. However, in lieu of a suspension the person shall instead complete a ninety-day period of restricted driving privilege. If the person fails to maintain such proof of the device with the director of revenue as required, the restricted driving privilege shall be terminated. Upon completion of such ninety-day period of restricted driving privilege, upon compliance with other requirements of law, and upon filing of proof of financial responsibility with the department of revenue, in accordance with chapter 303, the license and driving privilege shall be reinstated. However, if the monthly monitoring reports during such ninety-day period indicate that the ignition interlock device has registered a confirmed blood alcohol concentration level above the alcohol setpoint established by the department of transportation or such reports indicate that the ignition interlock device has been tampered with or circumvented, then the license and driving privilege of such person shall not be reinstated until the person completes an additional thirty-day period of restricted driving privilege.

6. If the person fails to maintain proof of financial responsibility in accordance with chapter 303, or, if applicable, if the person fails to maintain proof that any vehicle operated is equipped with a functioning, certified ignition interlock device installed pursuant to subsection 5 of this section, the person's driving privilege and license shall be resuspended.

7. The director shall revoke the license and driving privilege of any person when the person's driving record shows such person has accumulated twelve points in twelve months or eighteen points in twenty-four months or twenty-four points in thirty-six months. The revocation period of any person whose license and driving privilege have been revoked under the provisions of sections 302.010 to 302.540 and who has filed proof of financial responsibility with the department of revenue in accordance with chapter 303 and is otherwise eligible, shall be terminated by a notice from the director of revenue after one year from the effective date of the revocation. Unless proof of financial responsibility is filed with the department of revenue, except as provided in subsection 2 of section 302.541, the revocation shall remain in effect for a period of two years from its effective date. If the person fails to maintain proof of financial responsibility in accordance with chapter 303, the person's license and driving privilege shall be rerevoked. Any person whose license and driving privilege have been revoked under the provisions of sections 302.010 to 302.540 shall, upon receipt of the notice of termination of the revocation from the director, pass the complete driver examination and apply for a new license before again operating a motor vehicle upon the highways of this state.

8. If, prior to conviction for an offense that would require suspension or revocation of a person's license under the provisions of this section, the person's total points accumulated are reduced, pursuant to the provisions of section 302.306, below the number of points required for suspension or revocation pursuant to the provisions of this section, then the person's license shall not be suspended or revoked until the necessary points are again obtained and accumulated.

9. If any person shall neglect or refuse to surrender the person's license, as provided herein, the director shall direct the state highway patrol or any peace or police officer to secure possession thereof and return it to the director.

10. Upon the issuance of a reinstatement or termination notice after a suspension or revocation of any person's license and driving privilege under the provisions of sections 302.010 to 302.540, the accumulated point value shall be reduced to four points, except that the points of any person serving as a member of the Armed Forces of the United States outside the limits of the United States during a period of suspension or revocation shall be reduced to zero upon the date of the reinstatement or termination of notice. It shall be the responsibility of such member of the Armed Forces to submit copies of official orders to the director of revenue to substantiate such overseas service. Any other provision of sections 302.010 to 302.540 to the contrary notwithstanding, the effective date of the four points remaining on the record upon reinstatement or termination shall be the date of the reinstatement or termination notice.

11. No credit toward reduction of points shall be given during periods of suspension or revocation or any period of driving under a limited driving privilege granted by a court or the director of revenue.

12. Any person or nonresident whose license or privilege to operate a motor vehicle in this state has been suspended or revoked under this or any other law shall, before having the license or privilege to operate a motor vehicle reinstated, pay to the director a reinstatement fee of twenty dollars which shall be in addition to all other fees provided by law.

13. Notwithstanding any other provision of law to the contrary, if after two years from the effective date of any suspension or revocation issued under this chapter, except any suspension or revocation issued under section 302.410, 302.462, or 302.574, the person or nonresident has not paid the reinstatement fee of twenty dollars, the director shall reinstate such license or privilege to operate a motor vehicle in this state. Any person who has had his or her license suspended or revoked under section 302.410, 302.462, or 302.574, shall be required to pay the reinstatement fee.

14. No person who has had a license to operate a motor vehicle suspended or revoked as a result of an assessment of points for a violation under subdivision (8), (9) or (10) of subsection 1 of section 302.302 shall have that license reinstated until such person has participated in and successfully completed a substance abuse traffic offender program defined in section 302.010, or a program determined to be comparable by the department of mental health. Assignment recommendations, based upon the needs assessment as described in subdivision (24) of section 302.010, shall be delivered in writing to the person with written notice that the person is entitled to have such assignment recommendations reviewed by the court if the person objects to the recommendations. The person may file a motion in the associate division of the circuit court of the county in which such assignment was given, on a printed form provided by the state courts administrator, to have the court hear and determine such motion pursuant to the provisions of chapter 517. The motion shall name the person or entity making the needs assessment as the respondent and a copy of the motion shall be served upon the respondent in any manner allowed by law. Upon hearing the motion, the court may modify or waive any assignment recommendation that the court determines to be unwarranted based upon a review of the needs assessment, the person's driving record, the circumstances surrounding the offense, and the likelihood of the person committing a like offense in the future, except that the court may modify but may not waive the assignment to an education or rehabilitation program of a person determined to be a prior or persistent offender as defined in section 577.001 or of a person determined to have operated a motor vehicle with fifteen-hundredths of one percent or more by weight in such person's blood. Compliance with the court determination of the motion shall satisfy the provisions of this section for the purpose of reinstating such person's license to operate a motor vehicle. The respondent's personal appearance at any hearing conducted pursuant to this subsection shall not be necessary unless directed by the court.

15. The fees for the program authorized in subsection 14 of this section, or a portion thereof to be determined by the department of mental health, shall be paid by the person enrolled in the program. Any person who is enrolled in the program shall pay, in addition to any fee charged for the program, a supplemental fee in an amount to be determined by the department of mental health for the purposes of funding the substance abuse traffic offender program defined in section 302.010 or a program determined to be comparable by the department of mental health. The administrator of the program shall remit to the division of alcohol and drug abuse of the department of mental health on or before the fifteenth day of each month the supplemental fee for all persons enrolled in the program, less two percent for administrative costs. Interest shall be charged on any unpaid balance of the supplemental fees due the division of alcohol and drug abuse pursuant to this section and shall accrue at a rate not to exceed the annual rate established pursuant to the provisions of section 32.065, plus three percentage points. The supplemental fees and any interest received by the department of mental health pursuant to this section shall be deposited in the mental health earnings fund which is created in section 630.053.

16. Any administrator who fails to remit to the division of alcohol and drug abuse of the department of mental health the supplemental fees and interest for all persons enrolled in the program pursuant to this section shall be subject to a penalty equal to the amount of interest accrued on the supplemental fees due the division pursuant to this section. If the supplemental fees, interest, and penalties are not remitted to the division of alcohol and drug abuse of the department of mental health within six months of the due date, the attorney general of the state of Missouri shall initiate appropriate action of the collection of said fees and interest accrued. The court shall assess attorney fees and court costs against any delinquent program.

17. Any person who has had a license to operate a motor vehicle suspended or revoked as a result of**:**

(1) An assessment of points for a conviction for an intoxication-related traffic offense**,** as defined under section 577.001, **in which the person's blood alcohol content was found to be at least eight-hundredths of one percent but less than fifteen-hundredths of one percent by weight of alcohol in such person's blood** and who has a prior alcohol-related enforcement contact as defined under section 302.525**[**,**]; or**

(2) An assessment of points for a conviction for an intoxication-related traffic offense, as defined under section 577.001, in which the person's blood alcohol content was found to be fifteen-hundredths of one percent or more by weight of alcohol in such person's blood;

shall be required to file proof with the director of revenue that any motor vehicle operated by the person is equipped with a functioning, certified ignition interlock device as a required condition of reinstatement of the license. The ignition interlock device shall further be required to be maintained on all motor vehicles operated by the person for a period of not less than six months immediately following the date of reinstatement. If the monthly monitoring reports show that the ignition interlock device has registered any confirmed blood alcohol concentration readings above the alcohol setpoint established by the department of transportation or that the person has tampered with or

circumvented the ignition interlock device within the last three months of the six-month period of required installation of the ignition interlock device, then the period for which the person must maintain the ignition interlock device following the date of reinstatement shall be extended until the person has completed three consecutive months with no violations as described in this section. If the person fails to maintain such proof with the director, the license shall be resuspended or revoked and the person shall be guilty of a class A misdemeanor.

302.440. In addition to any other provisions of law, a court may require that any person who is found guilty of a first intoxication-related traffic offense, as defined in section 577.001, and a court shall require that any person who is found guilty of a second or subsequent intoxication-related traffic offense, as defined in section 577.001, **or any person who is found guilty of an intoxication-related traffic offense, as defined under section 577.001, in which the person's blood alcohol content was found to be fifteen-hundredths of one percent or more by weight of alcohol in such person's blood** shall not operate any motor vehicle unless that vehicle is equipped with a functioning, certified ignition interlock device **that the person must use** for a period of not less than six months from the date of reinstatement of the person's driver's license. In addition, any court authorized to grant a limited driving privilege under section 302.309 to any person who is found guilty of a second or subsequent intoxication-related traffic offense **or to any person who is found guilty of an intoxication-related traffic offense, as defined under section 577.001, in which the person's blood alcohol content was found to be fifteen-hundredths of one percent or more by weight of alcohol in such person's blood** shall require the use of an ignition interlock device on all vehicles operated by the person as a required condition of the limited driving privilege, except as provided in section 302.441. These requirements shall be in addition to any other provisions of this chapter or chapter 577 requiring installation and maintenance of an ignition interlock device. Any person required to use an ignition interlock device shall comply with such requirement subject to the penalties provided by section 577.599.

302.525. 1. The license suspension or revocation shall become effective fifteen days after the subject person has received the notice of suspension or revocation as provided in section 302.520, or is deemed to have received the notice of suspension or revocation by mail as provided in section 302.515. If a request for a hearing is received by or postmarked to the department within that fifteen-day period, the effective date of the suspension or revocation shall be stayed until a final order is issued following the hearing; provided, that any delay in the hearing which is caused or requested by the subject person or counsel representing that person without good cause shown shall not result in a stay of the suspension or revocation during the period of delay.

2. The period of license suspension or revocation under this section shall be as follows:

(1) If the person's driving record shows no prior alcohol-related enforcement contacts during the immediately preceding five years, the period of suspension shall be thirty days after the effective date of suspension, followed by a sixty-day period of restricted driving privilege as defined in section 302.010 and issued by the director of revenue. The restricted driving privilege shall not be issued until he or she has filed proof of financial responsibility with the department of revenue, in accordance with chapter 303, and is otherwise eligible. The restricted driving privilege shall indicate **[**~~whether~~**] that** a functioning, certified ignition interlock device is required as a condition of operating a motor vehicle. A copy of the restricted driving privilege shall be given to the person and such person shall carry a copy of the restricted driving privilege while operating a motor vehicle. In no case shall restricted driving privileges be issued pursuant to this section or section 302.535 until the person has completed the first thirty days of a suspension under this section. If a person otherwise subject to the provisions of this subdivision files proof of installation with the department of revenue that any vehicle that he or she operates is equipped with a functioning, certified ignition interlock device, there shall be no period of suspension. However, in lieu of a suspension the person shall instead complete a ninety-day period of restricted driving privilege. Upon completion of such ninety-day period of restricted driving privilege, compliance with other requirements of law, and filing of proof of financial responsibility with the department of revenue, in accordance with chapter 303, the license and driving privilege shall be reinstated. However, if the monthly monitoring reports during such ninety-day period indicate that the ignition interlock device has registered a confirmed blood alcohol concentration level above the alcohol setpoint established by the department of transportation or such reports indicate that the ignition interlock device has been tampered with or circumvented, then the license and driving privilege of such person shall not be reinstated until the person completes an additional thirty-day period of restricted driving privilege. If the person fails to maintain such proof of the device with the director of revenue as required, the restricted driving privilege shall be terminated;

(2) The period of revocation shall be one year if the person's driving record shows one or more prior alcohol-related enforcement contacts during the immediately preceding five years;

(3) In no case shall restricted driving privileges be issued under this section to any person whose driving record shows one or more prior alcohol-related enforcement contacts **or to any person whose driving record shows an intoxication-related traffic offense, as defined under section 577.001, in which the person's blood**

alcohol content was found to be fifteen-hundredths of one percent or more by weight of alcohol in such person's blood until the person has filed proof with the department of revenue that any motor vehicle operated by the person is equipped with a functioning, certified ignition interlock device as a required condition of the restricted driving privilege. If the person fails to maintain such proof the restricted driving privilege shall be terminated.

3. For purposes of this section, "alcohol-related enforcement contacts" shall include any suspension or revocation under sections 302.500 to 302.540, any suspension or revocation entered in this or any other state for a refusal to submit to chemical testing under an implied consent law, and any conviction in this or any other state for a violation which involves driving while intoxicated, driving while under the influence of drugs or alcohol, or driving a vehicle while having an unlawful alcohol concentration.

4. Where a license is suspended or revoked under this section and the person is also convicted on charges arising out of the same occurrence for a violation of section 577.010 or 577.012 or for a violation of any county or municipal ordinance prohibiting driving while intoxicated or alcohol-related traffic offense, both the suspension or revocation under this section and any other suspension or revocation arising from such convictions shall be imposed, but the period of suspension or revocation under sections 302.500 to 302.540 shall be credited against any other suspension or revocation arising from such convictions, and the total period of suspension or revocation shall not exceed the longer of the two suspension or revocation periods.

5. Any person who has had a license to operate a motor vehicle revoked under this section or suspended under this section with one or more prior alcohol-related enforcement contacts **or an intoxication-related traffic offense, as defined under section 577.001, in which the person's blood alcohol content was found to be fifteen-hundredths of one percent or more by weight of alcohol in such person's blood** showing on their driver record shall be required to file proof with the director of revenue that any motor vehicle operated by that person is equipped with a functioning, certified ignition interlock device as a required condition of reinstatement. The ignition interlock device shall further be required to be maintained on all motor vehicles operated by the person for a period of not less than six months immediately following the date of reinstatement. If the monthly monitoring reports show that the ignition interlock device has registered any confirmed blood alcohol concentration readings above the alcohol setpoint established by the department of transportation or that the person has tampered with or circumvented the ignition interlock device within the last three months of the six-month period of required installation of the ignition interlock device, then the period for which the person must maintain the ignition interlock device following the date of reinstatement shall be extended until the person has completed three consecutive months with no violations as described in this section. If the person fails to maintain such proof with the director, the license shall be suspended or revoked, until proof as required by this section is filed with the director, and the person shall be guilty of a class A misdemeanor.

302.574. 1. If a person who was operating a vehicle refuses upon the request of the officer to submit to any chemical test under section 577.041, the officer shall, on behalf of the director of revenue, serve the notice of license revocation personally upon the person and shall take possession of any license to operate a vehicle issued by this state which is held by that person. The officer shall issue a temporary permit, on behalf of the director of revenue, which is valid for fifteen days and shall also give the person notice of his or her right to file a petition for review to contest the license revocation.

2. Such officer shall make a certified report under penalties of perjury for making a false statement to a public official. The report shall be forwarded to the director of revenue and shall include the following:

(1) That the officer has:

(a) Reasonable grounds to believe that the arrested person was driving a motor vehicle while in an intoxicated condition; or

(b) Reasonable grounds to believe that the person stopped, being under the age of twenty-one years, was driving a motor vehicle with a blood alcohol content of two-hundredths of one percent or more by weight; or

(c) Reasonable grounds to believe that the person stopped, being under the age of twenty-one years, was committing a violation of the traffic laws of the state, or political subdivision of the state, and such officer has reasonable grounds to believe, after making such stop, that the person had a blood alcohol content of two-hundredths of one percent or greater;

(2) That the person refused to submit to a chemical test;

(3) Whether the officer secured the license to operate a motor vehicle of the person;

(4) Whether the officer issued a fifteen-day temporary permit;

(5) Copies of the notice of revocation, the fifteen-day temporary permit, and the notice of the right to file a petition for review. The notices and permit may be combined in one document; and

(6) Any license, which the officer has taken into possession, to operate a motor vehicle.

3. Upon receipt of the officer's report, the director shall revoke the license of the person refusing to take the test for a period of one year; or if the person is a nonresident, such person's operating permit or privilege shall be revoked for one year; or if the person is a resident without a license or permit to operate a motor vehicle in this state, an order shall be issued denying the person the issuance of a license or permit for a period of one year.

4. If a person's license has been revoked because of the person's refusal to submit to a chemical test, such person may petition for a hearing before a circuit division or associate division of the court in the county in which the arrest or stop occurred. Pursuant to local court rule promulgated pursuant to Section 15 of Article V of the Missouri Constitution, the case may also be assigned to a traffic judge pursuant to section 479.500. The person may request such court to issue an order staying the revocation until such time as the petition for review can be heard. If the court, in its discretion, grants such stay, it shall enter the order upon a form prescribed by the director of revenue and shall send a copy of such order to the director. Such order shall serve as proof of the privilege to operate a motor vehicle in this state and the director shall maintain possession of the person's license to operate a motor vehicle until termination of any revocation under this section. Upon the person's request, the clerk of the court shall notify the prosecuting attorney of the county and the prosecutor shall appear at the hearing on behalf of the director of revenue. At the hearing, the court shall determine only:

(1) Whether the person was arrested or stopped;

(2) Whether the officer had:

(a) Reasonable grounds to believe that the person was driving a motor vehicle while in an intoxicated or drugged condition; or

(b) Reasonable grounds to believe that the person stopped, being under the age of twenty-one years, was driving a motor vehicle with a blood alcohol content of two-hundredths of one percent or more by weight; or

(c) Reasonable grounds to believe that the person stopped, being under the age of twenty-one years, was committing a violation of the traffic laws of the state, or political subdivision of the state, and such officer had reasonable grounds to believe, after making such stop, that the person had a blood alcohol content of two-hundredths of one percent or greater; and

(3) Whether the person refused to submit to the test.

5. If the court determines any issue not to be in the affirmative, the court shall order the director to reinstate the license or permit to drive.

6. Requests for review as provided in this section shall go to the head of the docket of the court wherein filed.

7. No person who has had a license to operate a motor vehicle suspended or revoked under the provisions of this section shall have that license reinstated until such person has participated in and successfully completed a substance abuse traffic offender program defined in section 302.010, or a program determined to be comparable by the department of mental health. Assignment recommendations, based upon the needs assessment as described in subdivision (24) of section 302.010, shall be delivered in writing to the person with written notice that the person is entitled to have such assignment recommendations reviewed by the court if the person objects to the recommendations. The person may file a motion in the associate division of the circuit court of the county in which such assignment was given, on a printed form provided by the state courts administrator, to have the court hear and determine such motion under the provisions of chapter 517. The motion shall name the person or entity making the needs assessment as the respondent and a copy of the motion shall be served upon the respondent in any manner allowed by law. Upon hearing the motion, the court may modify or waive any assignment recommendation that the court determines to be unwarranted based upon a review of the needs assessment, the person's driving record, the circumstances surrounding the offense, and the likelihood of the person committing a similar offense in the future, except that the court may modify but shall not waive the assignment to an education or rehabilitation program of a person determined to be a prior or persistent offender as defined in section 577.001, or of a person determined to have operated a motor vehicle with a blood alcohol content of fifteen-hundredths of one percent or more by weight. Compliance with the court determination of the motion shall satisfy the provisions of this section for the purpose of reinstating such person's license to operate a motor vehicle. The respondent's personal appearance at any hearing conducted under this subsection shall not be necessary unless directed by the court.

8. The fees for the substance abuse traffic offender program, or a portion thereof, to be determined by the division of behavioral health of the department of mental health, shall be paid by the person enrolled in the program. Any person who is enrolled in the program shall pay, in addition to any fee charged for the program, a supplemental fee to be determined by the department of mental health for the purposes of funding the substance abuse traffic offender program defined in section 302.010. The administrator of the program shall remit to the division of behavioral health of the department of mental health on or before the fifteenth day of each month the supplemental

fee for all persons enrolled in the program, less two percent for administrative costs. Interest shall be charged on any unpaid balance of the supplemental fees due to the division of behavioral health under this section, and shall accrue at a rate not to exceed the annual rates established under the provisions of section 32.065, plus three percentage points. The supplemental fees and any interest received by the department of mental health under this section shall be deposited in the mental health earnings fund, which is created in section 630.053.

9. Any administrator who fails to remit to the division of behavioral health of the department of mental health the supplemental fees and interest for all persons enrolled in the program under this section shall be subject to a penalty equal to the amount of interest accrued on the supplemental fees due to the division under this section. If the supplemental fees, interest, and penalties are not remitted to the division of behavioral health of the department of mental health within six months of the due date, the attorney general of the state of Missouri shall initiate appropriate action for the collection of said fees and accrued interest. The court shall assess attorneys' fees and court costs against any delinquent program.

10. Any person who has had a license to operate a motor vehicle revoked under this section and who has a prior alcohol-related enforcement contact, as defined in section 302.525, **or who has been found guilty of an intoxication-related traffic offense, as defined under section 577.001, in which the person's blood alcohol content was found to be fifteen-hundredths of one percent or more by weight of alcohol in such person's blood,** shall be required to file proof with the director of revenue that any motor vehicle operated by the person is equipped with a functioning, certified ignition interlock device as a required condition of license reinstatement. Such ignition interlock device shall further be required to be maintained on all motor vehicles operated by the person for a period of not less than six months immediately following the date of reinstatement. If the monthly monitoring reports show that the ignition interlock device has registered any confirmed blood alcohol concentration readings above the alcohol setpoint established by the department of transportation or that the person has tampered with or circumvented the ignition interlock device within the last three months of the six-month period of required installation of the ignition interlock device, then the period for which the person shall maintain the ignition interlock device following the date of reinstatement shall be extended until the person has completed three consecutive months with no violations as described in this section. If the person fails to maintain such proof with the director as required by this section, the license shall be rerevoked until proof as required by this section is filed with the director, and the person shall be guilty of a class A misdemeanor.

11. The revocation period of any person whose license and driving privilege has been revoked under this section and who has filed proof of financial responsibility with the department of revenue in accordance with chapter 303 and is otherwise eligible shall be terminated by a notice from the director of revenue after one year from the effective date of the revocation. Unless proof of financial responsibility is filed with the department of revenue, the revocation shall remain in effect for a period of two years from its effective date. If the person fails to maintain proof of financial responsibility in accordance with chapter 303, the person's license and driving privilege shall be rerevoked.

12. A person commits the offense of failure to maintain proof with the Missouri department of revenue if, when required to do so, he or she fails to file proof with the director of revenue that any vehicle operated by the person is equipped with a functioning, certified ignition interlock device or fails to file proof of financial responsibility with the department of revenue in accordance with chapter 303. The offense of failure to maintain proof with the Missouri department of revenue is a class A misdemeanor."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sharp (37), **House Amendment No. 1 to House Amendment No. 11** was adopted.

Representative Cook offered **House Amendment No. 2 to House Amendment No. 11**.

House Amendment No. 2
to
House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Substitute for Senate Bill No. 186, Page 3, Line 2, by inserting after said line the following:

"Further amend said bill, Page 11, Section 558.043, Line 16, by inserting after all of said section and line the following

"559.125. 1. The clerk of the court shall keep in a permanent file all applications for probation or parole by the court, and shall keep in such manner as may be prescribed by the court complete and full records of all presentence investigations requested, probations or paroles granted, revoked or terminated and all discharges from probations or paroles. All court orders relating to any presentence investigation requested and probation or parole granted under the provisions of this chapter and sections 558.011 and 558.026 shall be kept in a like manner, and, if the defendant subject to any such order is subject to an investigation or is under the supervision of the division of probation and parole, a copy of the order shall be sent to the division of probation and parole. In any county where a parole board ceases to exist, the clerk of the court shall preserve the records of that parole board.

2. **[**~~Information and data obtained by a probation or parole officer shall be privileged information and shall not be receivable in any court.~~**]** **Information and data obtained by a probation or parole officer is privileged information not receivable in any court unless for lawful criminal matters.** Such information shall not be disclosed directly or indirectly to anyone other than the members of a parole board and the judge entitled to receive reports, except the court, the division of probation and parole, or the parole board may in its discretion permit the inspection of the report, or parts of such report, by the defendant, or offender or his or her attorney, or other person having a proper interest therein.

3. The provisions of subsection 2 of this section notwithstanding, the presentence investigation report shall be made available to the state and all information and data obtained in connection with preparation of the presentence investigation report may be made available to the state at the discretion of the court upon a showing that the receipt of the information and data is in the best interest of the state."; and

Further amend said bill, Page 30, Section 590.1075, Line 11, by inserting after said section and line the following:

"632.305. 1. An application for detention for evaluation and treatment may be executed by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, on a form provided by the court for such purpose, and shall allege under oath, without a notarization requirement, that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or to others. The application shall specify the factual information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, shall authorize the applicant to bring the matter before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, **declarations, or other supporting documentation,** to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or others, it shall direct a peace officer to take the respondent into custody and transport him or her to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A mental health coordinator may request a peace officer to take or a peace officer may take a person into custody for detention for evaluation and treatment for a period not to exceed ninety-six hours only when such mental health coordinator or peace officer has reasonable cause to believe that such person is suffering from a mental disorder and that the likelihood of serious harm by such person to himself or herself or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer or mental health coordinator who conveyed such person or caused him or her to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his or her own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself or herself or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and

approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself or herself or others unless he or she is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his or her own personal observations or investigation and shall contain the information required in subsection 1 of this section.

5. **[**~~Any oath required by the provisions of this section~~**] No notarization shall be required for an application or for any affidavits, declarations, or other documents supporting an application. The application and any affidavits, declarations, or other documents supporting the application** shall be subject to the provisions of section 492.060 **allowing for declaration under penalty of perjury**."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 2 to House Amendment No. 11** was adopted.

Representative Peters offered **House Amendment No. 3 to House Amendment No. 11**.

House Amendment No. 3
to
House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Substitute for Senate Bill No. 186, Page 3, Line 2, by inserting after all of said section and line the following:

"Further amend said bill, Page 6, Section 301.3175, Line 32, by inserting immediately after all of said line the following:

"407.302. 1. No scrap yard shall purchase any metal that can be identified as belonging to a public or private cemetery, political subdivision, telecommunications provider, cable provider, wireless service or other communications-related provider, electrical cooperative, water utility, municipal utility, or utility regulated under chapter 386 or 393, including **twisted pair copper telecommunications wiring of pair or greater existing in 19, 22, 24, or 26 gauge burnt wire,** bleachers, guardrails, signs, street and traffic lights or signals, and manhole cover or covers, whether broken or unbroken, from anyone other than the cemetery or monument owner, political subdivision, telecommunications provider, cable provider, wireless service or other communications-related provider, electrical cooperative, water utility, municipal utility, utility regulated under chapter 386 or 393, or manufacturer of the metal or item described in this section unless such person is authorized in writing by the cemetery or monument owner, political subdivision, telecommunications provider, cable provider, wireless service or other communications-related provider, electrical cooperative, water utility, municipal utility, utility regulated under chapter 386 or 393, or manufacturer to sell the metal.

2. Anyone convicted of violating this section shall be guilty of a class B misdemeanor."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Peters, **House Amendment No. 3 to House Amendment No. 11** was adopted.

On motion of Representative Brown (16), **House Amendment No. 11, as amended**, was adopted.

Representative Myers offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Bill No. 186, Page 5, Section 211.031, Line 93, by inserting after said section and line the following:

"287.067. 1. In this chapter the term "occupational disease" is hereby defined to mean, unless a different meaning is clearly indicated by the context, an identifiable disease arising with or without human fault out of and in the course of the employment. Ordinary diseases of life to which the general public is exposed outside of the employment shall not be compensable, except where the diseases follow as an incident of an occupational disease as defined in this section. The disease need not to have been foreseen or expected but after its contraction it must appear to have had its origin in a risk connected with the employment and to have flowed from that source as a rational consequence.

2. An injury or death by occupational disease is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

3. An injury due to repetitive motion is recognized as an occupational disease for purposes of this chapter. An occupational disease due to repetitive motion is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

4. "Loss of hearing due to industrial noise" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be a loss of hearing in one or both ears due to prolonged exposure to harmful noise in employment. "Harmful noise" means sound capable of producing occupational deafness.

5. "Radiation disability" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be that disability due to radioactive properties or substances or to Roentgen rays (X-rays) or exposure to ionizing radiation caused by any process involving the use of or direct contact with radium or radioactive properties or substances or the use of or direct exposure to Roentgen rays (X-rays) or ionizing radiation.

6. Disease of the lungs or respiratory tract, hypotension, hypertension, or disease of the heart or cardiovascular system, including carcinoma, may be recognized as occupational diseases for the purposes of this chapter and are defined to be disability due to exposure to smoke, gases, carcinogens, inadequate oxygen, of paid firefighters of a paid fire department or paid police officers of a paid police department certified under chapter 590 if a direct causal relationship is established, or psychological stress of firefighters of a paid fire department or paid peace officers of a police department who are certified under chapter 590 if a direct causal relationship is established.

7. Any employee who is exposed to and contracts any contagious or communicable disease arising out of and in the course of his or her employment shall be eligible for benefits under this chapter as an occupational disease.

8. With regard to occupational disease due to repetitive motion, if the exposure to the repetitive motion which is found to be the cause of the injury is for a period of less than three months and the evidence demonstrates that the exposure to the repetitive motion with the immediate prior employer was the prevailing factor in causing the injury, the prior employer shall be liable for such occupational disease.

9. (1) (a) Posttraumatic stress disorder (PTSD), as described in the Diagnostic and Statistical Manual of Mental Health Disorders, Fifth Edition, published by the American Psychiatric Association, (DSM-5) is recognized as a compensable occupational disease for purposes of this chapter when diagnosed in a first responder, as that term is defined under section 67.145.

(b) Benefits payable to a first responder under this section shall not require a physical injury to the first responder, and are not subject to any preexisting PTSD.

(c) Benefits payable to a first responder under this section are compensable only if demonstrated by clear and convincing evidence that PTSD has resulted from the course and scope of employment, and the first responder is examined and diagnosed with PTSD by an authorized treating physician, due to the first responder experiencing one of the following qualifying events:

a. Seeing for oneself a deceased minor;

b. Witnessing directly the death of a minor;

c. Witnessing directly the injury to a minor who subsequently died prior to or upon arrival at a hospital emergency department, participating in the physical treatment of, or manually transporting, an injured minor who subsequently died prior to or upon arrival at a hospital emergency department;

d. Seeing for oneself a person who has suffered serious physical injury of a nature that shocks the conscience;

e. Witnessing directly a death, including suicide, due to serious physical injury; or homicide, including murder, mass killings, manslaughter, self-defense, misadventure, and negligence;

f. Witnessing directly an injury that results in death, if the person suffered serious physical injury that shocks the conscience;

g. Participating in the physical treatment of an injury, including attempted suicide, or manually transporting an injured person who suffered serious physical injury, if the injured person subsequently died prior to or upon arrival at a hospital emergency department; or,

h. Involvement in an event that caused or may have caused serious injury or harm to the first responder or had the potential to cause the death of the first responder, whether accidental or by an intentional act of another individual.

(2) The time for notice of injury or death in cases of compensable PTSD under this section is measured from exposure to one of the qualifying stressors listed in the DSM-5 criteria, or the diagnosis of the disorder, whichever is later. Any claim for compensation for such injury shall be properly noticed within fifty-two weeks after the qualifying exposure, or the diagnosis of the disorder, whichever is later."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Myers, **House Amendment No. 12** was adopted.

Representative Perkins offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Bill No. 186, Page 3, Section 56.601, Line 50, by inserting after said section and line the following:

"67.145. 1. No political subdivision of this state shall prohibit any first responder from engaging in any political activity while off duty and not in uniform, being a candidate for elected or appointed public office, or holding such office unless such political activity or candidacy is otherwise prohibited by state or federal law.

2. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, **telecommunicator first responders,** police officers, sheriffs, deputy sheriffs, firefighters, **[**~~ambulance attendants and attendant drivers,~~**]** emergency medical technicians, **[**~~mobile emergency medical technicians, emergency medical technician paramedics,~~**]** registered nurses, or physicians.

70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system. The clerk or secretary of the political subdivision shall certify an election concerning the coverage of **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system to the board within ten days after such vote. The date in which the political subdivision's election becomes effective shall be the first day of the calendar month specified by such governing body, the first day of the calendar month next following receipt by the board of the certification of the election, or the effective date of the political subdivision's becoming an employer, whichever is the latest date. Such election shall not be changed after the effective date. If the election is made, the coverage provisions shall be applicable to all past and future employment with the employer by present and future employees. If a political subdivision makes no election under this section, no **[**~~emergency~~**]** telecommunicator **first responder**, jailor, or emergency medical service personnel of the political subdivision shall be considered public safety personnel for purposes determining a minimum service retirement age as defined in section 70.600.

2. If an employer elects to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system, the employer's contributions shall be correspondingly changed effective the same date as the effective date of the political subdivision's election.

3. The limitation on increases in an employer's contributions provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer making an election under the provisions of this section.

105.500. For purposes of sections 105.500 to 105.598, unless the context otherwise requires, the following words and phrases mean:

(1) "Bargaining unit", a unit of public employees at any plant or installation or in a craft or in a function of a public body that establishes a clear and identifiable community of interest among the public employees concerned;

(2) "Board", the state board of mediation established under section 295.030;

(3) "Department", the department of labor and industrial relations established under section 286.010;

(4) "Exclusive bargaining representative", an organization that has been designated or selected, as provided in section 105.575, by a majority of the public employees in a bargaining unit as the representative of such public employees in such unit for purposes of collective bargaining;

(5) "Labor organization", any organization, agency, or public employee representation committee or plan, in which public employees participate and that exists for the purpose, in whole or in part, of dealing with a public body or public bodies concerning collective bargaining, grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work;

(6) "Public body", the state of Missouri, or any officer, agency, department, bureau, division, board or commission of the state, or any other political subdivision or special district of or within the state. Public body shall not include the department of corrections;

(7) "Public employee", any person employed by a public body;

(8) "Public safety labor organization", a labor organization wholly or primarily representing persons trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, **[**~~ambulance attendants, attendant drivers,~~**]** emergency medical technicians, **[**~~emergency medical technician paramedics,~~**]** dispatchers, registered nurses and physicians, and persons who are vested with the power of arrest for criminal code violations including, but not limited to, police officers, sheriffs, and deputy sheriffs.

170.310. 1. For school year 2017-18 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received thirty minutes of cardiopulmonary resuscitation instruction and training in the proper performance of the Heimlich maneuver or other first aid for choking given any time during a pupil's four years of high school.

2. Beginning in school year 2017-18, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in cardiopulmonary resuscitation. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the American Heart Association or the American Red Cross, or through a nationally recognized program based on the most current national evidence-based emergency cardiovascular care guidelines, and psychomotor skills development shall be incorporated into the instruction. For purposes of this section, "psychomotor skills" means the use of hands-on practicing and skills testing to support cognitive learning.

3. The teacher of the cardiopulmonary resuscitation course or unit shall not be required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not designed to result in certification of students. Instruction that is designed to result in certification being earned shall be required to be taught by an authorized cardiopulmonary instructor. Schools may develop agreements with any local chapter of a voluntary organization of first responders to provide the required hands-on practice and skills testing. **For purposes of this subsection, "first responders" shall include telecommunicator first responders as defined in section 650.320.**

4. The department of elementary and secondary education may promulgate rules to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

190.091. 1. As used in this section, the following terms mean:

(1) "Bioterrorism", the intentional use of any microorganism, virus, infectious substance, or biological product that may be engineered as a result of biotechnology or any naturally occurring or bioengineered component of any microorganism, virus, infectious substance, or biological product to cause death, disease, or other biological malfunction in a human, an animal, a plant, or any other living organism to influence the conduct of government or to intimidate or coerce a civilian population;

(2) "Department", the Missouri department of health and senior services;

(3) "Director", the director of the department of health and senior services;

(4) "Disaster locations", any geographical location where a bioterrorism attack, terrorist attack, catastrophic or natural disaster, or emergency occurs;

(5) "First responders", state and local law enforcement personnel, **telecommunicator first responders,** fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies**;**

(6) "Missouri state highway patrol telecommunicator", any authorized Missouri state highway patrol communications division personnel whose primary responsibility includes directly responding to emergency communications and who meet the training requirements pursuant to section 650.340.

2. The department shall offer a vaccination program for first responders **and Missouri state highway patrol telecommunicators** who may be exposed to infectious diseases when deployed to disaster locations as a result of a bioterrorism event or a suspected bioterrorism event. The vaccinations shall include, but are not limited to, smallpox, anthrax, and other vaccinations when recommended by the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices.

3. Participation in the vaccination program shall be voluntary by the first responders **and Missouri state highway patrol telecommunicators**, except for first responders **or Missouri state highway patrol telecommunicators** who, as determined by their employer, cannot safely perform emergency responsibilities when responding to a bioterrorism event or suspected bioterrorism event without being vaccinated. The recommendations of the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices shall be followed when providing appropriate screening for contraindications to vaccination for first responders **and Missouri state highway patrol telecommunicators**. A first responder **and Missouri state highway patrol telecommunicator** shall be exempt from vaccinations when a written statement from a licensed physician is presented to their employer indicating that a vaccine is medically contraindicated for such person.

4. If a shortage of the vaccines referred to in subsection 2 of this section exists following a bioterrorism event or suspected bioterrorism event, the director, in consultation with the governor and the federal Centers for Disease Control and Prevention, shall give priority for such vaccinations to persons exposed to the disease and to first responders **or Missouri state highway patrol telecommunicators** who are deployed to the disaster location.

5. The department shall notify first responders **and Missouri state highway patrol telecommunicators** concerning the availability of the vaccination program described in subsection 2 of this section and shall provide education to such first responders**, [**~~and~~**]** their employers**, and Missouri state highway patrol telecommunicators** concerning the vaccinations offered and the associated diseases.

6. The department may contract for the administration of the vaccination program described in subsection 2 of this section with health care providers, including but not limited to local public health agencies, hospitals, federally qualified health centers, and physicians.

7. The provisions of this section shall become effective upon receipt of federal funding or federal grants which designate that the funding is required to implement vaccinations for first responders **and Missouri state highway patrol telecommunicators** in accordance with the recommendations of the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices. Upon receipt of such funding, the department shall make available the vaccines to first responders **and Missouri state highway patrol telecommunicators** as provided in this section.

190.100. As used in sections 190.001 to 190.245 and section 190.257, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course**[**~~, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245~~**] and any ongoing training requirements under section 650.340**;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

(18) **[**~~"Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(19)~~**]** "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

~~**[**(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(21)~~**] (19)** "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

[~~(22)~~**] (20)** "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

[~~(23)~~**] (21)** "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

[~~(24)~~**] (22)** "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

[~~(25)~~**] (23)** "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

[~~(26)~~**] (24)** "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service**, dispatch agency,** or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

[~~(27)~~**] (25)** "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(26) "Paramedic", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[~~(28)~~**] (27)** "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

[~~(29)~~**] (28)** "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

[~~(30)~~**] (29)** "Physician", a person licensed as a physician pursuant to chapter 334;

[~~(31)~~**] (30)** "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

[~~(32)~~**] (31)** "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, **[**~~EMT-B's~~**] EMTs**, nurses, **[**~~EMT-P's~~**] paramedics**, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

[~~(33)~~**] (32)** "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

[~~(34)~~**] (33)** "Protocol", a predetermined, written medical care guideline, which may include standing orders;

[~~(35)~~**] (34)** "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

[~~(36)~~**] (35)** "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

[~~(37)~~**] (36)** "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

[~~(38)~~**] (37)** "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

[~~(39)~~**] (38)** "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

[~~(40)~~**] (39)** "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

[~~(41)~~**] (40)** "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

[~~(42)~~**] (41)** "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

[~~(43)~~**] (42)** "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

[~~(44)~~**] (43)** "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

[~~(45)~~**] (44)** "Stroke center", a hospital that is currently designated as such by the department;

[~~(46)~~**] (45)** "Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring either outside of a hospital or in a center designated under section 190.241;

[~~(47)~~**] (46)** "Time-critical diagnosis advisory committee", a committee formed under section 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center designations; regulations on trauma care, stroke care, and STEMI care; and the transport of trauma, stroke, and STEMI patients;

[~~(48)~~**] (47)** "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

[~~(49)~~**] (48)** "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

[~~(50)~~**] (49)** "Trauma center", a hospital that is currently designated as such by the department.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors and the state EMS medical director elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. The state EMS medical directors advisory committee shall review and make recommendations regarding all proposed community and regional time-critical diagnosis plans.

12. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.142. 1. (1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license.

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may

include the use of vendors or systems administered by the Missouri state highway patrol. The department may share the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, in recognition of the EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

(3) The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) Emergency medical technician and paramedic education and training requirements based on respective National Emergency Medical Services Education Standards and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(3) Paramedic accreditation requirements. Paramedic training programs shall be accredited **[**~~by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or hold a CAAHEP letter of review~~**] as required by the National Registry of Emergency Medical Technicians**;

(4) Initial licensure testing requirements. Initial **[**~~EMT-P~~**] paramedic** licensure testing shall be through the national registry of EMTs;

(5) Continuing education and relicensure requirements; and

(6) Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. All levels of emergency medical technicians may perform only that patient care which is:

(1) Consistent with the training, education and experience of the particular emergency medical technician; and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.147. 1. **[**~~An emergency medical technician paramedic (EMT-P)~~**] A paramedic** may make a good faith determination that such behavioral health patients who present a likelihood of serious harm to themselves or others, as the term "likelihood of serious harm" is defined under section 632.005, or who are significantly incapacitated by alcohol or drugs shall be placed into a temporary hold for the sole purpose of transport to the nearest appropriate facility; provided that, such determination shall be made in cooperation with at least one other **[**~~EMT-P~~**] paramedic** or other health care professional involved in the transport. Once in a temporary hold, the patient shall be treated with humane care in a manner that preserves human dignity, consistent with applicable federal regulations and nationally recognized guidelines regarding the appropriate use of temporary holds and restraints in medical transport. Prior to making such a determination:

(1) The **[**~~EMT-P~~**] paramedic** shall have completed a standard crisis intervention training course as endorsed and developed by the state EMS medical director's advisory committee;

(2) The **[**~~EMT-P~~**] paramedic** shall have been authorized by his or her ground or air ambulance service's administration and medical director under subsection 3 of section 190.103; and

(3) The **[**~~EMT-P's~~**] paramedic** ground or air ambulance service has developed and adopted standardized triage, treatment, and transport protocols under subsection 3 of section 190.103, which address the challenge of treating and transporting such patients. Provided:

(a) That such protocols shall be reviewed and approved by the state EMS medical director's advisory committee; and

(b) That such protocols shall direct the **[**~~EMT-P~~**] paramedic** regarding the proper use of patient restraint and coordination with area law enforcement; and

(c) Patient restraint protocols shall be based upon current applicable national guidelines.

2. In any instance in which a good faith determination for a temporary hold of a patient has been made, such hold shall be made in a clinically appropriate and adequately justified manner, and shall be documented and attested to in writing. The writing shall be retained by the ambulance service and included as part of the patient's medical file.

3. **[**~~EMT-Ps~~**] Paramedics** who have made a good faith decision for a temporary hold of a patient as authorized by this section shall no longer have to rely on the common law doctrine of implied consent and therefore shall not be civilly liable for a good faith determination made in accordance with this section and shall not have waived any sovereign immunity defense, official immunity defense, or Missouri public duty doctrine defense if employed at the time of the good faith determination by a government employer.

4. Any ground or air ambulance service that adopts the authority and protocols provided for by this section shall have a memorandum of understanding with applicable local law enforcement agencies in order to achieve a collaborative and coordinated response to patients displaying symptoms of either a likelihood of serious harm to themselves or others or significant incapacitation by alcohol or drugs, which require a crisis intervention response. The memorandum of understanding shall include, but not be limited to, the following:

(1) Administrative oversight, including coordination between ambulance services and law enforcement agencies;

(2) Patient restraint techniques and coordination of agency responses to situations in which patient restraint may be required;

(3) Field interaction between paramedics and law enforcement, including patient destination and transportation; and

(4) Coordination of program quality assurance.

5. The physical restraint of a patient by an emergency medical technician under the authority of this section shall be permitted only in order to provide for the safety of bystanders, the patient, or emergency personnel due to an imminent or immediate danger, or upon approval by local medical control through direct communications. Restraint shall also be permitted through cooperation with on-scene law enforcement officers. All incidents involving patient restraint used under the authority of this section shall be reviewed by the ambulance service physician medical director.

190.327. 1. Immediately upon the decision by the commission to utilize a portion of the emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the commission shall appoint the initial members of a board which shall administer the funds and oversee the provision of central dispatching for emergency services in the county and in municipalities and other political subdivisions which have contracted for such service. Beginning with the general election in 1992, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency telephone service and in chapter 321, with regard to the provision of central dispatching service, and such duties shall be exercised by the board.

2. Elections for board members may be held on general municipal election day, as defined in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

3. For the purpose of providing the services described in this section, the board shall have the following powers, authority and privileges:

(1) To have and use a corporate seal;

(2) To sue and be sued, and be a party to suits, actions and proceedings;

(3) To enter into contracts, franchises and agreements with any person, partnership, association or corporation, public or private, affecting the affairs of the board;

(4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal property, including leases and easements;

(5) To have the management, control and supervision of all the business affairs of the board and the construction, installation, operation and maintenance of any improvements;

(6) To hire and retain agents and employees and to provide for their compensation including health and pension benefits;

(7) To adopt and amend bylaws and any other rules and regulations;

(8) To fix, charge and collect the taxes and fees authorized by law for the purpose of implementing and operating the services described in this section;

(9) To pay all expenses connected with the first election and all subsequent elections; and

(10) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this subsection. Such specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, the county commission may elect to appoint the members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions which have contracted for such service upon the request of the municipalities and other political subdivisions. Upon appointment of the initial members of the board, the commission shall relinquish all powers and duties to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of central dispatching service and such duties shall be exercised by the board.

(2) The board shall consist of seven members appointed without regard to political affiliation. The members shall include:

(a) Five members who shall serve for so long as they remain in their respective county or municipal positions as follows:

a. The county sheriff, or his or her designee;

b. The heads of the municipal police department who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees; or

c. The heads of the municipal fire departments or fire divisions who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees;

(b) Two members who shall serve two-year terms appointed from among the following:

a. The head of any of the county's fire protection districts who have contracted for central dispatching service, or his or her designee;

b. The head of any of the county's ambulance districts who have contracted for central dispatching service, or his or her designee;

c. The head of any of the municipal police departments located in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph b. of paragraph (a) of this subdivision; and

d. The head of any of the municipal fire departments in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph c. of paragraph (a) of this subdivision.

(3) Upon the appointment of the board under this subsection, the board shall have the powers provided in subsection 3 of this section and the commission shall relinquish all powers and duties relating to the provision of central dispatching service under this chapter to the board.

[~~5. An emergency services board originally organized under section 190.325 operating within a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants shall not have a sales tax for emergency services or for providing central dispatching for emergency services greater than one-quarter of one percent. If on July 9, 2019, such tax is greater than one-quarter of one percent, the board shall lower the tax rate.~~**]**

190.460. 1. As used in this section, the following terms mean:

(1) "Board", the Missouri 911 service board established under section 650.325;

(2) "Consumer", a person who purchases prepaid wireless telecommunications service in a retail transaction;

(3) "Department", the department of revenue;

(4) "Prepaid wireless service provider", a provider that provides prepaid wireless service to an end user;

(5) "Prepaid wireless telecommunications service", a wireless telecommunications service that allows a caller to dial 911 to access the 911 system and which service shall be paid for in advance and is sold in predetermined units or dollars of which the number declines with use in a known amount;

(6) "Retail transaction", the purchase of prepaid wireless telecommunications service from a seller for any purpose other than resale. The purchase of more than one item that provides prepaid wireless telecommunication service, when such items are sold separately, constitutes more than one retail transaction;

(7) "Seller", a person who sells prepaid wireless telecommunications service to another person;

(8) "Wireless telecommunications service", commercial mobile radio service as defined by 47 CFR 20.3, as amended.

2. (1) Beginning January 1, 2019, there is hereby imposed a prepaid wireless emergency telephone service charge on each retail transaction. The amount of such charge shall be equal to three percent of the amount of each retail transaction. The first fifteen dollars of each retail transaction shall not be subject to the service charge.

(2) When prepaid wireless telecommunications service is sold with one or more products or services for a single, nonitemized price, the prepaid wireless emergency telephone service charge set forth in subdivision (1) of this subsection shall apply to the entire nonitemized price unless the seller elects to apply such service charge in the following way:

(a) If the amount of the prepaid wireless telecommunications service is disclosed to the consumer as a dollar amount, three percent of such dollar amount; or

(b) If the seller can identify the portion of the price that is attributable to the prepaid wireless telecommunications service by reasonable and verifiable standards from the seller's books and records that are kept in the regular course of business for other purposes including, but not limited to, nontax purposes, three percent of such portion;

The first fifteen dollars of each transaction under this subdivision shall not be subject to the service charge.

(3) The prepaid wireless emergency telephone service charge shall be collected by the seller from the consumer with respect to each retail transaction occurring in this state. The amount of the prepaid wireless emergency telephone service charge shall be either separately stated on an invoice, receipt, or other similar document that is provided to the consumer by the seller or otherwise disclosed to the consumer.

(4) For purposes of this subsection, a retail transaction that is effected in person by a consumer at a business location of the seller shall be treated as occurring in this state if that business location is in this state, and any other retail transaction shall be treated as occurring in this state if the retail transaction is treated as occurring under chapter 144.

(5) The prepaid wireless emergency telephone service charge is the liability of the consumer and not of the seller or of any provider; except that, the seller shall be liable to remit all charges that the seller collects or is deemed to collect.

(6) The amount of the prepaid wireless emergency telephone service charge that is collected by a seller from a consumer, if such amount is separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller, shall not be included in the base for measuring any tax, fee, surcharge, or other charge that is imposed by this state, any political subdivision of this state, or any intergovernmental agency.

3. (1) Prepaid wireless emergency telephone service charges collected by sellers shall be remitted to the department at the times and in the manner provided by state law with respect to sales and use taxes. The department shall establish registration and payment procedures that substantially coincide with the registration and payment procedures that apply under state law. On or after the effective date of the service charge imposed under the provisions of this section, the director of the department of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the service charge, and the director shall collect, in addition to the sales tax for the state of Missouri, all additional service charges imposed in this section. All service charges imposed under this section together with all taxes imposed under the sales tax law of the state of Missouri shall be collected together and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director. All applicable provisions contained in sections 144.010 to 144.525 governing the state sales tax and section 32.057 shall apply to the collection of any service charges imposed under this section except as modified.

(2) Beginning on January 1, 2019, and ending on January 31, 2019, when a consumer purchases prepaid wireless telecommunications service in a retail transaction from a seller under this section, the seller shall be allowed to retain one hundred percent of the prepaid wireless emergency telephone service charges that are collected by the seller from the consumer. Beginning on February 1, 2019, a seller shall be permitted to deduct and retain three percent of prepaid wireless emergency telephone service charges that are collected by the seller from consumers.

(3) The department shall establish procedures by which a seller of prepaid wireless telecommunications service may document that a sale is not a retail transaction, which procedures shall substantially coincide with the procedures for documenting sale for resale transactions for sales and use purposes under state law.

(4) The department shall deposit all remitted prepaid wireless emergency telephone service charges into the general revenue fund for the department's use until eight hundred thousand one hundred fifty dollars is collected to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges. From then onward, the department shall deposit all remitted prepaid wireless emergency telephone service charges into the Missouri 911 service trust fund created under section 190.420 within thirty days of receipt for use by the board. After the initial eight hundred thousand one hundred fifty dollars is collected, the department may deduct an amount not to exceed one percent of collected charges to be retained by the department to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges.

(5) The board shall set a rate between twenty-five and one hundred percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties without a charter form of government, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to such counties in direct proportion to the amount of charges collected in each county. The board shall set a rate between sixty-five and one hundred percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties with a charter form of government and any city not within a county, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to each such county or city not within a county in direct proportion to the amount of charges collected in each such county or city not within a county. If a county has an elected emergency services board, the Missouri 911 service board shall remit the funds to the elected emergency services board, except for an emergency services board originally organized under section 190.325 operating within a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants, in which case the funds shall be remitted to the county's general fund for the purpose of public safety infrastructure. The initial percentage rate set by the board for counties with and without a charter form of government and any city not within a county shall be set by June thirtieth of each applicable year and may be adjusted annually for the first three years, and thereafter the rate may be adjusted every three years; however, at no point shall the board set rates that fall below twenty-five percent for counties without a charter form of government and sixty-five percent for counties with a charter form of government and any city not within a county.

(6) Any amounts received by a county or city under subdivision (5) of this subsection shall be used only for purposes authorized in sections 190.305, 190.325, and 190.335. Any amounts received by any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants under this section may be used for emergency service notification systems.

4. (1) A seller that is not a provider shall be entitled to the immunity and liability protections under section 190.455, notwithstanding any requirement in state law regarding compliance with Federal Communications Commission Order 05-116.

(2) A provider shall be entitled to the immunity and liability protections under section 190.455.

(3) In addition to the protection from liability provided in subdivisions (1) and (2) of this subsection, each provider and seller and its officers, employees, assigns, agents, vendors, or anyone acting on behalf of such persons shall be entitled to the further protection from liability, if any, that is provided to providers and sellers of wireless telecommunications service that is not prepaid wireless telecommunications service under section 190.455.

5. The prepaid wireless emergency telephone service charge imposed by this section shall be in addition to any other tax, fee, surcharge, or other charge imposed by this state, any political subdivision of this state, or any intergovernmental agency for 911 funding purposes.

6. The provisions of this section shall become effective unless the governing body of a county or city adopts an ordinance, order, rule, resolution, or regulation by at least a two-thirds vote prohibiting the charge established under this section from becoming effective in the county or city at least forty-five days prior to the effective date of this section. If the governing body does adopt such ordinance, order, rule, resolution, or regulation by at least a two-thirds vote, the charge shall not be collected and the county or city shall not be allowed to obtain funds from the Missouri 911 service trust fund that are remitted to the fund under the charge established under this section. The Missouri 911 service board shall, by September 1, 2018, notify all counties and cities of the implementation of the charge established under this section, and the procedures set forth under this subsection for prohibiting the charge from becoming effective.

7. Any county or city which prohibited the prepaid wireless emergency telephone service charge pursuant to the provisions of subsection 6 of this section may take a vote of the governing body, and notify the department of revenue of the result of such vote**[**~~, by November 15, 2019,~~**]** to impose such charge **[**~~effective January 1, 2020~~**]**. A vote of at least two-thirds of the governing body is required in order to impose such charge. The department shall notify the board of notices received by **[**~~December 1, 2019~~**] within sixty days of receiving such notice**.

192.2405. 1. The following persons shall be required to immediately report or cause a report to be made to the department under sections 192.2400 to 192.2470:

(1) Any person having reasonable cause to suspect that an eligible adult presents a likelihood of suffering serious physical harm, or bullying as defined in subdivision (2) of section 192.2400, and is in need of protective services; and

(2) Any adult day care worker, chiropractor, Christian Science practitioner, coroner, dentist, embalmer, employee of the departments of social services, mental health, or health and senior services, employee of a local area agency on aging or an organized area agency on aging program, emergency medical technician, firefighter, first responder, funeral director, home health agency, home health agency employee, hospital and clinic personnel engaged in the care or treatment of others, in-home services owner or provider, in-home services operator or employee, law enforcement officer, long-term care facility administrator or employee, medical examiner, medical resident or intern, mental health professional, minister, nurse, nurse practitioner, optometrist, other health practitioner, peace officer, pharmacist, physical therapist, physician, physician's assistant, podiatrist, probation or parole officer, psychologist, social worker, or other person with the responsibility for the care of an eligible adult who has reasonable cause to suspect that the eligible adult has been subjected to abuse or neglect or observes the eligible adult being subjected to conditions or circumstances which would reasonably result in abuse or neglect. Notwithstanding any other provision of this section, a duly ordained minister, clergy, religious worker, or Christian Science practitioner while functioning in his or her ministerial capacity shall not be required to report concerning a privileged communication made to him or her in his or her professional capacity.

2. Any other person who becomes aware of circumstances that may reasonably be expected to be the result of, or result in, abuse or neglect of an eligible adult may report to the department.

3. The penalty for failing to report as required under subdivision (2) of subsection 1 of this section is provided under section 565.188.

4. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, **or** emergency medical technicians**[**~~, or emergency medical technician-paramedics~~**]**.

208.1032. 1. The department of social services shall be authorized to design and implement in consultation and coordination with eligible providers as described in subsection 2 of this section an intergovernmental transfer program relating to ground emergency medical transport services, including those services provided at the emergency medical responder, emergency medical technician (EMT), advanced EMT, **[**~~EMT intermediate,~~**]** or paramedic levels in the prestabilization and preparation for transport, in order to increase capitation payments for the purpose of increasing reimbursement to eligible providers.

2. A provider shall be eligible for increased reimbursement under this section only if the provider meets the following conditions in an applicable state fiscal year:

(1) Provides ground emergency medical transportation services to MO HealthNet participants;

(2) Is enrolled as a MO HealthNet provider for the period being claimed; and

(3) Is owned, operated, or contracted by the state or a political subdivision.

3. (1) To the extent intergovernmental transfers are voluntarily made by and accepted from an eligible provider described in subsection 2 of this section or a governmental entity affiliated with an eligible provider, the department of social services shall make increased capitation payments to applicable MO HealthNet eligible providers for covered ground emergency medical transportation services.

(2) The increased capitation payments made under this section shall be in amounts at least actuarially equivalent to the supplemental fee-for-service payments and up to equivalent of commercial reimbursement rates available for eligible providers to the extent permissible under federal law.

(3) Except as provided in subsection 6 of this section, all funds associated with intergovernmental transfers made and accepted under this section shall be used to fund additional payments to eligible providers.

(4) MO HealthNet managed care plans and coordinated care organizations shall pay one hundred percent of any amount of increased capitation payments made under this section to eligible providers for providing and making available ground emergency medical transportation and prestabilization services pursuant to a contract or other arrangement with a MO HealthNet managed care plan or coordinated care organization.

4. The intergovernmental transfer program developed under this section shall be implemented on the date federal approval is obtained, and only to the extent intergovernmental transfers from the eligible provider, or the governmental entity with which it is affiliated, are provided for this purpose. The department of social services shall

implement the intergovernmental transfer program and increased capitation payments under this section on a retroactive basis as permitted by federal law.

5. Participation in the intergovernmental transfers under this section is voluntary on the part of the transferring entities for purposes of all applicable federal laws.

6. As a condition of participation under this section, each eligible provider as described in subsection 2 of this section or the governmental entity affiliated with an eligible provider shall agree to reimburse the department of social services for any costs associated with implementing this section. Intergovernmental transfers described in this section are subject to an administration fee of up to twenty percent of the nonfederal share paid to the department of social services and shall be allowed to count as a cost of providing the services not to exceed one hundred twenty percent of the total amount.

7. As a condition of participation under this section, MO HealthNet managed care plans, coordinated care organizations, eligible providers as described in subsection 2 of this section, and governmental entities affiliated with eligible providers shall agree to comply with any requests for information or similar data requirements imposed by the department of social services for purposes of obtaining supporting documentation necessary to claim federal funds or to obtain federal approvals.

8. This section shall be implemented only if and to the extent federal financial participation is available and is not otherwise jeopardized, and any necessary federal approvals have been obtained.

9. To the extent that the director of the department of social services determines that the payments made under this section do not comply with federal Medicaid requirements, the director retains the discretion to return or not accept an intergovernmental transfer, and may adjust payments under this section as necessary to comply with federal Medicaid requirements."; and

Further amend said bill, Page 5, Section 211.031, Line 93, by inserting after all of said section and line the following:

"285.040. 1. As used in this section, "public safety employee" shall mean a person trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, **[**~~ambulance attendants and attendant drivers,~~**]** emergency medical technicians, **[**~~emergency medical technician-paramedics,~~**]** dispatchers, registered nurses, physicians, and sheriffs and deputy sheriffs.

2. No public safety employee of a city not within a county who is hired prior to September 1, 2023, shall be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

3. Public safety employees of a city not within a county who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the public safety employee to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time."; and

Further amend said bill, Page 6, Section 301.3175, Line 32, by inserting after all of said section and line the following:

"321.225. 1. A fire protection district may, in addition to its other powers and duties, provide emergency ambulance service within its district if a majority of the voters voting thereon approve a proposition to furnish such service and to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to be used exclusively to supply funds for the operation of an emergency ambulance service. The district shall exercise the same powers and duties in operating an emergency ambulance service as it does in operating its fire protection service.

2. The proposition to furnish emergency ambulance service may be submitted by the board of directors at any municipal general, primary or general election or at any election of the members of the board.

3. The question shall be submitted in substantially the following form:

Shall the board of directors of _____ Fire Protection District be authorized to provide emergency ambulance service within the district and be authorized to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to provide funds for such service?

4. If a majority of the voters casting votes thereon be in favor of emergency ambulance service and the levy, the district shall forthwith commence such service.

5. As used in this section "emergency" means a situation resulting from a sudden or unforeseen situation or occurrence that requires immediate action to save life or prevent suffering or disability.

6. In addition to all other taxes authorized on or before September 1, 1990, the board of directors of any fire protection district may, if a majority of the voters of the district voting thereon approve, levy an additional tax of not more than forty cents per one hundred dollars of assessed valuation to be used for the support of the ambulance service or partial or complete support of **[**~~an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician~~**] a** paramedic first responder program. The proposition to levy the tax authorized by this subsection may be submitted by the board of directors at the next annual election of the members of the board or at any regular municipal or school election conducted by the county clerk or board of election commissioners in such district or at a special election called for the purpose, or upon petition of five hundred registered voters of the district. A separate ballot containing the question shall read as follows:

> Shall the board of directors of the _____ Fire Protection District be authorized to levy an additional tax of not more than forty cents per one hundred dollars assessed valuation to provide funds for the support of an ambulance service or partial or complete support of an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician paramedic first responder program?
>
> ☐ FOR THE PROPOSITION
>
> ☐ AGAINST THE PROPOSITION
>
> (Place an X in the square opposite the one for which you wish to vote.)

If a majority of the qualified voters casting votes thereon be in favor of the question, the board of directors shall accordingly levy a tax in accordance with the provisions of this subsection, but if a majority of voters casting votes thereon do not vote in favor of the levy authorized by this subsection, any levy previously authorized shall remain in effect.

321.620. 1. Fire protection districts in first class counties may, in addition to their other powers and duties, provide ambulance service within their district if a majority of the voters voting thereon approve a proposition to furnish such service and to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to be used exclusively to supply funds for the operation of an emergency ambulance service. The district shall exercise the same powers and duties in operating an ambulance service as it does in operating its fire protection service. As used in this section "emergency" means a situation resulting from a sudden or unforeseen situation or occurrence that requires immediate action to save life or prevent suffering or disability.

2. The proposition to furnish ambulance service may be submitted by the board of directors at any municipal general, primary or general election or at any election of the members of the board or upon petition by five hundred voters of such district.

3. The question shall be submitted in substantially the following form:

> Shall the board of directors of _____ Fire Protection District be authorized to provide ambulance service within the district and be authorized to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to provide funds for such service?

4. If a majority of the voters casting votes thereon be in favor of ambulance service and the levy, the district shall forthwith commence such service.

5. In addition to all other taxes authorized on or before September 1, 1990, the board of directors of any fire protection district may, if a majority of the voters of the district voting thereon approve, levy an additional tax of not more than forty cents per one hundred dollars of assessed valuation to be used for the support of the ambulance service, or partial or complete support of **[**~~an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician~~**] a** paramedic first responder program. The proposition to levy the tax authorized by this subsection may be submitted by the board of directors at the next annual election of the members of the board or at any regular municipal or school election conducted by the county clerk or board of election commissioners in such district or at a special election called for the purpose, or upon petition of five hundred registered voters of the district. A separate ballot containing the question shall read as follows:

> Shall the board of directors of the _____ Fire Protection District be authorized to levy an additional tax of not more than forty cents per one hundred dollars assessed valuation to provide funds for the support of an ambulance service or partial or complete support of an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician paramedic first responder program?

☐ FOR THE PROPOSITION
☐ AGAINST THE PROPOSITION
(Place an X in the square opposite the one for which you wish to vote).

If a majority of the qualified voters casting votes thereon be in favor of the question, the board of directors shall accordingly levy a tax in accordance with the provisions of this subsection, but if a majority of voters casting votes thereon do not vote in favor of the levy authorized by this subsection, any levy previously authorized shall remain in effect.

537.037. 1. Any physician or surgeon, registered professional nurse or licensed practical nurse licensed to practice in this state under the provisions of chapter 334 or 335, or licensed to practice under the equivalent laws of any other state and any person licensed as **[**~~a mobile~~**] an** emergency medical technician under the provisions of chapter 190, may:

(1) In good faith render emergency care or assistance, without compensation, at the scene of an emergency or accident, and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care;

(2) In good faith render emergency care or assistance, without compensation, to any minor involved in an accident, or in competitive sports, or other emergency at the scene of an accident, without first obtaining the consent of the parent or guardian of the minor, and shall not be liable for any civil damages other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering the emergency care.

2. Any other person who has been trained to provide first aid in a standard recognized training program may, without compensation, render emergency care or assistance to the level for which he or she has been trained, at the scene of an emergency or accident, and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.

3. Any mental health professional, as defined in section 632.005, or qualified counselor, as defined in section 631.005, or any practicing medical, osteopathic, or chiropractic physician, or certified nurse practitioner, or physicians' assistant may in good faith render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions.

4. Any other person may, without compensation, render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions."; and

Further amend said bill, Page 30, Section 590.1075, Line 11, by inserting after all of said section and line the following:

"650.320. For the purposes of sections 650.320 to 650.340, the following terms mean:

(1) **"Ambulance service", the same meaning given to the term in section 190.100;**

(2) "Board", the Missouri 911 service board established in section 650.325;

(3) "Dispatch agency", the same meaning given to the term in section 190.100;

(4) "Medical director", the same meaning given to the term in section 190.100;

(5) "Memorandum of understanding", the same meaning given to the term in section 190.100;

[~~(2)~~**] (6)** "Public safety answering point", the location at which 911 calls are answered;

[~~(3)~~**] (7)** "Telecommunicator **first responder**", any person employed as an emergency **[**~~telephone worker,~~**]** call taker or public safety dispatcher whose duties include receiving, processing or transmitting public safety information received through a 911 public safety answering point.

650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from the department of public safety, and the other members shall be selected as follows:

(1) One member chosen to represent an association domiciled in this state whose primary interest relates to municipalities;

(2) One member chosen to represent the Missouri 911 Directors Association;

(3) One member chosen to represent emergency medical services and physicians;

(4) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to a national emergency number;

(5) One member chosen to represent an association whose primary interest relates to issues pertaining to fire chiefs;

(6) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to issues pertaining to public safety communications officers;

(7) One member chosen to represent an association whose primary interest relates to issues pertaining to police chiefs;

(8) One member chosen to represent an association domiciled in this state whose primary interest relates to issues pertaining to sheriffs;

(9) One member chosen to represent counties of the second, third, and fourth classification;

(10) One member chosen to represent counties of the first classification, counties with a charter form of government, and cities not within a county;

(11) One member chosen to represent telecommunications service providers;

(12) One member chosen to represent wireless telecommunications service providers;

(13) One member chosen to represent voice over internet protocol service providers; and

(14) One member chosen to represent the governor's council on disability established under section 37.735.

2. Each of the members of the board shall be appointed by the governor with the advice and consent of the senate for a term of four years. Members of the committee may serve multiple terms. No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other representative serving as a member of the board. Notwithstanding subsection 1 of this section to the contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of their terms.

3. The board shall meet at least quarterly at a place and time specified by the chairperson of the board and it shall keep and maintain records of such meetings, as well as the other activities of the board. Members shall not be compensated but shall receive actual and necessary expenses for attending meetings of the board.

4. The board shall:

(1) Organize and adopt standards governing the board's formal and informal procedures;

(2) Provide recommendations for primary answering points and secondary answering points on technical and operational standards for 911 services;

(3) Provide recommendations to public agencies concerning model systems to be considered in preparing a 911 service plan;

(4) Provide requested mediation services to political subdivisions involved in jurisdictional disputes regarding the provision of 911 services, except that the board shall not supersede decision-making authority of local political subdivisions in regard to 911 services;

(5) Provide assistance to the governor and the general assembly regarding 911 services;

(6) Review existing and proposed legislation and make recommendations as to changes that would improve such legislation;

(7) Aid and assist in the timely collection and dissemination of information relating to the use of a universal emergency telephone number;

(8) Perform other duties as necessary to promote successful development, implementation and operation of 911 systems across the state, including monitoring federal and industry standards being developed for next-generation 911 systems;

(9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911 operations and ensuring compliance with federal grants for 911 funding;

(10) Elect the chair from its membership;

(11) Apply for and receive grants from federal, private, and other sources;

(12) Report to the governor and the general assembly at least every three years on the status of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and levels of service;

(13) Conduct and review an annual survey of public safety answering points in Missouri to evaluate potential for improved services, coordination, and feasibility of consolidation;

(14) Make and execute contracts or any other instruments and agreements necessary or convenient for the exercise of its powers and functions, including for the development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(15) Develop a plan and timeline of target dates for the testing, implementation, and operation of a next-generation 911 system throughout Missouri. The next-generation 911 system shall allow for the processing of electronic messages including, but not limited to, electronic messages containing text, images, video, or data;

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

(b) Promotion of consolidation where appropriate;

(c) Mapping and addressing all county locations;

(d) Ensuring primary access and texting abilities to 911 services for disabled residents;

(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019; and

(f) Development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;

(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;

(19) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation;

(20) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee;

(21) Establish criteria for consolidation prioritization of public safety answering points;

(22) In coordination with existing public safety answering points, by December 31, 2018, designate no more than eleven regional 911 coordination centers which shall coordinate statewide interoperability among public safety answering points within their region through the use of a statewide 911 emergency services network; **[**~~and~~**]**

(23) Establish an annual budget, retain records of all revenue and expenditures made, retain minutes of all meetings and subcommittees, post records, minutes, and reports on the board's webpage on the department of public safety website**; and**

(24) Promote and educate the public about the critical role of telecommunicator first responders in protecting the public and ensuring public safety.

5. The department of public safety shall provide staff assistance to the board as necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

6. The board shall promulgate rules and regulations that are reasonable and necessary to implement and administer the provisions of sections 190.455, 190.460, 190.465, 190.470, 190.475, and sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section 536.010, shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017, shall be invalid and void.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for **[**~~telecommunicators~~**]** **telecommunicator first responders** who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator **first responder**, 16 hours;

(2) Fire telecommunicator **first responder**, 16 hours;

(3) Emergency medical services telecommunicator **first responder**, 16 hours;

(4) Joint communication center telecommunicator **first responder**, 40 hours.

3. All persons employed as a telecommunicator **first responder** in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator **first responder**. Such

persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section.

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator **or a telecommunicator first responder** after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator **or telecommunicator first responder**.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. **[**~~This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134.~~**]** **The board shall be responsible for the approval of training courses for emergency medical dispatchers. The board shall develop necessary rules and regulations in collaboration with the state EMS medical director's advisory committee, as described in section 190.103, which may provide recommendations relating to the medical aspects of prearrival medical instructions.**

8. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director whose duties include the maintenance of standards and approval of protocols or guidelines.

[~~190.134. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director, whose duties include the maintenance of standards and protocol approval.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Proudie offered **House Amendment No. 1 to House Amendment No. 13**.

House Amendment No. 1
to
House Amendment No. 13

AMEND House Amendment No. 13 to House Committee Substitute for Senate Bill No. 186, Page 21, Line 36, by deleting all of said line and inserting in lieu thereof the following:

"**211.575. 1. The "Task Force on Juvenile Justice and Education" is hereby created to study and make recommendations on the processes, procedures, and protocols regarding education for adjudicated youth in Missouri. The task force shall consist of the following members:**

(1) One member of the general assembly appointed by the president pro tempore of the senate;

(2) One member of the general assembly appointed by the minority floor leader of the senate;

(3) One member of the general assembly appointed by the speaker of the house of representatives;

(4) One member of the general assembly appointed by the minority floor leader of the house of representatives;

(5) The secretary of state or his or her designee;

(6) The attorney general or his or her designee; and

(7) A current or former judge from the juvenile and family court appointed by the St. Louis juvenile court system.

2. Members of the task force shall be individuals who are actively involved in or have a well-documented interest in the fields of education, special education, or adjudicated youth. The appointment of members shall reflect the geographic diversity of the state.

3. The task force shall elect a presiding officer by a majority vote of the members of the task force. The task force shall meet at the call of the presiding officer.

4. The task force shall study nationally recognized best practices and make recommendations regarding the development and implementation of effective state-wide processes and procedures for the appropriate education of adjudicated youth. In making the recommendations, the task force shall:

(1) Gather information concerning current processes, procedures, protocols, and adherence from throughout the state;

(2) Receive reports and testimony from individuals, state and local agencies, community-based organizations, and other public and private organizations; and

(3) Create goals for state policy that would ensure adjudicated youth receive free, appropriate, and consistent education.

5. The recommendations may include proposals for specific statutory changes and additions or methods to foster cooperation among state agencies and between the state and local government.

6. The task force shall consult with employees of the department of social services, the department of public safety, the department of elementary and secondary education, the department of corrections, and any other state agency, board, commission, office, or department as necessary to accomplish the task force's responsibilities under this section.

7. The task force shall meet within two months of August 28, 2023.

8. The members of the task force shall serve without compensation and shall not be reimbursed for their expenses.

9. The secretary of state's and attorney general's office shall provide administrative support to the task force.

10. On or before December 31, 2023, the task force shall submit a report on the task force's findings to the governor and general assembly.

285.040. 1. As used in this section, "public safety employee" shall mean a person trained"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Proudie, **House Amendment No. 1 to House Amendment No. 13** was adopted.

Representative Collins offered **House Amendment No. 2 to House Amendment No. 13**.

House Amendment No. 2
to
House Amendment No. 13

AMEND House Amendment No. 13 to House Committee Substitute for Senate Bill No. 186, Page 25, Line 15, by inserting after all of said line the following:

"Further amend said bill, Page 11, Section 558.019, Line 125, by inserting after all of said section and line the following:

"558.041. 1. Any offender committed to the department of corrections, except those persons committed pursuant to subsection 7 of section 558.016, or subsection 3 of section 566.125, **[**~~may~~**] shall** receive additional credit in terms of days spent in confinement upon recommendation for such credit by the offender's institutional superintendent when the offender meets the requirements for such credit as provided in subsections 3 and 4 of this section. Good time credit may be rescinded by the director or his or her designee pursuant to the divisional policy issued pursuant to subsection 3 of this section.

2. Any credit extended to an offender shall only apply to the sentence which the offender is currently serving**, but any program or activity, as described in subsection 3 of this section, that is completed by an offender prior to August 28, 2023, shall apply retroactively for good time credit**.

3. **(1)** The director of the department of corrections shall issue a policy for awarding credit.

(2) The policy **[**~~may~~**] shall** reward an **[**~~inmate~~**] offender** who has served his or her sentence in an orderly and peaceable manner and has taken advantage of the rehabilitation programs available to him or her.

(3) Any **major conduct** violation of institutional rules **[**~~or~~**], violation of** the laws of this state **[**~~may~~**], parole revocation, or the accumulation of minor conduct violations exceeding six within a calendar year shall** result in the loss of all **[**~~or a portion of any~~**] prior** credit earned by the **[**~~inmate~~**] offender** pursuant to this section.

(4) The policy shall specify the programs or activities for which credit may be earned under this section; the criteria for determining productive participation in, or completion of, the programs or activities; and the criteria for awarding credit.

(5) No offender committed to the department who is sentenced to death or sentenced to life without probation or parole shall be eligible for good time credit.

(6) The department shall award credit of sixty days to any qualifying offender who successfully:

(a) Receives a high school diploma or equivalent, college diploma, or a vocational training certificate as provided under the department's policy;

(b) Completes an alcohol or drug abuse treatment program as provided under the department's policy, except that alcohol and drug abuse treatment programs ordered by the court or parole board shall not qualify;

(c) Completes one thousand hours of restorative justice; or

(d) Completes other programs as provided under the department's policy.

(7) Each qualifying program or activity successfully completed shall earn sixty days of credit.

(8) Offenders sentenced under subsections 2 and 3 of section 558.019 shall be eligible for good time credit. Any good time credit earned shall be subtracted from the offender's minimum eligibility-for-release date.

(9) Nothing in this section shall be construed to require that the offender be released as a result of good time credit. The parole board in its discretion shall determine the date of release.

4. **[**~~The department shall cause the policy to be published in the code of state regulations.~~

~~5. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024~~**] Offenders may petition the department to receive credit for programs or activities completed prior to August 28, 2023, as specified below:**

(1) Offenders are eligible to submit petitions from January 1, 2024, to December 31, 2024;

(2) Offenders must have completed the program or activity after December 31, 2009; and

(3) The provisions of this subsection shall apply retroactively to offenses committed after December 31, 2009.

5. No offender committed to the department who is sentenced to death or sentenced to life without probation or parole shall be eligible for good time credit under this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Collins, **House Amendment No. 2 to House Amendment No. 13** was adopted.

Representative Schwadron offered **House Amendment No. 3 to House Amendment No. 13**.

House Amendment No. 3
to
House Amendment No. 13

AMEND House Amendment No. 13 to House Committee Substitute for Senate Bill No. 186, Page 19, Line 21, by inserting after said line the following:

"**190.1010. 1. As used in this section, the following terms shall mean:**

(1) "Employee", a first responder employed by an employer;

(2) "Employer", the state, a unit of local government, or a public hospital or ambulance service that employs first responders;

(3) "First responder", a 911 dispatcher, paramedic, emergency medical technician, or a volunteer or full-time paid firefighter;

(4) "Peer support advisor", a person approved by the employer who voluntarily provides confidential support and assistance to employees experiencing personal or professional problems. An employer shall provide peer support advisors with an appropriate level of training in counseling to provide emotional and moral support;

(5) "Peer support counseling program", a program established by an employer to train employees to serve as peer support advisors in order to conduct peer support counseling sessions;

(6) "Peer support counseling session", communication with a peer support advisor designated by an employer. A peer support counseling session is accomplished primarily through listening, assessing, assisting with problem solving, making referrals to a professional when necessary, and conducting follow-up as needed;

(7) "Record", any record kept by a therapist or by an agency in the course of providing behavioral health care to a first responder concerning the first responder and the services provided. "Record" includes the personal notes of the therapist or agency, as well as all records maintained by a court that have been created in connection with, in preparation for, or as a result of the filing of any petition. "Record" does not include information that has been de-identified in accordance with the federal Health Insurance Portability and Accountability Act (HIPAA) and does not include a reference to the receipt of behavioral health care noted during a patient history and physical or other summary of care.

2. (1) Any communication made by an employee or peer support advisor in a peer support counseling session, as well as any oral or written information conveyed in the peer support counseling session, shall be confidential and shall not be disclosed by any person participating in the peer support counseling session or released to any person or entity. Any communication relating to a peer support counseling session made confidential under this section that is made between peer support advisors and the supervisors or staff of a peer support counseling program, or between the supervisor and staff of a peer support counseling program, shall be confidential and shall not be disclosed. The provisions of this section shall not be construed to prohibit any communications between counselors who conduct peer support counseling sessions or any communications between counselors and the supervisors or staff of a peer support counseling program.

(2) Any communication described in subdivision (1) of this subsection may be subject to a subpoena for good cause shown.

(3) The provisions of this subsection shall not apply to the following:

(a) Any threat of suicide or homicide made by a participant in a peer support counseling session or any information conveyed in a peer support counseling session related to a threat of suicide or homicide;

(b) Any information mandated by law or agency policy to be reported, including, but not limited to, domestic violence, child abuse or neglect, or elder abuse or neglect;

(c) Any admission of criminal conduct; or

(d) Any admission or act of refusal to perform duties to protect others or the employee.

(4) All communications, notes, records, and reports arising out of a peer support counseling session shall not be considered public records subject to disclosure under chapter 610.

(5) A department or organization that establishes a peer support counseling program shall develop a policy or rule that imposes disciplinary measures against a peer support advisor who violates the confidentiality of the peer support counseling program by sharing information learned in a peer support counseling session with personnel who are not supervisors or staff of the peer support counseling program unless otherwise exempted under the provisions of this subsection.

3. Any employer that creates a peer support counseling program shall be subject to the provisions of this section. An employer shall ensure that peer support advisors receive appropriate training in counseling to conduct peer support counseling sessions. An employer may refer any person to a peer support advisor within the employer's organization or, if those services are not available with the employer, to another peer support counseling program that is available and approved by the employer. Notwithstanding any other provision of law to the contrary, an employer shall not mandate that any employee participate in a peer support counseling program."; and

Further amend said amendment, Page 22, Line 11, by deleting said line and inserting in lieu thereof the following:

"as the primary residence is located within a one-hour response time.

287.245. 1. As used in this section, the following terms shall mean:

(1) "Association", volunteer fire protection associations as defined in section 320.300;

(2) "State fire marshal", the state fire marshal selected under the provisions of sections 320.200 to 320.270;

(3) "Volunteer firefighter", the same meaning as in section 287.243;

(4) "Voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool" or "pool", the same meaning as in section 320.400.

2. (1) Any association may apply to the state fire marshal for a grant for the purpose of funding such association's costs related to workers' compensation insurance premiums for volunteer firefighters.

(2) Any voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool may apply to the state fire marshal for a grant for the **[**~~purpose of establishing a~~**]** voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool. **[**~~This subdivision shall expire June 30, 2023.~~**]**

3. Subject to appropriations, the state fire marshal may disburse grants to any applying volunteer fire protection association subject to the following schedule:

(1) Associations which had zero to five volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for two thousand dollars in grant money;

(2) Associations which had six to ten volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for one thousand five hundred dollars in grant money;

(3) Associations which had eleven to fifteen volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for one thousand dollars in grant money;

(4) Associations which had sixteen to twenty volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for five hundred dollars in grant money.

4. Grant money disbursed under this section shall only be used for the purpose of paying for the workers' compensation insurance premiums of volunteer firefighters or **[**~~establishing~~**] for the benefit of** a voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool."; and

Further amend said amendment and page, Line 16, by deleting said line and inserting in lieu thereof the following:

""320.400. 1. For purposes of this section, the following terms mean:

(1) "Covered individual", a **[**~~firefighter~~**] first responder** who:

(a) Is a paid employee or is a volunteer **[**~~firefighter as defined in section 320.333~~**]**;

(b) Has been assigned to at least five years of hazardous duty as a **[**~~firefighter~~**] paid employee or volunteer**;

(c) Was exposed to **[**~~an agent classified by the International Agency for Research on Cancer, or its successor organization, as a group 1 or 2A carcinogen, or classified as a cancer-causing agent by the American Cancer Society, the American Association for Cancer Research, the Agency for Health Care Policy and Research, the American Society for Clinical Oncology, the National Institute for Occupational Safety and Health, or the United States National Cancer Institute~~**] or diagnosed with a critical illness type**;

(d) Was last assigned to hazardous duty **[**~~as a firefighter~~**]** within the previous fifteen years; and

(e) **In the case of a diagnosis of cancer,** is not seventy years of age or older at the time of the diagnosis of cancer;

(2) **"Critical illness", one of the following:**

(a) In the case of a cancer claim, exposure to an agent classified by the International Agency for Research on Cancer, or its successor organization, as a group 1 or 2A carcinogen, or classified as a cancer-causing agent by the American Cancer Society, the American Association for Cancer Research, the Agency for Healthcare Research and Quality, the American Society of Clinical Oncology, the National Institute for Occupational Safety and Health, or the United States National Cancer Institute;

(b) In the case of a posttraumatic stress injury claim, such an injury that is diagnosed by a psychiatrist licensed pursuant to chapter 334 or a psychologist licensed pursuant to chapter 337 and established by a preponderance of the evidence to have been caused by the employment conditions of the first responder;

(3) "Dependent", the same meaning as in section 287.240;

[~~(3)~~**] (4) "Emergency medical technician-basic", the same meaning as in section 190.100;**

(5) "Emergency medical technician-paramedic", the same meaning as in section 190.100;

(6) "Employer", any political subdivision of the state;

[~~(4)~~**] (7) "First responder", a firefighter, emergency medical technician-basic or emergency medical technician-paramedic, or telecommunicator;**

(8) "Posttraumatic stress injury", any psychological or behavioral health injury suffered by and through the employment of an individual due to exposure to stressful and life-threatening situations and rigors of the employment, excluding any posttraumatic stress injuries that may arise solely as a result of a legitimate personnel action by an employer such as a transfer, promotion, demotion, or termination;

(9) "Telecommunicator", the same meaning as in section 650.320;

(10) "Voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool" or "pool", an entity described in section 537.620 that is established for the purposes of this section**;**

(11) "Volunteer", a volunteer firefighter, as defined in section 320.333; volunteer emergency medical technician-basic; volunteer emergency medical technician-paramedic; or volunteer telecommunicator.

2. (1) Three or more employers may create a **[**~~voluntary firefighter cancer benefits~~**]** pool for the purpose of this section. **Notwithstanding the provisions of sections 537.620 to 537.650 to the contrary, a pool created pursuant to this section may allow covered individuals to join the pool.** An employer **or covered individual** may make contributions into the **[**~~voluntary firefighter cancer benefits~~**]** pool established for the purpose of this section. **Any professional organization formed for the purpose, in whole or in part, of representing or providing resources for any covered individual may make contributions to the pool on behalf of any covered individual without the professional organization itself joining the pool.** The contribution levels and award levels shall be set by the board of trustees of the pool.

(2) For **a covered individual or** an employer that chooses to make contributions into the **[**~~voluntary firefighter cancer benefits~~**]** pool, the pool shall provide the minimum benefits specified by the board of trustees of the pool to covered individuals, based on the award level of the **[**~~cancer~~**] critical illness** at the time of diagnosis, after the employer **or covered individual** becomes a participant.

(3) Benefit levels **for cancer** shall be established by the board of trustees of the pool based on the category and stage of the cancer. **Benefit levels for a posttraumatic stress injury shall be established by the board of trustees of the pool. Awards of benefits may be made to the same individual for both cancer and posttraumatic stress injury provided the qualifications for both awards are met.**

(4) In addition to **[**~~an~~**] a cancer** award pursuant to subdivision (3) of this subsection:

(a) A payment may be made from the pool to a covered individual for the actual award, up to twenty-five thousand dollars, for rehabilitative or vocational training employment services and educational training relating to the cancer diagnosis;

(b) A payment may be made to covered individual of up to ten thousand dollars if the covered individual incurs cosmetic disfigurement costs resulting from cancer.

(5) If the cancer is diagnosed as terminal cancer, the covered individual may receive a lump-sum payment of twenty-five thousand dollars as an accelerated payment toward the benefits due based on the benefit levels established pursuant to subdivision (3) of this subsection.

(6) The covered individual may receive additional awards if the cancer increases in award level, but the amount of any benefit paid earlier for the same cancer may be subtracted from the new award.

(7) If a covered individual dies while owed benefits pursuant to this section, the benefits shall be paid to the dependent or domestic partner, if any, at the time of death. If there is no dependent or domestic partner, the obligation of the pool to pay benefits shall cease.

(8) If a covered individual returns to the same position of employment after a cancer diagnosis, the covered individual may receive benefits in this section for any subsequent new type of covered cancer diagnosis.

(9) The **cancer** benefits payable pursuant to this section shall be reduced by twenty-five percent if a covered individual used a tobacco product within the five years immediately preceding the cancer diagnosis.

(10) A **cancer** claim for benefits from the pool shall be filed no later than two years after the diagnosis of the cancer. The claim for each type of cancer needs to be filed only once to allow the pool to increase the award level pursuant to subdivision (3) of this subsection.

(11) **A payment may be made from the pool to a covered individual for the actual award, up to ten thousand dollars, for seeking treatment with a psychiatrist licensed pursuant to chapter 334 or a psychologist licensed pursuant to chapter 337 and any subsequent courses of treatment recommended by such licensed individuals. If a covered individual returns to the same position of employment after a posttraumatic stress**

injury diagnosis, the covered individual may receive benefits in this section for the continued treatment of such injury or any subsequently covered posttraumatic stress injury diagnosis.

(12) For purposes of all other employment policies and benefits that are not workers' compensation benefits payable under chapter 287, health insurance, and any benefits paid pursuant to chapter 208, a covered individual's **[**~~cancer~~**] critical illness** diagnosis shall be treated as an on-the-job injury or illness.

3. The board of trustees of **[**~~the pool~~**] a pool created pursuant to this section** may:

(1) Create a program description to further define or modify the benefits of this section;

(2) Modify the contribution rates, benefit levels, including the maximum amount, consistent with subdivision (1) of this subsection, and structure of the benefits based on actuarial recommendations and with input from a committee of the pool; and

(3) Set a maximum amount of benefits that may be paid to a covered individual for each **[**~~cancer~~**] critical illness** diagnosis.

4. The board of trustees of the pool shall be considered a public governmental body and shall be subject to all of the provisions of chapter 610.

5. A pool may accept or apply for any grants or donations from any private or public source.

6. (1) Any pool may apply to the state fire marshal for a grant for the **[**~~purpose of establishing a voluntary firefighter cancer benefits~~**]** pool. The state fire marshal shall disburse grants to the pool upon receipt of the application.

(2) The state fire marshal may grant money disbursed under section 287.245 to be used for the purpose of setting up a pool.

[~~(3)This subsection shall expire on June 30, 2023.~~ **]**

7. (1) This **[**~~subsection~~**] section** shall not affect any determination as to whether a covered individual's **[**~~cancer~~**] critical illness** arose out of and in the course of employment and is a compensable injury pursuant to chapter 287. Receipt of benefits from **[**~~the~~**] a** pool under this section shall not be considered competent evidence or proof by itself of a compensable injury under chapter 287.

(2) Should it be determined that a covered individual's **[**~~cancer~~**] critical illness** arose out of and in the course of employment and is a compensable injury under chapter 287, the compensation and death benefit provided under chapter 287 shall be reduced one hundred percent by any benefits received from the pool under this section.

(3) The employer in any claim made pursuant to chapter 287 shall be subrogated to the right of the employee or to the dependent or domestic partner to receive benefits from **[**~~the~~**] a** pool and such employer may recover any amounts which such employee or the dependent or domestic partner would have been entitled to recover from **[**~~the~~**] a** pool under this section. Any receipt of benefits from the pool under this section shall be treated as an advance payment by the employer, on account of any future installments of benefits payable pursuant to chapter 287.

321.225. 1. A fire protection district may, in addition to its other powers and duties,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 3 to House Amendment No. 13** was adopted.

Representative Smith (46) offered **House Amendment No. 4 to House Amendment No. 13**.

House Amendment No. 4
to
House Amendment No. 13

AMEND House Amendment No. 13 to House Committee Substitute for Senate Bill No. 186, Page 25, Line 15, by inserting after said line the following:

"Further amend said bill, Page 28, Section 579.022, Line 10, by inserting after all of said section and line the following:

"590.502. 1. For purposes of this section, the following shall mean:

(1) "Administering authority", any individual or body authorized by a law enforcement agency to hear and make final decisions regarding appeals of disciplinary actions issued by such agency;

(2) "Color of law", any act by a law enforcement officer, whether on duty or off duty, that is performed in furtherance of his or her sworn duty to enforce laws and to protect and serve the public;

(3) "Economic loss", any economic loss including, but not limited to, loss of overtime accrual, overtime income, sick time accrual, sick time, secondary employment income, holiday pay, and vacation pay;

(4) "Good cause", sufficient evidence or facts that would support a party's request for extensions of time or any other requests seeking accommodations outside the scope of the rules set out herein;

(5) "Law enforcement officer", any commissioned peace officer with the power to arrest for a violation of the criminal code who is employed by any unit of the state or any county, charter county, city, charter city, municipality, district, college, university, or any other political subdivision or is employed by the board of police commissioners as defined in chapter 84. Law enforcement officer shall not include any officer who is the highest ranking officer in the law enforcement agency.

2. Whenever a law enforcement officer is under administrative investigation or is subjected to administrative questioning that the officer reasonably believes could lead to disciplinary action, demotion, dismissal, transfer, or placement on a status that could lead to economic loss, the investigation or questioning shall be conducted under the following conditions:

(1) The law enforcement officer who is the subject of the investigation shall be informed, in writing, of the existence and nature of the alleged violation and the individuals who will be conducting the investigation. Notice shall be provided to the officer along with a copy of the complaint at least twenty-four hours prior to any interrogation or interview of the officer;

(2) Any person, including members of the same agency or department as the officer under investigation, filing a complaint against a law enforcement officer shall have the complaint supported by a written statement outlining the complaint that includes the personal identifying information of the person filing the complaint. All personal identifying information shall be held confidential by the investigating agency;

(3) When a law enforcement officer is questioned or interviewed regarding matters pertaining to his or her law enforcement duties or actions taken within the scope of his or her employment, such questioning shall be conducted for a reasonable length of time and only while the officer is on duty unless reasonable circumstances exist that necessitate questioning the officer while he or she is off duty;

(4) Any interviews or questioning shall be conducted at a secure location at the agency that is conducting the investigation or at the place where the officer reports to work, unless the officer consents to another location;

(5) Law enforcement officers shall be questioned by up to two investigators and shall be informed of the name, rank, and command of the investigator or investigators conducting the investigation; except that, separate investigators shall be assigned to investigate alleged department policy violations and alleged criminal violations;

(6) Interview sessions shall be for a reasonable period of time. There shall be times provided for the officer to allow for such personal necessities and rest periods as are reasonably necessary;

(7) Prior to an interview session, the investigator or investigators conducting the investigation shall advise the law enforcement officer of the rule set out in Garrity v. New Jersey, 385 U.S. 493 (1967), specifically that the law enforcement officer is being ordered to answer questions under threat of disciplinary action and that the officer's answers to the questions will not be used against the officer in criminal proceedings;

(8) Law enforcement officers shall not be threatened, harassed, or promised rewards to induce them into answering any question; except that, law enforcement officers may be compelled by their employer to give protected Garrity statements to an investigator under the direct control of the employer, but such compelled statements shall not be used or derivatively used against the officer in any aspect of a criminal case brought against the officer;

(9) Law enforcement officers under investigation are entitled to have an attorney or any duly authorized representative present during any questioning that the law enforcement officer reasonably believes may result in disciplinary action. The attorney or representative shall be permitted to confer with the officer but shall not unduly disrupt or interfere with the interview. The questioning shall be suspended for a period of up to twenty-four hours if the officer requests representation;

(10) Prior to the law enforcement officer being interviewed, the officer and his or her attorney or representative shall have the opportunity to review the complaint;

(11) The law enforcement agency conducting the investigation shall have ninety days from receipt of a citizen complaint to complete such investigation. The agency shall determine the disposition of the complaint and render a disciplinary decision, if any, within ninety days. The agency may, for good cause, petition the administering authority overseeing the administration of discipline for an extension of time to complete the

investigation. If the administering authority finds the agency has shown good cause for the granting of an extension of time to complete the investigation, the administering authority shall grant an extension of up to sixty days. The agency is limited to two extensions per investigation; except that, if there is an ongoing criminal investigation there shall be no limitation on the amount of sixty-day extensions. For good cause shown, the internal investigation may be tolled until the conclusion of a concurrent criminal investigation arising out of the same alleged conduct. Absent consent from the officer being investigated, the administering authority overseeing the administration of discipline shall set the matter for hearing and shall provide notice of the hearing to the law enforcement officer under investigation. The officer shall have the right to attend the hearing and to present evidence and arguments against extension;

(12) Within five days of the conclusion of the administrative investigation, the investigator shall inform the officer, in writing, of the investigative findings and any recommendation for further action, including discipline;

(13) A complete record of the administrative investigation shall be kept by the law enforcement agency conducting such investigation. Upon completion of the investigation, a copy of the entire record, including, but not limited to, audio, video, and transcribed statements, shall be provided to the officer or the officer's representative within five business days of the officer's written request. The agency may request a protective order to redact all personal identifying witness information; and

(14) All records compiled as a result of any investigation subject to the provisions of this section shall be held confidential and shall not be subject to disclosure under chapter 610, except by lawful subpoena or court order, by release approved by the officer, or as provided in section 590.070.

3. Law enforcement officers who are suspended without pay, demoted, terminated, transferred, or placed on a status resulting in economic loss shall be entitled to a full due process hearing. However, nothing in this section shall prohibit a law enforcement agency and the authorized bargaining representative for a law enforcement officer employed by that agency from reaching written agreements providing disciplinary procedures more favorable than those provided for this section. The components of the hearing shall include, at a minimum:

(1) The right to be represented by an attorney or other individual of their choice during the hearing;

(2) Seven days' notice of the hearing date and time;

(3) An opportunity to access and review documents, at least seven days in advance of the hearing, that are in the employer's possession and that were used as a basis for the disciplinary action;

(4) The right to refuse to testify at the hearing if the officer is concurrently facing criminal charges in connection with the same incident. A law enforcement officer's decision not to testify shall not result in additional internal charges or discipline;

(5) A complete record of the hearing shall be kept by the agency for purposes of appeal. The record shall be provided to the officer or his or her attorney upon written request;

(6) The entire record of the hearing shall remain confidential and shall not be subject to disclosure under chapter 610, except by lawful subpoena or court order.

4. Any decision, order, or action taken following the hearing shall be in writing and shall be accompanied by findings of fact. The findings shall consist of a concise statement upon each issue in the case. A copy of the decision or order accompanying findings and conclusions along with the written action and right of appeal, if any, shall be delivered or mailed promptly to the law enforcement officer or to the officer's attorney or representative of record.

5. Law enforcement officers shall have the opportunity to provide a written response to any adverse materials placed in their personnel file, and such written response shall be permanently attached to the adverse material.

6. Law enforcement officers shall have the right to compensation for any economic loss incurred during an investigation if the officer is found to have committed no misconduct.

7. Employers shall defend and indemnify law enforcement officers from and against civil claims made against them in their official and individual capacities if the alleged conduct arose in the course and scope of their obligations and duties as law enforcement officers. This includes any actions taken off duty if such actions were taken under color of law. In the event the law enforcement officer is convicted of, or pleads guilty to, criminal charges arising out of the same conduct, the employer shall no longer be obligated to defend and indemnify the officer in connection with related civil claims.

8. Law enforcement officers shall not be disciplined, demoted, dismissed, transferred, or placed on a status resulting in economic loss as a result of the assertion of their constitutional rights in any judicial proceeding, unless the officer admits to wrongdoing, in which case the provisions of this section shall not apply.

9. Any aggrieved law enforcement officer or authorized representative may seek judicial enforcement of the requirements of this section. Suits to enforce this section shall be brought in the circuit court for the county in which the law enforcement agency or governmental body has its principal place of business.

10. Upon a finding by a preponderance of the evidence that a law enforcement agency, governmental body, or member of same has violated any provision of this section, a court shall void any action taken in violation of this section. The court may also award the law enforcement officer the costs of bringing the suit including, but not limited to, attorneys' fees. A lawsuit for enforcement shall be brought within one year from which the violation is ascertainable.

11. Nothing in this section shall apply to any investigation or other action by the director regarding a license issued by the director under this chapter.

12. A law enforcement agency that has substantially similar or greater procedures shall be deemed in compliance with this section.

13. Nothing in this section shall apply to the work of any civilian review board organized under section 590.653 or organized by local ordinance."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (46), **House Amendment No. 4 to House Amendment No. 13** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Amato	Baker	Banderman	Billington
Black	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lewis 6	Lonsdale	Lovasco	Marquart
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright				

NOES: 049

Adams	Anderson	Appelbaum	Atchison	Aune
Bangert	Baringer	Barnes	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23

Lavender	Lewis 25	Mackey	Mann	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 012

Bland Manlove	Boggs	Busick	Doll	Hausman
Houx	Knight	Matthiesen	Merideth	Morse
Smith 155	Mr. Speaker			

VACANCIES: 001

On motion of Representative Perkins, **House Amendment No. 13, as amended**, was adopted.

Representative Christofanelli offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Bill No. 186, Page 3, Section 56.601, Line 50, by inserting after all of said section and line the following:

"196.1170. 1. This section shall be known and may be cited as the "Kratom Consumer Protection Act".

2. As used in this section, the following terms mean:

(1) "Dealer", a person who sells, prepares, or maintains kratom or advertises, represents, or holds oneself out as selling, preparing, or maintaining kratom. Such person may include, but not be limited to, a manufacturer, wholesaler, store, restaurant, hotel, catering facility, camp, bakery, delicatessen, supermarket, grocery store, convenience store, nursing home, or food or drink company;

(2) "Kratom", any good placed in the marketplace containing any part of the leaf of the plant Mitragyna speciosa.

3. A dealer who prepares, distributes, sells, or exposes for sale kratom, including but not limited to kratom intended for human consumption, shall disclose the factual basis upon which that representation is made.

4. A dealer shall not prepare, distribute, sell, or expose for sale any of the following:

(1) Kratom that is adulterated with a dangerous nonkratom substance. Kratom shall be considered to be adulterated with a dangerous nonkratom substance if the kratom is mixed or packed with a nonkratom substance and that substance affects the quality or strength of the kratom to such a degree as to render the kratom injurious to a consumer;

(2) Kratom that is contaminated with a dangerous nonkratom substance. Kratom shall be considered to be contaminated with a dangerous nonkratom substance if the kratom contains a poisonous or otherwise deleterious nonkratom ingredient including, but not limited to, any substance listed in section 195.017;

(3) Kratom containing a level of 7-hydroxymitragynine in the alkaloid fraction that is greater than two percent of the alkaloid composition contained therein;

(4) Kratom containing any synthetic alkaloids, including synthetic mitragynine, synthetic 7-hydroxymitragynine, or any other synthetically derived compounds of the plant Mitragyna speciosa; or

(5) Kratom that does not include on its package or label the amount of mitragynine and 7-hydroxymitragynine contained therein.

5. A dealer shall not distribute, sell, or expose for sale kratom to an individual under eighteen years of age.

6. (1) A dealer who violates subsection 3 of this section shall be guilty of an infraction.

(2) A dealer who violates subsection 4 or 5 of this section shall be guilty of a class D misdemeanor.

(3) A person aggrieved by a violation of subsection 3 or 4 of this section may, in addition to and distinct from any other remedy at law or in equity, bring a private cause of action in a court of competent jurisdiction for damages resulting from that violation including, but not limited to, economic, noneconomic, and consequential damages.

(4) A dealer does not violate subsection 3 or 4 of this section if a preponderance of the evidence shows that the dealer relied in good faith upon the representations of a manufacturer, processor, packer, or distributor of a good represented to be kratom."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 14** was adopted.

Representative Buchheit-Courtway offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Bill No. 186, Page 6, Section 301.3175, Line 32, by inserting after all of said section and line the following:

"304.585. 1. A person shall be deemed to commit the offense of "endangerment of a highway worker" upon conviction for any of the following when the offense occurs within a construction zone or work zone, as defined in section 304.580:

(1) Exceeding the posted speed limit by fifteen miles per hour or more;

(2) Passing in violation of subsection 4 of section 304.582;

(3) Failure to stop for a work zone flagman or failure to obey traffic control devices erected in the construction zone or work zone for purposes of controlling the flow of motor vehicles through the zone;

(4) Driving through or around a work zone by any lane not clearly designated to motorists for the flow of traffic through or around the work zone;

(5) Physically assaulting, or attempting to assault, or threatening to assault a highway worker in a construction zone or work zone, with a motor vehicle or other instrument;

(6) Intentionally striking, moving, or altering barrels, barriers, signs, or other devices erected to control the flow of traffic to protect workers and motorists in the work zone for a reason other than avoidance of an obstacle, an emergency, or to protect the health and safety of an occupant of the motor vehicle or of another person; **[**~~or~~**]**

(7) **Striking a vehicle, trailer, or other equipment owned or operated by the department, a contractor, or subcontractor, including a truck or trailer-mounted crash attenuator; or**

(8) Committing any of the following offenses for which points may be assessed under section 302.302:

(a) Leaving the scene of an accident in violation of section 577.060;

(b) Careless and imprudent driving in violation of subsection 4 of section 304.016;

(c) Operating without a valid license in violation of subdivision (1) or (2) of subsection 1 of section 302.020;

(d) Operating with a suspended or revoked license;

(e) Driving while in an intoxicated condition or under the influence of controlled substances or drugs or driving with an excessive blood alcohol content;

(f) Any felony involving the use of a motor vehicle.

2. Upon conviction or a plea of guilty for committing the offense of endangerment of a highway worker under subsection 1 of this section if no injury or death to a highway worker resulted from the offense, in addition to any other penalty authorized by law, the person shall be subject to a fine of **[**~~not more than~~**]** one thousand dollars and shall have four points assessed to his or her driver's license under section 302.302.

3. A person shall be deemed to commit the offense of "aggravated endangerment of a highway worker" upon conviction or a plea of guilty for any offense under subsection 1 of this section when such offense occurs in a construction zone or work zone as defined in section 304.580 and results in the injury or death of a highway worker. Upon conviction or a plea of guilty for committing the offense of aggravated endangerment of a highway worker, in addition to any other penalty authorized by law, the person shall be subject to a fine of **[**~~not more than~~**]** five thousand

dollars if the offense resulted in injury to a highway worker and ten thousand dollars if the offense resulted in death to a highway worker. In addition, such person shall have twelve points assessed to their driver's license under section 302.302 and shall be subject to the provisions of section 302.304 regarding the revocation of the person's license and driving privileges.

4. Except for the offense established under subdivision (6) of subsection 1 of this section, no person shall be deemed to commit the offense of endangerment of a highway worker except when the act or omission constituting the offense occurred when one or more highway workers were in the construction zone or work zone.

5. No person shall be cited or convicted for endangerment of a highway worker or aggravated endangerment of a highway worker, for any act or omission otherwise constituting an offense under subsection 1 of this section, if such act or omission resulted in whole or in part from mechanical failure of the person's vehicle or from the negligence of another person or a highway worker.

6. (1) Notwithstanding any provision of this section or any other law to the contrary, the director of the department of revenue or his or her agent shall order the revocation of a driver's license upon its determination that an individual holding such license was involved in a **[**~~physical accident~~**] traffic crash** where his or her negligent acts or omissions contributed to his or her vehicle striking a highway worker within a designated construction zone or work zone where department of transportation guidelines involving notice and signage were properly implemented. The department shall make its determination of these facts on the basis of the report of a law enforcement officer investigating the incident and this determination shall be final unless a hearing is requested and held as provided under subdivision (2) of this subsection. Upon its determination that the facts support a license revocation, the department shall issue a notice of revocation which shall be mailed to the person at the last known address shown on the department's records. The notice is deemed received three days after mailing unless returned by postal authorities. The notice of revocation shall clearly specify the reason and statutory grounds for the revocation, the effective date of the revocation which shall be at least fifteen days from the date the department issued its order, the right of the person to request a hearing, and the date by which the request for a hearing must be made.

(2) An individual who received notice of revocation from the department under this section may seek reinstatement by either:

(a) Taking and passing the written and driving portions of the driver's license examination, in which case the individual's driver's license shall be immediately reinstated; or

(b) Petitioning for a hearing before a circuit division or associate division of the court in the county in which the work zone accident occurred. The individual may request such court to issue an order staying the revocation until such time as the petition for review can be heard. If the court, in its discretion, grants such stay, it shall enter the order upon a form prescribed by the director of revenue and shall send a copy of such order to the director. Such order shall serve as proof of the privilege to operate a motor vehicle in this state, and the director shall maintain possession of the person's license to operate a motor vehicle until the termination of any suspension under this subsection. The clerk of the court shall notify the prosecuting attorney of the county, and the prosecutor shall appear at the hearing on behalf of the director of revenue. At the hearing, the court shall determine only:

a. Whether the person was involved in a **[**~~physical accident~~**] traffic crash** where his or her vehicle struck a highway worker within a designated construction or work zone;

b. Whether the department of transportation guidelines involving notice and signage were properly implemented in such work zone; and

c. Whether the investigating officer had probable cause to believe the person's negligent acts or omissions contributed to his or her vehicle striking a highway worker.

If the court determines subparagraph a., b., or c. of this paragraph not to be in the affirmative, the court shall order the director to reinstate the license or permit to drive.

(3) The department of revenue administrative adjudication to reinstate a driver's license that was revoked under this subsection, and any evidence provided to the department related to such adjudication, shall not be produced by subpoena or any other means and made available as evidence in any other administrative action, civil case, or criminal prosecution. The court's determinations issued under this section, and the evidence provided to the court relating to such determinations, shall not be produced by subpoena or any other means and made available in any other administrative action, civil case, or criminal prosecution. Nothing in this subdivision shall be construed to prevent the department from providing information to the system authorized under 49 U.S.C. Section 31309, or any successor federal law, pertaining to the licensing, identification, and disqualification of operators of commercial motor vehicles."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Buchheit-Courtway, **House Amendment No. 15** was adopted.

Representative Kelley (127) offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Bill No. 186, Page 1, Section A, Line 6, by inserting after all of the said section and line the following:

"57.280. 1. Sheriffs shall receive a charge for service of any summons, writ or other order of court, in connection with any civil case, and making on the same either a return indicating service, a non est return or a nulla bona return, the sum of twenty dollars for each item to be served, except that a sheriff shall receive a charge for service of any subpoena, and making a return on the same, the sum of ten dollars; however, no such charge shall be collected in any proceeding when court costs are to be paid by the state, county or municipality. In addition to such charge, the sheriff shall be entitled to receive for each mile actually traveled in serving any summons, writ, subpoena or other order of court the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile, provided that such mileage shall not be charged for more than one subpoena or summons or other writ served in the same cause on the same trip. All of such charges shall be received by the sheriff who is requested to perform the service. Except as otherwise provided by law, all charges made pursuant to this section shall be collected by the court clerk as court costs and are payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of said charge. A sheriff may refuse to perform any service in any action or proceeding, other than when court costs are waived as provided by law, until the charge provided by this section is paid. Failure to receive the charge shall not affect the validity of the service.

2. The sheriff shall receive for receiving and paying moneys on execution or other process, where lands or goods have been levied and advertised and sold, five percent on five hundred dollars and four percent on all sums above five hundred dollars, and half of these sums, when the money is paid to the sheriff without a levy, or where the lands or goods levied on shall not be sold and the money is paid to the sheriff or person entitled thereto, his agent or attorney. The party at whose application any writ, execution, subpoena or other process has issued from the court shall pay the sheriff's costs for the removal, transportation, storage, safekeeping and support of any property to be seized pursuant to legal process before such seizure. The sheriff shall be allowed for each mile, going and returning from the courthouse of the county in which he resides to the place where the court is held, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile. The provisions of this subsection shall not apply to garnishment proceeds.

3. The sheriff upon the receipt of the charge herein provided for shall pay into the treasury of the county any and all charges received pursuant to the provisions of this section. The funds collected pursuant to this section, not to exceed fifty thousand dollars in any calendar year, shall be held in a fund established by the county treasurer, which may be expended at the discretion of the sheriff for the furtherance of the sheriff's set duties. Any such funds in excess of fifty thousand dollars in any calendar year shall be placed to the credit of the general revenue fund of the county. Moneys in the fund shall be used only for the procurement of services and equipment to support the operation of the sheriff's office. Moneys in the fund established pursuant to this subsection shall not lapse to the county general revenue fund at the end of any county budget or fiscal year.

4. Notwithstanding the provisions of subsection 3 of this section to the contrary, the sheriff**[**~~, or any other person specially appointed to serve in a county that receives funds under section 57.278,~~**]** shall receive ten dollars for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section, in addition to the charge for such service that each sheriff receives under subsection 1 of this section. The money received by the sheriff**[**~~, or any other person specially appointed to serve in a county that receives funds under section 57.278,~~**]** under this subsection shall be paid into the county treasury and the county treasurer shall make such money payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278. **Any other person specially appointed to serve in a county**

shall execute and deliver to the circuit clerk, along with the confirmation of service, a signed and notarized affidavit of confirmation, made under penalty of perjury, that includes the amount, check number, and date of payment to evidence payment was made to the sheriff for the deputy sheriff salary supplementation fund as required by this subsection.

5. Notwithstanding the provisions of subsection 3 of this section, the court clerk shall collect ten dollars as a court cost for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section if any person other than a sheriff is specially appointed to serve in a county that receives funds under section 57.278. The moneys received by the court clerk under this subsection shall be paid into the county treasury and the county treasurer shall make such moneys payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278.

[~~5.~~**] 6.** Sheriffs shall receive up to fifty dollars for service of any summons, writ, or other order of the court in connection with any eviction proceeding, in addition to the charge for such service that each sheriff receives under this section. All of such charges shall be received by the sheriff who is requested to perform the service and shall be paid to the county treasurer in a fund established by the county treasurer, which may be expended at the discretion of the sheriff for the furtherance of the sheriff's set duties. All charges shall be payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of said charge."; and

Further amend said bill, Page 6, Section 301.3175, Line 32, by inserting after all of the said section and line the following:

"488.435. 1. Sheriffs shall receive a charge, as provided in section 57.280, for service of any summons, writ or other order of court, in connection with any civil case, and making on the same either a return indicating service, a non est return or a nulla bona return, the sum of twenty dollars for each item to be served, as provided in section 57.280, except that a sheriff shall receive a charge for service of any subpoena, and making a return on the same, the sum of ten dollars, as provided in section 57.280; however, no such charge shall be collected in any proceeding when court costs are to be paid by the state, county or municipality. In addition to such charge, the sheriff shall be entitled, as provided in section 57.280, to receive for each mile actually traveled in serving any summons, writ, subpoena or other order of court, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile, provided that such mileage shall not be charged for more than one subpoena or summons or other writ served in the same cause on the same trip. All of such charges shall be received by the sheriff who is requested to perform the service. Except as otherwise provided by law, all charges made pursuant to section 57.280 shall be collected by the court clerk as court costs and are payable prior to the time the service is rendered; provided that if the amount of such charge cannot be readily determined, then the sheriff shall receive a deposit based upon the likely amount of such charge, and the balance of such charge shall be payable immediately upon ascertainment of the proper amount of such charge. A sheriff may refuse to perform any service in any action or proceeding, other than when court costs are waived as provided by law, until the charge provided by this section is paid. Failure to receive the charge shall not affect the validity of the service.

2. The sheriff shall, as provided in section 57.280, receive for receiving and paying moneys on execution or other process, where lands or goods have been levied and advertised and sold, five percent on five hundred dollars and four percent on all sums above five hundred dollars, and half of these sums, when the money is paid to the sheriff without a levy, or where the lands or goods levied on shall not be sold and the money is paid to the sheriff or person entitled thereto, his or her agent or attorney. The party at whose application any writ, execution, subpoena or other process has issued from the court shall pay the sheriff's costs, as provided in section 57.280, for the removal, transportation, storage, safekeeping and support of any property to be seized pursuant to legal process before such seizure. The sheriff shall be allowed for each mile, as provided in section 57.280, going and returning from the courthouse of the county in which he or she resides to the place where the court is held, the rate prescribed by the Internal Revenue Service for all allowable expenses for motor vehicle use expressed as an amount per mile. The provisions of this subsection shall not apply to garnishment proceeds.

3. As provided in subsection 4 of section 57.280, the sheriff shall receive ten dollars for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of section 57.280, in addition to the charge for such service that each sheriff receives under subsection 1 of section 57.280. The money received by

the sheriff under subsection 4 of section 57.280 shall be paid into the county treasury and the county treasurer shall make such money payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278.

4. As provided in subsection 5 of section 57.280, the court clerk shall collect ten dollars as a court cost for service of any summons, writ, subpoena, or other order of the court included under subsection 1 of this section if any person other than a sheriff is specially appointed to serve in a county that receives funds under section 57.278. The moneys received by the clerk under this subsection shall be paid into the county treasury and the county treasurer shall make such moneys payable to the state treasurer. The state treasurer shall deposit such moneys in the deputy sheriff salary supplementation fund created under section 57.278."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelley (127), **House Amendment No. 16** was adopted.

Representative Hurlbert offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Bill No. 186, Page 3, Section 56.601, Line 50, by inserting after all of said section and line the following:

"94.900. 1. (1) The governing body of the following cities may impose a tax as provided in this section:

(a) Any city of the third classification with more than ten thousand eight hundred but less than ten thousand nine hundred inhabitants located at least partly within a county of the first classification with more than one hundred eighty-four thousand but less than one hundred eighty-eight thousand inhabitants;

(b) Any city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants;

(c) Any city of the fourth classification with more than eight thousand nine hundred but fewer than nine thousand inhabitants;

(d) Any home rule city with more than forty-eight thousand but fewer than forty-nine thousand inhabitants;

(e) Any home rule city with more than seventy-three thousand but fewer than seventy-five thousand inhabitants;

(f) Any city of the fourth classification with more than thirteen thousand five hundred but fewer than sixteen thousand inhabitants;

(g) Any city of the fourth classification with more than seven thousand but fewer than eight thousand inhabitants;

(h) Any city of the fourth classification with more than four thousand but fewer than four thousand five hundred inhabitants and located in any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants;

(i) Any city of the third classification with more than thirteen thousand but fewer than fifteen thousand inhabitants and located in any county of the third classification without a township form of government and with more than thirty-three thousand but fewer than thirty-seven thousand inhabitants; **[**~~or~~**]**

(j) Any city of the fourth classification with more than three thousand but fewer than three thousand three hundred inhabitants and located in any county of the third classification without a township form of government and with more than eighteen thousand but fewer than twenty thousand inhabitants and that is not the county seat of such county**;**

(k) Any city with more than ten thousand but fewer than eleven thousand inhabitants and partially located in a county with more than two hundred thirty thousand but fewer than two hundred sixty thousand inhabitants;

(l) Any city with more than four thousand nine hundred but fewer than five thousand six hundred inhabitants and located in a county with more than thirty thousand but fewer than thirty-five thousand inhabitants; or

(m) Any city with more than twelve thousand five hundred but fewer than fourteen thousand inhabitants and that is the county seat of a county with more than twenty-two thousand but fewer than twenty-five thousand inhabitants.

(2) The governing body of any city listed in subdivision (1) of this subsection is hereby authorized to impose, by ordinance or order, a sales tax in the amount of up to one-half of one percent on all retail sales made in such city which are subject to taxation under the provisions of sections 144.010 to 144.525 for the purpose of improving the public safety for such city, **[**~~including but not~~**] which shall be** limited to expenditures on equipment, **[**~~city employee~~**]** salaries and benefits, and facilities for police, fire and emergency medical providers. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no ordinance or order imposing a sales tax pursuant to the provisions of this section shall be effective unless the governing body of the city submits to the voters of the city, at a county or state general, primary or special election, a proposal to authorize the governing body of the city to impose a tax.

2. If the proposal submitted involves only authorization to impose the tax authorized by this section, the ballot of submission shall contain, but need not be limited to, the following language:

> Shall the city of _____ (city's name) impose a citywide sales tax of _____ (insert amount) for the purpose of improving the public safety of the city?
>
> ☐ YES ☐ NO
>
> If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal submitted pursuant to this subsection, then the ordinance or order and any amendments thereto shall be in effect on the first day of the second calendar quarter after the director of revenue receives notification of adoption of the local sales tax. If a proposal receives less than the required majority, then the governing body of the city shall have no power to impose the sales tax herein authorized unless and until the governing body of the city shall again have submitted another proposal to authorize the governing body of the city to impose the sales tax authorized by this section and such proposal is approved by the required majority of the qualified voters voting thereon. However, in no event shall a proposal pursuant to this section be submitted to the voters sooner than twelve months from the date of the last proposal pursuant to this section.

3. All revenue received by a city from the tax authorized under the provisions of this section shall be deposited in a special trust fund and shall be used solely for improving the public safety for such city for so long as the tax shall remain in effect.

4. Once the tax authorized by this section is abolished or is terminated by any means, all funds remaining in the special trust fund shall be used solely for improving the public safety for the city. Any funds in such special trust fund which are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other city funds.

5. All sales taxes collected by the director of the department of revenue under this section on behalf of any city, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited in a special trust fund, which is hereby created, to be known as the "City Public Safety Sales Tax Trust Fund". The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of the general revenue fund. The director of the department of revenue shall keep accurate records of the amount of money in the trust and which was collected in each city imposing a sales tax pursuant to this section, and the records shall be open to the inspection of officers of the city and the public. Not later than the tenth day of each month the director of the department of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the city which levied the tax; such funds shall be deposited with the city treasurer of each such city, and all expenditures of funds arising from the trust fund shall be by an appropriation act to be enacted by the governing body of each such city. Expenditures may be made from the fund for any functions authorized in the ordinance or order adopted by the governing body submitting the tax to the voters.

6. The director of the department of revenue may make refunds from the amounts in the trust fund and credited to any city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such cities. If any city abolishes the tax, the city shall notify the director of the department of revenue of the action at least ninety days prior to the effective date of the repeal and the director of the department of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored

checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director of the department of revenue shall remit the balance in the account to the city and close the account of that city. The director of the department of revenue shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city.

7. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed pursuant to this section.

8. If any city in subsection 1 of this section enacts the tax authorized in this section, the city shall budget an amount to public safety that is no less than the amount budgeted in the year immediately preceding the enactment of the tax. The revenue from the tax shall supplement and not replace amounts budgeted by the city.

94.902. 1. The governing bodies of the following cities may impose a tax as provided in this section:

(1) Any city of the third classification with more than twenty-six thousand three hundred but less than twenty-six thousand seven hundred inhabitants;

(2) Any city of the fourth classification with more than thirty thousand three hundred but fewer than thirty thousand seven hundred inhabitants;

(3) Any city of the fourth classification with more than twenty-four thousand eight hundred but fewer than twenty-five thousand inhabitants;

(4) Any special charter city with more than twenty-nine thousand but fewer than thirty-two thousand inhabitants;

(5) Any city of the third classification with more than four thousand but fewer than four thousand five hundred inhabitants and located in any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants;

(6) Any city of the fourth classification with more than nine thousand five hundred but fewer than ten thousand eight hundred inhabitants;

(7) Any city of the fourth classification with more than five hundred eighty but fewer than six hundred fifty inhabitants;

(8) Any city of the fourth classification with more than two thousand seven hundred but fewer than three thousand inhabitants and located in any county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants; **[**~~or~~**]**

(9) Any city of the fourth classification with more than two thousand four hundred but fewer than two thousand seven hundred inhabitants and located in any county of the third classification without a township form of government and with more than ten thousand but fewer than twelve thousand inhabitants**;**

(10) Any city with more than one thousand sixty but fewer than one thousand one hundred seventy inhabitants and located in a county with more than nineteen thousand but fewer than twenty-two thousand inhabitants and with a county seat with more than one thousand but fewer than two thousand two hundred twenty inhabitants;

(11) Any city with more than four hundred eighty but fewer than five hundred forty inhabitants and located in a county with more than thirty thousand but fewer than thirty-five thousand inhabitants and with a county seat with more than two hundred but fewer than nine hundred inhabitants; or

(12) Any city with more than nine thousand but fewer than ten thousand inhabitants and that is the county seat of a county with more than nineteen thousand but fewer than twenty-two thousand inhabitants.

2. The governing body of any city listed in subsection 1 of this section may impose, by order or ordinance, a sales tax on all retail sales made in the city which are subject to taxation under chapter 144. The tax authorized in this section may be imposed in an amount of up to one-half of one percent**[**~~, and~~**]. The tax** shall be imposed solely for the purpose of improving the public safety for such city, including but not limited to expenditures on equipment**[**~~,~~**];** city employee salaries and benefits**[**~~,~~**];** and facilities for police, fire and emergency medical providers. The tax authorized in this section shall be in addition to all other sales taxes imposed by law, and shall be stated separately from all other charges and taxes. The order or ordinance imposing a sales tax under this section shall not become effective unless the governing body of the city submits to the voters residing within the city, at a county or state general, primary, or special election, a proposal to authorize the governing body of the city to impose a tax under this section.

3. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall the city of_____ **[**~~(city's name)~~**]** impose a citywide sales tax at a rate of_____ **[**~~(insert rate of percent)~~**]** percent for the purpose of improving the public safety of the city?

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments to the order or ordinance shall become effective on the first day of the second calendar quarter after the director of revenue receives notice of the adoption of the sales tax. If a majority of the votes cast on the proposal by the qualified voters voting thereon are opposed to the proposal, then the tax shall not become effective unless the proposal is resubmitted under this section to the qualified voters and such proposal is approved by a majority of the qualified voters voting on the proposal. However, in no event shall a proposal under this section be submitted to the voters sooner than twelve months from the date of the last proposal under this section.

4. Any sales tax imposed under this section shall be administered, collected, enforced, and operated as required in section 32.087. All sales taxes collected by the director of the department of revenue under this section on behalf of any city, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited in a special trust fund, which is hereby created in the state treasury, to be known as the "City Public Safety Sales Tax Trust Fund". The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of the general revenue fund. The director shall keep accurate records of the amount of money in the trust fund and which was collected in each city imposing a sales tax under this section, and the records shall be open to the inspection of officers of the city and the public. Not later than the tenth day of each month the director shall distribute all moneys deposited in the trust fund during the preceding month to the city which levied the tax. Such funds shall be deposited with the city treasurer of each such city, and all expenditures of funds arising from the trust fund shall be by an appropriation act to be enacted by the governing body of each such city. Expenditures may be made from the fund for any functions authorized in the ordinance or order adopted by the governing body submitting the tax to the voters. If the tax is repealed, all funds remaining in the special trust fund shall continue to be used solely for the designated purposes. Any funds in the special trust fund which are not needed for current expenditures shall be invested in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

5. The director of the department of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such cities. If any city abolishes the tax, the city shall notify the director of the action at least ninety days before the effective date of the repeal, and the director may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director shall remit the balance in the account to the city and close the account of that city. The director shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city.

6. The governing body of any city that has adopted the sales tax authorized in this section may submit the question of repeal of the tax to the voters on any date available for elections for the city. The ballot of submission shall be in substantially the following form:

Shall the city of _____ **[**~~(insert the name of the city)~~**]** repeal the sales tax imposed at a rate of_____ **[**~~(insert rate of percent)~~**]** percent for the purpose of improving the public safety of the city?

☐ YES ☐ NO

If a majority of the votes cast on the proposal are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters, and the repeal is approved by a majority of the qualified voters voting on the question.

7. Whenever the governing body of any city that has adopted the sales tax authorized in this section receives a petition, signed by ten percent of the registered voters of the city voting in the last gubernatorial election, calling for

an election to repeal the sales tax imposed under this section, the governing body shall submit to the voters of the city a proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the tax shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

8. Any sales tax imposed under this section by a city described under subdivision (6) of subsection 1 of this section that is in effect as of December 31, 2038, shall automatically expire. No city described under subdivision (6) of subsection 1 of this section shall collect a sales tax pursuant to this section on or after January 1, 2039. Subsection 7 of this section shall not apply to a sales tax imposed under this section by a city described under subdivision (6) of subsection 1 of this section.

9. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed under this section.

190.327. 1. Immediately upon the decision by the commission to utilize a portion of the emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the commission shall appoint the initial members of a board which shall administer the funds and oversee the provision of central dispatching for emergency services in the county and in municipalities and other political subdivisions which have contracted for such service. Beginning with the general election in 1992, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency telephone service and in chapter 321, with regard to the provision of central dispatching service, and such duties shall be exercised by the board.

2. Elections for board members may be held on general municipal election day, as defined in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

3. For the purpose of providing the services described in this section, the board shall have the following powers, authority and privileges:

(1) To have and use a corporate seal;

(2) To sue and be sued, and be a party to suits, actions and proceedings;

(3) To enter into contracts, franchises and agreements with any person, partnership, association or corporation, public or private, affecting the affairs of the board;

(4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal property, including leases and easements;

(5) To have the management, control and supervision of all the business affairs of the board and the construction, installation, operation and maintenance of any improvements;

(6) To hire and retain agents and employees and to provide for their compensation including health and pension benefits;

(7) To adopt and amend bylaws and any other rules and regulations;

(8) To fix, charge and collect the taxes and fees authorized by law for the purpose of implementing and operating the services described in this section;

(9) To pay all expenses connected with the first election and all subsequent elections; and

(10) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this subsection. Such specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, the county commission may elect to appoint the members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions which have contracted for such service upon the request of the municipalities and other political subdivisions. Upon appointment of the initial members of the board, the commission shall relinquish all powers and duties to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of central dispatching service and such duties shall be exercised by the board.

(2) The board shall consist of seven members appointed without regard to political affiliation. The members shall include:

(a) Five members who shall serve for so long as they remain in their respective county or municipal positions as follows:

a. The county sheriff, or his or her designee;

b. The heads of the municipal police department who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees; or

c. The heads of the municipal fire departments or fire divisions who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees;

(b) Two members who shall serve two-year terms appointed from among the following:

a. The head of any of the county's fire protection districts who have contracted for central dispatching service, or his or her designee;

b. The head of any of the county's ambulance districts who have contracted for central dispatching service, or his or her designee;

c. The head of any of the municipal police departments located in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph b. of paragraph (a) of this subdivision; and

d. The head of any of the municipal fire departments in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph c. of paragraph (a) of this subdivision.

(3) Upon the appointment of the board under this subsection, the board shall have the powers provided in subsection 3 of this section and the commission shall relinquish all powers and duties relating to the provision of central dispatching service under this chapter to the board.

[~~5. An emergency services board originally organized under section 190.325 operating within a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants shall not have a sales tax for emergency services or for providing central dispatching for emergency services greater than one-quarter of one percent. If on July 9, 2019, such tax is greater than one-quarter of one percent, the board shall lower the tax rate.~~**]**"; and

Further amend said bill, Page 6, Section 301.3175, Line 32, by inserting after all of said section and bill the following:

"321.246. 1. The governing body of any fire protection district which operates within both a county **[**~~of the first classification~~**]** with a charter form of government and with a population greater than six hundred thousand but less than nine hundred thousand and a county of the fourth classification with a population greater than thirty thousand but less than thirty-five thousand and that adjoins a county **[**~~of the first classification~~**]** with a charter form of government, the governing body of any fire protection district which contains a city of the fourth classification having a population greater than two thousand four hundred when the city is located in a county **[**~~of the first classification without~~**] with** a charter form of government having a population greater than one hundred fifty thousand and the county contains a portion of a city with a population greater than three hundred fifty thousand, or the governing body of any fire protection district that operates in a county of the third classification with a population greater than fourteen thousand but less than fifteen thousand may impose a sales tax in an amount of up to one-half of one percent on all retail sales made in such fire protection district which are subject to taxation pursuant to the provisions of sections 144.010 to 144.525. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no sales tax imposed pursuant to the provisions of this section shall be effective unless the governing body of the fire protection district submits to the voters of the fire protection district, at a county or state general, primary or special election, a proposal to authorize the governing body of the fire protection district to impose a tax.

2. The ballot of submission shall contain, but need not be limited to, the following language:

Shall the fire protection district of _____ (district's name) impose a district-wide sales tax of _____ for the purpose of providing revenues for the operation of the fire protection district?

☐ YES ☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the sales tax authorized in this section shall be in effect. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the fire protection district shall not impose the sales tax authorized in this section unless and until the governing body of the fire protection district resubmits a proposal to authorize the governing body of the fire protection district to impose the sales tax authorized by this section and such proposal is approved by a majority of the qualified voters voting thereon.

3. All revenue received by a fire protection district from the tax authorized pursuant to the provisions of this section shall be deposited in a special trust fund and shall be used solely for the operation of the fire protection district.

4. All sales taxes collected by the director of revenue pursuant to this section on behalf of any fire protection district, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited in the fire protection **[**~~district~~**]** sales tax trust fund established pursuant to section 321.242. The moneys in the fire protection **[**~~district~~**]** sales tax trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust and which was collected in each fire protection district imposing a sales tax pursuant to this section, and the records shall be open to the inspection of officers of the fire protection district and the public. Not later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the fire protection district which levied the tax. Such funds shall be deposited with the treasurer of each such fire protection district, and all expenditures of funds arising from the fire protection **[**~~district~~**]** sales tax trust fund shall be for the operation of the fire protection district and for no other purpose.

5. The director of revenue may make refunds from the amounts in the trust fund and credited to any fire protection district for erroneous payments and overpayments made and may redeem dishonored checks and drafts deposited to the credit of such fire protection districts. If any fire protection district abolishes the tax, the fire protection district shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such fire protection district, the director of revenue shall remit the balance in the account to the fire protection district and close the account of that fire protection district. The director of revenue shall notify each fire protection district of each instance of any amount refunded or any check redeemed from receipts due the fire protection district. In the event a tax within a fire protection district is approved under this section, and such fire protection district is dissolved, the tax shall lapse on the date that the fire protection district is dissolved and the proceeds from the last collection of such tax shall be distributed to the governing bodies of the counties formerly containing the fire protection district and the proceeds of the tax shall be used for fire protection services within such counties.

6. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed pursuant to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hurlbert, **House Amendment No. 17** was adopted.

Representative Keathley offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Bill No. 186, Page 5, Section 211.031, Line 93, by inserting after all of said section and line the following:

"**211.436. 1. Instruments of restraint, including handcuffs, chains, irons, or straitjackets, shall not be used on a child during a proceeding in a juvenile court and shall be removed prior to the child's appearance before the court unless the court finds both that:**

(1) The use of restraints is necessary due to one of the following factors:

(a) Instruments of restraint are necessary to prevent physical harm to the child or another person;

(b) The child has a history of disruptive courtroom behavior that has placed others in potentially harmful situations or presents a substantial risk of inflicting physical harm on himself or herself or others as evidenced by recent behavior; or

(c) There is evidence that the child presents a substantial risk of flight from the courtroom; and

(2) There are no less restrictive alternatives to restraints that will prevent flight or physical harm to the child or another person including, but not limited to, the presence of court personnel, law enforcement officers, or bailiffs.

2. If the juvenile office believes that there is an immediate safety or flight risk, as provided under subsection 1 of this section, the juvenile officer shall advise the attorney for the child and make a request in writing prior to the commencement of the proceeding for the child to remain restrained during the court proceeding while in the presence of the parties to the proceeding.

3. The court shall provide the child's attorney an opportunity to be heard before the court orders the use of restraints. If restraints are ordered, the court shall make findings of fact in support of the order.

4. If restraints are used, the restraints shall allow the child limited movement of the hands to read and handle documents and writings necessary to the proceeding. Under no circumstances shall a child be restrained using fixed restraints to a wall, floor, furniture, or other stationary object."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative West offered **House Amendment No. 1 to House Amendment No. 18**.

House Amendment No. 1
to
House Amendment No. 18

AMEND House Amendment No. 18 to House Committee Substitute for Senate Bill No. 186, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""211.071. 1. If a petition **or motion to modify** alleges that a child between the ages of twelve and eighteen has committed an offense which would be considered a felony if committed by an adult, the court may, upon its own motion or upon motion by the juvenile officer, the child or the child's custodian, order a hearing and may, in its discretion, dismiss the petition **or motion to modify** and such child may be transferred to the court of general jurisdiction and prosecuted under the general law; except that if a petition alleges that any child has committed an offense which would be considered first degree murder under section 565.020, second degree murder under section 565.021, first degree assault under section 565.050, forcible rape under section 566.030 as it existed prior to August 28, 2013, rape in the first degree under section 566.030, forcible sodomy under section 566.060 as it existed prior to August 28, 2013, sodomy in the first degree under section 566.060, first degree robbery under section 569.020 as it existed prior to January 1, 2017, or robbery in the first degree under section 570.023, distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or the manufacturing of a controlled substance under section 579.055, or has committed two or more prior unrelated offenses which would be felonies if committed by an adult, the court shall order a hearing, and may in its discretion, dismiss the petition **or motion to modify** and transfer the child to a court of general jurisdiction for prosecution under the general law.

2. Upon apprehension and arrest, jurisdiction over the criminal offense allegedly committed by any person between eighteen and twenty-one years of age over whom the juvenile court has retained continuing jurisdiction shall automatically terminate and that offense shall be dealt with in the court of general jurisdiction as provided in section 211.041.

3. Knowing and willful age misrepresentation by a juvenile subject shall not affect any action or proceeding which occurs based upon the misrepresentation. Any evidence obtained during the period of time in which a child misrepresents his or her age may be used against the child and will be subject only to rules of evidence applicable in adult proceedings.

4. Written notification of a transfer hearing shall be given to the juvenile and his or her custodian in the same manner as provided in sections 211.101 and 211.111. Notice of the hearing may be waived by the custodian. Notice shall contain a statement that the purpose of the hearing is to determine whether the child is a proper subject to be dealt with under the provisions of this chapter, and that if the court finds that the child is not a proper subject to be dealt with under the provisions of this chapter, the petition **or motion to modify** will be dismissed to allow for prosecution of the child under the general law.

5. The juvenile officer may consult with the office of prosecuting attorney concerning any offense for which the child could be certified as an adult under this section. The prosecuting or circuit attorney shall have access to police reports, reports of the juvenile or deputy juvenile officer, statements of witnesses and all other records or reports relating to the offense alleged to have been committed by the child. The prosecuting or circuit attorney shall have access to the disposition records of the child when the child has been adjudicated pursuant to

subdivision (3) of subsection 1 of section 211.031. The prosecuting attorney shall not divulge any information regarding the child and the offense until the juvenile court at a judicial hearing has determined that the child is not a proper subject to be dealt with under the provisions of this chapter.

6. A written report shall be prepared in accordance with this chapter developing fully all available information relevant to the criteria which shall be considered by the court in determining whether the child is a proper subject to be dealt with under the provisions of this chapter and whether there are reasonable prospects of rehabilitation within the juvenile justice system. These criteria shall include but not be limited to:

(1) The seriousness of the offense alleged and whether the protection of the community requires transfer to the court of general jurisdiction;

(2) Whether the offense alleged involved viciousness, force and violence;

(3) Whether the offense alleged was against persons or property with greater weight being given to the offense against persons, especially if personal injury resulted;

(4) Whether the offense alleged is a part of a repetitive pattern of offenses which indicates that the child may be beyond rehabilitation under the juvenile code;

(5) The record and history of the child, including experience with the juvenile justice system, other courts, supervision, commitments to juvenile institutions and other placements;

(6) The sophistication and maturity of the child as determined by consideration of his or her home and environmental situation, emotional condition and pattern of living;

(7) The age of the child;

(8) The program and facilities available to the juvenile court in considering disposition;

(9) Whether or not the child can benefit from the treatment or rehabilitative programs available to the juvenile court; and

(10) Racial disparity in certification.

7. If the court dismisses the petition to permit the child to be prosecuted under the general law, the court shall enter a dismissal order containing:

(1) Findings showing that the court had jurisdiction of the cause and of the parties;

(2) Findings showing that the child was represented by counsel;

(3) Findings showing that the hearing was held in the presence of the child and his or her counsel; and

(4) Findings showing the reasons underlying the court's decision to transfer jurisdiction.

8. A copy of the petition **or motion to modify** and order of the dismissal shall be sent to the prosecuting attorney.

9. When a petition **or motion to modify** has been dismissed thereby permitting a child to be prosecuted under the general law and the prosecution of the child results in a conviction, the jurisdiction of the juvenile court over that child is forever terminated, except as provided in subsection 10 of this section, for an act that would be a violation of a state law or municipal ordinance.

10. If a petition **or motion to modify** has been dismissed thereby permitting a child to be prosecuted under the general law and the child is found not guilty by a court of general jurisdiction, the juvenile court shall have jurisdiction over any later offense committed by that child which would be considered a misdemeanor or felony if committed by an adult, subject to the certification provisions of this section.

11. If the court does not dismiss the petition **or motion to modify** to permit the child to be prosecuted under the general law, it shall set a date for the hearing upon the petition as provided in section 211.171.

211.436. 1. Instruments of restraint, including handcuffs, chains, irons, or straitjackets"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative West, **House Amendment No. 1 to House Amendment No. 18** was adopted.

Representative Davis offered **House Amendment No. 2 to House Amendment No. 18**.

House Amendment No. 2
to
House Amendment No. 18

AMEND House Amendment No. 18 to House Committee Substitute for Senate Bill No. 186, Page 1, Line 27, by inserting after all of said line the following:

"Further amend said bill, Page 30, Section 590.1075, Line 11, by inserting after all of said section and line the following:

"600.063. 1. Upon approval by the director or the commission, any district defender may file a motion to request a conference to discuss caseload issues involving any individual public defender or defenders, but not the entire office, with the presiding judge of any circuit court served by the district office. The motion shall state the reasons why the individual public defender or public defenders will be unable to provide effective assistance of counsel due to caseload concerns. When a motion to request a conference has been filed, the clerk of the court shall immediately provide a copy of the motion to the prosecuting or circuit attorney who serves the circuit court.

2. If the presiding judge approves the motion, a date for the conference shall be set within thirty days of the filing of the motion. The court shall provide notice of the conference date and time to the district defender and the prosecuting or circuit attorney.

3. Within thirty days of the conference, the presiding judge shall issue an order either granting or denying relief. If relief is granted, it shall be based upon a finding that the individual public defender or defenders will be unable to provide effective assistance of counsel due to caseload issues. The judge may order one or more of the following types of relief in any appropriate combination:

(1) Appoint private counsel to represent any eligible defendant pursuant to the provisions of section 600.064;

(2) Investigate the financial status of any defendant determined to be eligible for public defender representation under section 600.086 and make findings regarding the eligibility of such defendants;

(3) Determine, with the express concurrence of the prosecuting or circuit attorney, whether any cases can be disposed of without the imposition of a jail or prison sentence and allow such cases to proceed without the provision of counsel to the defendant;

(4) Modify the conditions of release ordered in any case in which the defendant is being represented by a public defender, including, but not limited to, reducing the amount of any bond required for release; **and**

(5) **[**~~Place cases on a waiting list for defender services, taking into account the seriousness of the case, the incarceration status of the defendant, and such other special circumstances as may be brought to the attention of the court by the prosecuting or circuit attorney, the district defender, or other interested parties; and~~

~~(6)~~**]** Grant continuances.

4. Upon receiving the order, the prosecuting or circuit attorney and the district defender shall have ten days to file an application for review to the appropriate appellate court. Such appeal shall be expedited by the court in every manner practicable.

5. Nothing in this section shall deny any party the right to seek any relief authorized by law nor shall any provisions of this section be construed as providing a basis for a claim for post-conviction relief by a defendant.

6. The commission and the supreme court may make such rules and regulations to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created by the commission under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davis, **House Amendment No. 2 to House Amendment No. 18** was adopted.

On motion of Representative Keathley, **House Amendment No. 18, as amended**, was adopted.

Representative Oehlerking offered **House Amendment No. 19**.

House Amendment No. 19

AMEND House Committee Substitute for Senate Bill No. 186, Page 6, Section 301.3175, Line 32, by inserting after all of said section and line the following:

"**362.034. 1. Any entity that operates as a facility licensed or certified under Article XIV of the Constitution of Missouri may request in writing that a state or local licensing authority or agency, including, but not limited to, the department of health and senior services or department of revenue, share the entity's application, license, or other regulatory and financial information with a banking institution. A state or local licensing authority or agency may also share such information with the banking institution's state and federal supervisory agencies.**

2. In order to ensure the state or local licensing authority or agency is properly maintaining the confidentiality of individualized data, information, or records, an entity shall include in the written request a waiver giving authorization for the transfer of the individualized data, information, or records and waiving any confidentiality or privilege that applies to that individualized data, information, or records.

3. This section shall only apply to the disclosure of information by a state or local licensing authority or agency reasonably necessary to facilitate the provision of financial services by a banking institution to the entity making a request pursuant to this section.

4. The recipient of any information pursuant to this section shall treat such information as confidential and use it only for the purposes described in this section.

5. Nothing in this section shall be construed to authorize the disclosure of confidential or privileged information, nor waive an entity's rights to assert confidentiality or privilege, except as reasonably necessary to facilitate the provision of financial services for the entity making the request.

6. An entity that has provided a waiver pursuant to this section may withdraw the waiver with thirty days' notice in writing.

7. Nothing in this section shall be construed to modify the requirements of chapter 610.

8. For purposes of this section, the following terms mean:

(1) "Banking institution", the same meaning as in Article IV, Section 15 of the Missouri Constitution;

(2) "Entity", the same meaning as in Article XIV of the Missouri Constitution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Amato offered **House Amendment No. 1 to House Amendment No. 19**.

House Amendment No. 1
to
House Amendment No. 19

AMEND House Amendment No. 19 to House Committee Substitute for Senate Bill No. 186, Page 1, Line 1, by inserting after the number "186," the following:

"Page 5, Section 211.031, Line 93, by inserting after all of the said section and line the following:

"287.243. 1. This section shall be known and may be cited as the "Line of Duty Compensation Act".

2. As used in this section, unless otherwise provided, the following words shall mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services;

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and the corresponding regulations applicable to such programs;

(3) "Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

(4) "Child", any natural, illegitimate, adopted, or posthumous child or stepchild of a deceased public safety officer who, at the time of the public safety officer's fatality is:

(a) Eighteen years of age or under;

(b) Over eighteen years of age and a student, as defined in 5 U.S.C. Section 8101; or

(c) Over eighteen years of age and incapable of self-support because of physical or mental disability;

(5) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;

(6) "Firefighter", any person, including a volunteer firefighter, employed by the state or a local governmental entity as an employer defined under subsection 1 of section 287.030, or otherwise serving as a member or officer of a fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims;

(7) "Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

(8) "Killed in the line of duty", when any person defined in this section loses his or her life when:

(a) Death is caused by an accident or the willful act of violence of another;

(b) The public safety officer is in the active performance of his or her duties in his or her respective profession and there is a relationship between the accident or commission of the act of violence and the performance of the duty, even if the individual is off duty; the public safety officer is traveling to or from employment; or the public safety officer is taking any meal break or other break which takes place while that individual is on duty;

(c) Death is the natural and probable consequence of the injury; and

(d) Death occurs within three hundred weeks from the date the injury was received.

The term excludes death resulting from the willful misconduct or intoxication of the public safety officer. The division of workers' compensation shall have the burden of proving such willful misconduct or intoxication;

(9) "Law enforcement officer", any person employed by the state or a local governmental entity as a police officer, peace officer certified under chapter 590, or serving as an auxiliary police officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person's life;

(10) "Local governmental entity", includes counties, municipalities, townships, board or other political subdivision, cities under special charter, or under the commission form of government, fire protection districts, ambulance districts, and municipal corporations;

(11) "Public safety officer", any law enforcement officer, firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer, or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed in the line of duty;

(12) "State", the state of Missouri and its departments, divisions, boards, bureaus, commissions, authorities, and colleges and universities;

(13) "Volunteer firefighter", a person having principal employment other than as a firefighter, but who is carried on the rolls of a regularly constituted fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims, the members of which are under the jurisdiction of the corporate authorities of a city, village, incorporated town, or fire protection district. Volunteer firefighter shall not mean an individual who volunteers assistance without being regularly enrolled as a firefighter.

3. (1) A claim for compensation under this section shall be filed by survivors of the deceased with the division of workers' compensation not later than one year from the date of death of a public safety officer. If a claim is made within one year of the date of death of a public safety officer killed in the line of duty, compensation shall be paid, if the division finds that the claimant is entitled to compensation under this section.

(2) The amount of compensation paid to the claimant shall be twenty-five thousand dollars, subject to appropriation, for death occurring on or after June 19, 2009**, but before August 28, 2023**.

(3) The amount of compensation paid to the claimant shall be one hundred thousand dollars, subject to appropriation, for death occurring on or after the effective date of this section. The amount of compensation paid, subject to the modifications under subdivision (4) of this subsection, shall be determined as the amount in effect as of the date of death of the public safety officer.

(4) Beginning with the 2024 calendar year, the amount of compensation paid as identified under subdivision (3) of this subsection shall be adjusted annually by the percent increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Such annual adjustment under this subdivision, however, shall not decrease the amount of compensation paid to an amount less than one hundred thousand dollars. The department of labor and industrial relations shall annually publish such adjusted amount. The modification shall take effect on January first of each calendar year and shall apply to all calendar years beginning on or after the effective date of the adjusted compensation amount, until the next modification occurs.

4. Any compensation awarded under the provisions of this section shall be distributed as follows:

(1) To the surviving spouse of the public safety officer if there is no child who survived the public safety officer;

(2) Fifty percent to the surviving child, or children, in equal shares, and fifty percent to the surviving spouse if there is at least one child who survived the public safety officer, and a surviving spouse of the public safety officer;

(3) To the surviving child, or children, in equal shares, if there is no surviving spouse of the public safety officer;

(4) If there is no surviving spouse of the public safety officer and no surviving child:

(a) To the surviving individual, or individuals, in shares per the designation or, otherwise, in equal shares, designated by the public safety officer to receive benefits under this subsection in the most recently executed designation of beneficiary of the public safety officer on file at the time of death with the public safety agency, organization, or unit; or

(b) To the surviving individual, or individuals, in equal shares, designated by the public safety officer to receive benefits under the most recently executed life insurance policy of the public safety officer on file at the time of death with the public safety agency, organization, or unit if there is no individual qualifying under paragraph (a) **of this subdivision**;

(5) To the surviving parent, or parents, in equal shares, of the public safety officer if there is no individual qualifying under subdivision (1), (2), (3), or (4) of this subsection; or

(6) To the surviving individual, or individuals, in equal shares, who would qualify under the definition of the term "child" but for age if there is no individual qualifying under subdivision (1), (2), (3), (4), or (5) of this subsection.

5. Notwithstanding subsection 3 of this section, no compensation is payable under this section unless a claim is filed within the time specified under this section setting forth:

(1) The name, address, and title or designation of the position in which the public safety officer was serving at the time of his or her death;

(2) The name and address of the claimant;

(3) A full, factual account of the circumstances resulting in or the course of events causing the death at issue; and

(4) Such other information that is reasonably required by the division.

When a claim is filed, the division of workers' compensation shall make an investigation for substantiation of matters set forth in the application.

6. The compensation provided for under this section is in addition to, and not exclusive of, any pension rights, death benefits, or other compensation the claimant may otherwise be entitled to by law.

7. Neither employers nor workers' compensation insurers shall have subrogation rights against any compensation awarded for claims under this section. Such compensation shall not be assignable, shall be exempt from attachment, garnishment, and execution, and shall not be subject to setoff or counterclaim, or be in any way

liable for any debt, except that the division or commission may allow as lien on the compensation, reasonable attorney's fees for services in connection with the proceedings for compensation if the services are found to be necessary. Such fees are subject to regulation as set forth in section 287.260.

8. Any person seeking compensation under this section who is aggrieved by the decision of the division of workers' compensation regarding his or her compensation claim, may make application for a hearing as provided in section 287.450. The procedures applicable to the processing of such hearings and determinations shall be those established by this chapter. Decisions of the administrative law judge under this section shall be binding, subject to review by either party under the provisions of section 287.480.

9. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after June 19, 2019, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

10. The provisions of this section, unless specified, shall not be subject to other provisions of this chapter.

11. There is hereby created in the state treasury the "Line of Duty Compensation Fund", which shall consist of moneys appropriated to the fund and any voluntary contributions, gifts, or bequests to the fund. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for paying claims under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

12. The division shall promulgate rules to administer this section, including but not limited to the appointment of claims to multiple claimants, record retention, and procedures for information requests. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after June 19, 2009, shall be invalid and void."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Amato, **House Amendment No. 1 to House Amendment No. 19** was adopted.

On motion of Representative Oehlerking, **House Amendment No. 19, as amended**, was adopted.

Representative Roberts offered **House Amendment No. 20**.

House Amendment No. 20

AMEND House Committee Substitute for Senate Bill No. 186, Page 6, Section 544.453, Line 13, by inserting after all of said section and line the following:

"**557.520. 1. For purposes of this section, the following terms shall mean:**

(1) "Failed start", any attempt to start the vehicle with a breath alcohol concentration exceeding twenty-five thousandths of one percent by weight of alcohol in such person's breath, unless a subsequent

retest performed within ten minutes registers a breath alcohol concentration not exceeding twenty-five thousandths of one percent by weight of alcohol in such person's breath;

(2) "Running retest", failure to take a breath test performed by the driver upon a certified ignition interlock device at random intervals after the initial engine startup breath test and while the vehicle's motor is running or failure to take a breath retest with a breath alcohol concentration not exceeding twenty-five thousandths of one percent by weight of alcohol in such person's breath;

(3) "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on highways.

2. In any criminal case involving an intoxicated-related traffic offense, the prosecuting or circuit attorney may divert the criminal case, with the consent of the defendant, to a driving while intoxicated (DWI) diversion program by filing a motion with the court requesting the court to stay the criminal proceeding, if the defendant meets the following criteria for eligibility into the driving while intoxicated diversion program:

(1) The defendant has not previously pled guilty to or been convicted of an intoxicated-related traffic offense in violation of section 577.010, 577.012, 577.013, 577.014, 577.015, or 577.016;

(2) The defendant is not currently enrolled in, and has not in the previous ten years completed, a diversion program pursuant to this section;

(3) The defendant does not hold a commercial driver's license;

(4) The offense did not occur while operating a commercial vehicle; and

(5) The offense did not result in the injury or death of another person.

3. Upon a motion filed by a prosecuting or circuit attorney, the court may continue a diverted case involving an intoxicated-related traffic offense for a period not to exceed twenty-four months and order the defendant to comply with terms, conditions, or requirements that the prosecuting or circuit attorney deems appropriate based on the specific situation of the defendant.

4. The DWI diversion plan shall be for a specified period and be in writing. The prosecuting or circuit attorney has the sole authority to develop diversionary program requirements, but shall require installation of an ignition interlock device for a period of not less than one year, require the defendant to participate in a victim impact panel sponsored by a nonprofit organization, and other terms deemed necessary by the court.

5. If the court continues the criminal case to divert the defendant to a DWI diversion program, the department of revenue shall continue any proceeding to suspend or revoke a license pursuant to chapter 302 for a period not to exceed twenty-four months. After the defendant successfully completes the requirements of the DWI diversion program, the department shall dismiss any proceeding against the defendant.

6. The court shall notify the defendant that he or she is required to install a functioning, certified ignition interlock device on any vehicle that the person operates and the person is prohibited from operating a motor vehicle unless that vehicle is equipped with a functioning, certified ignition interlock device pursuant to this section. These requirements shall be in addition to any other provisions of this chapter or chapter 302 requiring installation and maintenance of an ignition interlock device. Any person required to use an ignition interlock device shall comply with such requirement subject to the penalties provided by section 577.599.

7. The department of revenue shall inform the defendant of the requirements of this section, including the term for which the person is required to have a certified ignition interlock device installed and shall notify the person that installation of a functioning, certified ignition interlock device on a vehicle does not allow the person to drive without a valid driver's license. The department shall record the mandatory use of the device for the term required and the time when the device is required to be installed pursuant to the court order. A person who is notified by the department shall do all of the following:

(1) Arrange for each vehicle operated by the person to be equipped with a functioning, certified ignition interlock device by a certified ignition interlock device provider as determined by the department of transportation; and

(2) Arrange for each vehicle with a functioning, certified ignition interlock device to be serviced by the installer at least once every thirty days for the installer to recalibrate and monitor the operation of the device.

8. The certified ignition interlock device provider shall notify the department:

(1) If the device is removed or indicates that the person has attempted to remove, bypass by a running retest, or tamper with the device;

(2) If the person fails three or more times to comply with any requirement for the maintenance or calibration of the ignition interlock device; or

(3) If the device registers a failed start.

If a person has any failed start that occurs within the last ninety days of the required period of installation of the ignition interlock device, the term shall be extended for a period of ninety days.

9. After the completion of the DWI diversion program and if the defendant has complied with all the imposed terms and conditions, the court shall dismiss the criminal case against the defendant, record the dismissal, and transmit the record to the central repository upon dismissal. Any court automation system, including any pilot project, that provides public access to electronic record on the internet shall redact any personal identifying information of the defendant, including name, address, and year of birth. Such information shall be provided in a confidential filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.

10. In the event of noncompliance by the defendant with the terms and conditions of the DWI diversion program, the prosecuting or circuit attorney may file a motion to terminate the defendant from the diversion program and may recommend the prosecution of the underlying case. Upon the filing of such motion, after notice to the defendant, the court shall hold a hearing to determine by preponderance of the evidence whether the defendant has failed to comply with the terms and conditions of the diversion program. If the court finds that the defendant has not complied with the terms and conditions of the diversion program, the court may end the diversion program and set the case on the next available criminal docket.

11. Any defendant who is found guilty of any intoxicated-related traffic offense and who has previously utilized the DWI diversion program pursuant to this section shall be considered a prior offender as defined in section 577.001, provided that the prior offense occurred within five years of the intoxicated-related offense for which the person is charged, as provided in subsection 20 of section 577.001.

12. For the limited purpose of determining whether a defendant is a chronic, habitual, persistent, or prior offender under section 577.001, a criminal case diverted to a DWI diversion program shall be counted as one intoxication-related traffic offense."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 20** was adopted.

Representative Stinnett offered **House Amendment No. 21**.

House Amendment No. 21

AMEND House Committee Substitute for Senate Bill No. 186, Page 3, Section 56.601, Line 50, by inserting after said section and line the following:

"115.133. 1. Except as provided in subsection 2 of this section, any citizen of the United States who is a resident of the state of Missouri and seventeen years and six months of age or older shall be entitled to register and to vote in any election which is held on or after his eighteenth birthday.

2. No person who is adjudged incapacitated shall be entitled to register or vote. No person shall be entitled to vote:

(1) While confined **[**~~under a sentence of imprisonment;~~

~~(2) While on probation or parole~~**]** after conviction of a felony**[**~~, until finally discharged from such probation or parole~~**]**; or

[~~(3)~~**] (2)** After conviction of a felony or misdemeanor connected with the right of suffrage.

3. Except as provided in federal law or federal elections and in section 115.277, no person shall be entitled to vote if the person has not registered to vote in the jurisdiction of his or her residence prior to the deadline to register to vote."; and

Further amend said bill, Page 11, Section 558.043, Line 16, by inserting after all of said section and line the following:

"561.026. Notwithstanding any other provision of law except for section 610.140, a person who is convicted:

(1) Of **[**~~any offense~~**] a felony** shall be disqualified from registering and voting in any election under the laws of this state while confined **[**~~under a sentence of imprisonment~~**]**;

(2) Of a felony or misdemeanor connected with the exercise of the right of suffrage shall be forever disqualified from registering and voting;

(3) Of any felony shall be forever disqualified from serving as a juror."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stinnett, **House Amendment No. 21** was adopted.

Representative Mayhew offered **House Amendment No. 22**.

House Amendment No. 22

AMEND House Committee Substitute for Senate Bill No. 186, Page 5, Section 211.031, Line 93, by inserting after all of said section and line the following:

"301.218. 1. No person shall, except as an incident to the sale, repair, rebuilding or servicing of vehicles by a licensed franchised motor vehicle dealer, carry on or conduct the following business unless licensed to do so by the department of revenue under sections 301.217 to 301.229:

(1) Selling used parts of or used accessories for vehicles as a used parts dealer, as defined in section 301.010;

(2) Salvaging, wrecking**,** or dismantling vehicles for resale of the parts thereof as a salvage dealer **[**~~or~~**] and** dismantler, as defined in section 301.010**, or otherwise engaging in the buying or selling of catalytic converters or the component parts of catalytic converters**;

(3) Rebuilding and repairing four or more wrecked or dismantled vehicles in a calendar year as a rebuilder or body shop, as defined in section 301.010;

(4) Processing scrapped vehicles or vehicle parts as a scrap processor, as defined in section 301.010.

2. Sales at a salvage pool or a salvage disposal sale shall be open only to and made to persons actually engaged in and holding a current license under sections 301.217 to 301.221 and 301.550 to 301.573 or any person from another state or jurisdiction who is legally allowed in his or her state of domicile to purchase for resale, rebuild, dismantle, crush, or scrap either motor vehicles or salvage vehicles, and to persons who reside in a foreign country that are purchasing salvage vehicles for export outside of the United States. Operators of salvage pools or salvage disposal sales shall keep a record, for three years, of sales of salvage vehicles with the purchasers' name and address, and the year, make, and vehicle identification number for each vehicle. These records shall be open for inspection as provided in section 301.225. Such records shall be submitted to the department on a quarterly basis.

3. The operator of a salvage pool or salvage disposal sale, or subsequent purchaser, who sells a nonrepairable motor vehicle or a salvage motor vehicle to a person who is not a resident of the United States at a salvage pool or a salvage disposal sale shall:

(1) Stamp on the face of the title so as not to obscure any name, date, or mileage statement on the title the words "FOR EXPORT ONLY" in capital letters that are black; and

(2) Stamp in each unused reassignment space on the back of the title the words "FOR EXPORT ONLY" and print the number of the dealer's salvage vehicle license, name of the salvage pool, or the name of the governmental entity, as applicable.

The words "FOR EXPORT ONLY" required under subdivisions (1) and (2) of this subsection shall be at least two inches wide and clearly legible. Copies of the stamped titles shall be forwarded to the department.

4. The director of revenue shall issue a separate license for each kind of business described in subsection 1 of this section, to be entitled and designated as either "used parts dealer"; "salvage dealer or dismantler"; "rebuilder or body shop"; or "scrap processor" license."; and

Further amend said bill, Page 6, Section 301.3175, Line 32, by inserting after all of said section and line the following:

"407.300. 1. Every purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property who obtains items for resale or profit shall keep a register containing a written or electronic record for each purchase or **[**~~trade in which~~**] trade-in of** each type of material subject to the provisions of this section **[**~~is~~**]** obtained for value. There shall be a separate record for each transaction involving any:

(1) Copper, brass, or bronze;

(2) Aluminum wire, cable, pipe, tubing, bar, ingot, rod, fitting, or fastener;

(3) Material containing copper or aluminum that is knowingly used for farming purposes as farming is defined in section 350.010; whatever may be the condition or length of such metal;

(4) Detached catalytic converter; or

(5) Motor vehicle, heavy equipment, or tractor battery.

2. The record required by this section shall contain the following data:

(1) A copy of the driver's license**,** or **other** photo identification issued by the state or by the United States government or agency thereof**,** of the person from whom the material is obtained;

(2) The current address, gender, birth date, and a color photograph of the person from whom the material is obtained if not included or are different from the identification required in subdivision (1) of this subsection;

(3) The date, time, and place of the transaction;

(4) The license plate number of the vehicle used by the seller during the transaction; **[**~~and~~**]**

(5) A full description of the material, including the weight and purchase price**; and**

(6) If the purchase or trade-in includes a detached catalytic converter:

(a) Either proof the seller is a bona fide automobile repair shop or an affidavit that attests the detached catalytic converter was acquired lawfully; and

(b) The make, model, year, and vehicle identification number of the vehicle from which the detached catalytic converter originated.

3. **(1)** The records required under this section shall be maintained **in order of transaction date** for a minimum of **[**~~thirty-six months~~**] four years** from when such material is obtained and shall be available for inspection by any law enforcement officer.

(2) The department of revenue shall create and make available on the department website a standardized form for recording the records required under this section.

(3) At least monthly, a purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property shall submit to the department of revenue the records required under this section on the department's form, with copies of the purchaser's, collector's, or dealer's other records, if any, attached. The submission may be in either a paper or electronic format. The department of revenue may prescribe the format of forms submitted electronically.

4. No transaction that includes a detached catalytic converter shall occur at any location other than the fixed place of business of the purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property. No detached catalytic converter shall be altered, modified, disassembled, or destroyed until it has been in the purchaser's, collector's, or dealer's possession for five business days.

5. Anyone **[**~~licensed under section 301.218 who knowingly purchases a stolen detached catalytic converter shall be subject to the following penalties:~~

~~(1) For a first violation, a fine in the amount of five thousand dollars;~~

~~(2) For a second violation, a fine in the amount of ten thousand dollars; and~~

~~(3) For a third violation, revocation of the~~**] convicted of violating this section shall be guilty of a class E felony and shall be subject to having any** license for a business described under section 301.218 **revoked**.

6. This section shall not apply to **[**~~either of~~**]** the following transactions:

(1) Any transaction for which the seller has an existing business relationship with the scrap metal dealer and is known to the scrap metal dealer making the purchase to be an established business or political subdivision that operates a business with a fixed location that can be reasonably expected to generate regulated scrap metal and can be reasonably identified as such a business, and for which the seller is paid by check or by electronic funds transfer, or the seller produces an acceptable identification, which shall be a copy of the driver's license or photo identification issued by the state or by the United States government or agency thereof, and a copy is retained by the purchaser; or

(2) Any transaction for which the type of metal subject to subsection 1 of this section is a minor part of a larger item, except **[**~~for~~**] that minor parts of** heating and cooling equipment or **of** equipment used in the generation and transmission of electrical power or telecommunications**, including any catalytic converter of such equipment, shall remain subject to this section**.

7. As used in this section, "catalytic converter" means any device designed to be used as an emissions control device when connected to an internal combustion engine, including the constituent parts of such a device, whether assembled into a complete unit or disassembled into separate constituent parts or components."; and

Further amend said bill, Page 17, Section 570.030, Line 6, by deleting the word "or" and inserting in lieu thereof "**[**~~or~~**]**"; and

Further amend said bill, page, and section, Line 9, by deleting said line and inserting in lieu thereof the following:

"has been stolen**; or**

(4) For the purpose of depriving the owner of a lawful interest therein, receives, retains, or disposes of a catalytic converter, as defined in subsection 7 of section 407.300, and knows that it has been stolen, believes that it has been stolen, or reasonably should suspect that it has been stolen."; and

Further amend said bill and section, Page 18, Line 71, by inserting after the word "converter" the phrase "**, as defined in subsection 7 of section 407.300**"; and

Further amend said bill and section, Page 19, Line 90, by inserting after all of said section and line the following:

"**570.031. 1. A person commits the offense of unlawful possession of a detached catalytic converter if the person possesses a catalytic converter that is detached from a motor vehicle with the intent to sell the catalytic converter unless:**

(1) The detached catalytic converter is possessed in the course of a legitimate business purpose;

(2) The detached catalytic converter is a component or constituent part of an item or equipment owned by the person; or

(3) The possession of the detached catalytic converter is for some other lawful purpose.

2. The offense of unlawful possession of a detached catalytic converter is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 22** was adopted.

Representative Veit offered **House Amendment No. 23**.

House Amendment No. 23

AMEND House Committee Substitute for Senate Bill No. 186, Page 6, Section 301.3175, Line 32, by inserting after said section and line the following:

"476.055. 1. There is hereby established in the state treasury the "Statewide Court Automation Fund". All moneys collected pursuant to section 488.027, as well as gifts, contributions, devises, bequests, and grants received relating to automation of judicial record keeping, and moneys received by the judicial system for the dissemination of information and sales of publications developed relating to automation of judicial record keeping, shall be credited to the fund. Moneys credited to this fund may only be used for the purposes set forth in this section and as appropriated by the general assembly. Any unexpended balance remaining in the statewide court automation fund at the end of each biennium shall not be subject to the provisions of section 33.080 requiring the transfer of such unexpended balance to general revenue**[**~~; except that, any unexpended balance remaining in the fund on September 1, 2023, shall be transferred to general revenue~~**]**.

2. The statewide court automation fund shall be administered by a court automation committee consisting of the following: the chief justice of the supreme court, a judge from the court of appeals, four circuit judges, four associate circuit judges, four employees of the circuit court, **two municipal employees who work full time in a municipal division of a circuit court,** the commissioner of administration, two members of the house of

representatives appointed by the speaker of the house, two members of the senate appointed by the president pro tem of the senate, the executive director of the Missouri office of prosecution services, the director of the state public defender system, and two members of the Missouri Bar. The judge members and employee members shall be appointed by the chief justice. The commissioner of administration shall serve ex officio. The members of the Missouri Bar shall be appointed by the board of governors of the Missouri Bar. Any member of the committee may designate another person to serve on the committee in place of the committee member.

3. The committee shall develop and implement a plan for a statewide court automation system. The committee shall have the authority to hire consultants, review systems in other jurisdictions and purchase goods and services to administer the provisions of this section. The committee may implement one or more pilot projects in the state for the purposes of determining the feasibility of developing and implementing such plan. The members of the committee shall be reimbursed from the court automation fund for their actual expenses in performing their official duties on the committee.

4. Any purchase of computer software or computer hardware that exceeds five thousand dollars shall be made pursuant to the requirements of the office of administration for lowest and best bid. Such bids shall be subject to acceptance by the office of administration. The court automation committee shall determine the specifications for such bids.

5. The court automation committee shall not require any circuit court to change any operating system in such court, unless the committee provides all necessary personnel, funds and equipment necessary to effectuate the required changes. No judicial circuit or county may be reimbursed for any costs incurred pursuant to this subsection unless such judicial circuit or county has the approval of the court automation committee prior to incurring the specific cost.

6. Any court automation system, including any pilot project, shall be implemented, operated and maintained in accordance with strict standards for the security and privacy of confidential judicial records. Any person who knowingly releases information from a confidential judicial record is guilty of a class B misdemeanor. Any person who, knowing that a judicial record is confidential, uses information from such confidential record for financial gain is guilty of a class E felony.

7. On the first day of February, May, August and November of each year, the court automation committee shall file a report on the progress of the statewide automation system with:

(1) The chair of the house budget committee;

(2) The chair of the senate appropriations committee;

(3) The chair of the house judiciary committee; and

(4) The chair of the senate judiciary committee.

8. **[**~~Section 488.027 shall expire on September 1, 2023.~~**]** The court automation committee established pursuant to this section may continue to function until completion of its duties prescribed by this section**[**~~, but shall complete its duties prior to September 1, 2025.~~

~~9. This section shall expire on September 1, 2025~~**]**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 23** was adopted.

Representative Wright offered **House Amendment No. 24**.

House Amendment No. 24

AMEND House Committee Substitute for Senate Bill No. 186, Page 5, Section 211.031, Line 93, by inserting after all of said section and line the following:

"217.035. The director shall have the authority to:

(1) Establish, with approval of the governor, the internal organization of the department and file the plan thereof with the secretary of state in the manner in which administrative rules are filed, the commissioner of administration and the revisor of statutes;

(2) Exclusively prepare the budgets of the department and each division within the department in the form and manner set out by statute or by the commissioner of administration;

(3) Designate by written order filed with the governor, the president pro tem of the senate, and the chairman of the joint committee on corrections, a deputy director of the department to act for and exercise the powers of the director during the director's absence for official business, vacation, illness or incapacity. The deputy director shall serve as acting director no longer than six months; however, after the deputy director has acted as director for longer than thirty days the deputy director shall receive compensation equal to that of the director;

(4) Procure, either through the division of purchasing or by other means authorized by law, supplies, material, equipment or contractual services for the department and each of its divisions;

(5) Establish policy for the department and each of its divisions;

(6) Designate any responsibilities, duties and powers given by sections 217.010, **[**~~217.810,~~**]** 558.011 and 558.026 to the department or the department director to any division or division director.

217.650. As used in sections 217.650 to **[**~~217.810~~**] 217.805**, unless the context clearly indicates otherwise, the following terms mean:

(1) "Chairperson", chairperson of the parole board who shall be appointed by the governor;

(2) "Diversionary program", a program designed to utilize alternatives to incarceration undertaken under the supervision of the division of probation and parole after commitment of an offense and prior to arraignment;

(3) "Parole", the release of an offender to the community by the court or the state parole board prior to the expiration of his term, subject to conditions imposed by the court or the parole board and to its supervision by the division of probation and parole;

(4) "Parole board", the state board of parole;

(5) "Prerelease program", a program relating to an offender's preparation for, or orientation to, supervision by the division of probation and parole immediately prior to or immediately after assignment of the offender to the division of probation and parole for supervision;

(6) "Pretrial program", a program relating to the investigation or supervision of persons referred or assigned to the division of probation and parole prior to their conviction;

(7) "Probation", a procedure under which a defendant found guilty of a crime upon verdict or plea is released by the court without imprisonment, subject to conditions imposed by the court and subject to the supervision of the division of probation and parole;

(8) "Recognizance program", a program relating to the release of an individual from detention who is under arrest for an offense for which he or she may be released as provided in section 544.455.

217.670. 1. The board shall adopt an official seal of which the courts shall take official notice.

2. Decisions of the board regarding granting of paroles, extensions of a conditional release date or revocations of a parole or conditional release shall be by a majority vote of the hearing panel members. The hearing panel shall consist of one member of the board and two hearing officers appointed by the board. A member of the board may remove the case from the jurisdiction of the hearing panel and refer it to the full board for a decision. Within thirty days of entry of the decision of the hearing panel to deny parole or to revoke a parole or conditional release, the offender may appeal the decision of the hearing panel to the board. The board shall consider the appeal within thirty days of receipt of the appeal. The decision of the board shall be by majority vote of the board members and shall be final.

3. The orders of the board shall not be reviewable except as to compliance with the terms of sections 217.650 to **[**~~217.810~~**] 217.805** or any rules promulgated pursuant to such section.

4. The board shall keep a record of its acts and shall notify each correctional center of its decisions relating to persons who are or have been confined in such correctional center.

5. Notwithstanding any other provision of law, any meeting, record, or vote, of proceedings involving probation, parole, or pardon, may be a closed meeting, closed record, or closed vote.

6. Notwithstanding any other provision of law, when the appearance or presence of an offender before the board or a hearing panel is required for the purpose of deciding whether to grant conditional release or parole, extend the date of conditional release, revoke parole or conditional release, or for any other purpose, such appearance or presence may occur by means of a videoconference at the discretion of the board. Victims having a right to attend parole hearings may testify either at the site where the board is conducting the videoconference or at the institution where the offender is located. The use of videoconferencing in this section shall be at the discretion of the board, and shall not be utilized if either the victim or the victim's family objects to it.

217.710. 1. Probation and parole officers, supervisors and members of the parole board, who are certified pursuant to the requirements of subsection 2 of this section shall have the authority to carry their firearms at all times. The department of corrections shall promulgate policies and operating regulations which govern the use of firearms by probation and parole officers, supervisors**,** and members of the parole board when carrying out the provisions of sections 217.650 to **[**~~217.810~~**] 217.805**. Mere possession of a firearm shall not constitute an employment activity for the purpose of calculating compensatory time or overtime.

2. The department shall determine the content of the required firearms safety training and provide firearms certification and recertification training for probation and parole officers, supervisors**,** and members of the parole board. A minimum of sixteen hours of firearms safety training shall be required. In no event shall firearms certification or recertification training for probation and parole officers and supervisors exceed the training required for officers of the state highway patrol.

3. The department shall determine the type of firearm to be carried by the officers, supervisors**,** and members of the parole board.

4. Any officer, supervisor**,** or member of the parole board **[**~~that~~**] who** chooses to carry a firearm in the performance of such officer's, supervisor's**,** or member's duties shall purchase the firearm and holster.

5. The department shall furnish such ammunition as is necessary for the performance of the officer's, supervisor's**,** and member's duties.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated under the authority of this chapter, shall become effective only if the agency has fully complied with all of the requirements of chapter 536 including but not limited to, section 536.028, if applicable, after August 28, 1998. All rulemaking authority delegated prior to August 28, 1998, is of no force and effect and repealed as of August 28, 1998, however nothing in section 571.030 or this section shall be interpreted to repeal or affect the validity of any rule adopted and promulgated prior to August 28, 1998. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in section 571.030 or this section shall affect the validity of any rule adopted and promulgated prior to August 28, 1998.

217.720. 1. At any time during release on parole or conditional release the division of probation and parole may issue a warrant for the arrest of a released offender for violation of any of the conditions of parole or conditional release. The warrant shall authorize any law enforcement officer to return the offender to the actual custody of the correctional center from which the offender was released, or to any other suitable facility designated by the division. If any parole or probation officer has probable cause to believe that such offender has violated a condition of parole or conditional release, the probation or parole officer may issue a warrant for the arrest of the offender. The probation or parole officer may effect the arrest or may deputize any officer with the power of arrest to do so by giving the officer a copy of the warrant which shall outline the circumstances of the alleged violation and contain the statement that the offender has, in the judgment of the probation or parole officer, violated conditions of parole or conditional release. The warrant delivered with the offender by the arresting officer to the official in charge of any facility designated by the division to which the offender is brought shall be sufficient legal authority for detaining the offender. After the arrest the parole or probation officer shall present to the detaining authorities a similar statement of the circumstances of violation. Pending hearing as hereinafter provided, upon any charge of violation, the offender shall remain in custody or incarcerated without consideration of bail.

2. If the offender is arrested under the authority granted in subsection 1 of this section, the offender shall have the right to a preliminary hearing on the violation charged unless the offender waives such hearing. Upon such arrest and detention, the parole or probation officer shall immediately notify the board and shall submit in writing a report showing in what manner the offender has violated the conditions of his parole or conditional release. The board shall order the offender discharged from such facility, require as a condition of parole or conditional release the placement of the offender in a treatment center operated by the department of corrections, or shall cause the offender to be brought before it for a hearing on the violation charged, under such rules and regulations as the board may adopt. If the violation is established and found, the board may continue or revoke the parole or conditional release, or enter such other order as it may see fit. If no violation is established and found, then the parole or conditional release shall continue. If at any time during release on parole or conditional release the offender is arrested for a crime which later leads to conviction, and sentence is then served outside the Missouri department of corrections, the board shall determine what part, if any, of the time from the date of arrest until completion of the sentence imposed is counted as time served under the sentence from which the offender was paroled or conditionally released.

3. An offender for whose return a warrant has been issued by the division shall, if it is found that the warrant cannot be served, be deemed to be a fugitive from justice or to have fled from justice. If it shall appear that the offender has violated the provisions and conditions of his parole or conditional release, the board shall determine whether the time from the issuing date of the warrant to the date of his arrest on the warrant, or continuance on

parole or conditional release shall be counted as time served under the sentence. In all other cases, time served on parole or conditional release shall be counted as time served under the sentence.

4. At any time during parole or probation, the division may issue a warrant for the arrest of any person from another jurisdiction**[**~~, the visitation and supervision of whom the division has undertaken pursuant to the provisions of the interstate compact for the supervision of parolees and probationers authorized in section 217.810,~~**]** for violation of any of the conditions of release**[**~~,~~**]** or a notice to appear to answer a charge of violation. The notice shall be served personally upon the person. The warrant shall authorize any law enforcement officer to return the offender to any suitable detention facility designated by the division. Any parole or probation officer may arrest such person without a warrant, or may deputize any other officer with power of arrest to do so by issuing a written statement setting forth that the defendant has, in the judgment of the parole or probation officer, violated the conditions of his release. The written statement delivered with the person by the arresting officer to the official in charge of the detention facility to which the person is brought shall be sufficient legal authority for detaining him. After making an arrest the parole or probation officer shall present to the detaining authorities a similar statement of the circumstances of violation."; and

Further amend said bill, Page 6, Section 544.453, Line 13, by inserting after all of said section and line the following:

"548.241. 1. All necessary and proper expenses accruing under section 548.221, upon being ascertained to the satisfaction of the governor, shall be allowed on his certificate and paid out of the state treasury as other demands against the state.

2. All necessary and proper expenses accruing as a result of a person being returned to this state pursuant to the provisions of section 548.243 **[**~~or 217.810~~**]** shall be allowed and paid out of the state treasury as if the person were being returned to this state pursuant to section 548.221.

3. Any necessary and proper expenses accruing as a result of a person being returned to this state under the provisions of chapter 589 may be paid either out of the Missouri interstate compact fund established in chapter 589 or out of the state treasury."; and

Further amend said bill, Page 28, Section 579.022, Line 10, by inserting after all of said section and line the following:

"**589.564. 1. Upon a petition from the state, a circuit court is authorized to add any condition to a term of probation for an offender supervised in this state for a term of probation ordered by another state, including shock incarceration; however, the court shall not reduce, extend, or revoke such a term of probation. The circuit court for the jurisdiction in which a probationer is under supervision shall serve as the authorizing court for the purposes of this section. The prosecuting attorney or circuit attorney for the jurisdiction in which a probationer is under supervision shall serve as the authorized person to petition the court to add a condition of probation. Notwithstanding any provision of section 549.500 or 559.125, the division of probation and parole may submit violation reports to the prosecuting attorney or circuit attorney with authority to petition the court to add a condition to a term of probation under this section.**

2. If supervision of a parolee in Missouri is administered pursuant to this compact, the division of probation and parole shall have the authority to impose a sanction or additional conditions in response to written violations of supervision; however, the division of probation and parole shall not reduce, extend, or revoke such a term of parole.

589.565. A Missouri probationer or parolee seeking transfer of their supervision through this compact shall pay a fee in the amount of one hundred seventy-five dollars for each transfer application submitted. The transfer application fee shall be paid to the compact commissioner upon submission of the transfer application. The commissioner or commissioner's designee may waive the application fee if either the commissioner or the commissioner's designee finds that payment of the fee would constitute an undue economic burden on the offender. All fees collected pursuant to this section shall be paid and deposited to the credit of the "Missouri Interstate Compact Fund", which is hereby established in the state treasury. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used for the sole benefit of the department of corrections in support of administration of this section; expenses related to assessment, retaking, staff development, and training; and implementation of evidence-based practices in support of offenders under supervision. Notwithstanding the provisions of

section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill, Page 30, Section 590.1075, Line 11, by inserting after all of said section and line the following:

"**[**~~217.810. 1. The governor is hereby authorized and directed to enter into the interstate compact for the supervision of parolees and probationers on behalf of the state of Missouri with the commonwealth of Puerto Rico, the Virgin Islands, the District of Columbia and any and all other states of the United States legally joining therein and pursuant to the provisions of an act of the Congress of the United States of America granting the consent of Congress to the commonwealth of Puerto Rico, the Virgin Islands, the District of Columbia and any two or more states to enter into agreements or compacts for cooperative effort and mutual assistance in the prevention of crime and for other purposes, which compact shall have as its objective the permitting of persons placed on probation or released on parole to reside in any other state signatory to the compact assuming the duties of visitation and supervision over such probationers and parolees; permitting the extradition and transportation without interference of prisoners, being retaken, through any and all states signatory to the compact under such terms, conditions, rules and regulations, and for such duration as in the opinion of the governor of this state shall be necessary and proper and in a form substantially as contained in subsection 2 of this section. The chairman of the board shall administer the compact for the state.~~

~~2. INTERSTATE COMPACT FOR THE SUPERVISION OF PAROLEES AND PROBATIONERS~~

~~This compact shall be entered into by and among the contracting states, signatories hereto, with the consent of the Congress of the United States of America, granted by an act entitled "An act granting the consent of Congress to any two or more states to enter into agreements or compacts for cooperative effort and mutual assistance in the prevention of crime and for other purposes."~~

~~The contracting states solemnly agree:~~

~~(1) That it shall be competent for the duly constituted judicial and administrative authorities of a state party to this compact (herein called "sending state") to permit any person convicted of an offense within such state and placed on probation or released on parole to reside in any other state party to this compact (herein called "receiving state"), while on probation or parole, if~~

~~(a) Such a person is in fact a resident of or has his family residing within the receiving state and can obtain employment there;~~

~~(b) Though not a resident of the receiving state and not having his family residing there, the receiving state consents to such person being sent there.~~

~~Before granting such permission, opportunity shall be granted to the receiving state to investigate the home and prospective employment of such person.~~

~~A resident of the receiving state, within the meaning of this section, is one who has been an actual inhabitant of such state continuously for more than one year prior to his coming to the sending state and has not resided within the sending state more than six continuous months immediately preceding the commission of the offense for which he has been convicted.~~

~~(2) The receiving state shall assume the duties of visitation and supervision over probationers or parolees of any sending state transferred under the compact and will apply the same standards of supervision that prevail for its own probationers and parolees.~~

~~(3) That duly accredited officers of a sending state may at all times enter a receiving state and there apprehend and retake any person on probation or parole. For that purpose no formalities will be required other than establishing the authority of the officer and the identity of the person to be retaken. All legal requirements to obtain extradition of fugitives from justice are hereby expressly waived on the part of states party hereto, as to such persons. The decision of the sending state to retake a person on probation or parole shall be conclusive upon and not~~

~~reviewable within the receiving state. Provided, however, that if at the time when a state seeks to retake a probationer or parolee there should be pending against him within the receiving state any criminal charge, or he should be suspected of having committed within such state a criminal offense, he shall not be retaken without the consent of the receiving state until discharged from prosecution or from imprisonment for such offense.~~

~~(4) That the duly accredited officers of the sending state will be permitted to transport prisoners being retaken through any and all states parties to this compact, without interference.~~

~~(5) Each state may designate an officer who, acting jointly with like officers of other contracting states shall promulgate such rules and regulations as may be deemed necessary to more effectively carry out the terms of this compact.~~

~~(6) That this compact shall become operative immediately upon its execution by any state as between it and any other state or states so executing. When executed it shall have the full force and effect of law within such state, the form of execution to be in accordance with the laws of the executing state.~~

~~(7) That this compact shall continue in force and remain binding upon each executing state until renounced by it. The duties and obligations hereunder of a renouncing state shall continue as to parolees or probationers residing therein at the time of withdrawal until retaken or finally discharged by the sending state. Renunciation of this compact shall be by the same authority which executed it, by sending six months' notice in writing of its intention to withdraw from the compact to the other states party hereto.~~

~~3. If any section, sentence, subdivision or clause within subsection 2 of this section is for any reason held invalid or to be unconstitutional, such decision shall not affect the validity of the remaining provisions of that subsection or this section.~~

~~4. All necessary and proper expenses accruing as a result of a person being returned to this state by order of a court or the parole board shall be paid by the state as provided in section 548.241 or 548.243.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wright, **House Amendment No. 24** was adopted.

Representative Bosley offered **House Amendment No. 25**.

House Amendment No. 25

AMEND House Committee Substitute for Senate Bill No. 186, Page 6, Section 301.3175, Line 32, by inserting after said section and line the following:

"506.400. 1. As used in this section, "claimant" means a person convicted and subsequently imprisoned for one or more offenses that such person did not commit.

2. (1) The claimant shall establish the following by a preponderance of evidence:

(a) The claimant was convicted of a felony offense and subsequently imprisoned;

(b) The claimant's judgment of conviction was reversed or vacated and either the charges were dismissed or on retrial the claimant was found to be not guilty;

(c) The claimant did not commit the offense or offenses for which the claimant was convicted and was not an accessory or accomplice to the acts that were the basis of the conviction and resulted in a reversal or vacation of the judgment of conviction, dismissal of the charges, or finding of not guilty on retrial; and

(d) The claimant did not commit or suborn perjury, fabricate evidence, or by the claimant's own conduct cause or bring about the conviction. Neither a confession or admission later found to be false nor a guilty plea shall constitute committing or suborning perjury, fabricating evidence, or causing or bringing about the conviction under this subsection.

(2) The court, in exercising its discretion as permitted by law regarding the weight and admissibility of evidence submitted under this section, may, in the interest of justice, give due consideration to difficulties of proof caused by the passage of time, the death or unavailability of witnesses, the destruction of evidence, or other factors not caused by such persons or those acting on their behalf.

3. If the court finds that the claimant is wrongfully convicted, it shall enter a certificate of innocence finding that the claimant was innocent of all offenses for which the claimant was mistakenly convicted. The clerk of the court shall send a certified copy of the certificate of innocence and the judgment entry to the attorney general for payment under section 105.711.

4. Upon entry of a certificate of innocence, the claimant shall automatically be granted an order of expungement from the court in which he or she pled guilty or was sentenced to expunge from all official records or recordations of his or her arrest, plea, trial, or conviction. Upon granting of the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the court shall be confidential and only available to the parties or by order of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea, or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction, or expungement in response to any inquiry made of him or her for any purpose whatsoever, and no such inquiry shall be made for information relating to an expungement under this subsection.

5. Upon entry of a certificate of innocence, the court shall order the expungement and destruction of the associated biological samples authorized by and given to the Missouri state highway patrol. The order shall state the information required to be stated in a petition to expunge and destroy the samples and profile record and shall direct the Missouri state highway patrol to expunge and destroy such samples and profile record. The clerk of the court shall send a certified copy of the order to the Missouri state highway patrol, which shall carry out the order and provide confirmation of such action to the court. Nothing in this subsection shall require the Missouri state highway patrol to expunge and destroy any sample or profile record associated with the claimant that must be retained by state statute.

6. The decision to grant or deny a certificate of innocence shall not have a res judicata effect on any other proceedings."; and

Further amend said bill, Page 30, Section 590.1075, Line 11, by inserting after said section and line the following:

"**Section 1. 1. For purposes of this section, the term "exoneree" means a person who was convicted of an offense and later officially declared innocent of that offense or relieved of all legal consequences of the conviction because evidence of innocence that was not presented at trial required reconsideration of the case.**

2. The department of corrections shall develop a policy and procedures outlining for exonerees how to obtain a birth certificate, Social Security card, and state identification prior to release from a correctional center. The policy shall be made available to all exonerees, regardless of the method by which an exoneree was exonerated. If an exoneree does not have access to his or her birth certificate, Social Security card, or state identification upon release, the department shall assist such exoneree in obtaining the documents prior to release.

3. The department shall be required to provide an exoneree, upon his or her release from a correctional facility, with the same services the department is required to provide an offender upon release from a correctional facility."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 25** was adopted.

Representative Sauls offered **House Amendment No. 26**.

House Amendment No. 26

AMEND House Committee Substitute for Senate Bill No. 186, Page 5, Section 211.031, Line 93, by inserting after all of said section and line the following:

"217.830. The department of corrections shall develop a policy and procedures outlining for offenders how to apply for Medicaid and how to obtain a birth certificate, Social Security card, and state identification prior to release from a correctional center. The policy shall be made available to the offender population. If an offender does not have access to his or her birth certificate, Social Security card, or state identification upon release, the department shall assist such offender in obtaining the documents prior to release. Any educational or special training certificate shall be provided to the offender at the time he or she is released from custody."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sauls, **House Amendment No. 26** was adopted.

On motion of Representative Riley, **HCS SB 186, as amended**, was adopted.

On motion of Representative Riley, **HCS SB 186, as amended**, was read the third time and passed by the following vote:

AYES: 113

Allen	Amato	Atchison	Baker	Bangert
Baringer	Barnes	Black	Bonacker	Bromley
Brown 149	Brown 16	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Butz	Byrnes	Casteel
Chappell	Christ	Coleman	Cook	Copeland
Crossley	Davidson	Davis	Deaton	Diehl
Dinkins	Ealy	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 46
Sparks	Stacy	Stephens	Stinnett	Strickler
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 018

Adams	Anderson	Banderman	Boggs	Bosley
Boyd	Brown 27	Cupps	Evans	Fountain Henderson
Lavender	Lewis 6	Lonsdale	Phifer	Smith 163
Steinhoff	Taylor 84	Terry		

PRESENT: 021

Appelbaum	Aune	Clemens	Collins	Fogle
Gray	Hein	Johnson 12	Johnson 23	Lewis 25
Merideth	Mosley	Nickson-Clark	Nurrenbern	Proudie
Quade	Unsicker	Walsh Moore	Weber	Woods
Young				

ABSENT WITH LEAVE: 010

Billington	Bland Manlove	Busick	Christofanelli	Doll
Hausman	Houx	Knight	Morse	Windham

VACANCIES: 001

Representative Hudson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 109

Allen	Amato	Atchison	Baker	Banderman
Bangert	Baringer	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Butz	Byrnes	Casteel
Christ	Christofanelli	Coleman	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 029

Adams	Anderson	Aune	Barnes	Brown 27
Brown 87	Burnett	Chappell	Collins	Fogle
Fountain Henderson	Gray	Johnson 12	Johnson 23	Lavender
Lewis 25	Merideth	Mosley	Nickson-Clark	Phifer
Plank	Quade	Steinhoff	Taylor 84	Terry
Walsh Moore	Weber	Woods	Young	

PRESENT: 015

Appelbaum	Bosley	Burton	Clemens	Crossley
Ealy	Hein	Ingle	Mackey	Mann
Nurrenbern	Proudie	Sauls	Smith 46	Strickler

ABSENT WITH LEAVE: 009

Bland Manlove	Busick	Doll	Falkner	Hausman
Morse	Smith 163	Unsicker	Windham	

VACANCIES: 001

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 700 & 445, relating to refusal of medical procedures or treatment, was placed back on the House Bills for Third Reading Calendar.

HCS HB 719, relating to public assistance, was placed back on the House Bills for Third Reading Calendar.

COMMITTEE REPORTS

Committee on Economic Development, Chairman Hudson reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1345**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Allen, Amato, Barnes, Brown (16), Casteel, Christ, Gallick, Hausman, Hudson, Johnson (23), Smith (155), Weber, Wilson and Young

Noes (1): Gray

Absent (1): Thompson

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **SCR 10**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Baker, Bangert, Boggs, Chappell, Lovasco, Murphy, Riggs, Sauls, Schulte, Schwadron, Strickler and Van Schoiack

Noes (0)

Absent (2): Davis and Nickson-Clark

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 814**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Adams, Amato, Bangert, Baringer, Burger, Byrnes, Chappell, Diehl, Falkner, Hinman, Lonsdale, Reedy and Walsh Moore

Noes (0)

Absent (1): Perkins

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1013**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Adams, Amato, Bangert, Baringer, Byrnes, Chappell, Diehl, Falkner, Hinman, Lonsdale, Reedy and Walsh Moore

Noes (0)

Absent (2): Burger and Perkins

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 106**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HR 263**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Evans, Gregory, Haffner, Ingle, Proudie, Roberts and Strickler

Noes (0)

Absent (2): O'Donnell and Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 274**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Cupps, Evans, Gregory, Haffner and Roberts

Noes (3): Ingle, Proudie and Strickler

Absent (2): O'Donnell and Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 311**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 648**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Evans, Gregory, Haffner, Ingle, Proudie, Roberts and Strickler

Noes (0)

Absent (2): O'Donnell and Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 743**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Evans, Gregory, Haffner, Ingle, Proudie, Roberts and Strickler

Noes (0)

Absent (2): O'Donnell and Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 860**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Evans, Gregory, Haffner, Ingle, Proudie, Roberts and Strickler

Noes (0)

Absent (2): O'Donnell and Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1020**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Evans, Gregory, Haffner, Ingle, Roberts and Strickler

Noes (2): Cupps and Proudie

Absent (2): O'Donnell and Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 1141**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Evans, Gregory, Haffner, Ingle, Proudie, Roberts and Strickler

Noes (0)

Absent (2): O'Donnell and Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1173**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HB 1259**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 1399**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS SS SCS SB 72**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS SS SB 138**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Cupps, Evans, Gregory, Haffner, O'Donnell and Roberts

Noes (3): Ingle, Proudie and Strickler

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **SS SCS SBs 167 & 171**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 510 - Fiscal Review
HCS HBs 948 & 915 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SBs 45 & 90 - Fiscal Review
HCS SS SCS SB 72 - Fiscal Review
HCS SS SCS SB 106 - Fiscal Review

REFERRAL OF SENATE CONCURRENT RESOLUTIONS - RULES

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 10 - Rules - Regulatory Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 265** entitled:

An act to repeal section 600.042, RSMo, and to enact in lieu thereof four new sections relating to funds established within the state treasury.

In which the concurrence of the House is respectfully requested.

Read the first time.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Thursday, April 27, 2023.

COMMITTEE HEARINGS

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1135, HB 1227
Executive session will be held: HB 665, HB 924, HB 1158

ECONOMIC DEVELOPMENT
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 6.
Executive session will be held: SS SCS SB 92

FISCAL REVIEW
Thursday, April 27, 2023, 8:45 AM, House Hearing Room 4.
Executive session will be held: HCS SS#2 SCS SB 96, HCS SS SCS SB 133
Executive session may be held on any matter referred to the committee.

GENERAL LAWS
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 3.
Executive session will be held: HB 278, SS SCS SBs 119 & 120, SS SCS SBs 411 & 230, SB 542

LOCAL GOVERNMENT
Tuesday, May 2, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: SS SB 148, HB 1049
Executive session will be held: HB 1049, HB 296

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 1, 2023, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS SS SCS SB 157, HCS SS SB 198, SS SB 199, HCS SS SB 213
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON PUBLIC POLICY
Thursday, April 27, 2023, 8:30 AM or upon adjournment of the Economic Development Committee (whichever is later), House Hearing Room 6.
Executive session will be held: SS SCS SB 398, HB 1017

SPECIAL COMMITTEE ON TAX REFORM
Thursday, April 27, 2023, 8:30 AM or upon adjournment of General Laws Committee (whichever is later), House Hearing Room 3.
Executive session will be held: SS SB 190

TRANSPORTATION ACCOUNTABILITY
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 1.
Executive session will be held: HB 1302

VETERANS
Thursday, April 27, 2023, 8:30 AM or upon adjournment of the Ways and Means Committee (whichever is later), House Hearing Room 5.
Executive session will be held: SS SB 540

WAYS AND MEANS
Thursday, April 27, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: SS#3 SCS SB 131, SB 275, SJR 21

HOUSE CALENDAR

SIXTY-SECOND DAY, THURSDAY, APRIL 27, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 66 - Baker

HOUSE BILLS FOR PERFECTION

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson

HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HCS HB 198 - Wright
HB 822 - Smith (155)
HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HB 697 - Hovis
HB 734 - Knight
HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner
HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992, with HA 1, pending - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 152 - Thomas
HB 369 - West

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 48 - Haley
HB 643 - Francis
HCS HB 589 - Murphy
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley
HB 400 - McGirl
HCS HBs 948 & 915, (Fiscal Review 4/26/23) - Dinkins
HCS HB 510, (Fiscal Review 4/26/23) - Griffith
HB 1067 - Sharpe (4)
HS HCS HBs 532 & 751 - Mayhew

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 536 - Keathley
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HB 1208 - Casteel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR SECOND READING

SS SB 265

SENATE BILLS FOR THIRD READING

HCS SS SB 222 - Brown (16)
HCS SB 247, E.C. - Baker
HCS SB 109 - Houx
HCS SS SCS SB 133, (Fiscal Review 4/25/23), E.C. - Baker
HCS SS#2 SCS SB 96, (Fiscal Review 4/25/23), E.C. - Keathley
HCS SB 47 - Riley
SS SCS SBs 167 & 171 - Mayhew
HCS SS SCS SB 72, (Fiscal Review 4/26/23) - Christofanelli
HCS SS SCS SBs 45 & 90, (Fiscal Review 4/26/23), E.C. - Stinnett
HCS SS SB 138, E.C. - Kelly (141)
HCS SS SCS SB 106, (Fiscal Review 4/26/23), E.C. - Kelly (141)

SENATE BILLS FOR THIRD READING - INFORMAL

SS SB 139 - Griffith
SB 20 - Hovis
SB 28 - Roberts

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 7 - Van Schoiack
SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner

BILLS CARRYING REQUEST MESSAGES

SCS HCS HB 15, (request Senate recede/grant conference) - Smith (163)
SS SCS HCS HB 2, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 3, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 4, (request Senate recede/grant conference) - Smith (163)
SS SCS HCS HB 5, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 6, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 7, (request Senate recede/grant conference) - Smith (163)
SS SCS HCS HB 8, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 9, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 10, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 11, (request Senate recede/grant conference) - Smith (163)
SS SCS HCS HB 12, (request Senate recede/grant conference) - Smith (163)
SCS HCS HB 13, (request Senate recede/grant conference) - Smith (163)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)

CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTY-SECOND DAY, THURSDAY, APRIL 27, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Let not mercy and truth forsake thee; bind them about thy neck; write them upon the table of thine heart." (Proverbs 3:3)

O God, almighty and eternal, supreme ruler, without Whom no nation can be great, no people can be good, make us mindful of Your presence, eager to do Your will, and willing to walk in Your way this morning.

May the light of Your spirit enlighten our spirits that we may see the truth clearly, follow it courageously, and live with it confidently knowing that it is the truth which makes and keeps us free without barriers or divisions.

Guide our Governor, our Lt. Governor, our Speaker, the Members of this House and all who labor with them to be ministers of hope, healing and harmony in our wide Missouri, put gladness into our hearts!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Saylor Beller and Barrett Beller.

The Journal of the sixty-first day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS SB 265, relating to funds established within the state treasury.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS#2 SCS SB 96**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 133**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

THIRD READING OF SENATE BILLS

HCS SS SB 222, relating to political subdivisions, was taken up by Representative Brown (16).

On motion of Representative Brown (16), the title of **HCS SS SB 222** was agreed to.

Representative Brown (16) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 7, Section 67.2677, Line 84, by inserting after all of said section and line the following:

"84.480. The board of police commissioners shall appoint a chief of police who shall be the chief police administrative and law enforcement officer of such cities. The chief of police shall be chosen by the board solely on the basis of his or her executive and administrative qualifications and his or her demonstrated knowledge of police science and administration with special reference to his or her actual experience in law enforcement leadership and the provisions of section 84.420. At the time of the appointment, the chief shall **[**~~not be more than sixty years of age, shall~~**]** have had at least five years' executive experience in a governmental police agency and shall be certified by a surgeon or physician to be in a good physical condition, and shall be a citizen of the United States and shall either be or become a citizen of the state of Missouri and resident of the city in which he or she is appointed as chief of police. In order to secure and retain the highest type of police leadership within the departments of such cities, the chief shall receive a salary of not less than eighty thousand two hundred eleven dollars, nor more than **[**~~one hundred eighty-nine thousand seven hundred twenty-six dollars per annum~~**] a maximum salary amount established by the board by resolution**.

84.510. 1. For the purpose of operation of the police department herein created, the chief of police, with the approval of the board, shall appoint such number of police department employees, including police officers and civilian employees as the chief of police from time to time deems necessary.

2. The base annual compensation of police officers shall be as follows for the several ranks:

(1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one thousand nine hundred sixty-nine dollars**[**~~, nor more than one hundred forty-six thousand one hundred twenty-four dollars per annum each~~**]**;

(2) Majors at not less than sixty-four thousand six hundred seventy-one dollars**[**~~, nor more than one hundred thirty-three thousand three hundred twenty dollars per annum each~~**]**;

(3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars**[**~~, nor more than one hundred twenty-one thousand six hundred eight dollars per annum each~~**]**;

(4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars**[**~~, nor more than one hundred six thousand five hundred sixty dollars per annum each~~**]**;

(5) Master patrol officers at not less than fifty-six thousand three hundred four dollars**[**~~, nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~**]**;

(6) Master detectives at not less than fifty-six thousand three hundred four dollars**[**~~, nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~**]**;

(7) Detectives, investigators, and police officers at not less than twenty-six thousand six hundred forty-three dollars**[**~~, nor more than eighty-seven thousand six hundred thirty-six dollars per annum each~~**]**.

3. The board of police commissioners has the authority by resolution to effect a comprehensive pay schedule program to provide for step increases with separate pay rates within each rank, **[**~~in~~**] using** the above-specified salary **minimums as a base for such** ranges from police officers through chief of police.

4. Officers assigned to wear civilian clothes in the performance of their regular duties may receive an additional one hundred fifty dollars per month clothing allowance. Uniformed officers may receive seventy-five dollars per month uniform maintenance allowance.

5. The chief of police, subject to the approval of the board, shall establish the total regular working hours for all police department employees, and the board has the power, upon recommendation of the chief, to pay additional compensation for all hours of service rendered in excess of the established regular working period, but the rate of overtime compensation shall not exceed one and one-half times the regular hourly rate of pay to which each member shall normally be entitled. No credit shall be given nor deductions made from payments for overtime for the purpose of retirement benefits.

6. The board of police commissioners, by majority affirmative vote, including the mayor, has the authority by resolution to authorize incentive pay in addition to the base compensation as provided for in subsection 2 of this section, to be paid police officers of any rank who they determine are assigned duties which require an extraordinary degree of skill, technical knowledge and ability, or which are highly demanding or unusual. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

7. The board of police commissioners may effect programs to provide additional compensation for successful completion of academic work at an accredited college or university. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

8. The additional pay increments provided in subsections 6 and 7 of this section shall not be considered a part of the base compensation of police officers of any rank and shall not exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections 2 and 3 of this section.

[~~9. Not more than twenty-five percent of the officers in any rank who are receiving the maximum rate of pay authorized by subsections 2 and 3 of this section may receive the additional pay increments authorized by subsections 6 and 7 of this section at any given time. However, any officer receiving a pay increment provided pursuant to the provisions of subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of the limitations of this subsection.~~**]**"; and

Further amend said bill, Page 9, Section 436.337, Line 3, by deleting the word "**regarding**" and inserting in lieu thereof the words "**prior to**"; and

Further amend said bill and page, Section 534.157, Line 3, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to maintain a competitive pay scale to aid in recruitment and retention of Kansas City police officers, the repeal and reenactment of sections 84.480 and 84.510 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 84.480 and 84.510 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brown (16), **House Amendment No. 1** was adopted.

Representative Hudson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 9, Section 182.819, Line 10, by inserting after all of said section and line the following:

"230.205. 1. The alternative county highway commission provided by sections 230.200 to 230.260 shall not become operative in any county unless adopted by a vote of the majority of the voters of the county voting upon the question at an election. All counties of this state which have adopted the alternative county highway commission may abolish it **[**~~and return to the county highway commission provided for by sections 230.010 to 230.110~~**]** by submitting the question to a vote of the voters of the county in the manner provided by law **or by a vote of the governing body**.

2. Any county which does not adopt the alternative county highway commission provided by sections 230.200 to 230.260, or any county in which **[**~~a majority of the voters of the county voting upon the question reject~~**]** the alternative county highway commission provided by sections 230.200 to 230.260 **is abolished,** shall **[**~~retain~~**] adopt either** the county highway commission provided by sections 230.010 to 230.110 **or the provisions of sections 231.010 to 231.130**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 2** was adopted.

Representative Dinkins offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 9, Section 534.157, Line 3, by inserting after all of said section and line the following:

"**Section 1. 1. The department of natural resources is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the department of natural resources in real property located in the County of Iron to the state highways and transportation commission. The property to be conveyed is more particularly described as follows:**

The property being a part of Tract 7 of the Murdock-Crumb Company Subdivision of Section 3, Township 33 North, Range 4 East of the Fifth Principal Meridian, Iron County, Missouri and also being a part of Lot 2 of the Northeast Quarter of said Section 3, lying on the Northerly or left side of the hereinafter-described Rte. 72 surveyed centerline, to wit: All the land of said grantor lying within the following described tract: Beginning at PC Station 129+35.00; thence northwesterly to a point 60.00 feet northerly of and at a right angle to the Rte. 72 surveyed centerline PC Station 129+35.00; thence northeasterly to a point 55.00 feet northerly of and at a right angle to the Rte. 72 surveyed centerline Station 130+53.13; thence northeasterly to a point 85.00 northwesterly of and at a right angle to the Rte. 72 PT Station 131+50.10; thence northeasterly to a point 80.00 feet northwesterly of and at a right angle to the Rte. 72 surveyed centerline PC Station 132+63.50; thence northeasterly to a point 60.00 feet northwesterly of and at a right angle to the Rte. 72 surveyed centerline Station 134+59.76; thence southeasterly to a point 27.06 feet northerly of and at a right angle to the Rte. 72 surveyed centerline Station 135+60.45; thence southeasterly to a point on the hereafter described Rte. 72 surveyed centerline at Station 135+60.45; thence southwesterly along the Rte. 72 surveyed centerline set forth herein, to the Point of Beginning.

The above described land contains 0.74 acres of grantor's land, more or less.

The property being a Part of Tract 7 of the Murdock-Crumb Company Subdivision of Section 3, Township 33 North, Range 4 East of the Fifth Principal Meridian, Iron County, Missouri and also being a part of Lot 2 of the Northeast Quarter of said Section 3, lying on the Southerly or right side of the hereinafter-described Rte. 72 surveyed centerline, to wit: All the land of said grantor lying within the following described tract: Beginning at Station 129+34.70; thence southerly to a point on the existing southerly boundary of Rte. 72, said point being 49.14 feet southerly of and at a right

angle to the Rte. 72 surveyed centerline Station 129+34.70; thence easterly to a point 60.75 feet southerly of and at a right angle to the Rte. 72 surveyed centerline Station 130+01.25; thence along the arc of a 8°27'35.3" curve to the left a distance of 267.89 feet to a point 101.36 feet southeasterly of the Rte. 72 surveyed centerline Station 132+49.68, said curve having a back tangent of S 78°55'49" W with a radius of 677.27 feet and a deflection angle of 22°39'46.5"; thence northeasterly to a point 101.10 feet southeasterly of and at a right angle to the Rte. 72 surveyed centerline Station 133+10.27; thence southeasterly to a point 110.38 feet southeasterly of and at a right angle to the Rte. 72 surveyed centerline Station 133+10.78; thence northeasterly to a point 76.72 feet southerly of the Rte. 72 surveyed centerline Station 135+15.77; thence northerly to a point on the hereafter-described Rte. 72 surveyed centerline Station 135+15.77; thence southwesterly along the Rte. 72 surveyed centerline set forth herein, to the Point of Beginning.

The above described land contains 0.07 acres of grantor's land, more or less.

This conveyance includes all the realty rights described in the preceding paragraphs that lie within the limits of land described and recorded with the Iron County Recorder of Deeds in Book 332, Page 002.

The Route 72 surveyed centerline from Station 126+35.00 to Station 140+30.00 is described as follows:

Commencing from a found 3 ½" DNR Aluminum Monument at the Common Corner of Sections 2, 3, 10 and 11, Township 33 North, Range 4 East, said point described by MO PLS No. 2012000096 in MLS Document 600-092366; thence N 12°9'49" W a distance of 5,032.90 feet to the Route 72 surveyed centerline Station 126+35.00 and the Point of Beginning; thence N 72°21'49" E a distance of 300.00 feet to PC Station 129+35.00; thence along the arc of a 8°00'00.0" curve to the left a distance of 215.10 feet to PT Station 131+50.10, said curve having a radius of 716.20 feet and a deflection angle of 17°12'29.4"; thence N 55°09'20" E a distance of 113.4 feet to PC Station 132+63.50; thence along the arc of a 8°00'00.0" curve to the right a distance of 599.52 feet to PT Station 138+63.02, said curve having a radius of 716.20 feet and a deflection angle of 47°57'41.0"; thence S 76°52'59" E a distance of 166.98 feet to Station 140+30.00 and there terminating.

2. The director of the department of natural resources and the state highways and transportation commission shall set the terms and conditions for the conveyance, including the consideration, except that such consideration shall not exceed one dollar. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The general counsel for the department of natural resources shall approve the form of the instrument of conveyance.

Section 2. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in Christian County, Missouri. The property to be conveyed is more particularly described as follows:

The Southwest Quarter of the Southwest Quarter (SW ¼ SW¼) of Section 26, Township 25, Range 20, and The Southeast Quarter of the Southeast Quarter (SE¼ SE¼) and all of that part of the Southwest Quarter of the Southeast Quarter (SW¼ SE¼) lying East of Highway "H", all in Section 27, Township 25, Range 20.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 3. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the County of Pike, Missouri, to the state highways and transportation commission. The real property to be conveyed is an irregular tract of land located in a part of Lots 13 and 14 of Jas. Mosley's Estate Subdivision of the SE¼ Sec. 23, Twp. 53 N. R. 3 W., Pike County, Missouri, and is more particularly described as follows:

Beginning at a point in the center of a public road and which point is the NW. corner of the SW¼ SE¼, said Section 23, and which point is on the southerly right of way line of a state road known as U.S. Route #54, Pike County, Missouri; thence run south on the west line of the SE¼ said Section 23 a distance of 338 feet; thence run east on a line parallel to the north line of the SW¼ SE¼ said Section 23 a distance of 256 feet to intersect the westerly right of way fence line of the St. Louis and Hannibal Railroad Company; thence meander in a northerly direction along said right of way fence

line a distance of 455 feet to intersect the south right of way line of U.S. Highway #54; thence run on a bearing south 46 deg. 52 min. west 118 feet to intersect the west line SE¼ said Section 23 at the point of beginning. Hereinabove described tract of land contains 1 8/10 acres more or less.

2. The office of administration and the state highways and transportation commission shall set the terms and conditions for the conveyance, including the consideration, except that such consideration shall not exceed one dollar. Such terms and conditions may include, but are not limited to, the number of appraisals required, and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 4. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Rolla, Phelps County, Missouri. The property to be conveyed is more particularly described as follows:

A fractional part of Lot 119 of the Railroad Addition in Rolla, Missouri, and more particularly described as follows: Commencing at the Northwest Corner of said Lot 119; thence South 0°43' West, 30.00 feet to the South line of Gale Drive; thence North 88°53' East, 311.92 feet along said South street line; thence South 0° 52' West, 325.00 feet; thence North 88°53' East, 109.10 feet to the true point of beginning of the tract hereinafter described: Thence North 88°53' East, 10.00 feet to the northwest corner of a parcel described in Phelps County Deed Records at Document No. 2017-4361; thence South 0°52' West, 241.19 feet along the West line of said Document No. 2017-4361 parcel to its southwest corner; thence South 89°07' West, 10.00 feet; thence North 0°52' East, 241.19 feet to the true point of beginning. Description derived from survey recorded in Phelps County Surveyor's records in Book "I" at Page S-6038, dated August 30th, A.D. 1982, made by Elgin & Associates, Engineers & Surveyors, Rolla, Missouri.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 5. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Kirksville, Adair County, Missouri. The property to be conveyed is more particularly described as follows:

All of Block 39 of the Original Town (Now City) of Kirksville, Missouri.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 6. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Kirksville, Adair County, Missouri. The property to be conveyed is more particularly described as follows:

Part of the Northwest Fourth (NW1/4) of the Northeast Quarter (NE1/4) Section 16 Township 62 Range 15 Adair County, Missouri, beginning at a point Six Hundred Twenty-nine and One-half (629 1/2) feet South and Twenty (20) feet East of the Northwest (NW) Corner of said Forty acre tract, and running thence East Two Hundred Twenty-five (225) feet, thence South One Hundred (100) feet, thence West Two Hundred Twenty-five (225) feet, thence North One Hundred (100) feet to place of beginning; Also, part of the Northwest Fourth (NW1/4) of the Northeast Quarter (NE1/4) Section 16 Township 62 Range 15 Adair County, Missouri, beginning at a point Six Hundred Twenty-nine and One-half (629 1/2) feet South and Two Hundred Forty-five (245) feet East of the Northwest (NW) Corner of said Forty acre tract, and running thence East Four Hundred Forty-eight (448) feet, more or less, to the West line of Florence Street, thence South Fifty-one (51) feet Four (4) inches, thence West Four Hundred Forty-eight (448) feet, thence North Fifty-one (51) feet Four (4) inches to beginning; subject to Right-of-Way for highway across Southwest Corner thereof.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 7. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of St. Louis, Missouri. The property to be conveyed is more particularly described as follows:

A tract being part of Lot 1 of Chouteau-Compton subdivision no. 2, in City Block 2235, City of St. Louis, Missouri, recorded in book 07032006, page 109 of the City of St. Louis Recorder's Office, being more particularly described as follows:

Beginning at a point Thirty (30) feet right of and at right angle to Compton Avenue Centerline Station 2+71.07, said point being on the East line of Compton Avenue, thence on said East line of Compton Avenue, North Fourteen (14) degrees Thirty-seven (37) minutes Forty-six (46) seconds East, basis of bearing grid North, Three Hundred Fifty-four and Thirteen-hundredths (354.13) feet to a point Thirty (30) feet right of and at right angle to Compton Avenue Centerline Station 6+25.20; thence leaving said East line of Compton Avenue, South Sixty-five (65) degrees Forty-five (45) minutes Forty-three (43) seconds East Twenty and Twenty-eight-hundredths (20.28) feet to a point Fifty (50) feet right of and at a right angle to Compton Avenue Centerline Station 6+21.81; thence South Fourteen (14) degrees Thirty-seven (37) minutes Forty-six (46) seconds West Three Hundred Fifty and Seventy-five-hundredths (350.75) feet to a point Fifty (50) feet right of and at right angle to Compton Avenue Centerline Station 2+71.07; thence North Seventy-five (75) degrees Twenty-two (22) minutes Twenty-two (22) seconds West Twenty (20) feet to the point of beginning, and contains Seven Thousand Forty-nine (7,049) square feet, more or less.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 8. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of Joplin, Jasper County, Missouri, to the Joplin School District. The property to be conveyed is more particularly described as follows:

Commencing at the Southeast corner of the Northwest One Quarter (NW ¼) of the Southwest One Quarter (1/4) of Section 10, Township 27 North, Range 33 West, Jasper County, Missouri, thence North along the East line of said forty acres 328.2 ft., thence West 10.0 ft. to the point of beginning, then West 208.72 ft., thence North 208.71 ft., then East 208.71 ft., thence South 208.71 ft. to the point of beginning, containing one acre.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 9. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of St. Louis, Missouri. The property to be conveyed is more particularly described as follows:

Legal Description from Quit Claim Deed between the Land Reutilization Authority, City of St. Louis and the State of Missouri. Dated 10-3-1996

PARCEL NO. 1:

The Southern part of Lot 1 of HUTCHINSON'S THIRD ADDITION and in Block 3558 of the City of St. Louis, fronting 53 feet 5-1/2 inches on the East line of Newstead Avenue, by a depth Eastwardly of 202 feet 11-1/4 inches along the North line of Carrie Avenue to the West line of Lot 2 and having a width along the West line of said Lot 2 of 50 feet. Together with all improvements thereon, if any, known as and numbered 4443 N. Newstead Avenue and also known as parcel 3558-00-01100.

PARCEL NO. 2:

Lot 11 in Block 1 of HUTCHINSON'S ADDITION and in Block 3559 of the City of St. Louis, fronting 50 feet on the Northwest line of Pope Avenue, by a depth Northwest of 155 feet to the Southeast line of Lot 16 of said block and addition. Together with all improvements thereon, if any, known as and numbered 4521 Pope Avenue and also known as parcel 3559-00-02600.

PARCEL NO. 3:

The Northern 1/2 of Lot 12 in Block 1 of HUTCHINSON'S ADDITION and in Block 3559 of the City of St. Louis, fronting 25 feet on the West line of Pope Avenue, by a depth Westwardly of 155 feet to the dividing line of said Block. (Pope Avenue is now treated as running North and South).

The Southern half of Lot No. 12, partly in Block No. 1 of HUTCHINSON'S SUBDIVISION of the

SHREVE TRACT, and partly in HUTCHINSON'S THIRD SUBDIVISION and in Block No. 3559 of the City of St. Louis, fronting 25 feet on the West line of Pope Avenue, by a depth Westwardly of 155 feet to the West line of said Lot. (Pope Avenue is now treated as running North and South). Together with all improvements thereon, if any, known as and numbered 4515-17 Pope Avenue and also known as parcel 3559-00-02710.

PARCEL NO. 4:

The Northern 1/2 of Lot No. 13, partly in Block No. 1 of HUTCHINSON'S ADDITION and partly in HUTCHINSON'S THIRD SUBDIVISION and in Block No. 3559 of the City of St. Louis, fronting 25 feet on the West line of Pope Avenue, by a depth Westwardly between parallel lines of 155 feet to the dividing line of said Block. (Pope Avenue is now treated as running North and South). Together with all improvements thereon, if any, known as and numbered 4511 Pope Avenue and also known as parcel 3559-00-02900.

PARCEL NO. 5:

The Southern 1/2 of Lot No. 13 in Block No. 1 of HUTCHINSON'S SUBDIVISION and in Block No. 3559 of the City of St. Louis, having a front of 25 feet on the West line of Pope Avenue, by a depth Westwardly of 155 feet to the dividing line of said Block. Together with all improvements thereon, if any, known as and numbered 4509 Pope Avenue and also known as parcel 3559-00-03000.

PARCEL NO. 6:

Lot No. 14 in Block No. 3559 of the City of St. Louis, lying partly in HUTCHINSON'S THIRD SUBDIVISION and partly in Block No. 1 of HUTCHINSON'S ADDITION, fronting 93 feet 1-3/4. inches on the North line of Pope Avenue, by a depth Northwardly of 165 feet 81/2 inches on the West line and 155 feet on the East line to the North line of said lot, on which there is a width of 30 feet 2-1.2 inches; bounded West by Newstead Avenue. Together with all improvements thereon, if any, known as and numbered 4501-03 Pope Avenue and also known as parcel 3559-00-03100.

PARCEL NO. 7:

Lots No. 15 and 16 in HUTCHINSON'S ADDITION and in Block 3559 of the City of St. Louis, beginning in the East line of Newstead Avenue at the Southwest corner of said Lot 15, thence North along the East line of Newstead Avenue 165 feet 8-1/2 inches to Carrie Avenue, thence Northeast along Carrie Avenue 117 feet 3-1/2 inches to the Northeast corner of said Lot 16, thence Southeast 155 feet to the Southeast corner of said Lot 16, thence Southwest 180 feet 2-12 inches to the point of beginning. Together with all improvements thereon, if any, known as and numbered 4431 No. Newstead Avenue and also known as parcel 3559-00-03200.

Legal Description from Quit Claim Deed between the Health and Educational Facilities Authority and the State of Missouri. Dated 9-16-1993.

PARCEL 1:

Lots numbered 1, 2, 3, 4, 5 and 9 of HUTCHINSON'S 3RD SUBDIVISION in the Shreve Tract and in BLOCK 4417 of the City of St. Louis, being more particularly described as follows: Beginning at the intersection of the North line of Carter Avenue and the West line of Newstead Avenue; thence Northwardly along the West line of Newstead Avenue 190 feet to an angle in said street; thence Northwardly still following said West line of Newstead Avenue 209 feet 10-3/4 inches to the corner of Lot 8; thence Southwestwardly along the line between Lots 8 and 9, a distance of 180 feet 0-1/2 inch to the North line of Lot 3; thence Westwardly along the north line of Lots 3, 4 and 5, a distance of 500 feet to a point in the East line of Taylor Avenue; thence Southwardly along the East line of Taylor Avenue 369 feet 4-1/2 inches to the North line of Carter Avenue; thence Eastwardly along the North line of Carter Avenue 801 feet 2-1/2 inches to the West line of Newstead Avenue and the place of beginning.

PARCEL 2:

Lots 7 and 8 of HUTCHINSON'S 3RD SUBDIVISION in the Shreve Tract and in BLOCK 4417 of the City of St. Louis, together fronting 225 feet 1-1/2 inches on the West line of Newstead Avenue, by a depth Westwardly on the North line of Lot 7 of 283 feet 4-1/2 inches and on the South line of Lot 8 a distance of 180 feet 1/2 inch; bounded North by Lot 6 and South by Lot 9 and on the West by Lots 3 and 4 of said subdivision.

PARCEL 3:

Part of Lot 6 of HUTCHINSON'S 3RD SUBDIVISION in the Shreve Tract and in BLOCK 4417 of the City of St. Louis, beginning at a point in the East line of an alley, 181 feet South of the South line of Newstead Avenue; thence Southwardly along the East line of said alley, 183 feet 9 inches to the

south line of Lot 6; thence Eastwardly along the South line of said Lot, 157 feet 6 inches to the West line of Lot 7; thence Northwardly along the West line of Lot 7 183 feet 9 inches to a point 99 feet 7-1/2 inches South of the South line of Newstead Avenue; thence Westwardly 157 feet 6 inches to the East line of said alley and the point of beginning.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 10. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in St. Louis County, Missouri. The property to be conveyed is more particularly described as follows:

A tract of land located in U.S. Survey 3341, Township 44 North, Ranges 6 and 7 East of the 5th P.M., more particularly described as follows: Commencing at the Northeast Corner of St. Bernadette Subdivision, St. Louis County, Missouri; thence North 70°52'40" West, 213.38 feet along the centerline of Sherman Avenue to its intersection with the centerline of Worth Road (aka Gregg Road), also being the southernmost corner of Parcel A as described in St. Louis County Deed Records at Book 8412, Page 545; thence North 19°06'20" East, 110.00 feet along said centerline of Worth Road (aka Gregg Road) and along the easterly line of said Parcel A to its easternmost corner, the true point of beginning of the hereinafter described tract: Thence North 70°53'10" West, 250.12 feet along the northerly line of said Parcel A to its northernmost corner, also being a point on the centerline of Randolph Street; thence North 19°02'30" East, 182.89 feet along said centerline of Randolph Street to its projected intersection with the centerline of Randolph Place; thence North 10°48'20" East, 85.08 feet to the southwest corner of Parcel B as described in St. Louis County Deed Records at the aforesaid Book 8412, Page 545; thence South 70°52'40" East, 262.25 feet along the southerly line of said Parcel B to its southeast corner, also being a point on the aforesaid centerline of Worth Road (aka Gregg Road); thence South 19°01'40" West, 267.03 feet along said centerline to the true point of beginning. Above described tract contains 1.54 acre, more or less, per plat of survey J-576, revised June 20, 2018, by Archer-Elgin Surveying and Engineering, LLC.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance.

Section 11. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in property located in the City of St. Louis, Missouri. The property to be conveyed is more particularly described as follows:

Parcel 1: Parcel 1: A Lot in Block No. 183 of the City of St. Louis, fronting 108 feet on the East line of Eighth Street, by a depth Eastwardly of 127 feet 6 inches to an alley; bounded North by Pine Street and South by another alley.

Parcel 1: Parcel 2: A Lot in Block No. 183 of the City of St. Louis, fronting 42 feet 6 inches on the North line of Chestnut Street, by a depth Northwardly of 114 feet to an alley; bounded West by Eighth Street and on the East by property now or formerly of Liggett Realty Company.

Parcel 2: A Lot in Block No. 183 of the City of St. Louis, having a front of 42 feet 6 inches on the North line of Chestnut Street, by a depth Northwardly between parallel lines of 114 feet to an alley; bounded West by a line parallel with and distant 42 feet 6 inches East of the East line of Eighth Street.

Parcel 3: A Lot in Block No. 183 of the City of St. Louis, fronting 30 feet on the South line of Pine Street, by a depth Southwardly of 107 feet 10 inches to an alley; bounded on the East by Seventh Street and the West by property now or formerly of Dubinsky Realty Company.

Parcel 4: Parcel 1: A Lot in Block 183 of the City of St. Louis, fronting 21 feet 3 inches on the North line of Chestnut Street by a depth Northwardly of 114 feet to an alley, bounded East by an alley, West by a line 106 feet 3 inches East of the East line of Eighth Street.

Parcel 4: Parcel 2: A Lot in Block No. 183 of the City of St. Louis, fronting 21 feet 3 inches on the North line of Chestnut Street, by a depth Northwardly of 114 feet between parallel lines to an alley; bounded West by a line 85 feet East of the East line of Eighth Street.

Parcel 5: A Lot in City Block 183 of the City of St. Louis, fronting 127 feet 6 inches on the North line of Chestnut Street by a depth Northwardly of 114 feet to an alley; bounded East by Seventh Street and West by an alley.
Parcel 6: Lot in Block 183 of the City of St. Louis fronting 48 feet 9 inches on the South line of Pine Street by a depth Southwardly of 107 feet 10 inches, more or less, to an alley, bounded East by a line 78 feet 9 inches West of the West line of 7th Street or property now or formerly of Henry C. Haarstick and West by an alley.
Parcel 7: A Lot in Block 183 of the City of St. Louis fronting 48 feet 9 inches on the South line of Pine Street by a depth Southwardly of 107 feet 10 inches to an alley 12 feet wide; bounded East by a line distant 30 feet West of the West line of Seventh Street.
And that adjoining portion of alley vacated by Ordinance No. 56979 in the City of St. Louis Records. (applies to all parcels)

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.

3. The attorney general shall approve the form of the instrument of conveyance."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hudson assumed the Chair.

On motion of Representative Dinkins, **House Amendment No. 3** was adopted.

Representative Christ offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 7, Section 67.2677, Line 84, by inserting after all of said section and line the following:

"72.418. 1. Notwithstanding any other provision of law to the contrary, no new city created pursuant to sections 72.400 to 72.423 shall establish a municipal fire department to provide fire protection services, including emergency medical services, if such city formerly consisted of unincorporated areas in the county or municipalities in the county, or both, which are provided fire protection services and emergency medical services by one or more fire protection districts. Such fire protection districts shall continue to provide services to the area comprising the new city and may levy and collect taxes the same as such districts had prior to the creation of such new city.

2. Fire protection districts serving the area included within any annexation by a city having a fire department, including simplified boundary changes, shall continue to provide fire protection services, including emergency medical services to such area. The annexing city shall pay annually to the fire protection district an amount equal to that which the fire protection district would have levied on all taxable property within the annexed area. Such annexed area shall not be subject to taxation for any purpose thereafter by the fire protection district except for bonded indebtedness by the fire protection district which existed prior to the annexation. The amount to be paid annually by the municipality to the fire protection district pursuant hereto shall be a sum equal to the annual assessed value multiplied by the annual tax rate as certified by the fire protection district to the municipality, including any portion of the tax created for emergency medical service provided by the district, per one hundred dollars of assessed value in such area. The tax rate so computed shall include any tax on bonded indebtedness incurred subsequent to such annexation, but shall not include any portion of the tax rate for bonded indebtedness incurred prior to such annexation. Notwithstanding any other provision of law to the contrary, the residents of an area annexed on or after May 26, 1994, may vote in all fire protection district elections and may be elected to the fire protection district board of directors.

3. The fire protection district may approve or reject any proposal for the provision of fire protection and emergency medical services by a city.

4. Notwithstanding any other provision of law, in any city with more than eleven thousand but fewer than twelve thousand five hundred inhabitants and located in a county with more than one million

inhabitants that became a constitutional charter city after 1990 and that pays a fire protection district under this section, all residents of the city shall receive fire protection services from the city fire department beginning January 1, 2024, so long as the city fire department is in existence, and not a fire protection district, and the city shall not make any payments to a fire protection district under this section on or after January 1, 2024. Nothing in this subsection shall prevent such city from contracting with any fire protection district for services if the city and fire protection district mutually agree. Upon the city providing fire protection services as described in this subsection, the residents of an area annexed on or after May 26, 1994, shall no longer be able to vote in any fire protection district election and shall not be elected to the fire protection district's board of directors."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christ, **House Amendment No. 4** was adopted.

Representative Keathley offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 8, Section 89.380, Line 25, by inserting after all of said section and line the following:

"90.520. When any incorporated city or town shall have decided to establish and maintain public parks under sections 90.500 to 90.570, the mayor of such city **[**~~shall~~**] may**, with the approval of the legislative branch of the municipal government, proceed to appoint a board of nine directors for the same, chosen from the citizens at large with reference to their fitness for such office, and no member of the municipal government shall be a member of the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Keathley, **House Amendment No. 5** was adopted.

Representative Murphy offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 9, Section 436.337, Line 4, by inserting after all of said section and line the following:

"442.404. 1. As used in this section, the following terms shall mean:

(1) "Homeowners' association", a nonprofit corporation or unincorporated association of homeowners created under a declaration to own and operate portions of a planned community or other residential subdivision that has the power under the declaration to assess association members to pay the costs and expenses incurred in the performance of the association's obligations under the declaration or tenants-in-common with respect to the ownership of common ground or amenities of a planned community or other residential subdivision. This term shall not include a condominium unit owners' association as defined and provided for in subdivision (3) of section 448.1-103 or a residential cooperative;

(2) "Political signs", any fixed, ground-mounted display in support of or in opposition to a person seeking elected office or a ballot measure excluding any materials that may be attached;

(3) "Solar panel or solar collector", a device used to collect and convert solar energy into electricity or thermal energy, including but not limited to photovoltaic cells or panels, or solar thermal systems.

2. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of political signs.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of political signs.

(3) A homeowners' association may remove a political sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the political sign. Subject to the foregoing, a homeowners' association shall not remove a political sign from the property of a homeowner or impose any fine or penalty upon the homeowner unless it has given such homeowner three days after providing written notice to the homeowner, which notice shall specifically identify the rule and the nature of the violation.

3. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall limit or prohibit, or have the effect of limiting or prohibiting, the installation of solar panels or solar collectors on the rooftop of any property or structure.

(2) A homeowners' association may adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the placement of solar panels or solar collectors to the extent that those rules do not prevent the installation of the device, impair the functioning of the device, restrict the use of the device, or adversely affect the cost or efficiency of the device.

(3) The provisions of this subsection shall apply only with regard to rooftops that are owned, controlled, and maintained by the owner of the individual property or structure.

4. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of sale signs on the property of a homeowner or property owner including, but not limited to, any yard on the property, or nearby street corners.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of sale signs.

(3) A homeowners' association may remove a sale sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the sale sign. Subject to the foregoing, a homeowners' association shall not remove a sale sign from the property of a homeowner or property owner or impose any fine or penalty upon the homeowner or property owner unless it has given such homeowner or property owner three business days after the homeowner or property owner receives written notice from the homeowners' association, which notice shall specifically identify the rule and the nature of the alleged violation.

5. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting ownership or pasturing of up to four chickens per two tenths of an acre.

(2) A homeowners' association may adopt reasonable rules, subject to applicable statutes or ordinances, regarding ownership or pasturing of chickens, including a prohibition or restriction on ownership or pasturing of roosters."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Byrnes	Chappell	Christ	Christofanelli	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hein	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6

Lonsdale	Lovasco	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Gray	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 013

Bland Manlove	Bosley	Busick	Casteel	Coleman
Hausman	Houx	Marquart	Matthiesen	Merideth
Mosley	Sharp 37	Shields		

VACANCIES: 001

On motion of Representative Murphy, **House Amendment No. 6** was adopted.

Representative Christofanelli offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 1, Section A, Line 5, by inserting after all of said section and line the following:

"29.005. As used in this chapter, the following terms mean:

(1) "Accounting system", the total structure of records and procedures which discover, record, classify, and report information on the financial position and operating results of a governmental unit or any of its funds, balanced account groups, and organizational components;

(2) "Audit", an independent, objective assessment of the stewardship, performance, or cost of government policies, programs, or operations, depending upon the type and scope of the audit. All audits shall conform to the standards established by the comptroller general of the United States for audits of government entities, organizations, programs, activities, and functions as presented in the publication Government Auditing Standards;

(3) "Federal agency", any department, agency, or instrumentality of the federal government and any federally owned or controlled corporation;

(4) "Financial audits", audits providing an independent assessment of whether an entity's reported financial information is presented fairly in accordance with recognized criteria. Financial audits shall consist of the following:

(a) Financial statement audits that shall:

a. Provide or disclaim an opinion about whether an entity's financial statements are presented fairly in all material respects in conformity with accounting principles generally accepted in the United States or with another applicable financial reporting framework; or

b. Report on internal control deficiencies and on compliance with provisions of laws, regulations, contracts, and grant agreements, as those controls and provisions relate to financial transactions, systems, and processes; or

(b) Other financial audits of various scopes which may include, but not be limited to:

a. Reporting on specified elements, accounts, or items of a financial statement; and

b. Auditing compliance with requirements related to federal award expenditures and other governmental financial assistance in conjunction with a financial statement audit;

(5) **"Improper governmental activity", includes official misconduct, fraud, misappropriation, mismanagement, waste of resources, or a violation of state or federal law, rule, or regulation;**

(6) "Internal control", the plans, policies, methods, and procedures used to meet an entity's or organization's mission, goals, and objectives. Internal control shall include the processes and procedures for planning, organizing, directing, and controlling operations, as well as management's system for measuring, reporting, and monitoring performance;

[~~(6)~~**] (7)** "Performance audits", audits that provide findings or conclusions based on an evaluation of sufficient, appropriate evidence against identified criteria. Performance audit objectives shall include, but not be limited to, the following:

(a) Effectiveness and results. This objective may measure the extent to which an entity, organization, activity, program, or function is achieving its goals and objectives;

(b) Economy and efficiency. This objective shall assess the costs and resources used to achieve results of an entity, organization, activity, program, or function;

(c) Internal control. This objective shall assess one or more components of an entity's internal control system, which is designed to provide reasonable assurance of achieving effective and efficient operations, reliable financial and performance reporting, or compliance with applicable legal requirements; and

(d) Compliance. This objective shall assess compliance with criteria established by provisions of laws, regulations, contracts, and grant agreements or by other requirements that could affect the acquisition, protection, use, and disposition of an entity's resources and the quantity, quality, timeliness, and cost of services the entity produces and delivers;

[~~(7)~~**] (8)** "State agency", any department, institution, board, commission, committee, division, bureau, officer, or official which shall include any institution of higher education, mental or specialty hospital, community college, or circuit court and divisions of the circuit court.

29.225. 1. The auditor or his or her authorized representatives may audit all or part of any political subdivision or other governmental entity:

(1) If, after an investigation of the political subdivision or governmental entity under section 29.221, or its officers or employees, the auditor has made a finding that the report under 29.221 is a credible report of allegations of improper government activity; or

(2) When requested by a prosecuting attorney, circuit attorney, or law enforcement agency as part of an investigation of an improper governmental activity.

2. All audits initiated under this section will be paid for out of the auditor's budget.

29.235. 1. The auditor and the auditor's authorized agents are authorized to:

(1) Examine all books, accounts, records, reports, **or** vouchers of any state agency or entity subject to audit, insofar as they are necessary to conduct an audit under this chapter, provided that the auditor complies with state and federal financial privacy requirements prior to accessing financial records including provisions presented in chapter 408 and provided that the auditor or other public entity reimburses the reasonable documentation and production costs relating to compliance with examination by the auditor or auditor's authorized agents that pertain to:

(a) Amounts received under a grant or contract from the federal government or the state or its political subdivisions;

(b) Amounts received, disbursed, or otherwise handled on behalf of the federal government or the state;

(2) Examine and inspect all property, equipment, and facilities in the possession of any state agency, political subdivision, or quasi-governmental entity that were furnished or otherwise provided through grant, contract, or any other type of funding by the state of Missouri or the federal government; and

(3) Review state tax returns, except such review shall be limited to matters of official business, and the auditor's report shall not violate the confidentiality provisions of tax laws. Notwithstanding confidentiality provisions of tax laws to the contrary, the auditor may use or disclose information related to overdue tax debts in support of the auditor's statutory mission.

2. All contracts or agreements entered into as a result of the award of a grant by state agencies or political subdivisions shall include, as a necessary part, a clause describing the auditor's access as provided under this section.

3. The auditor may obtain the services of certified public accountants, qualified management consultants, or other professional persons and experts as the auditor deems necessary or desirable to carry out the duties and functions assigned under this chapter. Unless otherwise authorized by law, no state agency shall enter into any contract for auditing services without consultation with, and the prior written approval of, the auditor.

4. (1) Insofar as necessary to conduct an audit under this chapter **or an investigation under section 29.221**, the auditor or the auditor's authorized representatives shall have the power to subpoena witnesses, to take testimony under oath, to cause the deposition of witnesses residing within or without the state to be taken in a manner prescribed by law, and to assemble records and documents, by subpoena or otherwise. The subpoena power granted by this section shall be exercised only at the specific written direction of the auditor or the auditor's chief deputy.

(2) If any person refuses to comply with a subpoena, the auditor shall seek to enforce the subpoena before a court of competent jurisdiction to require the attendance and testimony of witnesses and the production of books, papers, correspondence, memoranda, contracts, agreements, and other records. Such court may issue an order requiring such person to appear before the auditor or officers designated by the auditor to produce records or to give testimony relating to the matter under investigation or in question. Any failure to comply with such order of the court may be punished by such court as contempt.

5. Testimony and records obtained through the authority to subpoena under this section shall be subject to the same confidentiality and disclosure provisions provided under section 29.200 for audit workpapers and related supportive material."; and

Further amend said bill, Page 3, Section 44.251, Line 80, by inserting after all of said section and line the following:

"52.150. 1. The person appointed to fill a vacancy in the office of collector shall execute a bond and collect and pay over the taxes in the manner required of the collector subject to the provisions of subsections 2, 3, 4 and 6 of this section, and his acts shall be as binding and effectual as acts of the regularly elected collector. He may obtain judgment and sell delinquent lands and lots in the manner in which the collector is authorized to act.

2. **[**~~The person appointed to fill a vacancy in the office of collector shall within five days after assuming the duties of the office notify the state auditor of the need for an audit of the office.~~**]** The state auditor shall **[**~~within twenty days of receipt of the notice commence~~**] conduct** an audit of the collector's office **if the county governing body passes an order or resolution requesting the audit within thirty days of the appointment of the new collector**.

3. **If an audit is requested under subsection 2 of this section,** the state auditor shall:

(1) Determine the financial condition of the accounts of the office of the collector;

(2) Determine the proper compensation that should have been paid to the replaced collector in the past three years and the compensation actually paid during such period; and

(3) File a report of his finding with the county governing body and the person appointed to fill the vacancy in the office of the collector.

4. The county governing body shall notwithstanding any other provision of law to the contrary:

(1) Accept the report of the state auditor; and

(2) If necessary order the newly appointed collector to withhold and pay any funds owing to the county and the past collector or his estate from current tax revenue; or

(3) Direct the prosecuting attorney to file suit against the past collector or his estate or against his bond to recover any overpayment.

5. The prosecuting attorney shall represent the county, the county governing body and the newly appointed collector without additional compensation in any civil action arising as a result of this section.

6. Any moneys recovered pursuant to this section due the county or any political subdivision within the county shall be paid in the year of recovery as if the funds were collected in the current year.

7. The county governing body shall pay to the state auditor from county general revenue the costs of the audit conducted pursuant to subsections 2 and 3 of this section."; and

Further amend said bill, Page 9, Section 182.819, Line 10, by inserting after all of said section and line the following:

"374.250. 1. The director shall take proper vouchers for all payments made by the department and shall take receipts from the director of revenue for all moneys the department pays to the director of revenue.

2. At the close of each state fiscal year, the state auditor shall audit, adjust and settle all receipts and disbursements in the insurance dedicated fund and the insurance examiners' fund, **[**~~and taxes certified or collected under sections 148.310 to 148.461 or sections 384.011 to 384.071~~**] and the results shall be reported as part of the annual audit of the state's financial statements**."; and

Further amend said bill and page, Section 534.157, Line 3, by inserting after all of said section and line the following:

"610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing **and records relating to reports of allegations of improper governmental activities under section 29.221**;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section

shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business;

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498; and

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Christ offered **House Amendment No. 1 to House Amendment No. 7**.

House Amendment No. 1
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 5, Line 4, by deleting said line and inserting in lieu thereof the following:

"**the results shall be reported as part of the annual audit of the state's financial statements.**

407.932. **1.** Nothing in sections 407.925 to 407.932 shall prohibit local political subdivisions from enacting more stringent ordinances or rules.

2. Notwithstanding the provisions of subsection 1 of this section, no political subdivision shall deny a license to a qualified applicant for a tobacco products license, an alternative nicotine products license, or a vapor products license if the new license being sought is for the same location that had a license within the previous twenty-four months. Any new licensee shall remain eligible for a tobacco products license, an alternative nicotine products license, or a vapor products license, or the renewal thereof, provided that such licensee is in compliance with applicable rules and laws. The provisions of this subsection shall not be construed to require the political subdivision to increase the total number of tobacco products licenses, alternative nicotine products licenses, or vapor products licenses issued by the political subdivision."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Seitz raised a point of order that members were in violation of Rule 84.

Representative Hudson requested a parliamentary ruling.

Speaker Plocher resumed the Chair.

The Chair advised members to confine their remarks to the question under debate.

Representative Hudson resumed the Chair.

On motion of Representative Christ, **House Amendment No. 1 to House Amendment No. 7** was adopted.

On motion of Representative Christofanelli, **House Amendment No. 7, as amended**, was adopted.

Representative Haffner offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 9, Section 182.819, Line 10, by inserting after all of said line the following:

"260.205. 1. It shall be unlawful for any person to operate a solid waste processing facility or solid waste disposal area of a solid waste management system without first obtaining an operating permit from the department. It shall be unlawful for any person to construct a solid waste processing facility or solid waste disposal area without first obtaining a construction permit from the department pursuant to this section. A current authorization to operate issued by the department pursuant to sections 260.200 to 260.345 shall be considered to be a permit to operate for purposes of this section for all solid waste disposal areas and processing facilities existing on August 28, 1995. A permit shall not be issued for a sanitary landfill to be located in a flood area, as determined by the department, where flood waters are likely to significantly erode final cover. A permit shall not be required to operate a waste stabilization lagoon, settling pond or other water treatment facility which has a valid permit from the Missouri clean water commission even though the facility may receive solid or semisolid waste materials.

2. No person or operator may apply for or obtain a permit to construct a solid waste disposal area unless the person has requested the department to conduct a preliminary site investigation and obtained preliminary approval from the department. The department shall, within sixty days of such request, conduct a preliminary investigation and approve or disapprove the site.

3. All proposed solid waste disposal areas for which a preliminary site investigation request pursuant to subsection 2 of this section is received by the department on or after August 28, 1999, shall be subject to a public involvement activity as part of the permit application process. The activity shall consist of the following:

(1) The applicant shall notify the public of the preliminary site investigation approval within thirty days after the receipt of such approval. Such public notification shall be by certified mail to the governing body of the county or city in which the proposed disposal area is to be located and by certified mail to the solid waste management district in which the proposed disposal area is to be located;

(2) Within ninety days after the preliminary site investigation approval, the department shall conduct a public awareness session in the county in which the proposed disposal area is to be located. The department shall provide public notice of such session by both printed and broadcast media at least thirty days prior to such session. Printed notification shall include publication in at least one newspaper having general circulation within the county in which the proposed disposal area is to be located. Broadcast notification shall include public service announcements on radio stations that have broadcast coverage within the county in which the proposed disposal area is to be located. The intent of such public awareness session shall be to provide general information to interested citizens on the design and operation of solid waste disposal areas;

(3) At least sixty days prior to the submission to the department of a report on the results of a detailed site investigation pursuant to subsection 4 of this section, the applicant shall conduct a community involvement session in the county in which the proposed disposal area is to be located. Department staff shall attend any such session. The applicant shall provide public notice of such session by both printed and broadcast media at least thirty days prior to such session. Printed notification shall include publication in at least one newspaper having general circulation within the county in which the proposed disposal area is to be located. Broadcast notification shall include public service announcements on radio stations that have broadcast coverage within the county in which the proposed disposal area is to be located. Such public notices shall include the addresses of the applicant and the department and information on a public comment period. Such public comment period shall begin on the day of the community involvement session and continue for at least thirty days after such session. The applicant shall respond to all persons submitting comments during the public comment period no more than thirty days after the receipt of such comments;

(4) If a proposed solid waste disposal area is to be located in a county or city that has local planning and zoning requirements, the applicant shall not be required to conduct a community involvement session if the following conditions are met:

(a) The local planning and zoning requirements include a public meeting;

(b) The applicant notifies the department of intent to utilize such meeting in lieu of the community involvement session at least thirty days prior to such meeting;

(c) The requirements of such meeting include providing public notice by printed or broadcast media at least thirty days prior to such meeting;

(d) Such meeting is held at least thirty days prior to the submission to the department of a report on the results of a detailed site investigation pursuant to subsection 4 of this section;

(e) The applicant submits to the department a record of such meeting;

(f) A public comment period begins on the day of such meeting and continues for at least fourteen days after such meeting, and the applicant responds to all persons submitting comments during such public comment period no more than fourteen days after the receipt of such comments.

4. No person may apply for or obtain a permit to construct a solid waste disposal area unless the person has submitted to the department a plan for conducting a detailed surface and subsurface geologic and hydrologic investigation and has obtained geologic and hydrologic site approval from the department. The department shall approve or disapprove the plan within thirty days of receipt. The applicant shall conduct the investigation pursuant to the plan and submit the results to the department. The department shall provide approval or disapproval within sixty days of receipt of the investigation results.

5. (1) Every person desiring to construct a solid waste processing facility or solid waste disposal area shall make application for a permit on forms provided for this purpose by the department. Every applicant shall submit evidence of financial responsibility with the application. Any applicant who relies in part upon a parent corporation for this demonstration shall also submit evidence of financial responsibility for that corporation and any other subsidiary thereof.

(2) Every applicant shall provide a financial assurance instrument or instruments to the department prior to the granting of a construction permit for a solid waste disposal area. The financial assurance instrument or instruments shall be irrevocable, meet all requirements established by the department and shall not be cancelled, revoked, disbursed, released or allowed to terminate without the approval of the department. After the cessation of active operation of a sanitary landfill, or other solid waste disposal area as designed by the department, neither the guarantor nor the operator shall cancel, revoke or disburse the financial assurance instrument or allow the instrument to terminate until the operator is released from postclosure monitoring and care responsibilities pursuant to section 260.227.

(3) The applicant for a permit to construct a solid waste disposal area shall provide the department with plans, specifications, and such other data as may be necessary to comply with the purpose of sections 260.200 to 260.345. The application shall demonstrate compliance with all applicable local planning and zoning requirements. The department shall make an investigation of the solid waste disposal area and determine whether it complies with the provisions of sections 260.200 to 260.345 and the rules and regulations adopted pursuant to sections 260.200 to 260.345. Within twelve consecutive months of the receipt of an application for a construction permit the department shall approve or deny the application. The department shall issue rules and regulations establishing time limits for permit modifications and renewal of a permit for a solid waste disposal area. The time limit shall be consistent with this chapter.

(4) The applicant for a permit to construct a solid waste processing facility shall provide the department with plans, specifications and such other data as may be necessary to comply with the purpose of sections 260.200 to 260.345. Within one hundred eighty days of receipt of the application, the department shall determine whether it complies with the provisions of sections 260.200 to 260.345. Within twelve consecutive months of the receipt of an application for a permit to construct an incinerator as described in the definition of solid waste processing facility in section 260.200 or a material recovery facility as described in the definition of solid waste processing facility in section 260.200, and within six months for permit modifications, the department shall approve or deny the application. Permits issued for solid waste facilities shall be for the anticipated life of the facility.

(5) If the department fails to approve or deny an application for a permit or a permit modification within the time limits specified in subdivisions (3) and (4) of this subsection, the applicant may maintain an action in the circuit court of Cole County or that of the county in which the facility is located or is to be sited. The court shall order the department to show cause why it has not acted on the permit and the court may, upon the presentation of evidence satisfactory to the court, order the department to issue or deny such permit or permit modification. Permits for solid waste disposal areas, whether issued by the department or ordered to be issued by a court, shall be for the anticipated life of the facility.

(6) The applicant for a permit to construct a solid waste processing facility shall pay an application fee of one thousand dollars. Upon completion of the department's evaluation of the application, but before receiving a permit, the applicant shall reimburse the department for all reasonable costs incurred by the department up to a

maximum of four thousand dollars. The applicant for a permit to construct a solid waste disposal area shall pay an application fee of two thousand dollars. Upon completion of the department's evaluations of the application, but before receiving a permit, the applicant shall reimburse the department for all reasonable costs incurred by the department up to a maximum of eight thousand dollars. Applicants who withdraw their application before the department completes its evaluation shall be required to reimburse the department for costs incurred in the evaluation. The department shall not collect the fees authorized in this subdivision unless it complies with the time limits established in this section.

(7) When the review reveals that the facility or area does conform with the provisions of sections 260.200 to 260.345 and the rules and regulations adopted pursuant to sections 260.200 to 260.345, the department shall approve the application and shall issue a permit for the construction of each solid waste processing facility or solid waste disposal area as set forth in the application and with any permit terms and conditions which the department deems appropriate. In the event that the facility or area fails to meet the rules and regulations adopted pursuant to sections 260.200 to 260.345, the department shall issue a report to the applicant stating the reason for denial of a permit.

6. Plans, designs, and relevant data for the construction of solid waste processing facilities and solid waste disposal areas shall be submitted to the department by a registered professional engineer licensed by the state of Missouri for approval prior to the construction, alteration or operation of such a facility or area.

7. Any person or operator as defined in section 260.200 who intends to obtain a construction permit in a solid waste management district with an approved solid waste management plan shall request a recommendation in support of the application from the executive board created in section 260.315. The executive board shall consider the impact of the proposal on, and the extent to which the proposal conforms to, the approved district solid waste management plan prepared pursuant to section 260.325. The executive board shall act upon the request for a recommendation within sixty days of receipt and shall submit a resolution to the department specifying its position and its recommendation regarding conformity of the application to the solid waste plan. The board's failure to submit a resolution constitutes recommendation of the application. The department may consider the application, regardless of the board's action thereon and may deny the construction permit if the application fails to meet the requirements of sections 260.200 to 260.345, or if the application is inconsistent with the district's solid waste management plan.

8. If the site proposed for a solid waste disposal area is not owned by the applicant, the owner or owners of the site shall acknowledge that an application pursuant to sections 260.200 to 260.345 is to be submitted by signature or signatures thereon. The department shall provide the owner with copies of all communication with the operator, including inspection reports and orders issued pursuant to section 260.230.

9. The department shall not issue a permit for the operation of a solid waste disposal area designed to serve a city with a population of greater than four hundred thousand located in more than one county, if the site is located within **[**~~one-half~~**]** **one** mile of an adjoining municipality, without the approval of the governing body of such municipality. The governing body shall conduct a public hearing within fifteen days of notice, shall publicize the hearing in at least one newspaper having general circulation in the municipality, and shall vote to approve or disapprove the land disposal facility within thirty days after the close of the hearing.

10. (1) Upon receipt of an application for a permit to construct a solid waste processing facility or disposal area, the department shall notify the public of such receipt:

(a) By legal notice published in a newspaper of general circulation in the area of the proposed disposal area or processing facility;

(b) By certified mail to the governing body of the county or city in which the proposed disposal area or processing facility is to be located; and

(c) By mail to the last known address of all record owners of contiguous real property or real property located within one thousand feet of the proposed disposal area and, for a proposed processing facility, notice as provided in section 64.875 or section 89.060, whichever is applicable.

(2) If an application for a construction permit meets all statutory and regulatory requirements for issuance, a public hearing on the draft permit shall be held by the department in the county in which the proposed solid waste disposal area is to be located prior to the issuance of the permit. The department shall provide public notice of such hearing by both printed and broadcast media at least thirty days prior to such hearing. Printed notification shall include publication in at least one newspaper having general circulation within the county in which the proposed disposal area is to be located. Broadcast notification shall include public service announcements on radio stations that have broadcast coverage within the county in which the proposed disposal area is to be located.

11. After the issuance of a construction permit for a solid waste disposal area, but prior to the beginning of disposal operations, the owner and the department shall execute an easement to allow the department, its agents or its contractors to enter the premises to complete work specified in the closure plan, or to monitor or maintain the site or to take remedial action during the postclosure period. After issuance of a construction permit for a solid waste disposal area, but prior to the beginning of disposal operations, the owner shall submit evidence that such owner has recorded, in the office of the recorder of deeds in the county where the disposal area is located, a notice and covenant running with the land that the property has been permitted as a solid waste disposal area and prohibits use of the land in any manner which interferes with the closure and, where appropriate, postclosure plans filed with the department.

12. Every person desiring to obtain a permit to operate a solid waste disposal area or processing facility shall submit applicable information and apply for an operating permit from the department. The department shall review the information and determine, within sixty days of receipt, whether it complies with the provisions of sections 260.200 to 260.345 and the rules and regulations adopted pursuant to sections 260.200 to 260.345. When the review reveals that the facility or area does conform with the provisions of sections 260.200 to 260.345 and the rules and regulations adopted pursuant to sections 260.200 to 260.345, the department shall issue a permit for the operation of each solid waste processing facility or solid waste disposal area and with any permit terms and conditions which the department deems appropriate. In the event that the facility or area fails to meet the rules and regulations adopted pursuant to sections 260.200 to 260.345, the department shall issue a report to the applicant stating the reason for denial of a permit.

13. Each solid waste disposal area, except utility waste landfills unless otherwise and to the extent required by the department, and those solid waste processing facilities designated by rule, shall be operated under the direction of a certified solid waste technician in accordance with sections 260.200 to 260.345 and the rules and regulations promulgated pursuant to sections 260.200 to 260.345.

14. Base data for the quality and quantity of groundwater in the solid waste disposal area shall be collected and submitted to the department prior to the operation of a new or expansion of an existing solid waste disposal area. Base data shall include a chemical analysis of groundwater drawn from the proposed solid waste disposal area.

15. Leachate collection and removal systems shall be incorporated into new or expanded sanitary landfills which are permitted after August 13, 1986. The department shall assess the need for a leachate collection system for all types of solid waste disposal areas, other than sanitary landfills, and the need for monitoring wells when it evaluates the application for all new or expanded solid waste disposal areas. The department may require an operator of a solid waste disposal area to install a leachate collection system before the beginning of disposal operations, at any time during disposal operations for unfilled portions of the area, or for any portion of the disposal area as a part of a remedial plan. The department may require the operator to install monitoring wells before the beginning of disposal operations or at any time during the operational life or postclosure care period if it concludes that conditions at the area warrant such monitoring. The operator of a demolition landfill or utility waste landfill shall not be required to install a leachate collection and removal system or monitoring wells unless otherwise and to the extent the department so requires based on hazardous waste characteristic criteria or site specific geohydrological characteristics or conditions.

16. Permits granted by the department, as provided in sections 260.200 to 260.345, shall be subject to suspension for a designated period of time, civil penalty or revocation whenever the department determines that the solid waste processing facility or solid waste disposal area is, or has been, operated in violation of sections 260.200 to 260.345 or the rules or regulations adopted pursuant to sections 260.200 to 260.345, or has been operated in violation of any permit terms and conditions, or is creating a public nuisance, health hazard, or environmental pollution. In the event a permit is suspended or revoked, the person named in the permit shall be fully informed as to the reasons for such action.

17. Each permit for operation of a facility or area shall be issued only to the person named in the application. Permits are transferable as a modification to the permit. An application to transfer ownership shall identify the proposed permittee. A disclosure statement for the proposed permittee listing violations contained in the definition of disclosure statement found in section 260.200 shall be submitted to the department. The operation and design plans for the facility or area shall be updated to provide compliance with the currently applicable law and rules. A financial assurance instrument in such an amount and form as prescribed by the department shall be provided for solid waste disposal areas by the proposed permittee prior to transfer of the permit. The financial assurance instrument of the original permittee shall not be released until the new permittee's financial assurance instrument has been approved by the department and the transfer of ownership is complete.

18. Those solid waste disposal areas permitted on January 1, 1996, shall, upon submission of a request for permit modification, be granted a solid waste management area operating permit if the request meets reasonable requirements set out by the department.

19. In case a permit required pursuant to this section is denied or revoked, the person may request a hearing in accordance with section 260.235.

20. Every applicant for a permit shall file a disclosure statement with the information required by and on a form developed by the department of natural resources at the same time the application for a permit is filed with the department.

21. Upon request of the director of the department of natural resources, the applicant for a permit, any person that could reasonably be expected to be involved in management activities of the solid waste disposal area or solid waste processing facility, or any person who has a controlling interest in any permittee shall be required to submit to a criminal background check under section 43.543.

22. All persons required to file a disclosure statement shall provide any assistance or information requested by the director or by the Missouri state highway patrol and shall cooperate in any inquiry or investigation conducted by the department and any inquiry, investigation or hearing conducted by the director. If, upon issuance of a formal request to answer any inquiry or produce information, evidence or testimony, any person required to file a disclosure statement refuses to comply, the application of an applicant or the permit of a permittee may be denied or revoked by the director.

23. If any of the information required to be included in the disclosure statement changes, or if any additional information should be added after the filing of the statement, the person required to file it shall provide that information to the director in writing, within thirty days after the change or addition. The failure to provide such information within thirty days may constitute the basis for the revocation of or denial of an application for any permit issued or applied for in accordance with this section, but only if, prior to any such denial or revocation, the director notifies the applicant or permittee of the director's intention to do so and gives the applicant or permittee fourteen days from the date of the notice to explain why the information was not provided within the required thirty-day period. The director shall consider this information when determining whether to revoke, deny or conditionally grant the permit.

24. No person shall be required to submit the disclosure statement required by this section if the person is a corporation or an officer, director or shareholder of that corporation or any subsidiary thereof, and that corporation:

(1) Has on file and in effect with the federal Securities and Exchange Commission a registration statement required under Section 5, Chapter 38, Title 1 of the Securities Act of 1933, as amended, 15 U.S.C. Section 77e(c);

(2) Submits to the director with the application for a permit evidence of the registration described in subdivision (1) of this subsection and a copy of the corporation's most recent annual form 10-K or an equivalent report; and

(3) Submits to the director on the anniversary date of the issuance of any permit it holds under the Missouri solid waste management law evidence of registration described in subdivision (1) of this subsection and a copy of the corporation's most recent annual form 10-K or an equivalent report.

25. After permit issuance, each facility shall annually file an update to the disclosure statement with the department of natural resources on or before March thirty-first of each year. Failure to provide such update may result in penalties as provided for under section 260.240.

26. Any county, district, municipality, authority, or other political subdivision of this state which owns and operates a sanitary landfill shall be exempt from the requirement for the filing of the disclosure statement and annual update to the disclosure statement.

27. Any person seeking a permit to operate a solid waste disposal area, a solid waste processing facility, or a resource recovery facility shall, concurrently with the filing of the application for a permit, disclose any convictions in this state, county or county-equivalent public health or land use ordinances related to the management of solid waste. If the department finds that there has been a continuing pattern of adjudicated violations by the applicant, the department may deny the application.

28. No permit to construct or permit to operate shall be required pursuant to this section for any utility waste landfill located in a county of the third classification with a township form of government which has a population of at least eleven thousand inhabitants and no more than twelve thousand five hundred inhabitants according to the most recent decennial census, if such utility waste landfill complies with all design and operating standards and closure requirements applicable to utility waste landfills pursuant to sections 260.200 to 260.345 and provided that no waste disposed of at such utility waste landfill is considered hazardous waste pursuant to the Missouri hazardous waste law.

29. Advanced recycling facilities are not subject to the requirements of this section as long as the feedstocks received by such facility are source-separated or diverted or recovered from municipal or other waste streams prior to acceptance at the advanced recycling facility."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schwadron offered **House Amendment No. 1 to House Amendment No. 8**.

House Amendment No. 1
to
House Amendment No. 8

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 7, Line 25, by deleting said line and inserting in lieu thereof the following:

"municipal or other waste streams prior to acceptance at the advanced recycling facility.

260.243. **1.** The department of natural resources shall not issue a permit to an applicant for a commercial solid waste processing facility designed to incinerate solid waste in any county unless such facility meets the conditions established in this section. For the purposes of this section, a commercial solid waste processing facility is a facility designed to incinerate waste which accepts solid waste for a fee regardless of where such waste is generated. Any commercial solid waste processing facility which incinerates solid waste shall be located so as to provide a health and safety buffer zone to protect citizens living or working nearby. The size of the buffer zone shall be determined by the department but shall extend at least fifty feet from a facility located in a nonresidential area in a city not within a county or at least three hundred feet from a facility located elsewhere. The department shall consider the proximity of schools, businesses and houses, the prevailing winds and other factors which it deems relevant when establishing the buffer zone. Any facility located within a city not within a county shall be required to strictly adhere to the terms, conditions and provisions of its permit.

2. (1) For any facility permitted on or after August 28, 2023, the department of natural resources shall not issue a permit to an applicant for a transfer station in any county with a charter form of government unless such transfer station meets the conditions established in this subsection. Any transfer station shall provide a buffer zone determined by the department that shall extend at least one thousand feet from a transfer station located in a residential area. The department shall consider the proximity of schools, businesses, and houses when establishing the buffer zone.

(2) This subsection shall not apply to any permit renewal, modifications, or amendments to any transfer station originally permitted as provided in subsection 1 of this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 1 to House Amendment No. 8** was adopted.

Representative Sharpe (4) offered **House Amendment No. 2 to House Amendment No. 8**.

House Amendment No. 2
to
House Amendment No. 8

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 7, Line 25, by deleting said line and inserting in lieu thereof the following:

"municipal or other waste streams prior to acceptance of the advanced recycling facility.

349.045. 1. Except as provided in subsection 2 of this section, the corporation shall have a board of directors in which all the powers of the corporation shall be vested and which shall consist of any number of directors, not less than five, all of whom shall be duly qualified electors of and taxpayers in the county or municipality; except that, for any industrial development corporation formed by any municipality located wholly within any county of the second,

third, or fourth classification or any county of the first classification with more than sixty-five thousand but fewer than seventy-five thousand inhabitants, directors may be qualified taxpayers in and registered voters of such county. The directors shall serve as such without compensation except that they shall be reimbursed for their actual expenses incurred in and about the performance of their duties hereunder. The directors shall be resident taxpayers for at least one year immediately prior to their appointment. No director shall be an officer or employee of the county or municipality. All directors shall be appointed by the chief executive officer of the county or municipality with the advice and consent of a majority of the governing body of the county or municipality, and in all counties, other than a city not within a county and counties with a charter form of government, the appointments shall be made by the county commission and they shall be so appointed that they shall hold office for staggered terms. At the time of the appointment of the first board of directors the governing body of the municipality or county shall divide the directors into three groups containing as nearly equal whole numbers as may be possible. The first term of the directors included in the first group shall be two years, the first term of the directors included in the second group shall be four years, the first term of the directors in the third group shall be six years; provided, that if at the expiration of any term of office of any director a successor thereto shall not have been appointed, then the director whose term of office shall have expired shall continue to hold office until a successor shall be appointed by the chief executive officer of the county or municipality with the advice and consent of a majority of the governing body of the county or municipality. The successors shall be resident taxpayers for at least one year immediately prior to their appointment.

2. **(1)** A corporation in a county of the third classification without a township form of government and with more than ten thousand four hundred but fewer than ten thousand five hundred inhabitants shall have a board of directors in which all the powers of the corporation shall be vested and which shall consist of a number of directors not less than the number of townships in such county. All directors shall be duly qualified electors of and taxpayers in the county. Each township within the county shall elect one director to the board. Additional directors may be elected to the board to succeed directors appointed to the board as of the effective date of this section if the number of directors on the effective date of this section exceeds the number of townships in the county. The directors shall serve as such without compensation except that they shall be reimbursed for their actual expenses incurred in the performance of their duties. The directors shall be resident taxpayers for at least one year immediately prior to their election. No director shall be an officer or employee of the county. Upon the expiration of the term of office of any director appointed to the board prior to the effective date of this section, a director shall be elected to succeed him or her; provided that if at the expiration of any term of office of any director a successor thereto shall not have been elected, then the director whose term of office shall have expired shall continue to hold office until a successor shall be elected. The successors shall be resident taxpayers for at least one year immediately prior to their election.

(2) For any election after August 28, 2023, the provisions of subsection 1 of this section regarding director qualifications shall supersede subdivision (1) of this subsection. Upon the expiration of the term of the last director elected before August 28, 2023, all provisions of subdivision (1) of this subsection shall terminate, and the provisions of subsection 1 of this section shall apply to any corporation in such a county."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sharpe (4), **House Amendment No. 2 to House Amendment No. 8** was adopted.

Representative Merideth offered **House Amendment No. 3 to House Amendment No. 8**.

House Amendment No. 3
to
House Amendment No. 8

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 7, Line 25, by inserting after all of said line the following:

"Further amend said bill, Page 9, Section 534.157, Line 3, by inserting after all of said section and line the following:

"**Section 1. Notwithstanding any other provision of law to the contrary, any county or municipality in the state may by rule, regulation, order, or ordinance prohibit all children under eighteen years of age from carrying a firearm on public property.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Allen	Atchison	Baker	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mann	Merideth	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 013

Amato	Banderman	Bland Manlove	Busick	Cupps
Hausman	Houx	Kelly 141	Mackey	Mosley
Myers	Schnelting	Wright		

VACANCIES: 001

Representative Merideth moved that **House Amendment No. 3 to House Amendment No. 8** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 051

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Doll	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

NOES: 096

Atchison	Baker	Banderman	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Kelley 127	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schulte	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Taylor 48	Thomas	Thompson	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 015

Allen	Amato	Busick	Cupps	Hausman
Houx	Keathley	Kelly 141	Myers	Schnelting
Schwadron	Stinnett	Titus	Toalson Reisch	Wright

VACANCIES: 001

On motion of Representative Haffner, **House Amendment No. 8, as amended**, was adopted.

Representative McGaugh offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 8, Section 89.380, Line 25, by inserting after all of said section and line the following:

"162.471. 1. The government and control of an urban school district is vested in a board of seven directors.

2. Except as provided in section 162.563, each director shall be a voter of the district who has resided within this state for one year next preceding the director's election or appointment and who is at least twenty-four years of age. All directors, except as otherwise provided in sections 162.481, 162.492, and 162.563, shall hold their offices for six years and until their successors are duly elected and qualified. All vacancies occurring in the board**[**~~, except as provided in section 162.492,~~**]** shall be filled by appointment by the board as soon as practicable, and the person appointed shall hold office until the next school board election, when a successor shall be elected for the remainder of the unexpired term. The power of the board to perform any official duty during the existence of a vacancy continues unimpaired thereby.

162.492. 1. In all urban districts containing the greater part of the population of a city which has more than three hundred thousand inhabitants, the election authority of the city in which the greater portion of the school district lies, and of the county if the district includes territory not within the city limits, shall serve ex officio as a redistricting commission. The commission shall on or before November 1, 2018, divide the school district into five subdistricts, all subdistricts being of compact and contiguous territory and as nearly equal in the number of inhabitants as practicable and thereafter the board shall redistrict the district into subdivisions as soon as practicable after each United States decennial census. In establishing the subdistricts each member shall have one vote and a majority vote of the total membership of the commission is required to make effective any action of the commission.

2. School elections for the election of directors shall be held on municipal election days in 2014 and 2016. At the election in 2014, directors shall be elected to hold office until 2019 and until their successors are elected and qualified. At the election in 2016, directors shall be elected until 2019 and until their successors are elected and qualified. Beginning in 2019, school elections for the election of directors shall be held on the local election date as specified in the charter of a home rule city with more than four hundred thousand inhabitants and located in more than one county. Beginning at the election for school directors in 2019, the number of directors on the board shall be reduced from nine to seven. Two directors shall be at-large directors and five directors shall represent the subdistricts, with one director from each of the subdistricts. At the 2019 election, one of the at-large directors and the directors from subdistricts one, three, and five shall be elected for a two-year term, and the other at-large director and the directors from subdistricts two and four shall be elected for a four-year term. Thereafter, all seven directors shall serve a four-year term. Directors shall serve until the next election and until their successors, then elected, are duly qualified as provided in this section. In addition to other qualifications prescribed by law, each member elected from a subdistrict shall be a resident of the subdistrict from which he or she is elected. The subdistricts shall be numbered from one to five.

3. The five candidates, one from each of the subdistricts, who receive a plurality of the votes cast by the voters of that subdistrict and the at-large candidates receiving a plurality of the at-large votes shall be elected. The name of no candidate for nomination shall be printed on the ballot unless the candidate has at least sixty days prior to the election filed a declaration of candidacy with the secretary of the board of directors containing the signatures of at least two hundred fifty registered voters who are residents of the subdistrict within which the candidate for nomination to a subdistrict office resides, and in case of at-large candidates the signatures of at least five hundred registered voters. The election authority shall determine the validity of all signatures on declarations of candidacy.

4. In any election either for at-large candidates or candidates elected by the voters of subdistricts, if there are more than two candidates, a majority of the votes are not required to elect but the candidate having a plurality of the votes shall be elected.

5. The names of all candidates shall appear upon the ballot without party designation and in the order of the priority of the times of filing their petitions of nomination. No candidate may file both at large and from a subdistrict and the names of all candidates shall appear only once on the ballot, nor may any candidate file more than one declaration of candidacy. All declarations shall designate the candidate's residence and whether the candidate is filing at large or from a subdistrict and the numerical designation of the subdistrict or at-large area.

6. The provisions of all sections relating to seven-director school districts shall also apply to and govern urban districts in cities of more than three hundred thousand inhabitants, to the extent applicable and not in conflict with the provisions of those sections specifically relating to such urban districts.

7. Vacancies which occur on the school board **[**~~between the dates of election shall be filled by special election if such vacancy happens more than six months prior to the time of holding an election as provided in subsection 2 of this section. The state board of education shall order a special election to fill such a vacancy. A letter from the commissioner of education, delivered by certified mail to the election authority or authorities that would normally conduct an election for school board members shall be the authority for the election authority or authorities to proceed with election procedures. If a vacancy occurs less than six months prior to the time of holding an election as provided in subsection 2 of this section, no special election shall occur and the vacancy shall be filled at the next election day on which local elections are held as specified in the charter of any home rule city with more than four hundred thousand inhabitants and located in more than one county~~**] shall be filled in the manner provided in section 162.471**."; and

Further amend said bill, Page 9, Section 534.157, Line 3, by inserting after all of said section and line the following:

"**578.712. 1. A person commits the offense of tampering with an elected county official if, with the purpose to harass, intimidate, or influence such official in the performance of such official's official duties, the person disseminates through any means, including by posting on the internet, the elected county official's or the elected county official's family's personal information.**

2. The offense of tampering with an elected county official is a class D felony. If a violation of this section results in death or bodily injury to an elected county official or a member of the elected county official's family, the offense is a class B felony.

3. For purposes of this section, "personal information" includes a home address, Social Security number, federal tax identification number, checking or savings account number, marital status, and identity of child under eighteen years of age."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schwadron offered **House Amendment No. 1 to House Amendment No. 9**.

House Amendment No. 1
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""115.635. The following offenses, and any others specifically so described by law, shall be class three election offenses and are deemed misdemeanors connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by fine of not more than two thousand five hundred dollars, or by both such imprisonment and fine:

(1) Giving, lending, agreeing to give or lend, offering, promising, or endeavoring to procure, any money or valuable consideration, office, or place of employment, to or for any voter, to or for any person on behalf of any voter, or to or for any person, in order to induce any voter to vote or refrain from voting or corruptly doing any such act on account of such voter having already voted or refrained from voting at any election;

(2) Making use of, or threatening to make use of, any force, violence, or restraint, or inflicting or threatening to inflict any injury, damage, harm or loss upon or against any person, in order to induce or compel such person to vote or refrain from voting at any election;

(3) Impeding or preventing, or attempting to impede or prevent, by abduction, duress or any fraudulent device or contrivance, the free exercise of the franchise of any voter or, by abduction, duress, or any fraudulent device, compelling, inducing, or prevailing upon any voter to vote or refrain from voting at any election;

(4) Giving, or making an agreement to give, any money, property, right in action, or other gratuity or reward, in consideration of any grant or deputation of office;

(5) Bringing into this state any nonresident person with intent that such person shall vote at an election without possessing the requisite qualifications;

(6) Asking for, receiving, or taking any money or other reward by way of gift, loan, or other device or agreeing or contracting for any money, gift, office, employment, or other reward, for giving, or refraining from giving, his or her vote in any election;

(7) Removing, destroying or altering any supplies or information placed in or near a voting booth for the purpose of enabling a voter to prepare his or her ballot;

(8) Entering a voting booth or compartment except as specifically authorized by law;

(9) On the part of any election official, challenger, watcher or person assisting a person to vote, revealing or disclosing any information as to how any voter may have voted, indicated that the person had voted except as authorized by this chapter, indicated an intent to vote or offered to vote, except to a grand jury or pursuant to a lawful subpoena in a court proceeding relating to an election offense;

(10) On the part of any registration or election official, refusing to permit any person to register to vote or to vote when such official knows the person is legally entitled to register or legally entitled to vote;

(11) Attempting to commit or participating in an attempt to commit any class one or class two election offense**[**.**];**

(12) Threatening to harm or engaging in conduct reasonably calculated to harass or alarm, including stalking pursuant to section 565.227, an election judge, challenger, watcher, or employee or volunteer of an election authority, or a member of such person's family;

(13) Attempting to induce, influence, deceive, or pressure an election official or member of an election official's family to violate any provision of this chapter;

(14) Disseminating, through any means, including by posting on the internet, the home address, home telephone number, mobile telephone number, personal email address, social security number, federal tax identification number, checking account number, savings account number, credit card number, marital status, or identity of a child under eighteen years of age, of an election judge, challenger, watcher, or employee or volunteer of an election authority, or a member of such person's family, for the purposes listed in subdivisions (12) and (13) of this section.

115.637. The following offenses, and any others specifically so described by law, shall be class four election offenses and are deemed misdemeanors not connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by a fine of not more than two thousand five hundred dollars or by both such imprisonment and fine:

(1) Stealing or willfully concealing, defacing, mutilating, or destroying any sample ballots that may be furnished by an organization or individual at or near any voting place on election day, except that this subdivision shall not be construed so as to interfere with the right of an individual voter to erase or cause to be erased on a sample ballot the name of any candidate and substituting the name of the person for whom he or she intends to vote; or to dispose of the received sample ballot;

(2) Printing, circulating, or causing to be printed or circulated, any false and fraudulent sample ballots which appear on their face to be designed as a fraud upon voters;

(3) Purposefully giving a printed or written sample ballot to any qualified voter which is intended to mislead the voter;

(4) On the part of any candidate for election to any office of honor, trust, or profit, offering or promising to discharge the duties of such office for a less sum than the salary, fees, or emoluments as fixed by law or promising to pay back or donate to any public or private interest any portion of such salary, fees, or emolument as an inducement to voters;

(5) On the part of any canvasser appointed to canvass any registration list, willfully failing to appear, refusing to continue, or abandoning such canvass or willfully neglecting to perform his duties in making such canvass or willfully neglecting any duties lawfully assigned to him or her;

(6) On the part of any employer, making, enforcing, or attempting to enforce any order, rule, or regulation or adopting any other device or method to prevent an employee from engaging in political activities, accepting candidacy for nomination to, election to, or the holding of, political office, holding a position as a member of a political committee, soliciting or receiving funds for political purpose, acting as chairman or participating in a political convention, assuming the conduct of any political campaign, signing, or subscribing his or her name to any initiative, referendum, or recall petition, or any other petition circulated pursuant to law;

(7) On the part of any person authorized or employed to print official ballots, or any person employed in printing ballots, giving, delivering, or knowingly permitting to be taken any ballot to or by any person other than the official under whose direction the ballots are being printed, any ballot in any form other than that prescribed by law, or with unauthorized names, with names misspelled, or with the names of candidates arranged in any way other than that authorized by law;

(8) On the part of any election authority or official charged by law with the duty of distributing the printed ballots, or any person acting on his or her behalf, knowingly distributing or causing to be distributed any ballot in any manner other than that prescribed by law;

(9) Any person having in his or her possession any official ballot, except in the performance of his or her duty as an election authority or official, or in the act of exercising his or her individual voting privilege;

(10) Willfully mutilating, defacing, or altering any ballot before it is delivered to a voter;

(11) On the part of any election judge, being willfully absent from the polls on election day without good cause or willfully detaining any election material or equipment and not causing it to be produced at the voting place at the opening of the polls or within fifteen minutes thereafter;

(12) On the part of any election authority or official, willfully neglecting, refusing, or omitting to perform any duty required of him or her by law with respect to holding and conducting an election, receiving and counting out the ballots, or making proper returns;

(13) On the part of any election judge, or party watcher or challenger, furnishing any information tending in any way to show the state of the count to any other person prior to the closing of the polls;

(14) On the part of any voter, except as otherwise provided by law, allowing his or her ballot to be seen by any person with the intent of letting it be known how he or she is about to vote or has voted, or knowingly making a false statement as to his or her inability to mark a ballot;

(15) On the part of any election judge, disclosing to any person the name of any candidate for whom a voter has voted;

(16) Interfering, or attempting to interfere, with any voter inside a polling place;

(17) On the part of any person at any registration site, polling place, counting location or verification location, causing any breach of the peace or engaging in disorderly conduct, violence, or threats of violence whereby such registration, election, count or verification is impeded or interfered with;

(18) Exit polling, surveying, sampling, **circulating initiative or referendum petitions,** electioneering, distributing election literature, posting signs or placing vehicles bearing signs with respect to any candidate or question to be voted on at an election **[**~~on election day~~**]** inside the building in which a polling place is located **on election day or during the absentee voting period** or within twenty-five feet of the building's outer door closest to the polling place **on election day or during the absentee voting period**, or, on the part of any person, refusing to remove or permit removal from property owned or controlled by such person, any such election sign or literature located within such distance on such day after request for removal by any person;

(19) Stealing or willfully defacing, mutilating, or destroying any campaign yard sign on private property, except that this subdivision shall not be construed to interfere with the right of any private property owner to take any action with regard to campaign yard signs on the owner's property and this subdivision shall not be construed to interfere with the right of any candidate, or the candidate's designee, to remove the candidate's campaign yard sign from the owner's private property after the election day.

162.471. 1. The government and control of an urban school district is vested in a board of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 1 to House Amendment No. 9** was adopted.

Representative Bangert offered **House Amendment No. 2 to House Amendment No. 9**.

House Amendment No. 2
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 1, Line 1, by inserting after the number "222," the following:

"Page 7, Line 84, by inserting after all of the said line the following:

"72.418. 1. Notwithstanding any other provision of law to the contrary, no new city created pursuant to sections 72.400 to 72.423 shall establish a municipal fire department to provide fire protection services, including emergency medical services, if such city formerly consisted of unincorporated areas in the county or municipalities in the county, or both, which are provided fire protection services and emergency medical services by one or more fire protection districts. Such fire protection districts shall continue to provide services to the area comprising the new city and may levy and collect taxes the same as such districts had prior to the creation of such new city.

2. Fire protection districts serving the area included within any annexation by a city having a fire department, including simplified boundary changes, shall continue to provide fire protection services, including emergency medical services to such area. The annexing city shall pay annually to the fire protection district an amount equal to that which the fire protection district would have levied on all taxable property within the annexed area. Such annexed area shall not be subject to taxation for any purpose thereafter by the fire protection district except for bonded indebtedness by the fire protection district which existed prior to the annexation. The amount to be paid annually by the municipality to the fire protection district pursuant hereto shall be a sum equal to the annual assessed value multiplied by the annual tax rate as certified by the fire protection district to the municipality, including any portion of the tax created for emergency medical service provided by the district, per one hundred dollars of assessed value in such area. The tax rate so computed shall include any tax on bonded indebtedness incurred subsequent to such annexation, but shall not include any portion of the tax rate for bonded indebtedness incurred prior to such annexation. Notwithstanding any other provision of law to the contrary, the residents of an area annexed on or after May 26, 1994, may vote in all fire protection district elections and may be elected to the fire protection district board of directors.

3. The fire protection district may approve or reject any proposal for the provision of fire protection and emergency medical services by a city.

4. Notwithstanding any other provision of law to the contrary, no city shall have any obligation to make any payments for the provision of fire protection services for any territory or tract of land included in a fire protection district pursuant to subsection 3 of section 321.300."; and

Further amend said bill,"; and

Further amend said amendment, Page 3, Line 4, by inserting after all of the said line the following:

"Further amend said bill, Page 9, Section 182.819, Line 10, by inserting after all of said section and line the following:

"321.300. 1. The boundaries of any district organized pursuant to the provisions of this chapter may be changed in the manner prescribed in this section; but any change of boundaries of the district shall not impair or affect its organization or its rights in or to property, or any of its rights or privileges whatsoever; nor shall it affect or impair or discharge any contract, obligation, lien or charge for or upon which it might be liable or chargeable had any change of boundaries not been made.

2. The boundaries may be changed as follows:

(1) Twenty-five percent of the number of voters who voted in the most recent gubernatorial election in the area to be annexed may file with the board a petition in writing praying that such real property be included within the district; provided that in the case of a municipality having less than twenty percent of its total population in one fire protection district, the entire remaining portion may be included in another district so that none of the city is outside of a fire protection district at the time. The petition shall describe the property to be included in the district and shall describe the property owned by the petitioners and shall be deemed to give assent of the petitioners to the inclusion in the district of the property described in the petition; and such petition shall be in substantially the form set forth in section 321.495 dealing with referendums and verified in like manner; provided, however, that in the

event that there are more than twenty-five property owners or taxpaying electors signing the petition, it shall be deemed sufficient description of their property in the petition as required in this section to list the addresses of such property; or

(2) All of the owners of any territory or tract of land near or adjacent to a fire protection district who own all of the real estate in such territory or tract of land may file a petition with the board praying that such real property be included in the district. The petition shall describe the property owned by the petitioners and shall be deemed to give assent of the petitioners to the inclusion in the district of the property described in the petition;

(3) Notwithstanding any provision of law to the contrary, in any fire protection district which is partly or wholly located in a noncharter county of the first classification with a population of less than one hundred thousand which adjoins any county of the first classification with a charter form of government with a population of nine hundred thousand or more inhabitants, if such fire protection district serves any portion of a city which is located in both such counties, the boundaries of the district may be expanded so as to include the entire city within the fire protection district, but the boundaries of the district shall not be expanded beyond the city limits of such city, as the boundaries of such city existed on January 1, 1993. Such change in the boundaries of the district shall be accomplished only if twenty-five percent of the number of voters who voted in the most recent gubernatorial election in the area to be annexed file with the board a petition in writing praying that such real property be included within the district. The petition shall describe the property to be included in the district and shall describe the property owned by the petitioners and shall be deemed to give assent of the petitioners to the inclusion in the district of the property described in the petition; and such petition shall be in substantially the form set forth in section 321.495 dealing with referendums and verified in like manner.

3. **Notwithstanding any other provision of chapter 321 to the contrary, in any county with a charter form of government where fifty or more cities, towns and villages have been established any territory or tract of land in a city with a population greater than twenty-four thousand but less than twenty-eight thousand, which territory of tract of land was previously excluded from a fire protection district following a municipal annexation and which receives fire protection and emergency medical services from that fire protection district, may be also included in that fire protection district as follows:**

(1) Any owner of property within a territory or tract of land proposed to be included in the fire protection district serving that territory or tract of land may file a petition with the board of directors of the fire protection district. If the county election authority determines there were no registered voters residing within the territory or tract of land as of the date of the earliest signature on the petition, no election as provided in section 321.301 shall be held with regard to inclusion of such a territory or tract of land.

(2) If the petition does not include the signatures of all property owners within the territory or tract of land, the board of directors of the fire protection district shall schedule a public hearing and provide notice of the filing of the petition as provided in subsection 4 of this section, at which the board shall determine whether to grant the petition or part thereof, as provided in subsection 5 of this section.

(3) If the board grants the petition, in whole or in part, any person aggrieved by the decision of the board may appeal the decision as provided for in subsection 6 of this section.

4. The secretary of the board shall cause notice of the filing of any petition filed pursuant to this section to be given and published in the county in which the property is located, which notice shall recite the filing of such petition, the number of petitioners, a general description of the boundaries of the area proposed to be included and the prayer of the petitioners; giving notice to all persons interested to appear at the office of the board at the time named in the notice and show cause in writing, if any they have, why the petition should not be granted. The board shall at the time and place mentioned, or at such time or times to which the hearing may be adjourned, proceed to hear the petition and all objections thereto presented in writing by any person showing cause why the petition should not be granted. The failure of any person interested to show cause in writing why such petition shall not be granted shall be deemed as an assent on his part to the inclusion of such lands in the district as prayed for in the petition.

[~~4.~~**] 5.** If the board deems it for the best interest of the district, it shall grant the petition, but if the board determines that some portion of the property mentioned in the petition cannot as a practical matter be served by the district, or if it deems it for the best interest of the district that some portion of the property in the petition not be included in the district, then the board shall grant the petition in part only. If the petition is granted, the board shall make an order to that effect and file the same with the circuit clerk; and upon the order of the court having jurisdiction over the district, the property shall be included in the district. If the petition contains the signatures of all the owners of the property pursuant to the provisions of subdivision (2) of subsection 2 of this section, the property shall be included in the district upon the order of the court. If the petition contains the signatures of

twenty-five percent of the number of voters who voted in the most recent gubernatorial election in the area to be annexed pursuant to subdivision (1) or subdivision (3) of subsection 2 of this section, the property shall be included in the district subject to the election provided in section 321.301. The circuit court having jurisdiction over the district shall proceed to make any such order including such additional property within the district as is provided in the order of the board, unless the court shall find that such order of the board was not authorized by law or that such order of the board was not supported by competent and substantial evidence.

[~~5.~~] 6. Any person aggrieved by any decision of the board made pursuant to the provisions of this section may appeal that decision to the circuit court of the county in which the property is located within thirty days of the decision by the board.

[~~6.~~] 7. No fire protection district, or employee thereof, in which territory is annexed pursuant to this section shall be required to comply with any prescribed firefighter training program or regimen which would not otherwise apply to the district or its employees, but for the requirements applicable to the annexed territory."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Allen	Atchison	Baker	Banderman	Billington
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Byrnes	Casteel	Christ
Christofanelli	Cook	Copeland	Cupps	Davidson
Davis	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Griffith
Haden	Haffner	Haley	Hardwick	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Kelley 127	Kelly 141	Knight	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Pollitt	Pouche	Proudie	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson				

NOES: 037

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Johnson 23	Lavender	Mann	Phifer	Plank
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Windham	Young			

PRESENT: 000

ABSENT WITH LEAVE: 034

Amato	Aune	Black	Bland Manlove	Boggs
Busick	Chappell	Coleman	Crossley	Deaton
Gregory	Hausman	Henderson	Hicks	Houx
Ingle	Johnson 12	Keathley	Lewis 25	Lewis 6
Mackey	Merideth	Mosley	Myers	Nickson-Clark
Nurrenbern	Parker	Schnelting	Smith 163	Stephens
Weber	Woods	Wright	Mr. Speaker	

VACANCIES: 001

On motion of Representative Bangert, **House Amendment No. 2 to House Amendment No. 9** was adopted by the following vote, the ayes and noes having been demanded by Representative Proudie:

AYES: 058

Adams	Appelbaum	Bangert	Baringer	Black
Bonacker	Bromley	Brown 16	Brown 87	Buchheit-Courtway
Burnett	Butz	Byrnes	Casteel	Christ
Clemens	Cupps	Diehl	Doll	Falkner
Francis	Gallick	Gregory	Griffith	Haden
Haley	Hardwick	Hovis	Hurlbert	Justus
Kalberloh	Kelley 127	Knight	Lavender	Marquart
Matthiesen	McGaugh	Oehlerking	Owen	Plank
Pouche	Reedy	Reuter	Richey	Riley
Roberts	Sander	Sassmann	Sharpe 4	Shields
Smith 155	Stacy	Taylor 48	Taylor 84	Thompson
Waller	Walsh Moore	Wilson		

NOES: 052

Allen	Anderson	Baker	Billington	Boggs
Bosley	Boyd	Brown 149	Brown 27	Burger
Burton	Chappell	Christofanelli	Collins	Cook
Davidson	Davis	Deaton	Farnan	Gragg
Haffner	Hicks	Hinman	Hudson	Jones
Keathley	Kelly 141	Lonsdale	Lovasco	Mayhew
McGirl	McMullen	Merideth	Patterson	Perkins
Phifer	Pollitt	Proudie	Riggs	Schnelting
Schulte	Schwadron	Seitz	Smith 163	Sparks
Stinnett	Terry	Thomas	Titus	Van Schoiack
West	Windham			

PRESENT: 030

Atchison	Banderman	Bland Manlove	Copeland	Dinkins
Ealy	Evans	Fogle	Fountain Henderson	Gray
Hein	Johnson 23	Mann	Morse	Murphy
Nickson-Clark	O'Donnell	Parker	Peters	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Toalson Reisch	Unsicker	Veit	Voss	Young

ABSENT WITH LEAVE: 022

Amato	Aune	Barnes	Busick	Coleman
Crossley	Hausman	Henderson	Houx	Ingle
Johnson 12	Lewis 25	Lewis 6	Mackey	Mosley
Myers	Nurrenbern	Stephens	Weber	Woods
Wright	Mr. Speaker			

VACANCIES: 001

Representative Hinman offered **House Amendment No. 3 to House Amendment No. 9**.

House Amendment No. 3
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""115.127. 1. Except as provided in subsection 4 of this section, upon receipt of notice of a special election to fill a vacancy submitted pursuant to subsection 2 of section 115.125, the election authority shall cause legal notice of the special election to be published in a newspaper of general circulation in its jurisdiction. The notice shall include the name of the officer or agency calling the election, the date and time of the election, the name of the office to be filled and the date by which candidates must be selected or filed for the office. Within one week prior to each special election to fill a vacancy held in its jurisdiction, the election authority shall cause legal notice of the election to be published in two newspapers of different political faith and general circulation in the jurisdiction. The legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot. If there is only one newspaper of general circulation in the jurisdiction, the notice shall be published in the newspaper within one week prior to the election. If there are two or more newspapers of general circulation in the jurisdiction, but no two of opposite political faith, the notice shall be published in any two of the newspapers within one week prior to the election.

2. Except as provided in subsections 1 and 4 of this section and in sections 115.521, 115.549 and 115.593, the election authority shall cause legal notice of each election held in its jurisdiction to be published. The notice shall be published in two newspapers of different political faith and qualified pursuant to chapter 493 which are published within the bounds of the area holding the election. If there is only one so-qualified newspaper, then notice shall be published in only one newspaper. If there is no newspaper published within the bounds of the election area, then the notice shall be published in two qualified newspapers of different political faith serving the area. Notice shall be published twice, the first publication occurring in the second week prior to the election, and the second publication occurring within one week prior to the election. Each such legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot; and, unless notice has been given as provided by section 115.129, the second publication of notice of the election shall include the location of polling places. The election authority may provide any additional notice of the election it deems desirable.

3. The election authority shall print the official ballot as the same appears on the sample ballot, and no candidate's name or ballot issue which appears on the sample ballot or official printed ballot shall be stricken or removed from the ballot except on death of a candidate or by court order, but in no event shall a candidate or issue be stricken or removed from the ballot less than eight weeks before the date of the election.

4. In lieu of causing legal notice to be published in accordance with any of the provisions of this chapter, the election authority in jurisdictions which have less than seven hundred fifty registered voters and in which no newspaper qualified pursuant to chapter 493 is published, may cause legal notice to be mailed during the second week prior to the election, by first class mail, to each registered voter at the voter's voting address. All such legal notices shall include the date and time of the election, the location of the polling place, the name of the officer or agency calling the election and a sample ballot.

5. If the opening date for filing a declaration of candidacy for any office in a political subdivision or special district is not required by law or charter, the opening filing date shall be 8:00 a.m., the **[**~~seventeenth~~**]** **sixteenth** Tuesday prior to the election. If the closing date for filing a declaration of candidacy for any office in a

political subdivision or special district is not required by law or charter, the closing filing date shall be 5:00 p.m., the **[**~~fourteenth~~**] thirteenth** Tuesday prior to the election **or, if the thirteenth Tuesday prior to the election is a state or federal holiday, the closing filing date shall be 5:00 p.m., on the next day that is not a state or federal holiday**. The political subdivision or special district calling an election shall, before the **[**~~seventeenth~~**] sixteenth** Tuesday, prior to any election at which offices are to be filled, notify the general public of the opening filing date, the office or offices to be filled, the proper place for filing and the closing filing date of the election. Such notification may be accomplished by legal notice published in at least one newspaper of general circulation in the political subdivision or special district.

6. Except as provided for in sections 115.247 and 115.359, if there is no additional cost for the printing or reprinting of ballots or if the candidate agrees to pay any printing or reprinting costs, a candidate who has filed for an office or who has been duly nominated for an office may, at any time after the certification of the notice of election required in subsection 1 of section 115.125 but no later than 5:00 p.m. on the eighth Tuesday before the election, withdraw as a candidate pursuant to a court order, which, except for good cause shown by the election authority in opposition thereto, shall be freely given upon application by the candidate to the circuit court of the area of such candidate's residence.

162.471. 1. The government and control of an urban school district is vested in a board of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hinman, **House Amendment No. 3 to House Amendment No. 9** was adopted.

On motion of Representative McGaugh, **House Amendment No. 9, as amended**, was adopted.

Representative Baker offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 9, Section 182.819, Line 10, by inserting after all of said section and line the following:

"**273.358. 1. A political subdivision shall not adopt or enforce an ordinance or other regulation that prohibits or effectively prohibits the operation of a pet shop licensed under sections 273.325 to 273.357 from operating within its state license.**

2. Nothing in this section shall be construed to prohibit the enforcement of any applicable building codes, general zoning requirements, or relevant inspections as otherwise required by ordinance or law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor (48) offered **House Amendment No. 1 to House Amendment No. 10**.

House Amendment No. 1
to
House Amendment No. 10

AMEND House Amendment No. 10 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 1, Line 1, by inserting after "222," the following:

"Page 8, Section 89.380, Line 25, by inserting after all of said section and line the following:

"115.615. In years when a primary election is held pursuant to subsection 2 of section 115.121, each county committee shall meet **[**~~at the county seat~~**]** on the third Tuesday of August. In each city not situated in a county, the city committee shall meet on the same day **[**~~at such place within the city as the chair of the current city committee may designate~~**]**. In all counties of the first, second**,** and third classification the county courthouse shall be made available for such meetings and any other county political party meeting at no charge to the party committees. At the meeting, each committee shall organize by electing one of its members as chair and one of its members as vice chair, a man and a woman, and a secretary and a treasurer, a man and a woman, who may or may not be members of the committee. The county chair and vice chair so elected shall by virtue thereof become members of the party congressional, senatorial**,** and judicial committees of the district of which their county is a part."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor (48), **House Amendment No. 1 to House Amendment No. 10** was adopted.

Representative Wilson offered **House Amendment No. 2 to House Amendment No. 10**.

House Amendment No. 2
to
House Amendment No. 10

AMEND House Amendment No. 10 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 1, Line 1, by inserting after the number "222," the following:

"Page 7, Section 67.2677, Line 84, by inserting after all of said section and line the following:

"84.344. 1. Notwithstanding any provisions of this chapter to the contrary, any city not within a county may establish a municipal police force on or after July 1, 2013, according to the procedures and requirements of this section. The purpose of these procedures and requirements is to provide for an orderly and appropriate transition in the governance of the police force and provide for an equitable employment transition for commissioned and civilian personnel.

2. Upon the establishment of a municipal police force by a city under sections 84.343 to 84.346, the board of police commissioners shall convey, assign, and otherwise transfer to the city title and ownership of all indebtedness and assets, including, but not limited to, all funds and real and personal property held in the name of or controlled by the board of police commissioners created under sections 84.010 to 84.340. The board of police commissioners shall execute all documents reasonably required to accomplish such transfer of ownership and obligations.

3. If the city establishes a municipal police force and completes the transfer described in subsection 2 of this section, the city shall provide the necessary funds for the maintenance of the municipal police force.

4. Before a city not within a county may establish a municipal police force under this section, the city shall adopt an ordinance accepting responsibility, ownership, and liability as successor-in-interest for contractual obligations, indebtedness, and other lawful obligations of the board of police commissioners subject to the provisions of subsection 2 of section 84.345.

5. A city not within a county that establishes a municipal police force shall initially employ, without a reduction in rank, salary, or benefits, all commissioned and civilian personnel of the board of police commissioners created under sections 84.010 to 84.340 that were employed by the board immediately prior to the date the municipal police force was established. Such commissioned personnel who previously were employed by the board may only be involuntarily terminated by the city not within a county for cause. The city shall also recognize all accrued years of service that such commissioned and civilian personnel had with the board of police commissioners. Such personnel shall be entitled to the same holidays, vacation, and sick leave they were entitled to as employees of the board of police commissioners.

6. **[**~~(1)~~**]** Commissioned and civilian personnel of a municipal police force established under this section **[**~~who are hired prior to September 1, 2023,~~**]** shall not be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

[~~(2) Commissioned and civilian personnel of a municipal police force established under this section who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the personnel to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.~~**]**

7. The commissioned and civilian personnel who retire from service with the board of police commissioners before the establishment of a municipal police force under subsection 1 of this section shall continue to be entitled to the same pension benefits provided under chapter 86 and the same benefits set forth in subsection 5 of this section.

8. If the city not within a county elects to establish a municipal police force under this section, the city shall establish a separate division for the operation of its municipal police force. The civil service commission of the city may adopt rules and regulations appropriate for the unique operation of a police department. Such rules and regulations shall reserve exclusive authority over the disciplinary process and procedures affecting commissioned officers to the civil service commission; however, until such time as the city adopts such rules and regulations, the commissioned personnel shall continue to be governed by the board of police commissioner's rules and regulations in effect immediately prior to the establishment of the municipal police force, with the police chief acting in place of the board of police commissioners for purposes of applying the rules and regulations. Unless otherwise provided for, existing civil service commission rules and regulations governing the appeal of disciplinary decisions to the civil service commission shall apply to all commissioned and civilian personnel. The civil service commission's rules and regulations shall provide that records prepared for disciplinary purposes shall be confidential, closed records available solely to the civil service commission and those who possess authority to conduct investigations regarding disciplinary matters pursuant to the civil service commission's rules and regulations. A hearing officer shall be appointed by the civil service commission to hear any such appeals that involve discipline resulting in a suspension of greater than fifteen days, demotion, or termination, but the civil service commission shall make the final findings of fact, conclusions of law, and decision which shall be subject to any right of appeal under chapter 536.

9. A city not within a county that establishes and maintains a municipal police force under this section:

(1) Shall provide or contract for life insurance coverage and for insurance benefits providing health, medical, and disability coverage for commissioned and civilian personnel of the municipal police force to the same extent as was provided by the board of police commissioners under section 84.160;

(2) Shall provide or contract for medical and life insurance coverage for any commissioned or civilian personnel who retired from service with the board of police commissioners or who were employed by the board of police commissioners and retire from the municipal police force of a city not within a county to the same extent such medical and life insurance coverage was provided by the board of police commissioners under section 84.160;

(3) Shall make available medical and life insurance coverage for purchase to the spouses or dependents of commissioned and civilian personnel who retire from service with the board of police commissioners or the municipal police force and deceased commissioned and civilian personnel who receive pension benefits under sections 86.200 to 86.366 at the rate that such dependent's or spouse's coverage would cost under the appropriate plan if the deceased were living; and

(4) May pay an additional shift differential compensation to commissioned and civilian personnel for evening and night tours of duty in an amount not to exceed ten percent of the officer's base hourly rate.

10. A city not within a county that establishes a municipal police force under sections 84.343 to 84.346 shall establish a transition committee of five members for the purpose of: coordinating and implementing the transition of authority, operations, assets, and obligations from the board of police commissioners to the city; winding down the affairs of the board; making nonbinding recommendations for the transition of the police force from the board to the city; and other related duties, if any, established by executive order of the city's mayor. Once the ordinance referenced in this section is enacted, the city shall provide written notice to the board of police commissioners and the governor of the state of Missouri. Within thirty days of such notice, the mayor shall appoint three members to the committee, two of whom shall be members of a statewide law enforcement association that represents at least five thousand law enforcement officers. The remaining members of the committee shall include the police chief of the municipal police force and a person who currently or previously served as a commissioner on the board of police commissioners, who shall be appointed to the committee by the mayor of such city."; and

Further amend said bill,"; and

Further amend said amendment and page, Line 9, by deleting all of said line and inserting in lieu thereof the following:

"**ordinance or law.**

285.040. 1. As used in this section, "public safety employee" shall mean a person trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, emergency medical technician paramedics, dispatchers, registered nurses, physicians, and sheriffs and deputy sheriffs.

2. No public safety employee **or any other employee** of a city not within a county **[**~~who is hired prior to September 1, 2023,~~**]** shall be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

[~~3. Public safety employees of a city not within a county who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the public safety employee to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.~~**]**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wilson, **House Amendment No. 2 to House Amendment No. 10** was adopted.

Representative Windham offered **House Amendment No. 3 to House Amendment No. 10**.

House Amendment No. 3
to
House Amendment No. 10

AMEND House Amendment No. 10 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 1, Line 9, by deleting and inserting in lieu thereof the following:

"**ordinance or law.**

290.503. Every peace officer, as defined in section 590.010, who is certified by the peace officer standards and training commission and employed in a county with a charter form of government and with more than nine hundred fifty thousand inhabitants shall be paid wages for work as a peace officer in such county at the rate of twenty dollars per hour, or wages at the same rate or rates set under the provisions of federal law as the prevailing federal minimum wage applicable to those covered jobs in interstate commerce, whichever rate per hour is higher."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Windham moved that **House Amendment No. 3 to House Amendment No. 10** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Windham:

AYES: 051

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

NOES: 052

Atchison	Baker	Billington	Boggs	Bonacker
Boyd	Bromley	Chappell	Coleman	Davidson
Davis	Deaton	Farnan	Gragg	Haden
Haffner	Haley	Hardwick	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Kelly 141	Lovasco	Marquart	Mayhew
McMullen	Owen	Patterson	Pollitt	Pouche
Reedy	Riley	Sassmann	Schulte	Seitz
Smith 155	Sparks	Stacy	Stephens	Stinnett
Thomas	Titus	Toalson Reisch	Van Schoiack	Voss
West	Wilson			

PRESENT: 051

Allen	Amato	Banderman	Black	Brown 149
Brown 16	Buchheit-Courtway	Burger	Byrnes	Casteel
Christ	Christofanelli	Cook	Copeland	Cupps
Diehl	Dinkins	Evans	Falkner	Francis
Gallick	Gregory	Griffith	Henderson	Keathley
Kelley 127	Knight	Lewis 6	McGaugh	McGirl
Morse	Murphy	O'Donnell	Oehlerking	Parker
Perkins	Peters	Reuter	Richey	Riggs
Roberts	Schnelting	Schwadron	Sharpe 4	Shields
Smith 163	Taylor 48	Thompson	Veit	Waller
Mr. Speaker				

ABSENT WITH LEAVE: 008

Busick	Clemens	Hausman	Houx	Lonsdale
Matthiesen	Myers	Wright		

VACANCIES: 001

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Byrnes	Casteel	Chappell	Christ	Christofanelli
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Proudie	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Mr. Speaker			

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Crossley	Doll
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes	Bland Manlove	Busick	Coleman	Collins
Ealy	Hardwick	Hausman	Houx	Keathley
Lewis 6	Mackey	Myers	Seitz	Wright

VACANCIES: 001

On motion of Representative Baker, **House Amendment No. 10, as amended**, was adopted.

Representative Perkins offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 5, Section 67.137, Line 3, by inserting after all of said section and line the following:

"67.145. 1. No political subdivision of this state shall prohibit any first responder from engaging in any political activity while off duty and not in uniform, being a candidate for elected or appointed public office, or holding such office unless such political activity or candidacy is otherwise prohibited by state or federal law.

2. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, **telecommunicator first responders,** police officers, sheriffs, deputy sheriffs, firefighters, **[**~~ambulance attendants and attendant drivers,~~**]** emergency medical technicians, **[**~~mobile emergency medical technicians, emergency medical technician-paramedics,~~**]** registered nurses, or physicians."; and

Further amend said bill, Page 7, Section 67.2677, Line 84, by inserting after all of said section and line the following:

"70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system. The clerk or secretary of the political subdivision shall certify an election concerning the coverage of **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system to the board within ten days after such vote. The date in which the political subdivision's election becomes effective shall be the first day of the calendar month specified by such governing body, the first day of the calendar month next following receipt by the board of the certification of the election, or the effective date of the political subdivision's becoming an employer, whichever is the latest date. Such election shall not be changed after the effective date. If the election is made, the coverage provisions shall be applicable to all past and future employment with the employer by present and future employees. If a political subdivision makes no election under this section, no **[**~~emergency~~**]** telecommunicator **first responder**, jailor, or emergency medical service personnel of the political subdivision shall be considered public safety personnel for purposes determining a minimum service retirement age as defined in section 70.600.

2. If an employer elects to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system, the employer's contributions shall be correspondingly changed effective the same date as the effective date of the political subdivision's election.

3. The limitation on increases in an employer's contributions provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer making an election under the provisions of this section."; and

Further amend said bill, Page 8, Section 89.380, Line 25, by inserting after all of said section and line the following:

"105.500. For purposes of sections 105.500 to 105.598, unless the context otherwise requires, the following words and phrases mean:

(1) "Bargaining unit", a unit of public employees at any plant or installation or in a craft or in a function of a public body that establishes a clear and identifiable community of interest among the public employees concerned;

(2) "Board", the state board of mediation established under section 295.030;

(3) "Department", the department of labor and industrial relations established under section 286.010;

(4) "Exclusive bargaining representative", an organization that has been designated or selected, as provided in section 105.575, by a majority of the public employees in a bargaining unit as the representative of such public employees in such unit for purposes of collective bargaining;

(5) "Labor organization", any organization, agency, or public employee representation committee or plan, in which public employees participate and that exists for the purpose, in whole or in part, of dealing with a public body or public bodies concerning collective bargaining, grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work;

(6) "Public body", the state of Missouri, or any officer, agency, department, bureau, division, board or commission of the state, or any other political subdivision or special district of or within the state. Public body shall not include the department of corrections;

(7) "Public employee", any person employed by a public body;

(8) "Public safety labor organization", a labor organization wholly or primarily representing persons trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, **[**~~ambulance attendants, attendant drivers,~~**]** emergency medical technicians, **[**~~emergency medical technician paramedics,~~**]** dispatchers, registered nurses and physicians, and persons who are vested with the power of arrest for criminal code violations including, but not limited to, police officers, sheriffs, and deputy sheriffs."; and

170.310. 1. For school year 2017-18 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received thirty minutes of cardiopulmonary resuscitation instruction and training in the proper performance of the Heimlich maneuver or other first aid for choking given any time during a pupil's four years of high school.

2. Beginning in school year 2017-18, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in cardiopulmonary resuscitation. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the American Heart Association or the American Red Cross, or through a nationally recognized program based on the most current national evidence-based emergency cardiovascular care guidelines, and psychomotor skills development shall be incorporated into the instruction. For purposes of this section, "psychomotor skills" means the use of hands-on practicing and skills testing to support cognitive learning.

3. The teacher of the cardiopulmonary resuscitation course or unit shall not be required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not designed to result in certification of students. Instruction that is designed to result in certification being earned shall be required to be taught by an authorized cardiopulmonary instructor. Schools may develop agreements with any local chapter of a voluntary organization of first responders to provide the required hands-on practice and skills testing. **For purposes of this subsection, "first responders" shall include telecommunicator first responders as defined in section 650.320.**

4. The department of elementary and secondary education may promulgate rules to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and

Further amend said bill, Page 9, Section 182.819, Line 10, by inserting after all of said section and line the following:

"190.091. 1. As used in this section, the following terms mean:

(1) "Bioterrorism", the intentional use of any microorganism, virus, infectious substance, or biological product that may be engineered as a result of biotechnology or any naturally occurring or bioengineered component of any microorganism, virus, infectious substance, or biological product to cause death, disease, or other biological malfunction in a human, an animal, a plant, or any other living organism to influence the conduct of government or to intimidate or coerce a civilian population;

(2) "Department", the Missouri department of health and senior services;

(3) "Director", the director of the department of health and senior services;

(4) "Disaster locations", any geographical location where a bioterrorism attack, terrorist attack, catastrophic or natural disaster, or emergency occurs;

(5) "First responders", state and local law enforcement personnel, **telecommunicator first responders,** fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies**;**

(6) "Missouri state highway patrol telecommunicator", any authorized Missouri state highway patrol communications division personnel whose primary responsibility includes directly responding to emergency communications and who meet the training requirements pursuant to section 650.340.

2. The department shall offer a vaccination program for first responders **and Missouri state highway patrol telecommunicators** who may be exposed to infectious diseases when deployed to disaster locations as a result of a bioterrorism event or a suspected bioterrorism event. The vaccinations shall include, but are not limited to, smallpox, anthrax, and other vaccinations when recommended by the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices.

3. Participation in the vaccination program shall be voluntary by the first responders **and Missouri state highway patrol telecommunicators**, except for first responders **or Missouri state highway patrol telecommunicators** who, as determined by their employer, cannot safely perform emergency responsibilities when responding to a bioterrorism event or suspected bioterrorism event without being vaccinated. The recommendations of the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices shall be followed when providing appropriate screening for contraindications to vaccination for first responders **and Missouri state highway patrol telecommunicators**. A first responder **and Missouri state highway patrol telecommunicator** shall be exempt from vaccinations when a written statement from a licensed physician is presented to their employer indicating that a vaccine is medically contraindicated for such person.

4. If a shortage of the vaccines referred to in subsection 2 of this section exists following a bioterrorism event or suspected bioterrorism event, the director, in consultation with the governor and the federal Centers for Disease Control and Prevention, shall give priority for such vaccinations to persons exposed to the disease and to first responders **or Missouri state highway patrol telecommunicators** who are deployed to the disaster location.

5. The department shall notify first responders **and Missouri state highway patrol telecommunicators** concerning the availability of the vaccination program described in subsection 2 of this section and shall provide education to such first responders**, [**~~and~~**]** their employers**, and Missouri state highway patrol telecommunicators** concerning the vaccinations offered and the associated diseases.

6. The department may contract for the administration of the vaccination program described in subsection 2 of this section with health care providers, including but not limited to local public health agencies, hospitals, federally qualified health centers, and physicians.

7. The provisions of this section shall become effective upon receipt of federal funding or federal grants which designate that the funding is required to implement vaccinations for first responders **and Missouri state highway patrol telecommunicators** in accordance with the recommendations of the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices. Upon receipt of such funding, the department shall make available the vaccines to first responders **and Missouri state highway patrol telecommunicators** as provided in this section.

190.100. As used in sections 190.001 to 190.245 and section 190.257, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course**[**~~, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245~~**] and any ongoing training requirements under section 650.340**;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

(18) **[**~~"Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(19)~~**]** "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

[~~(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(21)~~**] (19)** "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

[~~(22)~~**] (20)** "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

[~~(23)~~**] (21)** "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

[~~(24)~~**] (22)** "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

[~~(25)~~**] (23)** "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

[~~(26)~~**] (24)** "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service**, dispatch agency,** or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

[~~(27)~~**] (25)** "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(26) "Paramedic", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[~~(28)~~**] (27)** "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

[~~(29)~~**] (28)** "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

[~~(30)~~**] (29)** "Physician", a person licensed as a physician pursuant to chapter 334;

[~~(31)~~**] (30)** "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

[~~(32)~~**] (31)** "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, **[**~~EMT-B's~~**] EMTs**, nurses, **[**~~EMT-P's~~**] paramedics**, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

[~~(33)~~**] (32)** "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

[~~(34)~~**] (33)** "Protocol", a predetermined, written medical care guideline, which may include standing orders;

[~~(35)~~**] (34)** "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

[~~(36)~~**] (35)** "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

[~~(37)~~**] (36)** "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

[~~(38)~~**] (37)** "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

[~~(39)~~**] (38)** "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

[~~(40)~~**] (39)** "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

[~~(41)~~**] (40)** "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

[~~(42)~~**] (41)** "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

[~~(43)~~**] (42)** "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

[~~(44)~~**] (43)** "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

[~~(45)~~**] (44)** "Stroke center", a hospital that is currently designated as such by the department;

[~~(46)~~**] (45)** "Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring either outside of a hospital or in a center designated under section 190.241;

[~~(47)~~**] (46)** "Time-critical diagnosis advisory committee", a committee formed under section 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center designations; regulations on trauma care, stroke care, and STEMI care; and the transport of trauma, stroke, and STEMI patients;

[~~(48)~~**] (47)** "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

[~~(49)~~**] (48)** "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

[~~(50)~~**] (49)** "Trauma center", a hospital that is currently designated as such by the department.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors and the state EMS medical director elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. The state EMS medical directors advisory committee shall review and make recommendations regarding all proposed community and regional time-critical diagnosis plans.

12. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.142. 1. (1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license.

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may include the use of vendors or systems administered by the Missouri state highway patrol. The department may share the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, in recognition of the EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

(3) The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) Emergency medical technician and paramedic education and training requirements based on respective National Emergency Medical Services Education Standards and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(3) Paramedic accreditation requirements. Paramedic training programs shall be accredited **[**~~by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or hold a CAAHEP letter of review~~**] as required by the National Registry of Emergency Medical Technicians**;

(4) Initial licensure testing requirements. Initial **[**~~EMT-P~~**] paramedic** licensure testing shall be through the national registry of EMTs;

(5) Continuing education and relicensure requirements; and

(6) Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. All levels of emergency medical technicians may perform only that patient care which is:

(1) Consistent with the training, education and experience of the particular emergency medical technician; and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.147. 1. **[**~~An emergency medical technician paramedic (EMT-P)~~**] A paramedic** may make a good faith determination that such behavioral health patients who present a likelihood of serious harm to themselves or others, as the term "likelihood of serious harm" is defined under section 632.005, or who are significantly incapacitated by alcohol or drugs shall be placed into a temporary hold for the sole purpose of transport to the nearest appropriate facility; provided that, such determination shall be made in cooperation with at least one other **[**~~EMT-P~~**] paramedic** or other health care professional involved in the transport. Once in a temporary hold, the patient shall be treated with humane care in a manner that preserves human dignity, consistent with applicable federal regulations and nationally recognized guidelines regarding the appropriate use of temporary holds and restraints in medical transport. Prior to making such a determination:

(1) The **[**~~EMT-P~~**] paramedic** shall have completed a standard crisis intervention training course as endorsed and developed by the state EMS medical director's advisory committee;

(2) The **[**~~EMT-P~~**] paramedic** shall have been authorized by his or her ground or air ambulance service's administration and medical director under subsection 3 of section 190.103; and

(3) The **[**~~EMT-P's~~**] paramedic** ground or air ambulance service has developed and adopted standardized triage, treatment, and transport protocols under subsection 3 of section 190.103, which address the challenge of treating and transporting such patients. Provided:

(a) That such protocols shall be reviewed and approved by the state EMS medical director's advisory committee; and

(b) That such protocols shall direct the **[**~~EMT-P~~**] paramedic** regarding the proper use of patient restraint and coordination with area law enforcement; and

(c) Patient restraint protocols shall be based upon current applicable national guidelines.

2. In any instance in which a good faith determination for a temporary hold of a patient has been made, such hold shall be made in a clinically appropriate and adequately justified manner, and shall be documented and attested to in writing. The writing shall be retained by the ambulance service and included as part of the patient's medical file.

3. **[**~~EMT-Ps~~**] Paramedics** who have made a good faith decision for a temporary hold of a patient as authorized by this section shall no longer have to rely on the common law doctrine of implied consent and therefore shall not be civilly liable for a good faith determination made in accordance with this section and shall not have waived any sovereign immunity defense, official immunity defense, or Missouri public duty doctrine defense if employed at the time of the good faith determination by a government employer.

4. Any ground or air ambulance service that adopts the authority and protocols provided for by this section shall have a memorandum of understanding with applicable local law enforcement agencies in order to achieve a collaborative and coordinated response to patients displaying symptoms of either a likelihood of serious harm to themselves or others or significant incapacitation by alcohol or drugs, which require a crisis intervention response. The memorandum of understanding shall include, but not be limited to, the following:

(1) Administrative oversight, including coordination between ambulance services and law enforcement agencies;

(2) Patient restraint techniques and coordination of agency responses to situations in which patient restraint may be required;

(3) Field interaction between paramedics and law enforcement, including patient destination and transportation; and

(4) Coordination of program quality assurance.

5. The physical restraint of a patient by an emergency medical technician under the authority of this section shall be permitted only in order to provide for the safety of bystanders, the patient, or emergency personnel due to an imminent or immediate danger, or upon approval by local medical control through direct communications. Restraint shall also be permitted through cooperation with on-scene law enforcement officers. All incidents involving patient restraint used under the authority of this section shall be reviewed by the ambulance service physician medical director.

190.327. 1. Immediately upon the decision by the commission to utilize a portion of the emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the commission shall appoint the initial members of a board which shall administer the funds and oversee the provision of central dispatching for emergency services in the county and in municipalities and other political subdivisions which have contracted for such service. Beginning with the general election in 1992, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency telephone service and in chapter 321, with regard to the provision of central dispatching service, and such duties shall be exercised by the board.

2. Elections for board members may be held on general municipal election day, as defined in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

3. For the purpose of providing the services described in this section, the board shall have the following powers, authority and privileges:

(1) To have and use a corporate seal;

(2) To sue and be sued, and be a party to suits, actions and proceedings;

(3) To enter into contracts, franchises and agreements with any person, partnership, association or corporation, public or private, affecting the affairs of the board;

(4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal property, including leases and easements;

(5) To have the management, control and supervision of all the business affairs of the board and the construction, installation, operation and maintenance of any improvements;

(6) To hire and retain agents and employees and to provide for their compensation including health and pension benefits;

(7) To adopt and amend bylaws and any other rules and regulations;

(8) To fix, charge and collect the taxes and fees authorized by law for the purpose of implementing and operating the services described in this section;

(9) To pay all expenses connected with the first election and all subsequent elections; and

(10) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this subsection. Such specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, the county commission may elect to appoint the members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions which have contracted for such service upon the request of the municipalities and other political subdivisions. Upon appointment of the initial members of the board, the commission shall relinquish all powers and duties to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of central dispatching service and such duties shall be exercised by the board.

(2) The board shall consist of seven members appointed without regard to political affiliation. The members shall include:

(a) Five members who shall serve for so long as they remain in their respective county or municipal positions as follows:

a. The county sheriff, or his or her designee;

b. The heads of the municipal police department who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees; or

c. The heads of the municipal fire departments or fire divisions who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees;

(b) Two members who shall serve two-year terms appointed from among the following:

a. The head of any of the county's fire protection districts who have contracted for central dispatching service, or his or her designee;

b. The head of any of the county's ambulance districts who have contracted for central dispatching service, or his or her designee;

c. The head of any of the municipal police departments located in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph b. of paragraph (a) of this subdivision; and

d. The head of any of the municipal fire departments in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph c. of paragraph (a) of this subdivision.

(3) Upon the appointment of the board under this subsection, the board shall have the powers provided in subsection 3 of this section and the commission shall relinquish all powers and duties relating to the provision of central dispatching service under this chapter to the board.

[~~5. An emergency services board originally organized under section 190.325 operating within a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants shall not have a sales tax for emergency services or for providing central dispatching for emergency services greater than one-quarter of one percent. If on July 9, 2019, such tax is greater than one-quarter of one percent, the board shall lower the tax rate.~~**]**

190.460. 1. As used in this section, the following terms mean:

(1) "Board", the Missouri 911 service board established under section 650.325;

(2) "Consumer", a person who purchases prepaid wireless telecommunications service in a retail transaction;

(3) "Department", the department of revenue;

(4) "Prepaid wireless service provider", a provider that provides prepaid wireless service to an end user;

(5) "Prepaid wireless telecommunications service", a wireless telecommunications service that allows a caller to dial 911 to access the 911 system and which service shall be paid for in advance and is sold in predetermined units or dollars of which the number declines with use in a known amount;

(6) "Retail transaction", the purchase of prepaid wireless telecommunications service from a seller for any purpose other than resale. The purchase of more than one item that provides prepaid wireless telecommunication service, when such items are sold separately, constitutes more than one retail transaction;

(7) "Seller", a person who sells prepaid wireless telecommunications service to another person;

(8) "Wireless telecommunications service", commercial mobile radio service as defined by 47 CFR 20.3, as amended.

2. (1) Beginning January 1, 2019, there is hereby imposed a prepaid wireless emergency telephone service charge on each retail transaction. The amount of such charge shall be equal to three percent of the amount of each retail transaction. The first fifteen dollars of each retail transaction shall not be subject to the service charge.

(2) When prepaid wireless telecommunications service is sold with one or more products or services for a single, nonitemized price, the prepaid wireless emergency telephone service charge set forth in subdivision (1) of this subsection shall apply to the entire nonitemized price unless the seller elects to apply such service charge in the following way:

(a) If the amount of the prepaid wireless telecommunications service is disclosed to the consumer as a dollar amount, three percent of such dollar amount; or

(b) If the seller can identify the portion of the price that is attributable to the prepaid wireless telecommunications service by reasonable and verifiable standards from the seller's books and records that are kept in the regular course of business for other purposes including, but not limited to, nontax purposes, three percent of such portion;

The first fifteen dollars of each transaction under this subdivision shall not be subject to the service charge.

(3) The prepaid wireless emergency telephone service charge shall be collected by the seller from the consumer with respect to each retail transaction occurring in this state. The amount of the prepaid wireless emergency telephone service charge shall be either separately stated on an invoice, receipt, or other similar document that is provided to the consumer by the seller or otherwise disclosed to the consumer.

(4) For purposes of this subsection, a retail transaction that is effected in person by a consumer at a business location of the seller shall be treated as occurring in this state if that business location is in this state, and any other retail transaction shall be treated as occurring in this state if the retail transaction is treated as occurring under chapter 144.

(5) The prepaid wireless emergency telephone service charge is the liability of the consumer and not of the seller or of any provider; except that, the seller shall be liable to remit all charges that the seller collects or is deemed to collect.

(6) The amount of the prepaid wireless emergency telephone service charge that is collected by a seller from a consumer, if such amount is separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller, shall not be included in the base for measuring any tax, fee, surcharge, or other charge that is imposed by this state, any political subdivision of this state, or any intergovernmental agency.

3. (1) Prepaid wireless emergency telephone service charges collected by sellers shall be remitted to the department at the times and in the manner provided by state law with respect to sales and use taxes. The department shall establish registration and payment procedures that substantially coincide with the registration and payment procedures that apply under state law. On or after the effective date of the service charge imposed under the provisions of this section, the director of the department of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the service charge, and the director shall collect, in addition to the sales tax for the state of Missouri, all additional service charges imposed in this section. All service charges imposed under this section together with all taxes imposed under the sales tax law of the state of Missouri shall be collected together and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director. All applicable provisions contained in sections 144.010 to 144.525 governing the state sales tax and section 32.057 shall apply to the collection of any service charges imposed under this section except as modified.

(2) Beginning on January 1, 2019, and ending on January 31, 2019, when a consumer purchases prepaid wireless telecommunications service in a retail transaction from a seller under this section, the seller shall be allowed to retain one hundred percent of the prepaid wireless emergency telephone service charges that are collected by the seller from the consumer. Beginning on February 1, 2019, a seller shall be permitted to deduct and retain three percent of prepaid wireless emergency telephone service charges that are collected by the seller from consumers.

(3) The department shall establish procedures by which a seller of prepaid wireless telecommunications service may document that a sale is not a retail transaction, which procedures shall substantially coincide with the procedures for documenting sale for resale transactions for sales and use purposes under state law.

(4) The department shall deposit all remitted prepaid wireless emergency telephone service charges into the general revenue fund for the department's use until eight hundred thousand one hundred fifty dollars is collected to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges. From then onward, the department shall deposit all remitted prepaid wireless emergency telephone service charges into the Missouri 911 service trust fund created under section 190.420 within thirty days of receipt for use by the board. After the initial eight hundred thousand one hundred fifty dollars is collected, the department may deduct an amount not to exceed one percent of collected charges to be retained by the department to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges.

(5) The board shall set a rate between twenty-five and one hundred percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties without a charter form of government, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to such counties in direct proportion to the amount of charges collected in each county. The board shall set a rate between sixty-five and one hundred percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties with a charter form of government and any city not within a county, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to each such county or city not within a county in direct proportion to the amount of charges collected in each such county or city not within a county. If a county has an elected emergency services board, the Missouri 911 service board shall remit the funds to the elected emergency services board, except for an emergency services board originally organized under section 190.325 operating within a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants, in which case the funds shall be remitted to the county's general fund for the purpose of public safety infrastructure. The initial percentage rate set by the board for counties with and without a charter form of government and any city not within a county

shall be set by June thirtieth of each applicable year and may be adjusted annually for the first three years, and thereafter the rate may be adjusted every three years; however, at no point shall the board set rates that fall below twenty-five percent for counties without a charter form of government and sixty-five percent for counties with a charter form of government and any city not within a county.

(6) Any amounts received by a county or city under subdivision (5) of this subsection shall be used only for purposes authorized in sections 190.305, 190.325, and 190.335. Any amounts received by any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants under this section may be used for emergency service notification systems.

4. (1) A seller that is not a provider shall be entitled to the immunity and liability protections under section 190.455, notwithstanding any requirement in state law regarding compliance with Federal Communications Commission Order 05-116.

(2) A provider shall be entitled to the immunity and liability protections under section 190.455.

(3) In addition to the protection from liability provided in subdivisions (1) and (2) of this subsection, each provider and seller and its officers, employees, assigns, agents, vendors, or anyone acting on behalf of such persons shall be entitled to the further protection from liability, if any, that is provided to providers and sellers of wireless telecommunications service that is not prepaid wireless telecommunications service under section 190.455.

5. The prepaid wireless emergency telephone service charge imposed by this section shall be in addition to any other tax, fee, surcharge, or other charge imposed by this state, any political subdivision of this state, or any intergovernmental agency for 911 funding purposes.

6. The provisions of this section shall become effective unless the governing body of a county or city adopts an ordinance, order, rule, resolution, or regulation by at least a two-thirds vote prohibiting the charge established under this section from becoming effective in the county or city at least forty-five days prior to the effective date of this section. If the governing body does adopt such ordinance, order, rule, resolution, or regulation by at least a two-thirds vote, the charge shall not be collected and the county or city shall not be allowed to obtain funds from the Missouri 911 service trust fund that are remitted to the fund under the charge established under this section. The Missouri 911 service board shall, by September 1, 2018, notify all counties and cities of the implementation of the charge established under this section, and the procedures set forth under this subsection for prohibiting the charge from becoming effective.

7. Any county or city which prohibited the prepaid wireless emergency telephone service charge pursuant to the provisions of subsection 6 of this section may take a vote of the governing body, and notify the department of revenue of the result of such vote**[**~~, by November 15, 2019,~~**]** to impose such charge **[**~~effective January 1, 2020~~**]**. A vote of at least two-thirds of the governing body is required in order to impose such charge. The department shall notify the board of notices received by **[**~~December 1, 2019~~**] within sixty days of receiving such notice**.

192.2405. 1. The following persons shall be required to immediately report or cause a report to be made to the department under sections 192.2400 to 192.2470:

(1) Any person having reasonable cause to suspect that an eligible adult presents a likelihood of suffering serious physical harm, or bullying as defined in subdivision (2) of section 192.2400, and is in need of protective services; and

(2) Any adult day care worker, chiropractor, Christian Science practitioner, coroner, dentist, embalmer, employee of the departments of social services, mental health, or health and senior services, employee of a local area agency on aging or an organized area agency on aging program, emergency medical technician, firefighter, first responder, funeral director, home health agency, home health agency employee, hospital and clinic personnel engaged in the care or treatment of others, in-home services owner or provider, in-home services operator or employee, law enforcement officer, long-term care facility administrator or employee, medical examiner, medical resident or intern, mental health professional, minister, nurse, nurse practitioner, optometrist, other health practitioner, peace officer, pharmacist, physical therapist, physician, physician's assistant, podiatrist, probation or parole officer, psychologist, social worker, or other person with the responsibility for the care of an eligible adult who has reasonable cause to suspect that the eligible adult has been subjected to abuse or neglect or observes the eligible adult being subjected to conditions or circumstances which would reasonably result in abuse or neglect. Notwithstanding any other provision of this section, a duly ordained minister, clergy, religious worker, or Christian Science practitioner while functioning in his or her ministerial capacity shall not be required to report concerning a privileged communication made to him or her in his or her professional capacity.

2. Any other person who becomes aware of circumstances that may reasonably be expected to be the result of, or result in, abuse or neglect of an eligible adult may report to the department.

3. The penalty for failing to report as required under subdivision (2) of subsection 1 of this section is provided under section 565.188.

4. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, **or** emergency medical technicians**[**~~, or emergency medical technician-paramedics~~**]**.

208.1032. 1. The department of social services shall be authorized to design and implement in consultation and coordination with eligible providers as described in subsection 2 of this section an intergovernmental transfer program relating to ground emergency medical transport services, including those services provided at the emergency medical responder, emergency medical technician (EMT), advanced EMT, **[**~~EMT-intermediate,~~**]** or paramedic levels in the prestabilization and preparation for transport, in order to increase capitation payments for the purpose of increasing reimbursement to eligible providers.

2. A provider shall be eligible for increased reimbursement under this section only if the provider meets the following conditions in an applicable state fiscal year:

(1) Provides ground emergency medical transportation services to MO HealthNet participants;

(2) Is enrolled as a MO HealthNet provider for the period being claimed; and

(3) Is owned, operated, or contracted by the state or a political subdivision.

3. (1) To the extent intergovernmental transfers are voluntarily made by and accepted from an eligible provider described in subsection 2 of this section or a governmental entity affiliated with an eligible provider, the department of social services shall make increased capitation payments to applicable MO HealthNet eligible providers for covered ground emergency medical transportation services.

(2) The increased capitation payments made under this section shall be in amounts at least actuarially equivalent to the supplemental fee-for-service payments and up to equivalent of commercial reimbursement rates available for eligible providers to the extent permissible under federal law.

(3) Except as provided in subsection 6 of this section, all funds associated with intergovernmental transfers made and accepted under this section shall be used to fund additional payments to eligible providers.

(4) MO HealthNet managed care plans and coordinated care organizations shall pay one hundred percent of any amount of increased capitation payments made under this section to eligible providers for providing and making available ground emergency medical transportation and prestabilization services pursuant to a contract or other arrangement with a MO HealthNet managed care plan or coordinated care organization.

4. The intergovernmental transfer program developed under this section shall be implemented on the date federal approval is obtained, and only to the extent intergovernmental transfers from the eligible provider, or the governmental entity with which it is affiliated, are provided for this purpose. The department of social services shall implement the intergovernmental transfer program and increased capitation payments under this section on a retroactive basis as permitted by federal law.

5. Participation in the intergovernmental transfers under this section is voluntary on the part of the transferring entities for purposes of all applicable federal laws.

6. As a condition of participation under this section, each eligible provider as described in subsection 2 of this section or the governmental entity affiliated with an eligible provider shall agree to reimburse the department of social services for any costs associated with implementing this section. Intergovernmental transfers described in this section are subject to an administration fee of up to twenty percent of the nonfederal share paid to the department of social services and shall be allowed to count as a cost of providing the services not to exceed one hundred twenty percent of the total amount.

7. As a condition of participation under this section, MO HealthNet managed care plans, coordinated care organizations, eligible providers as described in subsection 2 of this section, and governmental entities affiliated with eligible providers shall agree to comply with any requests for information or similar data requirements imposed by the department of social services for purposes of obtaining supporting documentation necessary to claim federal funds or to obtain federal approvals.

8. This section shall be implemented only if and to the extent federal financial participation is available and is not otherwise jeopardized, and any necessary federal approvals have been obtained.

9. To the extent that the director of the department of social services determines that the payments made under this section do not comply with federal Medicaid requirements, the director retains the discretion to return or not accept an intergovernmental transfer, and may adjust payments under this section as necessary to comply with federal Medicaid requirements.

285.040. 1. As used in this section, "public safety employee" shall mean a person trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters,

[~~ambulance attendants and attendant drivers,~~**]** emergency medical technicians, **[**~~emergency medical technician-paramedics,~~**]** dispatchers, registered nurses, physicians, and sheriffs and deputy sheriffs.

2. No public safety employee of a city not within a county who is hired prior to September 1, 2023, shall be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

3. Public safety employees of a city not within a county who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the public safety employee to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.

321.225. 1. A fire protection district may, in addition to its other powers and duties, provide emergency ambulance service within its district if a majority of the voters voting thereon approve a proposition to furnish such service and to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to be used exclusively to supply funds for the operation of an emergency ambulance service. The district shall exercise the same powers and duties in operating an emergency ambulance service as it does in operating its fire protection service.

2. The proposition to furnish emergency ambulance service may be submitted by the board of directors at any municipal general, primary or general election or at any election of the members of the board.

3. The question shall be submitted in substantially the following form:

Shall the board of directors of _____ Fire Protection District be authorized to provide emergency ambulance service within the district and be authorized to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to provide funds for such service?

4. If a majority of the voters casting votes thereon be in favor of emergency ambulance service and the levy, the district shall forthwith commence such service.

5. As used in this section "emergency" means a situation resulting from a sudden or unforeseen situation or occurrence that requires immediate action to save life or prevent suffering or disability.

6. In addition to all other taxes authorized on or before September 1, 1990, the board of directors of any fire protection district may, if a majority of the voters of the district voting thereon approve, levy an additional tax of not more than forty cents per one hundred dollars of assessed valuation to be used for the support of the ambulance service or partial or complete support of **[**~~an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician~~**]** **a** paramedic first responder program. The proposition to levy the tax authorized by this subsection may be submitted by the board of directors at the next annual election of the members of the board or at any regular municipal or school election conducted by the county clerk or board of election commissioners in such district or at a special election called for the purpose, or upon petition of five hundred registered voters of the district. A separate ballot containing the question shall read as follows:

Shall the board of directors of the _____ Fire Protection District be authorized to levy an additional tax of not more than forty cents per one hundred dollars assessed valuation to provide funds for the support of an ambulance service or partial or complete support of an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician paramedic first responder program?

☐ FOR THE PROPOSITION

☐ AGAINST THE PROPOSITION

(Place an X in the square opposite the one for which you wish to vote.)

If a majority of the qualified voters casting votes thereon be in favor of the question, the board of directors shall accordingly levy a tax in accordance with the provisions of this subsection, but if a majority of voters casting votes thereon do not vote in favor of the levy authorized by this subsection, any levy previously authorized shall remain in effect.

321.620. 1. Fire protection districts in first class counties may, in addition to their other powers and duties, provide ambulance service within their district if a majority of the voters voting thereon approve a proposition to furnish such service and to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to be used exclusively to supply funds for the operation of an emergency ambulance service. The district shall exercise the same powers and duties in operating an ambulance service as it does in operating its fire protection service. As used in this section "emergency" means a situation resulting from a sudden or unforeseen situation or occurrence that requires immediate action to save life or prevent suffering or disability.

2. The proposition to furnish ambulance service may be submitted by the board of directors at any municipal general, primary or general election or at any election of the members of the board or upon petition by five hundred voters of such district.

3. The question shall be submitted in substantially the following form:

Shall the board of directors of _____ Fire Protection District be authorized to provide ambulance service within the district and be authorized to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to provide funds for such service?

4. If a majority of the voters casting votes thereon be in favor of ambulance service and the levy, the district shall forthwith commence such service.

5. In addition to all other taxes authorized on or before September 1, 1990, the board of directors of any fire protection district may, if a majority of the voters of the district voting thereon approve, levy an additional tax of not more than forty cents per one hundred dollars of assessed valuation to be used for the support of the ambulance service, or partial or complete support of **[**~~an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician~~**] a** paramedic first responder program. The proposition to levy the tax authorized by this subsection may be submitted by the board of directors at the next annual election of the members of the board or at any regular municipal or school election conducted by the county clerk or board of election commissioners in such district or at a special election called for the purpose, or upon petition of five hundred registered voters of the district. A separate ballot containing the question shall read as follows:

Shall the board of directors of the _____ Fire Protection District be authorized to levy an additional tax of not more than forty cents per one hundred dollars assessed valuation to provide funds for the support of an ambulance service or partial or complete support of an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician paramedic first responder program?

☐ FOR THE PROPOSITION

☐ AGAINST THE PROPOSITION

(Place an X in the square opposite the one for which you wish to vote).

If a majority of the qualified voters casting votes thereon be in favor of the question, the board of directors shall accordingly levy a tax in accordance with the provisions of this subsection, but if a majority of voters casting votes thereon do not vote in favor of the levy authorized by this subsection, any levy previously authorized shall remain in effect."; and

Further amend said bill and page, Section 534.157, Line 3, by inserting after all of said section and line the following:

"537.037. 1. Any physician or surgeon, registered professional nurse or licensed practical nurse licensed to practice in this state under the provisions of chapter 334 or 335, or licensed to practice under the equivalent laws of any other state and any person licensed as **[**~~a mobile~~**] an** emergency medical technician under the provisions of chapter 190, may:

(1) In good faith render emergency care or assistance, without compensation, at the scene of an emergency or accident, and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care;

(2) In good faith render emergency care or assistance, without compensation, to any minor involved in an accident, or in competitive sports, or other emergency at the scene of an accident, without first obtaining the consent of the parent or guardian of the minor, and shall not be liable for any civil damages other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering the emergency care.

2. Any other person who has been trained to provide first aid in a standard recognized training program may, without compensation, render emergency care or assistance to the level for which he or she has been trained, at the scene of an emergency or accident, and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.

3. Any mental health professional, as defined in section 632.005, or qualified counselor, as defined in section 631.005, or any practicing medical, osteopathic, or chiropractic physician, or certified nurse practitioner, or physicians' assistant may in good faith render suicide prevention interventions at the scene of a threatened suicide and

shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions.

4. Any other person may, without compensation, render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions.

650.320. For the purposes of sections 650.320 to 650.340, the following terms mean:

(1) **"Ambulance service", the same meaning given to the term in section 190.100;**

(2) "Board", the Missouri 911 service board established in section 650.325;

(3) "Dispatch agency", the same meaning given to the term in section 190.100;

(4) "Medical director", the same meaning given to the term in section 190.100;

(5) "Memorandum of understanding", the same meaning given to the term in section 190.100;

[~~(2)~~**] (6)** "Public safety answering point", the location at which 911 calls are answered;

[~~(3)~~**] (7)** "Telecommunicator **first responder**", any person employed as an emergency **[**~~telephone worker,~~**]** call taker or public safety dispatcher whose duties include receiving, processing or transmitting public safety information received through a 911 public safety answering point.

650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from the department of public safety, and the other members shall be selected as follows:

(1) One member chosen to represent an association domiciled in this state whose primary interest relates to municipalities;

(2) One member chosen to represent the Missouri 911 Directors Association;

(3) One member chosen to represent emergency medical services and physicians;

(4) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to a national emergency number;

(5) One member chosen to represent an association whose primary interest relates to issues pertaining to fire chiefs;

(6) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to issues pertaining to public safety communications officers;

(7) One member chosen to represent an association whose primary interest relates to issues pertaining to police chiefs;

(8) One member chosen to represent an association domiciled in this state whose primary interest relates to issues pertaining to sheriffs;

(9) One member chosen to represent counties of the second, third, and fourth classification;

(10) One member chosen to represent counties of the first classification, counties with a charter form of government, and cities not within a county;

(11) One member chosen to represent telecommunications service providers;

(12) One member chosen to represent wireless telecommunications service providers;

(13) One member chosen to represent voice over internet protocol service providers; and

(14) One member chosen to represent the governor's council on disability established under section 37.735.

2. Each of the members of the board shall be appointed by the governor with the advice and consent of the senate for a term of four years. Members of the committee may serve multiple terms. No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other representative serving as a member of the board. Notwithstanding subsection 1 of this section to the contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of their terms.

3. The board shall meet at least quarterly at a place and time specified by the chairperson of the board and it shall keep and maintain records of such meetings, as well as the other activities of the board. Members shall not be compensated but shall receive actual and necessary expenses for attending meetings of the board.

4. The board shall:

(1) Organize and adopt standards governing the board's formal and informal procedures;

(2) Provide recommendations for primary answering points and secondary answering points on technical and operational standards for 911 services;

(3) Provide recommendations to public agencies concerning model systems to be considered in preparing a 911 service plan;

(4) Provide requested mediation services to political subdivisions involved in jurisdictional disputes regarding the provision of 911 services, except that the board shall not supersede decision-making authority of local political subdivisions in regard to 911 services;

(5) Provide assistance to the governor and the general assembly regarding 911 services;

(6) Review existing and proposed legislation and make recommendations as to changes that would improve such legislation;

(7) Aid and assist in the timely collection and dissemination of information relating to the use of a universal emergency telephone number;

(8) Perform other duties as necessary to promote successful development, implementation and operation of 911 systems across the state, including monitoring federal and industry standards being developed for next-generation 911 systems;

(9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911 operations and ensuring compliance with federal grants for 911 funding;

(10) Elect the chair from its membership;

(11) Apply for and receive grants from federal, private, and other sources;

(12) Report to the governor and the general assembly at least every three years on the status of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and levels of service;

(13) Conduct and review an annual survey of public safety answering points in Missouri to evaluate potential for improved services, coordination, and feasibility of consolidation;

(14) Make and execute contracts or any other instruments and agreements necessary or convenient for the exercise of its powers and functions, including for the development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(15) Develop a plan and timeline of target dates for the testing, implementation, and operation of a next-generation 911 system throughout Missouri. The next-generation 911 system shall allow for the processing of electronic messages including, but not limited to, electronic messages containing text, images, video, or data;

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

(b) Promotion of consolidation where appropriate;

(c) Mapping and addressing all county locations;

(d) Ensuring primary access and texting abilities to 911 services for disabled residents;

(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019; and

(f) Development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;

(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;

(19) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation;

(20) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee;

(21) Establish criteria for consolidation prioritization of public safety answering points;

(22) In coordination with existing public safety answering points, by December 31, 2018, designate no more than eleven regional 911 coordination centers which shall coordinate statewide interoperability among public safety answering points within their region through the use of a statewide 911 emergency services network; **[**~~and~~**]**

(23) Establish an annual budget, retain records of all revenue and expenditures made, retain minutes of all meetings and subcommittees, post records, minutes, and reports on the board's webpage on the department of public safety website**; and**

(24) Promote and educate the public about the critical role of telecommunicator first responders in protecting the public and ensuring public safety.

5. The department of public safety shall provide staff assistance to the board as necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

6. The board shall promulgate rules and regulations that are reasonable and necessary to implement and administer the provisions of sections 190.455, 190.460, 190.465, 190.470, 190.475, and sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section 536.010, shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017, shall be invalid and void.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for **[**~~telecommunicators~~**]** **telecommunicator first responders** who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator **first responder**, 16 hours;

(2) Fire telecommunicator **first responder**, 16 hours;

(3) Emergency medical services telecommunicator **first responder**, 16 hours;

(4) Joint communication center telecommunicator **first responder**, 40 hours.

3. All persons employed as a telecommunicator **first responder** in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator **first responder**. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section.

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator **or a telecommunicator first responder** after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator **or telecommunicator first responder**.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. **[**~~This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134.~~**]** **The board shall be responsible for the approval of training courses for emergency medical dispatchers. The board shall develop necessary rules and regulations in collaboration with the state EMS medical director's advisory committee, as described in section 190.103, which may provide recommendations relating to the medical aspects of prearrival medical instructions.**

8. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director whose duties include the maintenance of standards and approval of protocols or guidelines.

[~~190.134. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director, whose duties include the maintenance of standards and protocol approval.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 11** was adopted.

Representative Lovasco offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 5, Section 67.137, Line 3, by inserting after all of said section and line the following:

"67.488. 1. This section shall be known and may be cited as the "Building Permit Reform Act".

2. For purposes of this section, the term "exempt homeowner" means a resident, noncorporate owner of a detached, single-family residence.

3. (1) No political subdivision shall require an exempt homeowner to obtain any license, certification, or professional registration or submit to any examination or testing as a condition of applying for or utilizing a building or construction permit, provided all work is performed by the owner or other current resident.

(2) If an exempt homeowner transfers ownership of the property within one year of completing any work performed under the provisions of this subsection, the relevant political subdivision is permitted to assess a one-time administration fee in an amount not to exceed five thousand dollars. The homeowner shall be informed of this potential administration fee at the time of permit application.

(3) Nothing in this subsection shall be construed to prohibit the enforcement of any applicable building codes or relevant inspections as otherwise required by ordinance or law.

(4) Nothing in this subsection shall be construed to prohibit an owner from hiring a contractor otherwise authorized by law to perform work on behalf of the owner.

(5) The provisions of this subsection shall not apply to:

(a) Any structure being rented, leased, subleased, or otherwise occupied outside of the owner's principal residence;

(b) Any gas appliance installation or repair or any work that requires the installation or modification of any device or delivery system that utilizes a combustible fuel source; or

(c) The act of making a direct connection to publicly provided water or sewer service, or the modification to such existing connections at the point of service.

4. No political subdivision shall require any permit, license, variance, or other type of prior approval for an exempt homeowner to perform any of the following activities, provided all work is performed by the owner or other current resident:

(1) Replacing an existing electric appliance with a substantially similar one, provided no major additions or modifications to existing building wiring are performed;

(2) Replacing an existing sink, faucet, or dishwasher, provided no major modifications to existing building plumbing are performed;

(3) Repairing, replacing, or installing gypsum board, plaster, or other nonstructural interior wall covering or cladding; and

(4) Repairing, replacing, or installing carpet, tile, vinyl, or other floor coverings.

5. Any political subdivision that fails to perform an inspection pursuant to a permit within ten business days of a request made by an exempt homeowner shall refund fifty percent of any charges assessed for the permit. If the inspection is not performed within twenty business days from the initial request, the political subdivision shall waive the inspection requirements and allow the exempt homeowner to proceed as if the exempt homeowner had passed the inspection.

6. No exempt homeowner shall be charged a fee to extend or renew an expiring building or construction permit, provided the permit is not allowed to expire prior to renewal. No limit shall be placed on the number of extensions or renewals of permits issued to exempt homeowners unless the work being performed is visible from neighboring properties or adjacent streets. Nothing in this subsection shall be construed to prohibit a political subdivision from requiring job sites with uncompleted work to be maintained in a state that does not pose an imminent threat to public health or safety.

7. No exempt homeowner shall be assessed a fine or fee for work done without a permit in an amount greater than double the charge that would have been assessed if the permit had been issued at the time the unpermitted work was discovered.

8. No exempt homeowner shall be required to destroy, remove, or substantially alter any structure or part of a structure upon which work was previously done without permits unless the political subdivision having jurisdiction can demonstrate through photographic or similar objective evidence that the work performed did not meet applicable building codes or safety standards in place at the time the work was performed.

9. (1) No political subdivision shall issue a stop-work order, citation, penalty, or requirement for remediation for any ordinance or building code violation discovered during an inspection if the violation found is outside the scope of work that was requested to be inspected.

(2) Nothing in this subsection shall be interpreted to prohibit the production of a report detailing such violations found, provided the report is provided directly to the homeowner for informational purposes only and is not retained or otherwise utilized or distributed by the political subdivision or its agents.

10. Any exempt homeowner who applies for any building or construction permit and subsequently fails an inspection performed pursuant to such permit shall be informed in writing as to the reasons the inspection was deemed a failure and the actions required to be taken to pass a follow-up inspection.

11. No exempt homeowner shall be assessed a charge to reinspect previously inspected work for an amount that exceeds the cost of the initial permit or inspection unless a period of over ninety days has elapsed since the original inspection.

12. If the state or any of its political subdivisions enacts a statute, ordinance, or administrative rule that incorporates by reference any third-party standard or code otherwise subject to copyright protection, the state or political subdivision responsible for the statute, ordinance, or administrative rule shall provide, upon request and free of charge in a digital or physical format, the third-party standard or code incorporated by reference. Access to a physical format in a temporary or time-limited manner is sufficient to meet the requirements of this subsection provided that a physical copy may remain in the possession of the requester until the completion of any currently permitted work. The state or political subdivision shall pay all costs associated with providing the third-party standard or code, except that the state or political subdivision may alternatively declare by executive or administrative act that the provisions of the standard or code incorporated by reference shall be repealed and not enforced until such repeal is achieved.

13. Notwithstanding any other provision of law, no agent of a political subdivision shall have the authority to enter into a private residence for the purpose of performing a safety inspection or investigation into municipal or code violations without first securing permission from the property owner or the owner's designee or a warrant from a court of competent jurisdiction.

14. Nothing in this section shall be construed to require any political subdivision to enact any building codes or standards where none currently exist."; and

Further amend said bill, Page 8, Section 89.380, Line 25, by inserting after all of said section and line the following:

"90.520. When any incorporated city or town shall have decided to establish and maintain public parks under sections 90.500 to 90.570, the mayor of such city **[**~~shall~~**] may**, with the approval of the legislative branch of the municipal government, proceed to appoint a board of nine directors for the same, chosen from the citizens at large with reference to their fitness for such office, and no member of the municipal government shall be a member of the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lovasco, **House Amendment No. 12** was adopted.

Representative Reedy offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 9, Section 436.337, Line 4, by inserting after said section and line the following:

"475.040. If it appears to the court, acting on the petition of the guardian, the conservator, the respondent or of a ward over the age of fourteen, or on its own motion, at any time before the termination of the guardianship or conservatorship, that the proceeding was commenced in the wrong county, or that the domicile **[**~~or residence~~**]** of the ward or protectee has **[**~~been~~**]** changed to another county, or in case of conservatorship of the estate that it would be for the best interest of the ward or disabled person and his estate, the court may order the proceeding with all papers, files and a transcript of the proceedings transferred to the probate division of the circuit court of another county. The court to which the transfer is made shall take jurisdiction of the case, place the transcript of record and proceed to the final settlement of the case as if the appointment originally had been made by it.

475.275. 1. The conservator, at the time of filing any settlement with the court, shall exhibit all securities or investments held by him to an officer of the bank or other depositary wherein the securities or investments are held for safekeeping or to an authorized representative of the corporation which is surety on his bond, or to the judge or clerk of a court of record in this state, or upon request of the conservator or other interested party, to any other reputable person designated by the court, who shall certify in writing that he has examined the securities or investments and identified them with those described in the account and shall note any omission or discrepancies. If the depositary is the conservator, the certifying officer shall not be the officer verifying the account. The conservator may exhibit the securities or investments to the judge of the court, who shall endorse on the account and copy thereof, a certificate that the securities or investments shown therein as held by the conservator were each in fact exhibited to him and that those exhibited to him were the same as those in the account and noting any omission or discrepancy. The certificate, and the certificate of an official of the bank in which are deposited any funds for which the conservator is accountable, showing the amount on deposit, shall be prepared and signed in duplicate and one of each shall be filed by the conservator with his account.

2. (1) As used in and pursuant to this section, a "pooled account" is an account within the meaning of this section and means any account maintained by a fiduciary for more than one principal and is established for the purpose of managing and investing and to manage and invest the funds of such principals. No fiduciary shall or may place funds into a pooled account unless the account meets the following criteria:

(a) The pooled account is maintained at a bank or savings and loan institution;

(b) The pooled account is titled in such a way as to reflect that the account is being held by a fiduciary in a custodial capacity;

(c) The fiduciary maintains, or causes to be maintained, records containing information as to the name and ownership interest of each principal in the pooled account;

(d) The fiduciary's records contain a statement of all accretions and disbursements; and

(e) The fiduciary's records are maintained in the ordinary course of business and in good faith.

(2) The public administrator of any county **[**~~with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants~~**]** serving as a conservator **or personal representative** and using and utilizing pooled accounts for the investing**[**~~, investment,~~**]** and management of **[**~~conservatorship~~**] estate** funds shall have any such accounts **[**~~audited~~**] examined** on at least an annual basis **[**~~and no less than one time per year~~**]** by an independent certified public accountant. **[**~~The audit provided shall review the records of the receipts and disbursements of each estate account. Upon completion of the investigation, the certified public accountant shall render a report to the judge of record in this state showing the receipts, disbursements, and account balances as to each estate and as well as the total assets on deposit in the pooled account on the last calendar day of each year.~~**] The examination shall:**

(a) Compare the pooled account's year-end bank statement and obtain the reconciliation of the pooled account from the bank statement to the fiduciary's general ledger balance on the same day;

(b) Reconcile the total of individual accounts in the fiduciary's records to the reconciled pooled account's balance and note any difference;

(c) Confirm if collateral is pledged to secure amounts on deposit in the pooled account in excess of Federal Deposit Insurance Corporation coverage; and

(d) Confirm the account balance with the financial institution.

(3) A public administrator using and utilizing pooled accounts as provided by this section shall certify by affidavit that he or she has met the conditions for establishing a pooled account as set forth in subdivision (2) of this subsection.

(4) The county shall provide for the expense of **[**~~such audit~~**] the report**. If and where the public administrator has provided the judge with **[**~~the audit~~**] the report** pursuant to and required by this subsection and section, the public administrator shall not be required to obtain the written **[**~~certification~~**] verification** of an officer

of a bank or other depository on any estate asset maintained within the pooled account as otherwise required in and under subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Falkner offered **House Amendment No. 1 to House Amendment No. 13**.

House Amendment No. 1
to
House Amendment No. 13

AMEND House Amendment No. 13 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 2, Line 37, by inserting the following after all of said line:

"Further amend said bill, Page 9, Section 534.157, Line 3, by inserting after all of said section and line the following:

"610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business;

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498; **[**~~and~~**]**

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account**; and**

(26) Any portion of a record that contains individually identifiable information of any person who registers for a recreational or social activity or event sponsored by a public governmental body, if such public governmental body is a city, town, or village."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Falkner, **House Amendment No. 1 to House Amendment No. 13** was adopted.

On motion of Representative Reedy, **House Amendment No. 13, as amended**, was adopted.

Representative Farnan offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 7, Section 67.2677, Line 84, by inserting after all of said section and line the following:

"67.5122. Sections 67.5110 to 67.5122 shall expire on January 1, **[**~~2025~~**] 2029**, except that for small wireless facilities already permitted or collocated on authority poles prior to such date, the rate set forth in section 67.5116 for collocation of small wireless facilities on authority poles shall remain effective for the duration of the permit authorizing the collocation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Farnan, **House Amendment No. 14** was adopted.

Representative Boyd offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 8, Section 89.380, Line 25, by inserting after all of said section and line the following:

"105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) "Governing body", the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) "Political subdivision", any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial statement of the political subdivision is required to be filed with the state auditor and until such time as the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. **(1)** Any political subdivision that has gross revenues of less than five thousand dollars or that has not levied or collected taxes in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

(2) Notwithstanding this section or any other law to the contrary, no political subdivision with less than five hundred inhabitants shall be subject to the fine authorized in this section, and any fine or fines previously assessed but not paid in full shall be deemed void.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine

authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after January 1, 2023, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Sander offered **House Amendment No. 1 to House Amendment No. 15**.

House Amendment No. 1
to
House Amendment No. 15

AMEND House Amendment No. 15 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 2, Line 40, by inserting after all of said section and line the following:

"Further amend said bill, Page 9, Section 182.819, Line 10, by inserting after all of said section and line the following:

"**192.257. 1. For purposes of this section, the following terms mean:**

(1) "COVID-19 health order", any order, ordinance, rule, or regulation made by a state, county, city, or local government entity, department, or agency with or without the powers granted under the Constitution of Missouri or any state law, including, but not limited to, chapter 44 or section 192.020 or 192.300, that is intended to prevent or limit the spread of COVID-19;

(2) "Local public health agency", a county health center board established under chapter 205, a county health department, a city health department or agency, a combined city and county health department or agency, a multicounty health department or agency, or any other county or city health authority.

2. Notwithstanding the provisions of chapter 44 or any other provision of law, a local public health agency that imposed a fine or other monetary penalty against an individual, a business, or a church after March 12, 2020, and before the effective date of this section, for a failure to comply with a COVID-19 health order shall return all moneys collected from the individual, business, or church as a result of the fine or monetary penalty. The local public health agency shall return such moneys before November 1, 2023.

3. Notwithstanding the provisions of chapter 44 or any other provision of law, a local public health agency that imposes a fine or other monetary penalty against an individual, a business, or a church on or after the effective date of this section for a failure to comply with a COVID-19 health order shall return all moneys collected from the individual, business, or church as a result of the fine or monetary penalty, including any court costs and any legal fees. The local public health agency shall return such moneys within sixty days of the collection of the moneys.

4. The provisions of this section shall not apply to any fine or monetary penalty that is not directly related to a failure to comply with a COVID-19 health order, except that the provisions of this section shall apply to such fine or monetary penalty if the local public health agency amended the original basis for the fine or monetary penalty from a failure to comply with a COVID-19 health order to a failure to comply with any other law that imposes a municipal fine or monetary penalty for its violation."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Allen	Amato	Atchison	Baker	Banderman
Billington	Boggs	Bonacker	Boyd	Bromley
Brown 16	Buchheit-Courtway	Burger	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Diehl
Dinkins	Falkner	Farnan	Gallick	Gragg
Griffith	Haden	Haffner	Haley	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Sharpe 4	Shields	Smith 155
Sparks	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Mr. Speaker

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Doll
Fountain Henderson	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes	Black	Bland Manlove	Brown 149	Busick
Crossley	Deaton	Ealy	Evans	Fogle
Francis	Gray	Gregory	Hardwick	Hausman
Houx	Morse	Myers	Phifer	Seitz
Smith 163	Stacy	Wright		

VACANCIES: 001

On motion of Representative Sander, **House Amendment No. 1 to House Amendment No. 15** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Banderman
Billington	Boggs	Bonacker	Boyd	Bromley
Brown 16	Burger	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Cupps	Davidson	Davis	Diehl	Dinkins
Evans	Falkner	Farnan	Gallick	Gragg
Griffith	Haden	Haffner	Haley	Hardwick
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes	Black	Bland Manlove	Brown 149	Buchheit-Courtway
Busick	Deaton	Francis	Gray	Gregory
Hausman	Houx	Morse	Phifer	Smith 163
Steinhoff	Wright			

VACANCIES: 001

On motion of Representative Boyd, **House Amendment No. 15, as amended**, was adopted.

Speaker Plocher resumed the chair.

Representative Cook offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 9, Section 182.819, Line 10, by inserting after all of said section and line the following:

"407.302. 1. No scrap yard shall purchase any metal that can be identified as belonging to a public or private cemetery, political subdivision, telecommunications provider, cable provider, wireless service or other communications-related provider, electrical cooperative, water utility, municipal utility, or utility regulated under chapter 386 or 393, including **twisted pair copper telecommunications wiring of pair or greater existing in a gauge of 19, 22, 24 or 26, burnt wire,** bleachers, guardrails, signs, street and traffic lights or signals, and manhole cover or covers, whether broken or unbroken, from anyone other than the cemetery or monument owner, political subdivision, telecommunications provider, cable provider, wireless service or other communications-related provider, electrical cooperative, water utility, municipal utility, utility regulated under chapter 386 or 393, or manufacturer of the metal or item described in this section unless such person is authorized in writing by the cemetery or monument owner, political subdivision, telecommunications provider, cable provider, wireless service or other communications-related provider, electrical cooperative, water utility, municipal utility, utility regulated under chapter 386 or 393, or manufacturer to sell the metal.

2. Anyone convicted of violating this section shall be guilty of a class B misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Windham offered **House Amendment No. 1 to House Amendment No. 16**.

House Amendment No. 1
to
House Amendment No. 16

AMEND House Amendment No. 16 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""**290.503. Every peace officer, as defined in section 590.010, who is certified by the peace officer standards and training commission and employed in a county with a charter form of government and with more than nine hundred fifty thousand inhabitants shall be paid wages for work as a peace officer in such county at the rate of at least twenty dollars per hour, or wages at the same rate or rates set under the provisions of federal law as the prevailing federal minimum wage applicable to those covered jobs in interstate commerce, whichever rate per hour is higher.**

407.302. 1. No scrap yard shall purchase any metal that can be identified as belonging to a"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Parker raised a point of order that **House Amendment No. 1 to House Amendment No. 16** is dilatory.

The Chair ruled the point of order not timely.

House Amendment No. 16 was withdrawn.

Representative Murphy offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 5, Section 67.137, Line 3, by inserting after all of said section and line the following:

"**67.288. 1. For purposes of this section, the following terms mean:**

(1) "Electric vehicle", any vehicle that operates, either partially or exclusively, on electrical energy from the grid or an off-board source that is stored onboard for a motive purpose;

(2) "Electric vehicle charging station", a public or private parking space that is served by battery charging station equipment that has as its primary purpose the transfer of electric energy by conductive or inductive means to a battery or other energy storage device in an electric vehicle.

2. Notwithstanding any other provision of law, any political subdivision that adopts an ordinance, resolution, regulation, code, or policy that requires installation of electric vehicle charging stations shall pay all costs associated with the installation, maintenance, and operation of the electric vehicle charging stations. No political subdivision shall adopt any ordinance, resolution, regulation, code, or policy that requires more than five electric vehicle charging stations per parking lot, or infrastructure for future installation of more than five electric vehicle charging stations per parking lot. Such ordinances, resolutions, regulations, codes, or policies shall apply only to parking lots with more than thirty parking spaces designated for parking.

3. Notwithstanding any other provision of law to the contrary, no political subdivision shall adopt any ordinance, resolution, regulation, code, or policy that requires any school or any religious organization, as described in section 210.201, to install an electric vehicle charging station.

4. Nothing in this section shall prohibit a business owner or property owner from paying for the installation, maintenance, or operation of an electric vehicle charging station."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative West offered **House Amendment No. 1 to House Amendment No. 17**.

House Amendment No. 1
to
House Amendment No. 17

AMEND House Amendment No. 17 to House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 1, Line 22, by deleting said line and inserting in lieu thereof the following:

"**the installation, maintenance, or operation of an electric vehicle charging station.**

67.2727. 1. For purposes of this section, the following terms mean:

(1) "Governing body", the governing body of a political subdivision;

(2) "Meeting", any meeting of a governing body;

(3) "Political subdivision", any county, city, town, or village.

2. Before July 1, 2024, each governing body shall adopt a meeting speaker policy to ensure that the requirements listed in this subsection are followed at each meeting of the governing body:

(1) Each governing body shall designate a time for public comment at the beginning of each regular public meeting. Such public comment period shall be available to residents, businesses, and taxpayers of the political subdivision and shall be subject to reasonable rules requiring decorum and civility in the meeting space;

(2) No governing body shall restrict the category or content of remarks during such public comment period;

(3) A governing body may set a time limit on any individual who desires to speak at a meeting. Each such time limit shall designate not less than three minutes per speaker. The governing body may limit the public comment period to one hour of actual testimony or twenty speakers, whichever is less based on the number of minutes designated per speaker. If the time designated for the public comment period expires and additional speakers were not afforded the time to speak, such additional speakers shall have the opportunity to speak at the public comment period of the next regular public meeting and the governing body shall provide an alternate method of communicating such additional speakers' concerns to the governing body;

(4) Each governing body may request identifying information of each individual desiring to speak, but shall not require any information other than the name and address of the individual as a condition of speaking;

(5) No governing body shall ban an individual from attending or remove an individual from participating in a meeting unless such individual is banned or removed because such individual commits the offense of peace disturbance as provided in section 574.010, has previously been removed from a meeting and issued a summons for the offense of peace disturbance under section 574.010, or is prohibited from being on property of the political subdivision under state law; and

(6) Each governing body shall provide a method for an individual who is unable to attend the public comment period of a meeting to submit a written statement. Any such written statement submitted before the beginning of the meeting shall be provided to the governing body and made available to all individuals attending such meeting and to the public upon request unless such written statement violates the policies or rules established for the public comment period.

3. If it is necessary to hold a meeting on less than twenty-four hours' notice, or if the meeting will be conducted exclusively electronically, or at a time that is not reasonably convenient to the public, the nature of the good cause justifying that departure from the normal requirements shall be stated in the minutes. Meetings held in person and not otherwise subject to being closed under section 610.021 shall be conducted in a manner that allows physical in-person public attendance."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Unsicker raised a point of order that there was a violation of Rule 86.

The Chair ruled the point of order not well taken.

On motion of Representative West, **House Amendment No. 1 to House Amendment No. 17** was adopted.

On motion of Representative Murphy, **House Amendment No. 17, as amended**, was adopted.

Representative Mayhew offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 7, Section 67.2677, Line 84, by inserting after all of said section and line the following:

"**79.235. 1. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes the mayor of a city of the fourth classification to appoint a member of a board or commission, any requirement that the appointed person be a resident of the city shall be deemed satisfied if the person owns real property or a business in the city, regardless of whether the position to which the appointment is made is considered an officer of the city under section 79.250.**

2. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes a mayor to appoint a member of a board that manages a municipal utility of the city, any requirement that the appointed person be a resident of the city shall be deemed satisfied if all of the following conditions are met:

(1) The board has no authority to set utility rates or to issue bonds;

(2) The person resides within five miles of the city limits;

(3) The person owns real property or a business in the city;

(4) The person or the person's business is a customer of a public utility, as described under section 91.450, managed by the board; and

(5) The person has no pecuniary interest in, and is not a board member of, any utility company that offers the same type of service as a utility managed by the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 16	Burger	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Diehl
Dinkins	Evans	Falkner	Farnan	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Proudie
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 042

Adams	Appelbaum	Aune	Bangert	Baringer
Bosley	Brown 27	Brown 87	Burnett	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Nickson-Clark	Nurrenbern	Phifer
Plank	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Walsh Moore
Weber	Windham			

PRESENT: 000

ABSENT WITH LEAVE: 021

Anderson	Barnes	Bland Manlove	Brown 149	Buchheit-Courtway
Busick	Deaton	Francis	Gray	Hausman
Houx	Kelly 141	Morse	Mosley	Schnelting
Smith 163	Toalson Reisch	Unsicker	Woods	Wright
Young				

VACANCIES: 001

On motion of Representative Mayhew, **House Amendment No. 18** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 16	Burger	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Diehl
Dinkins	Evans	Falkner	Farnan	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Proudie
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 042

Adams	Appelbaum	Aune	Bangert	Baringer
Bosley	Brown 27	Brown 87	Burnett	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Lavender	Lewis 25	Mackey	Mann
Merideth	Nickson-Clark	Nurrenbern	Phifer	Plank
Quade	Sauls	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods			

PRESENT: 000

ABSENT WITH LEAVE: 021

Anderson	Barnes	Bland Manlove	Brown 149	Buchheit-Courtway
Busick	Deaton	Francis	Gray	Hausman
Houx	Johnson 23	Kelly 141	Morse	Mosley
Schnelting	Sharp 37	Smith 163	Toalson Reisch	Wright
Young				

VACANCIES: 001

On motion of Representative Brown (16), **HCS SS SB 222, as amended**, was adopted.

On motion of Representative Brown (16), **HCS SS SB 222, as amended**, was read the third time and passed by the following vote:

AYES: 094

Allen	Baker	Bangert	Billington	Black
Bonacker	Boyd	Bromley	Brown 16	Burger
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Falkner	Farnan
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 042

Adams	Appelbaum	Aune	Baringer	Bland Manlove
Boggs	Bosley	Brown 27	Burnett	Burton
Butz	Clemens	Collins	Cupps	Doll
Fogle	Fountain Henderson	Ingle	Johnson 12	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Smith 163	Smith 46	Steinhoff
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods			

PRESENT: 008

Atchison	Banderman	Brown 87	Crossley	Ealy
Evans	Hein	Strickler		

ABSENT WITH LEAVE: 018

Amato	Anderson	Barnes	Brown 149	Buchheit-Courtway
Busick	Francis	Gray	Hausman	Houx
Johnson 23	Kelly 141	Morse	Schnelting	Sharp 37
Toalson Reisch	Wright	Young		

VACANCIES: 001

Speaker Plocher declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 16	Brown 27	Burger	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Proudie	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 020

Adams	Bangert	Baringer	Bland Manlove	Bosley
Burnett	Butz	Collins	Doll	Fogle
Lavender	Merideth	Plank	Quade	Steinhoff
Taylor 84	Terry	Unsicker	Walsh Moore	Windham

PRESENT: 019

Appelbaum	Aune	Brown 87	Clemens	Ealy
Fountain Henderson	Hein	Ingle	Johnson 12	Lewis 25
Mackey	Mann	Mosley	Nickson-Clark	Phifer
Smith 46	Strickler	Weber	Woods	

ABSENT WITH LEAVE: 017

Anderson	Barnes	Brown 149	Buchheit-Courtway	Burton
Busick	Crossley	Francis	Gray	Hausman
Houx	Johnson 23	Kelly 141	Morse	Sharp 37
Wright	Young			

VACANCIES: 001

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 402** entitled:

An act to repeal sections 190.600, 190.603, 190.606, 190.612, 191.305, 191.500, 191.505, 191.510, 191.515, 191.520, 191.525, 191.530, 191.535, 191.540, 191.545, 191.550, 191.600, 191.828, 191.831, 192.745, 194.300, 195.070, 195.100, 196.1050, 197.005, 197.020, 205.375, 208.030, 334.036, 334.104, 334.735, 334.747, 335.016, 335.019, 335.036, 335.046, 335.051, 335.056, 335.076, 335.086, 335.175, 335.203, 335.212, 335.215, 335.218, 335.221, 335.224, 335.227, 335.230, 335.233, 335.236, 335.239, 335.242, 335.245, 335.248, 335.251, 335.254, 335.257, 632.305, 701.336, 701.340, 701.342, 701.344, and 701.348, RSMo, and to enact in lieu thereof sixty new sections relating to health care.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 402, Page 2, Section 9.384, Line 16, by inserting after all of said line the following:

"67.145. 1. No political subdivision of this state shall prohibit any first responder from engaging in any political activity while off duty and not in uniform, being a candidate for elected or appointed public office, or holding such office unless such political activity or candidacy is otherwise prohibited by state or federal law.

2. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, **[**~~ambulance attendants and attendant drivers,~~**]** emergency medical technicians, **[**~~mobile emergency medical technicians, emergency medical technician-paramedics,~~**]** registered nurses, or physicians.

105.500. For purposes of sections 105.500 to 105.598, unless the context otherwise requires, the following words and phrases mean:

(1) "Bargaining unit", a unit of public employees at any plant or installation or in a craft or in a function of a public body that establishes a clear and identifiable community of interest among the public employees concerned;

(2) "Board", the state board of mediation established under section 295.030;

(3) "Department", the department of labor and industrial relations established under section 286.010;

(4) "Exclusive bargaining representative", an organization that has been designated or selected, as provided in section 105.575, by a majority of the public employees in a bargaining unit as the representative of such public employees in such unit for purposes of collective bargaining;

(5) "Labor organization", any organization, agency, or public employee representation committee or plan, in which public employees participate and that exists for the purpose, in whole or in part, of dealing with a public body or public bodies concerning collective bargaining, grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work;

(6) "Public body", the state of Missouri, or any officer, agency, department, bureau, division, board or commission of the state, or any other political subdivision or special district of or within the state. Public body shall not include the department of corrections;

(7) "Public employee", any person employed by a public body;

(8) "Public safety labor organization", a labor organization wholly or primarily representing persons trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, **[**~~ambulance attendants, attendant drivers,~~**]** emergency medical technicians, **[**~~emergency medical technician paramedics,~~**]** dispatchers, registered nurses and physicians, and persons who are vested with the power of arrest for criminal code violations including, but not limited to, police officers, sheriffs, and deputy sheriffs.

190.100. As used in sections 190.001 to 190.245 and section 190.257, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course**[**~~, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245~~**] and any ongoing training requirements under section 650.340**;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

(18) **[**~~"Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(19)~~**]** "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

[~~(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(21)~~**] (19)** "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

[~~(22)~~**] (20)** "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

[~~(23)~~**] (21)** "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

[~~(24)~~**] (22)** "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

[~~(25)~~**] (23)** "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

[~~(26)~~**] (24)** "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service**, dispatch agency,** or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

[~~(27)~~**] (25)** "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(26) "Paramedic", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[~~(28)~~**] (27)** "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

[~~(29)~~**] (28)** "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

[~~(30)~~**] (29)** "Physician", a person licensed as a physician pursuant to chapter 334;

[~~(31)~~**] (30)** "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

[~~(32)~~**] (31)** "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, **[**~~EMT-B's,~~**] EMTs,** nurses, **[**~~EMT-P's,~~**] paramedics,** physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

[~~(33)~~**] (32)** "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

[~~(34)~~**] (33)** "Protocol", a predetermined, written medical care guideline, which may include standing orders;

[~~(35)~~**] (34)** "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

[~~(36)~~**] (35)** "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

[~~(37)~~**] (36)** "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

[~~(38)~~**] (37)** "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

[~~(39)~~**] (38)** "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

[~~(40)~~**] (39)** "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

[~~(41)~~**] (40)** "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

[~~(42)~~**] (41)** "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

[~~(43)~~**] (42)** "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

[~~(44)~~**] (43)** "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

[~~(45)~~**] (44)** "Stroke center", a hospital that is currently designated as such by the department;

[~~(46)~~**] (45)** "Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring either outside of a hospital or in a center designated under section 190.241;

[~~(47)~~**] (46)** "Time-critical diagnosis advisory committee", a committee formed under section 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center designations; regulations on trauma care, stroke care, and STEMI care; and
the transport of trauma, stroke, and STEMI patients;

[~~(48)~~**] (47)** "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

[~~(49)~~**] (48)** "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

[~~(50)~~**] (49)** "Trauma center", a hospital that is currently designated as such by the department.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors and the state EMS medical director elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. The state EMS medical directors advisory committee shall review and make recommendations regarding all proposed community and regional time-critical diagnosis plans.

12. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.142. 1. (1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license.

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may include the use of vendors or systems administered by the Missouri state highway patrol. The department may share

the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, in recognition of the EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

(3) The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) Emergency medical technician and paramedic education and training requirements based on respective National Emergency Medical Services Education Standards and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(3) Paramedic accreditation requirements. Paramedic training programs shall be accredited **[**~~by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or hold a CAAHEP letter of review~~**] as required by the National Registry of Emergency Medical Technicians**;

(4) Initial licensure testing requirements. Initial **[**~~EMT-P~~**] paramedic** licensure testing shall be through the national registry of EMTs;

(5) Continuing education and relicensure requirements; and

(6) Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. All levels of emergency medical technicians may perform only that patient care which is:

(1) Consistent with the training, education and experience of the particular emergency medical technician; and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.147. 1. **[**~~An emergency medical technician paramedic (EMT-P)~~**] A paramedic** may make a good faith determination that such behavioral health patients who present a likelihood of serious harm to themselves or others, as the term "likelihood of serious harm" is defined under section 632.005, or who are significantly incapacitated by alcohol or drugs shall be placed into a temporary hold for the sole purpose of transport to the nearest appropriate facility; provided that, such determination shall be made in cooperation with at least one other **[**~~EMT-P~~**] paramedic** or other health care professional involved in the transport. Once in a temporary hold, the patient shall be treated with humane care in a manner that preserves human dignity, consistent with applicable federal regulations and nationally recognized guidelines regarding the appropriate use of temporary holds and restraints in medical transport. Prior to making such a determination:

(1) The **[**~~EMT-P~~**] paramedic** shall have completed a standard crisis intervention training course as endorsed and developed by the state EMS medical director's advisory committee;

(2) The **[**~~EMT-P~~**] paramedic** shall have been authorized by his or her ground or air ambulance service's administration and medical director under subsection 3 of section 190.103; and

(3) The **[**~~EMT-P's~~**]** **paramedic** ground or air ambulance service has developed and adopted standardized triage, treatment, and transport protocols under subsection 3 of section 190.103, which address the challenge of treating and transporting such patients. Provided:

(a) That such protocols shall be reviewed and approved by the state EMS medical director's advisory committee; and

(b) That such protocols shall direct the **[**~~EMT-P~~**]** **paramedic** regarding the proper use of patient restraint and coordination with area law enforcement; and

(c) Patient restraint protocols shall be based upon current applicable national guidelines.

2. In any instance in which a good faith determination for a temporary hold of a patient has been made, such hold shall be made in a clinically appropriate and adequately justified manner, and shall be documented and attested to in writing. The writing shall be retained by the ambulance service and included as part of the patient's medical file.

3. **[**~~EMT-Ps~~**]** **Paramedics** who have made a good faith decision for a temporary hold of a patient as authorized by this section shall no longer have to rely on the common law doctrine of implied consent and therefore shall not be civilly liable for a good faith determination made in accordance with this section and shall not have waived any sovereign immunity defense, official immunity defense, or Missouri public duty doctrine defense if employed at the time of the good faith determination by a government employer.

4. Any ground or air ambulance service that adopts the authority and protocols provided for by this section shall have a memorandum of understanding with applicable local law enforcement agencies in order to achieve a collaborative and coordinated response to patients displaying symptoms of either a likelihood of serious harm to themselves or others or significant incapacitation by alcohol or drugs, which require a crisis intervention response. The memorandum of understanding shall include, but not be limited to, the following:

(1) Administrative oversight, including coordination between ambulance services and law enforcement agencies;

(2) Patient restraint techniques and coordination of agency responses to situations in which patient restraint may be required;

(3) Field interaction between paramedics and law enforcement, including patient destination and transportation; and

(4) Coordination of program quality assurance.

5. The physical restraint of a patient by an emergency medical technician under the authority of this section shall be permitted only in order to provide for the safety of bystanders, the patient, or emergency personnel due to an imminent or immediate danger, or upon approval by local medical control through direct communications. Restraint shall also be permitted through cooperation with on-scene law enforcement officers. All incidents involving patient restraint used under the authority of this section shall be reviewed by the ambulance service physician medical director."; and

Further amend said bill, Page 33, Section 192.745, Line 75, by inserting after all of said line the following:

"192.2405. 1. The following persons shall be required to immediately report or cause a report to be made to the department under sections 192.2400 to 192.2470:

(1) Any person having reasonable cause to suspect that an eligible adult presents a likelihood of suffering serious physical harm, or bullying as defined in subdivision (2) of section 192.2400, and is in need of protective services; and

(2) Any adult day care worker, chiropractor, Christian Science practitioner, coroner, dentist, embalmer, employee of the departments of social services, mental health, or health and senior services, employee of a local area agency on aging or an organized area agency on aging program, emergency medical technician, firefighter, first responder, funeral director, home health agency, home health agency employee, hospital and clinic personnel engaged in the care or treatment of others, in-home services owner or provider, in-home services operator or employee, law enforcement officer, long-term care facility administrator or employee, medical examiner, medical resident or intern, mental health professional, minister, nurse, nurse practitioner, optometrist, other health practitioner, peace officer, pharmacist, physical therapist, physician, physician's assistant, podiatrist, probation or parole officer, psychologist, social worker, or other person with the responsibility for the care of an eligible adult who has reasonable cause to suspect that the eligible adult has been subjected to abuse or neglect or observes the eligible adult being subjected to conditions or circumstances which would reasonably result in abuse or neglect.

Notwithstanding any other provision of this section, a duly ordained minister, clergy, religious worker, or Christian Science practitioner while functioning in his or her ministerial capacity shall not be required to report concerning a privileged communication made to him or her in his or her professional capacity.

2. Any other person who becomes aware of circumstances that may reasonably be expected to be the result of, or result in, abuse or neglect of an eligible adult may report to the department.

3. The penalty for failing to report as required under subdivision (2) of subsection 1 of this section is provided under section 565.188.

4. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, **or** emergency medical technicians**[**~~, or emergency medical technician-paramedics~~**]**."; and

Further amend said bill, Page 46, Section 208.030, Line 122, by inserting after all of said line the following:

"208.1032. 1. The department of social services shall be authorized to design and implement in consultation and coordination with eligible providers as described in subsection 2 of this section an intergovernmental transfer program relating to ground emergency medical transport services, including those services provided at the emergency medical responder, emergency medical technician (EMT), advanced EMT, **[**~~EMT-intermediate,~~**]** or paramedic levels in the prestabilization and preparation for transport, in order to increase capitation payments for the purpose of increasing reimbursement to eligible providers.

2. A provider shall be eligible for increased reimbursement under this section only if the provider meets the following conditions in an applicable state fiscal year:

(1) Provides ground emergency medical transportation services to MO HealthNet participants;

(2) Is enrolled as a MO HealthNet provider for the period being claimed; and

(3) Is owned, operated, or contracted by the state or a political subdivision.

3. (1) To the extent intergovernmental transfers are voluntarily made by and accepted from an eligible provider described in subsection 2 of this section or a governmental entity affiliated with an eligible provider, the department of social services shall make increased capitation payments to applicable MO HealthNet eligible providers for covered ground emergency medical transportation services.

(2) The increased capitation payments made under this section shall be in amounts at least actuarially equivalent to the supplemental fee-for-service payments and up to equivalent of commercial reimbursement rates available for eligible providers to the extent permissible under federal law.

(3) Except as provided in subsection 6 of this section, all funds associated with intergovernmental transfers made and accepted under this section shall be used to fund additional payments to eligible providers.

(4) MO HealthNet managed care plans and coordinated care organizations shall pay one hundred percent of any amount of increased capitation payments made under this section to eligible providers for providing and making available ground emergency medical transportation and prestabilization services pursuant to a contract or other arrangement with a MO HealthNet managed care plan or coordinated care organization.

4. The intergovernmental transfer program developed under this section shall be implemented on the date federal approval is obtained, and only to the extent intergovernmental transfers from the eligible provider, or the governmental entity with which it is affiliated, are provided for this purpose. The department of social services shall implement the intergovernmental transfer program and increased capitation payments under this section on a retroactive basis as permitted by federal law.

5. Participation in the intergovernmental transfers under this section is voluntary on the part of the transferring entities for purposes of all applicable federal laws.

6. As a condition of participation under this section, each eligible provider as described in subsection 2 of this section or the governmental entity affiliated with an eligible provider shall agree to reimburse the department of social services for any costs associated with implementing this section. Intergovernmental transfers described in this section are subject to an administration fee of up to twenty percent of the nonfederal share paid to the department of social services and shall be allowed to count as a cost of providing the services not to exceed one hundred twenty percent of the total amount.

7. As a condition of participation under this section, MO HealthNet managed care plans, coordinated care organizations, eligible providers as described in subsection 2 of this section, and governmental entities affiliated with eligible providers shall agree to comply with any requests for information or similar data requirements imposed

by the department of social services for purposes of obtaining supporting documentation necessary to claim federal funds or to obtain federal approvals.

8. This section shall be implemented only if and to the extent federal financial participation is available and is not otherwise jeopardized, and any necessary federal approvals have been obtained.

9. To the extent that the director of the department of social services determines that the payments made under this section do not comply with federal Medicaid requirements, the director retains the discretion to return or not accept an intergovernmental transfer, and may adjust payments under this section as necessary to comply with federal Medicaid requirements.

285.040. 1. As used in this section, "public safety employee" shall mean a person trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, **[**~~ambulance attendants and attendant drivers,~~**]** emergency medical technicians, **[**~~emergency medical technician-paramedics,~~**]** dispatchers, registered nurses, physicians, and sheriffs and deputy sheriffs.

2. No public safety employee of a city not within a county who is hired prior to September 1, 2023, shall be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

3. Public safety employees of a city not within a county who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the public safety employee to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.

321.225. 1. A fire protection district may, in addition to its other powers and duties, provide emergency ambulance service within its district if a majority of the voters voting thereon approve a proposition to furnish such service and to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to be used exclusively to supply funds for the operation of an emergency ambulance service. The district shall exercise the same powers and duties in operating an emergency ambulance service as it does in operating its fire protection service.

2. The proposition to furnish emergency ambulance service may be submitted by the board of directors at any municipal general, primary or general election or at any election of the members of the board.

3. The question shall be submitted in substantially the following form:

Shall the board of directors of _____ Fire Protection District be authorized to provide emergency ambulance service within the district and be authorized to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to provide funds for such service?

4. If a majority of the voters casting votes thereon be in favor of emergency ambulance service and the levy, the district shall forthwith commence such service.

5. As used in this section "emergency" means a situation resulting from a sudden or unforeseen situation or occurrence that requires immediate action to save life or prevent suffering or disability.

6. In addition to all other taxes authorized on or before September 1, 1990, the board of directors of any fire protection district may, if a majority of the voters of the district voting thereon approve, levy an additional tax of not more than forty cents per one hundred dollars of assessed valuation to be used for the support of the ambulance service or partial or complete support of **[**~~an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician~~**]** **a** paramedic first responder program. The proposition to levy the tax authorized by this subsection may be submitted by the board of directors at the next annual election of the members of the board or at any regular municipal or school election conducted by the county clerk or board of election commissioners in such district or at a special election called for the purpose, or upon petition of five hundred registered voters of the district. A separate ballot containing the question shall read as follows:

> Shall the board of directors of the _____ Fire Protection District be authorized to levy an additional tax of not more than forty cents per one hundred dollars assessed valuation to provide funds for the support of an ambulance service or partial or complete support of an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician paramedic first responder program?
>
> □ FOR THE PROPOSITION
>
> □ AGAINST THE PROPOSITION
>
> (Place an X in the square opposite the one for which you wish to vote.)

If a majority of the qualified voters casting votes thereon be in favor of the question, the board of directors shall accordingly levy a tax in accordance with the provisions of this subsection, but if a majority of voters casting votes thereon do not vote in favor of the levy authorized by this subsection, any levy previously authorized shall remain in effect.

321.620. 1. Fire protection districts in first class counties may, in addition to their other powers and duties, provide ambulance service within their district if a majority of the voters voting thereon approve a proposition to furnish such service and to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to be used exclusively to supply funds for the operation of an emergency ambulance service. The district shall exercise the same powers and duties in operating an ambulance service as it does in operating its fire protection service. As used in this section "emergency" means a situation resulting from a sudden or unforeseen situation or occurrence that requires immediate action to save life or prevent suffering or disability.

2. The proposition to furnish ambulance service may be submitted by the board of directors at any municipal general, primary or general election or at any election of the members of the board or upon petition by five hundred voters of such district.

3. The question shall be submitted in substantially the following form:

Shall the board of directors of _____ Fire Protection District be authorized to provide ambulance service within the district and be authorized to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to provide funds for such service?

4. If a majority of the voters casting votes thereon be in favor of ambulance service and the levy, the district shall forthwith commence such service.

5. In addition to all other taxes authorized on or before September 1, 1990, the board of directors of any fire protection district may, if a majority of the voters of the district voting thereon approve, levy an additional tax of not more than forty cents per one hundred dollars of assessed valuation to be used for the support of the ambulance service, or partial or complete support of **[**~~an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician~~**]** **a** paramedic first responder program. The proposition to levy the tax authorized by this subsection may be submitted by the board of directors at the next annual election of the members of the board or at any regular municipal or school election conducted by the county clerk or board of election commissioners in such district or at a special election called for the purpose, or upon petition of five hundred registered voters of the district. A separate ballot containing the question shall read as follows:

> Shall the board of directors of the _____ Fire Protection District be authorized to levy an additional tax of not more than forty cents per one hundred dollars assessed valuation to provide funds for the support of an ambulance service or partial or complete support of an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician paramedic first responder program?
>
> □ FOR THE PROPOSITION
>
> □ AGAINST THE PROPOSITION
>
> (Place an X in the square opposite the one for which you wish to vote).

If a majority of the qualified voters casting votes thereon be in favor of the question, the board of directors shall accordingly levy a tax in accordance with the provisions of this subsection, but if a majority of voters casting votes thereon do not vote in favor of the levy authorized by this subsection, any levy previously authorized shall remain in effect."; and

Further amend said bill, Page 90, Section 335.205, Line 9, by inserting after all of said line the following:

"537.037. 1. Any physician or surgeon, registered professional nurse or licensed practical nurse licensed to practice in this state under the provisions of chapter 334 or 335, or licensed to practice under the equivalent laws of any other state and any person licensed as **[**~~a mobile~~**]** **an** emergency medical technician under the provisions of chapter 190, may:

(1) In good faith render emergency care or assistance, without compensation, at the scene of an emergency or accident, and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care;

(2) In good faith render emergency care or assistance, without compensation, to any minor involved in an accident, or in competitive sports, or other emergency at the scene of an accident, without first obtaining the consent of the parent or guardian of the minor, and shall not be liable for any civil damages other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering the emergency care.

2. Any other person who has been trained to provide first aid in a standard recognized training program may, without compensation, render emergency care or assistance to the level for which he or she has been trained, at the scene of an emergency or accident, and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.

3. Any mental health professional, as defined in section 632.005, or qualified counselor, as defined in section 631.005, or any practicing medical, osteopathic, or chiropractic physician, or certified nurse practitioner, or physicians' assistant may in good faith render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions.

4. Any other person may, without compensation, render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions.”; and

Further amend said bill, Page 94, Section 632.305, Line 79, by inserting after all of said line the following:

“650.320. For the purposes of sections 650.320 to 650.340, the following terms mean:

(1) **"Ambulance service", the same meaning given to the term in section 190.100;**

(2) "Board", the Missouri 911 service board established in section 650.325;

(3) "Dispatch agency", the same meaning given to the term in section 190.100;

(4) "Medical director", the same meaning given to the term in section 190.100;

(5) "Memorandum of understanding", the same meaning given to the term in section 190.100;

[~~(2)~~**] (6)** "Public safety answering point", the location at which 911 calls are answered;

[~~(3)~~**] (7)** "Telecommunicator", any person employed as an emergency telephone worker, call taker or public safety dispatcher whose duties include receiving, processing or transmitting public safety information received through a 911 public safety answering point.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for telecommunicators who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator, 16 hours;

(2) Fire telecommunicator, 16 hours;

(3) Emergency medical services telecommunicator, 16 hours;

(4) Joint communication center telecommunicator, 40 hours.

3. All persons employed as a telecommunicator in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section.

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. **[**~~This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134.~~]** **The board shall be responsible for the approval of training courses for emergency medical dispatchers. The board shall develop necessary rules and regulations in collaboration with the state EMS medical director's advisory committee, as described in section 190.103, which may provide recommendations relating to the medical aspects of prearrival medical instructions.**

8. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director whose duties include the maintenance of standards and approval of protocols or guidelines."; and

Further amend said bill, Page 98, Section 701.348, Line 7, by inserting after all of said line the following:

"**[**~~190.134. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director, whose duties include the maintenance of standards and protocol approval.~~]**"; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 88** entitled:

An act to repeal sections 337.615, 337.644, and 337.665, RSMo, and to enact in lieu thereof fourteen new sections relating to professional licensing.

In which the concurrence of the House is respectfully requested.

Read the first time.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 2** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 3** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 4** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 5** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 6** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 7** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 8** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 9** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 10** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 11** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 12** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 13** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 15** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#3 HCS HJR 43** entitled:

Joint resolution submitting to the qualified voters of Missouri, an amendment repealing sections 50 and 51 of article III of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to procedures for ballot measures submitted to the voters.

In which the concurrence of the House is respectfully requested.

CONFERENCE COMMITTEE APPOINTMENTS

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HCS HB 2: Representatives Smith (163), Deaton, Lewis (6), Bangert and Proudie
SCS HCS HB 3: Representatives Smith (163), Deaton, Lewis (6), Merideth and Windham
SCS HCS HB 4: Representatives Smith (163), Deaton, Owen, Sharp (37) and Lavender
SS SCS HCS HB 5: Representatives Smith (163), Deaton, Sharpe (4), Sharp (37) and Nurrenbern
SCS HCS HB 6: Representatives Smith (163), Deaton, Sharpe (4), Merideth and Burnett
SCS HCS HB 7: Representatives Smith (163), Deaton, Sharpe (4), Merideth and Proudie
SS SCS HCS HB 8: Representatives Smith (163), Deaton, Owen, Merideth and Windham
SCS HCS HB 9: Representatives Smith (163), Deaton, Owen, Merideth and Lavender
SCS HCS HB 10: Representatives Smith (163), Deaton, Black, Sharp (37) and Ealy
SCS HCS HB 11: Representatives Smith (163), Deaton, Black, Sharp (37) and Ealy
SS SCS HCS HB 12: Representatives Smith (163), Deaton, Cupps, Merideth and Nurrenbern
SCS HCS HB 13: Representatives Smith (163), Deaton, Cupps, Merideth and Lavender
SCS HCS HB 15: Representatives Smith (163), Deaton, Kelly (141), Merideth and Lavender

THIRD READING OF SENATE BILLS

Representative Patterson moved that **HCS SS SCS SB 133** be committed to the Committee on Legislative Review.

Which motion was adopted.

HCS SB 247, relating to taxation, was placed on the Informal Calendar.

HCS SB 109, relating to mining, was placed on the Informal Calendar.

Representative Patterson moved that **HCS SS#2 SCS SB 96** be committed to the Committee on Legislative Review.

Which motion was adopted.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 234, **HCS HB 250**, **HCS HB 262**, **HCS HB 336**, **HCS HBs 404 & 501** and **HCS HB 580** were placed back on the House Bills for Perfection Calendar.

COMMITTEE REPORTS

Committee on Economic Development, Chairman Hudson reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SS SCS SB 92**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Amato, Barnes, Brown (16), Christ, Gallick, Gray, Hudson, Johnson (23), Weber, Wilson and Young

Noes (0)

Absent (5): Allen, Casteel, Hausman, Smith (155) and Thompson

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 49**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (15): Baker, Bonacker, Brown (87), Byrnes, Gragg, Haffner, Kelley (127), Lewis (6), Mackey, Mann, Nurrenbern, Pollitt, Stacy, Terry and Toalson Reisch

Noes (1): Hurlbert

Absent (1): Christofanelli

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 278**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Copeland, Crossley, Ealy, Ingle, Justus, McMullen, Myers, Parker, Reuter and Riley

Noes (2): Matthiesen and Merideth

Absent (5): Baker, Hicks, Hudson, Lovasco and Weber

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SCS SBs 119 & 120**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Copeland, Justus, Matthiesen, McMullen, Myers, Parker, Reuter and Riley

Noes (1): Merideth

Present (4): Crossley, Ealy, Ingle and Weber

Absent (4): Baker, Hicks, Hudson and Lovasco

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 542**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Baker, Copeland, Hicks, Hudson, Justus, Lovasco, Matthiesen, McMullen, Myers, Parker, Reuter and Riley

Noes (4): Crossley, Ingle, Merideth and Weber

Present (1): Ealy

Absent (0)

Committee on Healthcare Reform, Chairman Haden reporting:

Mr. Speaker: Your Committee on Healthcare Reform, to which was referred **HB 1365**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Boggs, Fogle, Gragg, Haden, Lewis (25), Nickson-Clark, Pouche, Seitz, Stinnett, Thomas and Unsicker

Noes (0)

Absent (3): Buchheit-Courtway, Keathley and Toalson Reisch

Committee on Pensions, Chairman Hovis reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 35**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bromley, Brown (27), Hovis, Marquart, Oehlerking, Steinhoff and West

Noes (1): Owen

Absent (2): Clemens and Reuter

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 867**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bromley, Brown (27), Hovis, Marquart, Oehlerking, Owen, Steinhoff and West

Noes (0)

Absent (2): Clemens and Reuter

Special Committee on Public Policy, Chairman Thompson reporting:

Mr. Speaker: Your Special Committee on Public Policy, to which was referred **HB 1017**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (4): Houx, Kelly (141), Knight and Thompson

Noes (1): Sauls

Absent (2): Hudson and Sharp (37)

Mr. Speaker: Your Special Committee on Public Policy, to which was referred **SS SCS SB 398**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (5): Houx, Kelly (141), Knight, Sauls and Thompson

Noes (0)

Absent (2): Hudson and Sharp (37)

Committee on Transportation Infrastructure, Chairman Buchheit-Courtway reporting:

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 527**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Buchheit-Courtway, Hinman, Marquart, Mosley, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Present (4): Bangert, Copeland, Murphy and Myers

Absent (2): Amato and Burger

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 745**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Bangert, Buchheit-Courtway, Copeland, Hinman, Marquart, Mosley, Murphy, Myers, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (2): Amato and Burger

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1372**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bangert, Buchheit-Courtway, Burger, Copeland, Hinman, Marquart, Mosley, Murphy, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (2): Amato and Myers

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1377**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Amato, Buchheit-Courtway, Burger, Copeland, Hinman, Mosley, Murphy, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (3): Bangert, Marquart and Myers

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1395**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Amato, Buchheit-Courtway, Burger, Copeland, Hinman, Mosley, Phifer, Sharpe (4), Van Schoiack and Woods

Noes (0)

Absent (4): Bangert, Marquart, Murphy and Myers

Mr. Speaker: Your Committee on Transportation Infrastructure, to which was referred **HB 1397**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bangert, Buchheit-Courtway, Hinman, Marquart, Murphy, Myers and Sharpe (4)

Noes (6): Burger, Copeland, Mosley, Phifer, Van Schoiack and Woods

Absent (1): Amato

Committee on Utilities, Chairman Bromley reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 928**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Atchison, Black, Bromley, Byrnes, Falkner, Johnson (23), Keathley, Schulte, Taylor (84) and Weber

Noes (0)

Present (1): Lonsdale

Absent (3): Banderman, Ingle and McMullen

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1071**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Atchison, Banderman, Black, Bromley, Byrnes, Falkner, Johnson (23), Keathley, Lonsdale, Schulte, Taylor (84) and Weber

Noes (0)

Absent (2): Ingle and McMullen

Committee on Veterans, Chairman Griffith reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **SS SB 540**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Atchison, Barnes, Billington, Bland Manlove, Bromley, Fountain Henderson, Gray, Griffith, Hardwick, Morse, Pouche and Schulte

Noes (0)

Absent (2): Peters and Seitz

Committee on Ways and Means, Chairman McGirl reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SJR 21**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bland Manlove, Chappell, Hicks, Lovasco, McGirl, Thompson, Titus and Wright

Noes (1): Phifer

Absent (5): Casteel, Gray, Hudson, Smith (155) and Taylor (84)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SS SCS SB 131**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Chappell, Hicks, Lovasco, McGirl, Thompson, Titus and Wright

Noes (2): Bland Manlove and Phifer

Absent (5): Casteel, Gray, Hudson, Smith (155) and Taylor (84)

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 367**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS SS#2 SCS SBs 4, 42 & 89**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Cupps, Evans, Gregory, Haffner and O'Donnell

Noes (4): Ingle, Proudie, Roberts and Strickler

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS SCS SB 103**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS SS SB 111**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

SS#3 HCS HJR 43 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS HB 402, as amended - Fiscal Review
HB 1044 - Fiscal Review
HB 1284 - Professional Registration and Licensing

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS#2 SCS SBs 4, 42 & 89 - Fiscal Review
HCS SS SCS SB 70 - Fiscal Review
SS SCS SBs 94, 52, 57, 58 & 67 - Fiscal Review
HCS SCS SB 103 - Fiscal Review
HCS SS SB 111 - Fiscal Review

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SB 92 - Rules - Regulatory Oversight
SS SB 540 - Rules - Legislative Oversight

CONFERENCE COMMITTEE CHANGES

The Speaker removed Representative Sharp (37) from the Conference Committee on **SCS HCS HB 4** and appointed Representative Nurrenbern.

The Speaker removed Representatives Sharpe (4) and Sharp (37) from the Conference Committee on **SS SCS HCS HB 5** and appointed Representatives Cupps and Proudie.

The Speaker removed Representatives Ealy and Sharp (37) from the Conference Committee on **SCS HCS HB 10** and appointed Representatives Nurrenbern and Proudie.

The Speaker removed Representatives Ealy and Sharp (37) from the Conference Committee on **SCS HCS HB 11** and appointed Representatives Nurrenbern and Proudie.

The following member's presence was noted: Houx.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 2:00 p.m., Monday, May 1, 2023.

COMMITTEE HEARINGS

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, May 3, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: SB 122

EMERGING ISSUES
Tuesday, May 2, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 801, HB 755

FINANCIAL INSTITUTIONS
Tuesday, May 2, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 1216, HB 649

FISCAL REVIEW
Monday, May 1, 2023, 1:45 PM, House Lounge.
Executive session will be held: SS HB 402, HCS HB 510, HCS Hbs 948 & 915,
SS#3 HCS HJR 43, HCS SS SCS SBs 45 & 90, HCS SS SCS SB 72, HCS SS SCS SB 106,
HB 1044, HCS SS#2 SCS SBs 4, 42 & 89, HCS SS SCS SB 70, SS SCS SBs 94, 52, 57, 58 & 67,
HCS SCS SB 103, HCS SS SB 111
Executive session may be held on any matter referred to the committee.
Added HB 1044, SB 4, SB 70, SB 94, SB 103 and SB 111.
AMENDED

FISCAL REVIEW
Tuesday, May 2, 2023, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

HEALTH AND MENTAL HEALTH POLICY
Monday, May 1, 2023, 11:00 AM, House Hearing Room 6.
Public hearing will be held: SCR 9, HCR 23, HCR 24, HCR 25, HCR 26
Executive session will be held: HB 1098, SCR 6

HEALTHCARE REFORM
Tuesday, May 2, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 1239, HB 1148, HB 900

LEGISLATIVE REVIEW
Monday, May 1, 2023, 11:00 AM, House Hearing Room 5.
Executive session will be held: HCS SS#2 SCS SB 96, HCS SS SCS SB 133

LOCAL GOVERNMENT
Tuesday, May 2, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: SS SB 148
Executive session will be held: HB 1049, HB 296
Removed HB 1049.
AMENDED

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, May 2, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 331, HB 1385
Executive session will be held: HB 873, HB 845

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 1, 2023, 12:00 PM, House Hearing Room 4.
Executive session will be held: HCS SS SCS SB 157, HCS SS SB 198, SS SB 199,
HCS SS SB 213, HCS SS SCS SBs 56 & 61
Executive session may be held on any matter referred to the committee.
Added SB 56.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, May 1, 2023, 1:30 PM, House Hearing Room 4.
Executive session will be held: HCS SS SB 82, SS SB 540, HCS HB 159, HB 224, HCS HJR 19,
HCS HBs 494 & 498
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Monday, May 1, 2023, 12:30 PM, House Hearing Room 4.
Executive session will be held: HCS HB 1134, SCR 10
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, May 2, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Executive session will be held: SS SB 190

UTILITIES
Wednesday, May 3, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 637

VETERANS
Tuesday, May 2, 2023, 8:00 AM, House Hearing Room 1.
Presentation by Chuck Gatschenberger from the Office of the Missouri Military Advocate.

HOUSE CALENDAR

SIXTY-THIRD DAY, MONDAY, MAY 1, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 66 - Baker

HOUSE BILLS FOR PERFECTION

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly
HB 999 - Anderson

HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1028 - Smith
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HCS HB 198 - Wright
HB 822 - Smith
HB 77 - Kelley
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley
HB 697 - Hovis
HB 734 - Knight
HB 823 - Smith
HCS HB 881 - Christofanelli
HB 891 - Falkner
HCS HB 959 - Gregory
HCS HB 1129 - Burger

HCS HB 992, with HA 1, pending - Lewis
HCS HB 109 - Sharp
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 152 - Thomas
HB 369 - West

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 48 - Haley
HB 643 - Francis
HCS HB 589 - Murphy
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley
HB 400 - McGirl
HCS HBs 948 & 915, (Fiscal Review 4/26/23) - Dinkins
HCS HB 510, (Fiscal Review 4/26/23) - Griffith
HB 1067 - Sharpe
HS HCS HBs 532 & 751 - Mayhew
HB 392 - Toalson Reisch
HB 1044, (Fiscal Review 4/27/23) - Haffner

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 536 - Keathley
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith
HB 1208 - Casteel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR SECOND READING

SS#2 SCS SB 88 - Brown

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 133, (Legislative Review 4/27/23), E.C. - Baker
HCS SS#2 SCS SB 96, (Legislative Review 4/27/23), E.C. - Keathley
HCS SB 47 - Riley
SS SCS SBs 167 & 171 - Mayhew
HCS SS SCS SB 72, (Fiscal Review 4/26/23) - Christofanelli
HCS SS SCS SBs 45 & 90, (Fiscal Review 4/26/23), E.C. - Stinnett
HCS SS SB 138, E.C. - Kelly
HCS SS SCS SB 106, (Fiscal Review 4/26/23), E.C. - Kelly
SS SCS SBs 94, 52, 57, 58 & 67, (Fiscal Review 4/27/23) - Hudson
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli
HCS SB 101 - Knight
HCS SCS SB 103, (Fiscal Review 4/27/23) - Veit
HCS SS SB 75 - Hovis
HCS SS SCS SB 70, (Fiscal Review 4/27/23) - Coleman
HCS SS SB 111, (Fiscal Review 4/27/23) - Griffith

SENATE BILLS FOR THIRD READING - INFORMAL

SS SB 139 - Griffith
SB 20 - Hovis
SB 28 - Roberts
HCS SB 247, E.C. - Baker
HCS SB 109 - Houx

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 7 - Van Schoiack
SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner
SS HB 402, as amended (Fiscal Review 4/27/23) - Henderson
SS#3 HCS HJR 43, (Fiscal Review 4/27/23) - Henderson

BILLS IN CONFERENCE

SS SCS HCS HB 2 - Smith
SCS HCS HB 3 - Smith
SCS HCS HB 4 - Smith
SS SCS HCS HB 5 - Smith
SCS HCS HB 6 - Smith

SCS HCS HB 7 - Smith
SS SCS HCS HB 8 - Smith
SCS HCS HB 9 - Smith
SCS HCS HB 10 - Smith
SCS HCS HB 11 - Smith
SS SCS HCS HB 12 - Smith
SCS HCS HB 13 - Smith
SCS HCS HB 15 - Smith

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith
CCS SS SCS HCS HB 3002 - Smith
CCS SS SCS HCS HB 3003 - Smith
CCS SCS HCS HB 3004 - Smith
CCS SCS HCS HB 3005 - Smith
CCS SCS HCS HB 3006 - Smith
CCS SCS HCS HB 3007 - Smith
CCS SS SCS HCS HB 3008 - Smith
CCS SCS HCS HB 3009 - Smith
CCS SS SCS HCS HB 3010 - Smith
CCS SS SCS HCS HB 3011 - Smith
CCS SS SCS HCS HB 3012 - Smith
CCS SCS HCS HB 3013 - Smith
SCS HCS HB 3017 - Smith
SCS HCS HB 3018 - Smith
SCS HCS HB 3019 - Smith
SS SCS HCS HB 3020 - Smith

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTY-THIRD DAY, MONDAY, MAY 1, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Donnie Brown.

Our Father in Heaven, we thank You for all the many blessings You so richly give to each one of us. We thank You for this beautiful day and the honor and privilege to represent the people of this great state. We ask that You would be with us during these last two weeks, as the days get long and the stress levels rise. Help us to look to You and be swift to hear, slow to speak, slow to wrath, and let us do all things in love. Forgive us when we fail You. In Jesus's name I pray, Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Jackson Packham.

The Journal of the sixty-second day was approved as printed.

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS#2 SCS SB 88, relating to professional licensing.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#3 HCS HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 402, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 510**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 948 & 915**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1044**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SBs 45 & 90**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 70**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 72**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS SBs 94, 52, 57, 58 & 67**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 103**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 106**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 111**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HBs 903, 465, 430 & 499, as amended, relating to foreign ownership of real property, was taken up by Representative Haffner.

Representative Haffner moved that the House refuse to adopt **SS SCS HCS HBs 903, 465, 430 & 499, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS#3 HCS HJR 43, relating to procedures for ballot measures submitted to the voters, was taken up by Representative Henderson.

Representative Henderson moved that the House refuse to adopt **SS#3 HCS HJR 43** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF HOUSE BILLS

HCS HB 48, relating to hand-to-hand combat, was placed on the Informal Calendar.

Representative Van Schoiack assumed the Chair.

HB 643, relating to motor vehicle financial responsibility, was taken up by Representative Francis.

On motion of Representative Francis, **HB 643** was read the third time and passed by the following vote:

AYES: 138

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 16	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Clemens
Coleman	Cook	Copeland	Crossley	Davidson
Deaton	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hovis	Hudson	Hurlbert
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 6	Lonsdale	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Plank	Pollitt	Pouche

Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Titus	Toalson Reisch	Unsicker	Van Schoiack	Voss
Waller	Walsh Moore	Weber	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 004

Cupps	Davis	Lovasco	West

PRESENT: 000

ABSENT WITH LEAVE: 020

Aune	Bland Manlove	Boggs	Brown 27	Christ
Christofanelli	Collins	Diehl	Doll	Hinman
Houx	Ingle	Lewis 25	Murphy	Parker
Phifer	Steinhoff	Thompson	Veit	Windham

VACANCIES: 001

Representative Van Schoiack declared the bill passed.

HCS HB 589, **HCS HBs 700 & 445** and **HCS HB 719** were placed on the Informal Calendar.

HB 400, relating to delinquent tax notices, was taken up by Representative McGirl.

On motion of Representative McGirl, **HB 400** was read the third time and passed by the following vote:

AYES: 147

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lonsdale	Lovasco	Mackey
Mann	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Myers

Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Proudie	Quade	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 003

Gallick	Marquart	Reedy

PRESENT: 002

Bosley	Lewis 25

ABSENT WITH LEAVE: 010

Bland Manlove	Boggs	Collins	Doll	Hinman
Lewis 6	Murphy	Phifer	Thompson	Windham

VACANCIES: 001

Representative Van Schoiack declared the bill passed.

HCS HBs 948 & 915, relating to moneys received from mineral products, was taken up by Representative Dinkins.

On motion of Representative Dinkins, **HCS HBs 948 & 915** was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Billington	Black	Bonacker	Bosley	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern

O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Atchison	Barnes	Bland Manlove	Boggs	Doll
Hinman	Ingle	Mackey	Quade	Thompson
Windham				

VACANCIES: 001

Representative Van Schoiack declared the bill passed.

HCS HB 510, relating to mail sent by state departments, was taken up by Representative Griffith.

On motion of Representative Griffith, **HCS HB 510** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer

Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Boggs	Burger	Doll	Farnan
Gregory	Seitz	Thompson	Windham	

VACANCIES: 001

Representative Van Schoiack declared the bill passed.

Representative Justus assumed the Chair.

HB 1067, relating to Disabled American Veterans special license plates, was taken up by Representative Sharpe (4).

On motion of Representative Sharpe (4), **HB 1067** was read the third time and passed by the following vote:

AYES: 152

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy

Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bland Manlove	Boggs	Bosley	Doll	Farnan
Murphy	Nickson-Clark	Smith 155	Thompson	Windham

VACANCIES: 001

Representative Justus declared the bill passed.

HS HCS HBs 532 & 751, relating to detached catalytic converters, was taken up by Representative Mayhew.

On motion of Representative Mayhew, **HS HCS HBs 532 & 751** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Butz	Byrnes	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte

Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 001

Busick

PRESENT: 000

ABSENT WITH LEAVE: 008

Bland Manlove	Boggs	Casteel	Doll	Ealy
Proudie	Thompson	Windham		

VACANCIES: 001

Representative Justus declared the bill passed.

HB 392, relating to reemployment rights of Missouri Task Force One members, was taken up by Representative Toalson Reisch.

On motion of Representative Toalson Reisch, **HB 392** was read the third time and passed by the following vote:

AYES: 153

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46

Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Young		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Boggs	Casteel	Doll	Patterson
Thompson	Windham	Wright	Mr. Speaker	

VACANCIES: 001

Representative Justus declared the bill passed.

HB 1044, relating to the public service commission, was taken up by Representative Haffner.

On motion of Representative Haffner, **HB 1044** was read the third time and passed by the following vote:

AYES: 084

Allen	Atchison	Baker	Banderman	Billington
Black	Boyd	Brown 149	Brown 16	Buchheit-Courtway
Burger	Busick	Byrnes	Casteel	Chappell
Christ	Coleman	Cook	Copeland	Cupps
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Henderson
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Kelley 127	Knight
Lewis 6	Lonsdale	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	Morse	Myers	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Sander	Schulte	Schwadron	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Taylor 48	Thomas	Toalson Reisch	Van Schoiack	Veit
Voss	Wilson	Wright	Mr. Speaker	

NOES: 072

Adams	Amato	Anderson	Appelbaum	Aune
Bangert	Baringer	Barnes	Bonacker	Bosley
Bromley	Brown 27	Brown 87	Burnett	Burton
Butz	Christofanelli	Clemens	Collins	Crossley
Davidson	Davis	Ealy	Fogle	Fountain Henderson
Gragg	Gray	Hausman	Hein	Hicks
Ingle	Johnson 12	Johnson 23	Keathley	Kelly 141
Lavender	Lewis 25	Lovasco	Mackey	Mann

McMullen	Merideth	Mosley	Murphy	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Phifer	Plank
Proudie	Quade	Riley	Roberts	Sauls
Schnelting	Seitz	Sharp 37	Smith 46	Steinhoff
Stinnett	Strickler	Taylor 84	Terry	Titus
Unsicker	Waller	Walsh Moore	Weber	West
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 006

Bland Manlove	Boggs	Doll	Sassmann	Thompson
Windham				

VACANCIES: 001

Representative Justus declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 589, relating to earnings tax, was taken up by Representative Murphy.

On motion of Representative Murphy, **HCS HB 589** was read the third time and passed by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 047

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Gray

Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland Manlove	Boggs	Doll	Falkner	Lewis 6
Quade	Thompson	Windham	Wright	

VACANCIES: 001

Representative Justus declared the bill passed.

Speaker Plocher resumed the Chair.

THIRD READING OF SENATE BILLS - INFORMAL

SB 28, relating to access to public records of the Missouri state highway patrol, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **SB 28** was agreed to.

Representative Dinkins offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after said section and line the following:

"193.265. 1. For the issuance of a certification or copy of a death record, the applicant shall pay a fee of fourteen dollars for the first certification or copy and a fee of eleven dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars. No fee shall be required or collected for a certification of birth, death, or marriage if the request for certification is made by the children's division, the division of youth services, a guardian ad litem, or a juvenile officer on behalf of a child or person under twenty-one years of age who has come under the jurisdiction of the juvenile court under section 211.031. All fees collected under this subsection shall be deposited to the state department of revenue. Beginning August 28, 2004, for each vital records fee collected, the director of revenue shall credit four dollars to the general revenue fund, five dollars to the children's trust fund, one dollar shall be credited to the endowed care cemetery audit fund, one dollar for each certification or copy of death records to the Missouri state coroners' training fund established in section 58.208, and three dollars for the first copy of death records and five dollars for birth, marriage, divorce, and fetal death records shall be credited to the Missouri public health services fund established in section 192.900. Money in the endowed care cemetery audit fund shall be available by appropriation to the division of professional registration to pay its expenses in administering sections 214.270 to 214.410. All interest earned on money deposited in the endowed care cemetery audit fund shall be credited to the endowed care cemetery fund. Notwithstanding the provisions of section 33.080 to the contrary, money placed in the endowed care cemetery audit fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation

from the endowed care cemetery audit fund for the preceding fiscal year. The money deposited in the public health services fund under this section shall be deposited in a separate account in the fund, and moneys in such account, upon appropriation, shall be used to automate and improve the state vital records system, and develop and maintain an electronic birth and death registration system. For any search of the files and records, when no record is found, the state shall be entitled to a fee equal to the amount for a certification of a vital record for a five-year search to be paid by the applicant. For the processing of each legitimation, adoption, court order or recording after the registrant's twelfth birthday, the state shall be entitled to a fee equal to the amount for a certification of a vital record. Except whenever a certified copy or copies of a vital record is required to perfect any claim of any person on relief, or any dependent of any person who was on relief for any claim upon the government of the state or United States, the state registrar shall, upon request, furnish a certified copy or so many certified copies as are necessary, without any fee or compensation therefor.

2. For the issuance of a certification of a death record by the local registrar, the applicant shall pay a fee of fourteen dollars for the first certification or copy and a fee of eleven dollars for each additional copy ordered at that time. For each fee collected under this subsection, one dollar shall be deposited to the state department of revenue and the remainder shall be deposited to the official city or county health agency. The director of revenue shall credit all fees deposited to the state department of revenue under this subsection to the Missouri state coroners' training fund established in section 58.208.

3. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars; except that, in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a donation of one dollar may be collected by the local registrar over and above any fees required by law when a certification or copy of any marriage license or birth certificate is provided, with such donations collected to be forwarded monthly by the local registrar to the county treasurer of such county and the donations so forwarded to be deposited by the county treasurer into the housing resource commission fund to assist homeless families and provide financial assistance to organizations addressing homelessness in such county. The local registrar shall include a check-off box on the application form for such copies. All fees collected under this subsection, other than the donations collected in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants for marriage licenses and birth certificates, shall be deposited to the official city or county health agency.

4. A certified copy of a death record by the local registrar can only be issued within twenty-four hours of receipt of the record by the local registrar. Computer-generated certifications of death records may be issued by the local registrar after twenty-four hours of receipt of the records. The fees paid to the official county health agency shall be retained by the local agency for local public health purposes.

5. No fee under this section shall be required or collected from a parent or guardian of a homeless child or homeless youth, as defined in subsection 1 of section 167.020, or an unaccompanied youth, as defined in 42 U.S.C. Section 11434a(6), for the issuance of a certification, or copy of such certification, of birth of such child or youth. An unaccompanied youth shall be eligible to receive a certification or copy of his or her own birth record without the consent or signature of his or her parent or guardian; provided, that only one certificate under this provision shall be provided without cost to the unaccompanied or homeless youth. For the issuance of any additional certificates, the statutory fee shall be paid.

6. (1) Notwithstanding any provision of law, no fee shall be required or collected for a certification of birth if the request is made by a victim of domestic violence or abuse, as those terms are defined in section 455.010, and the victim provides documentation signed by an employee, agent, or volunteer of a victim service provider, an attorney, or a health care or mental health professional, from whom the victim has sought assistance relating to the domestic violence or abuse. Such documentation shall state that, under penalty of perjury, the employee, agent, or volunteer of a victim service provider, the attorney, or the health care or mental health professional believes the victim has been involved in an incident of domestic violence or abuse.

(2) A victim may be eligible only one time for a fee waiver under this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

MOTION

Representative Roberts, having voted on the prevailing side, moved that the vote by which the title of **SB 28** was agreed to, be reconsidered.

Which motion was adopted by the following vote:

AYES: 119

Allen	Amato	Atchison	Baker	Banderman
Baringer	Barnes	Billington	Black	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Buchheit-Courtway	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Taylor 84	Thomas	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Young	Mr. Speaker	

NOES: 017

Adams	Anderson	Appelbaum	Aune	Burnett
Clemens	Fogle	Hein	Johnson 12	Lavender
Lewis 25	Mackey	Phifer	Steinhoff	Terry
Unsicker	Walsh Moore			

PRESENT: 018

Bangert	Bosley	Brown 87	Burton	Crossley
Fountain Henderson	Ingle	Mann	Merideth	Nickson-Clark
Nurrenbern	Plank	Proudie	Quade	Sauls
Strickler	Weber	Windham		

ABSENT WITH LEAVE: 008

Bland Manlove	Boggs	Burger	Doll	Mosley
Schnelting	Thompson	Woods		

VACANCIES: 001

Representative Baker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 28, Page 1, In the Title, Lines 2-3, by deleting the phrase "public records of the Missouri state highway patrol" and inserting in lieu thereof the phrase "certain records"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 2** was adopted.

Representative Baker offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after said section and line the following:

"105.1500. 1. This section shall be known and may be cited as "The Personal Privacy Protection Act".

2. As used in this section, the following terms mean:

(1) "Personal information", any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, or volunteer of, or donor of financial or nonfinancial support to, any entity exempt from federal income **[**~~tax~~**] taxation** under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(2) "Public agency", the state and any political subdivision thereof including, but not limited to, any department, agency, office, commission, board, division, or other entity of state government; any county, city, township, village, school district, community college district; or any other local governmental unit, agency, authority, council, board, commission, state or local court, tribunal or other judicial or quasi-judicial body.

3. (1) Notwithstanding any provision of law to the contrary, but subject to the exceptions listed under **[**~~subsection~~**] subsections** 4 **and 6** of this section, a public agency shall not:

(a) Require any individual to provide the public agency with personal information or otherwise compel the release of personal information;

(b) Require any entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code **of 1986, as amended,** to provide the public agency with personal information or otherwise compel the release of personal information;

(c) Release, publicize, or otherwise publicly disclose personal information in possession of a public agency **without the express, written permission of every individual who is identifiable as a financial supporter of an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended**; or

(d) Request or require a current or prospective contractor or grantee with the public agency to provide the public agency with a list of entities exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to which it has provided financial or nonfinancial support.

(2) All personal information in the possession of a public agency shall be considered a closed record under chapter 610 and court operating rules.

4. The provisions of this section shall not preclude any individual or entity from being required to comply with any of the following:

(1) Submitting any report or disclosure required by this chapter or chapter 130;

(2) Responding to any lawful request or subpoena for personal information from the Missouri ethics commission as a part of an investigation, or publicly disclosing personal information as a result of an enforcement action from the Missouri ethics commission pursuant to its authority in sections 105.955 to 105.966;

(3) Responding to any lawful warrant for personal information issued by a court of competent jurisdiction;

(4) Responding to any lawful request for discovery of personal information in litigation if:

(a) The requestor demonstrates a compelling need for the personal information by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of personal information to any person not named in the litigation;

(5) Applicable court rules or admitting any personal information as relevant evidence before a court of competent jurisdiction. However, a submission of personal information to a court shall be made in a manner that it is not publicly revealed and no court shall publicly reveal personal information absent a specific finding of good cause; or

(6) Any report or disclosure required by state law to be filed with the secretary of state, provided that personal information obtained by the secretary of state is otherwise subject to the requirements of paragraph (c) of subdivision (1) of subsection 3 of this section, unless expressly required to be made public by state law.

5. (1) A person or entity alleging a violation of this section may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of moneys not less than two thousand five hundred dollars to compensate for injury or loss caused by each violation of this section; or

(b) For an intentional violation of this section, a sum of moneys not to exceed three times the sum described in paragraph (a) of this subdivision.

(2) A court, in rendering a judgment in an action brought under this section, may award all or a portion of the costs of litigation, including reasonable attorney's fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.

(3) A person who knowingly violates this section is guilty of a class B misdemeanor.

6. This section shall not apply to:

(1) Personal information that a person or entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, submits or has previously submitted to a public agency for the purpose of seeking or obtaining, including acting on behalf of another to seek or obtain, a contract, grant, permit, license, benefit, tax credit, incentive, status, or any other similar item, including a renewal of the same, provided that a public agency shall not require an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to provide information that directly identifies donors of financial support, but such information may be voluntarily provided to a public agency by the 501(c) entity. If a financial donor is seeking a benefit, tax credit, incentive, or any other similar item from a public agency based upon a donation, confirmation of specific donations by an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, shall be considered personal information voluntarily provided to the public agency by the 501(c) entity;

(2) A disclosure of personal information among law enforcement agencies or public agency investigators pursuant to an active investigation;

(3) A disclosure of personal information voluntarily made as part of public comment, public testimony, pleading, or in a public meeting, or voluntarily provided to a public agency, for the purpose of public outreach, marketing, or education to show appreciation for or in partnership with an entity or the representatives of an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, provided that no public agency shall disclose information that directly identifies an individual as a donor of financial support to a 501(c) entity without the express, written permission of the individual to which the personal information relates;

(4) A disclosure of personal information to a labor union or employee association regarding employees in a bargaining unit represented by the union or association; or

(5) The collection or publishing of information contained in a financial interest statement, as provided by law.

Section B. Because immediate action is necessary to protect the ability of nonprofit entities to interact with public agencies and restore transparency to governmental contracts, grant programs, and other similar items, the repeal and reenactment of section 105.1500 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 105.1500 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 3** was adopted.

Representative Veit offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after said section and line the following:

"476.055. 1. There is hereby established in the state treasury the "Statewide Court Automation Fund". All moneys collected pursuant to section 488.027, as well as gifts, contributions, devises, bequests, and grants received relating to automation of judicial record keeping, and moneys received by the judicial system for the dissemination of information and sales of publications developed relating to automation of judicial record keeping, shall be credited to the fund. Moneys credited to this fund may only be used for the purposes set forth in this section and as appropriated by the general assembly. Any unexpended balance remaining in the statewide court automation fund at the end of each biennium shall not be subject to the provisions of section 33.080 requiring the transfer of such unexpended balance to general revenue**[**~~, except that, any unexpended balance remaining in the fund on September 1, 2023, shall be transferred to general revenue~~**]**.

2. The statewide court automation fund shall be administered by a court automation committee consisting of the following: the chief justice of the supreme court, a judge from the court of appeals, four circuit judges, four associate circuit judges, four employees of the circuit court, **two municipal employees who work full time in a municipal division of a circuit court,** the commissioner of administration, two members of the house of representatives appointed by the speaker of the house, two members of the senate appointed by the president pro tem of the senate, the executive director of the Missouri office of prosecution services, the director of the state public defender system, and two members of the Missouri Bar. The judge members and employee members shall be appointed by the chief justice. The commissioner of administration shall serve ex officio. The members of the Missouri Bar shall be appointed by the board of governors of the Missouri Bar. Any member of the committee may designate another person to serve on the committee in place of the committee member.

3. The committee shall develop and implement a plan for a statewide court automation system. The committee shall have the authority to hire consultants, review systems in other jurisdictions and purchase goods and services to administer the provisions of this section. The committee may implement one or more pilot projects in the state for the purposes of determining the feasibility of developing and implementing such plan. The members of the committee shall be reimbursed from the court automation fund for their actual expenses in performing their official duties on the committee.

4. Any purchase of computer software or computer hardware that exceeds five thousand dollars shall be made pursuant to the requirements of the office of administration for lowest and best bid. Such bids shall be subject to acceptance by the office of administration. The court automation committee shall determine the specifications for such bids.

5. The court automation committee shall not require any circuit court to change any operating system in such court, unless the committee provides all necessary personnel, funds and equipment necessary to effectuate the required changes. No judicial circuit or county may be reimbursed for any costs incurred pursuant to this subsection unless such judicial circuit or county has the approval of the court automation committee prior to incurring the specific cost.

6. Any court automation system, including any pilot project, shall be implemented, operated and maintained in accordance with strict standards for the security and privacy of confidential judicial records. Any person who knowingly releases information from a confidential judicial record is guilty of a class B misdemeanor. Any person who, knowing that a judicial record is confidential, uses information from such confidential record for financial gain is guilty of a class E felony.

7. On the first day of February, May, August and November of each year, the court automation committee shall file a report on the progress of the statewide automation system with:

(1) The chair of the house budget committee;

(2) The chair of the senate appropriations committee;

(3) The chair of the house judiciary committee; and

(4) The chair of the senate judiciary committee.

8. **[**~~Section 488.027 shall expire on September 1, 2023.~~**]** The court automation committee established pursuant to this section may continue to function until completion of its duties prescribed by this section**[**~~, but shall complete its duties prior to September 1, 2025.~~

~~9. This section shall expire on September 1, 2025~~**]**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 4** was adopted.

Representative Copeland offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Bill No. 28, Page 1, Section A, Line 3, by inserting after said section and line the following:

"37.725. 1. Any files maintained by the advocate program shall be disclosed only at the discretion of the child advocate; except that the identity of any complainant or recipient shall not be disclosed by the office unless:

(1) The complainant or recipient, or the complainant's or recipient's legal representative, consents in writing to such disclosure; **[**~~or~~**]**

(2) Such disclosure is required by court order**; or**

(3) The disclosure is at the request of law enforcement as part of an investigation.

2. Any statement or communication made by the office relevant to a complaint received by, proceedings before, or activities of the office and any complaint or information made or provided in good faith by any person shall be absolutely privileged and such person shall be immune from suit.

3. Any representative of the office conducting or participating in any examination of a complaint who knowingly and willfully discloses to any person other than the office, or those persons authorized by the office to receive it, the name of any witness examined or any information obtained or given during such examination is guilty of a class A misdemeanor. However, the office conducting or participating in any examination of a complaint shall disclose the final result of the examination with the consent of the recipient.

4. The office shall not be required to testify in any court with respect to matters held to be confidential in this section except as the court may deem necessary to enforce the provisions of sections 37.700 to 37.730, or where otherwise required by court order."; and

Further amend said bill and page, Section 43.253, Line 13, by inserting after said section and line the following:

"43.539. 1. As used in this section, the following terms mean:

(1) "Applicant", a person who:

(a) Is actively employed by or seeks employment with a qualified entity;

(b) Is actively licensed or seeks licensure with a qualified entity;

(c) Actively volunteers or seeks to volunteer with a qualified entity;

(d) Is actively contracted with or seeks to contract with a qualified entity; or

(e) Owns or operates a qualified entity;

(2) "Care", the provision of care, treatment, education, training, instruction, supervision, or recreation to children, the elderly, or disabled persons;

(3) "Missouri criminal record review", a review of criminal history records and sex offender registration records under sections 589.400 to 589.425 maintained by the Missouri state highway patrol in the Missouri criminal records repository;

(4) "Missouri Rap Back program", any type of automatic notification made by the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense in Missouri as required under section 43.506;

(5) "National criminal record review", a review of the criminal history records maintained by the Federal Bureau of Investigation;

(6) "National Rap Back program", any type of automatic notification made by the Federal Bureau of Investigation through the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense outside the state of Missouri and the fingerprints for that arrest were forwarded to the Federal Bureau of Investigation by the arresting agency;

(7) "Patient or resident", a person who by reason of age, illness, disease, or physical or mental infirmity receives or requires care or services furnished by an applicant, as defined in this section, or who resides or boards in, or is otherwise kept, cared for, treated, or accommodated in a facility as defined in section 198.006, for a period exceeding twenty-four consecutive hours;

(8) "Qualified entity", a person, business, or organization that provides care, care placement, or educational services for children, the elderly, or persons with disabilities as patients or residents, including a business or organization that licenses or certifies others to provide care or care placement services;

(9) "Youth services agency", any agency, school, or association that provides programs, care, or treatment for or exercises supervision over minors.

2. The central repository shall have the authority to submit applicant fingerprints to the National Rap Back program to be retained for the purpose of being searched against future submissions to the National Rap Back program, including latent fingerprint searches. Qualified entities may conduct Missouri and national criminal record reviews on applicants and participate in Missouri and National Rap Back programs for the purpose of determining suitability or fitness for a permit, license, or employment, and shall abide by the following requirements:

(1) The qualified entity shall register with the Missouri state highway patrol prior to submitting a request for screening under this section. As part of the registration, the qualified entity shall indicate if it chooses to enroll applicants in the Missouri and National Rap Back programs;

(2) Qualified entities shall notify applicants subject to a criminal record review under this section that the applicant's fingerprints shall be retained by the state central repository and the Federal Bureau of Investigation and shall be searched against other fingerprints on file, including latent fingerprints;

(3) Qualified entities shall notify applicants subject to enrollment in the National Rap Back program that the applicant's fingerprints, while retained, may continue to be compared against other fingerprints submitted or retained by the Federal Bureau of Investigation, including latent fingerprints;

(4) The criminal record review and Rap Back process described in this section shall be voluntary and conform to the requirements established in the National Child Protection Act of 1993, as amended, and other applicable state or federal law. As a part of the registration, the qualified entity shall agree to comply with state and federal law and shall indicate so by signing an agreement approved by the Missouri state highway patrol. The Missouri state highway patrol may periodically audit qualified entities to ensure compliance with federal law and this section;

(5) A qualified entity shall submit to the Missouri state highway patrol a request for screening on applicants covered under this section using a completed fingerprint card;

(6) Each request shall be accompanied by a reasonable fee, as provided in section 43.530, plus the amount required, if any, by the Federal Bureau of Investigation for the national criminal record review and enrollment in the National Rap Back program in compliance with the National Child Protection Act of 1993, as amended, and other applicable state or federal laws;

(7) The Missouri state highway patrol shall provide, directly to the qualified entity, the applicant's state criminal history records that are not exempt from disclosure under chapter 610 or otherwise confidential under law;

(8) The national criminal history data shall be available to qualified entities to use only for the purpose of screening applicants as described under this section. The Missouri state highway patrol shall provide the applicant's national criminal history record information directly to the qualified entity;

(9) The determination whether the criminal history record shows that the applicant has been convicted of or has a pending charge for any crime that bears upon the fitness of the applicant to have responsibility for the safety and well-being of children, the elderly, or disabled persons shall be made solely by the qualified entity. This section shall not require the Missouri state highway patrol to make such a determination on behalf of any qualified entity;

(10) The qualified entity shall notify the applicant, in writing, of his or her right to obtain a copy of any criminal record review, including the criminal history records, if any, contained in the report and of the applicant's right to challenge the accuracy and completeness of any information contained in any such report and obtain a

determination as to the validity of such challenge before a final determination regarding the applicant is made by the qualified entity reviewing the criminal history information. A qualified entity that is required by law to apply screening criteria, including any right to contest or request an exemption from disqualification, shall apply such screening criteria to the state and national criminal history record information received from the Missouri state highway patrol for those applicants subject to the required screening; and

(11) Failure to obtain the information authorized under this section, with respect to an applicant, shall not be used as evidence in any negligence action against a qualified entity. The state, any political subdivision of the state, or any agency, officer, or employee of the state or a political subdivision shall not be liable for damages for providing the information requested under this section.

3. The criminal record review shall include the submission of fingerprints to the Missouri state highway patrol, who shall conduct a Missouri criminal record review, including closed record information under section 610.120. The Missouri state highway patrol shall also forward a copy of the applicant's fingerprints to the Federal Bureau of Investigation for a national criminal record review.

4. The applicant subject to a criminal record review shall provide the following information to the qualified entity:

(1) Consent to obtain the applicant's fingerprints, conduct the criminal record review, and participate in the Missouri and National Rap Back programs;

(2) Consent to obtain the identifying information required to conduct the criminal record review, which may include, but not be limited to:

(a) Name;

(b) Date of birth;

(c) Height;

(d) Weight;

(e) Eye color;

(f) Hair color;

(g) Gender;

(h) Race;

(i) Place of birth;

(j) Social Security number; and

(k) The applicant's photo.

5. Any information received by an authorized state agency or a qualified entity under the provisions of this section shall be used solely for internal purposes in determining the suitability of an applicant. The dissemination of criminal history information from the Federal Bureau of Investigation beyond the authorized state agency or related governmental entity is prohibited. All criminal record check information shall be confidential, and any person who discloses the information beyond the scope allowed is guilty of a class A misdemeanor.

6. A qualified entity enrolled in either the Missouri or National Rap Back program shall be notified by the Missouri state highway patrol that a new arrest has been reported on an applicant who is employed, licensed, or otherwise under the purview of the qualified entity. Upon receiving the Rap Back notification, if the qualified entity deems that the applicant is still serving in an active capacity, the entity may request and receive the individual's updated criminal history record. This process shall only occur if:

(1) The entity has abided by all procedures and rules promulgated by the Missouri state highway patrol and Federal Bureau of Investigation regarding the Missouri and National Rap Back programs;

(2) The individual upon whom the Rap Back notification is being made has previously had a Missouri and national criminal record review completed for the qualified entity under this section **[**~~within the previous six years~~**]**; and

(3) The individual upon whom the Rap Back notification is being made is a current employee, licensee, or otherwise still actively under the purview of the qualified entity.

7. The Missouri state highway patrol shall make available or approve the necessary forms, procedures, and agreements necessary to implement the provisions of this section.

43.540. 1. As used in this section, the following terms mean:

(1) "Applicant", a person who:

(a) Is actively employed by or seeks employment with a qualified entity;

(b) Is actively licensed or seeks licensure with a qualified entity;

(c) Actively volunteers or seeks to volunteer with a qualified entity; or

(d) Is actively contracted with or seeks to contract with a qualified entity;

(2) "Missouri criminal record review", a review of criminal history records and sex offender registration records pursuant to sections 589.400 to 589.425 maintained by the Missouri state highway patrol in the Missouri criminal records repository;

(3) "Missouri Rap Back program", shall include any type of automatic notification made by the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense in Missouri as required under section 43.506;

(4) "National criminal record review", a review of the criminal history records maintained by the Federal Bureau of Investigation;

(5) "National Rap Back program", shall include any type of automatic notification made by the Federal Bureau of Investigation through the Missouri state highway patrol to a qualified entity indicating that an applicant who is employed, licensed, or otherwise under the purview of that entity has been arrested for a reported criminal offense outside the state of Missouri and the fingerprints for that arrest were forwarded to the Federal Bureau of Investigation by the arresting agency;

(6) "Qualified entity", an entity that is:

(a) An office or division of state, county, or municipal government, including a political subdivision or a board or commission designated by statute or approved local ordinance, to issue or renew a license, permit, certification, or registration of authority;

(b) An office or division of state, county, or municipal government, including a political subdivision or a board or commission designated by statute or approved local ordinance, to make fitness determinations on applications for state, county, or municipal government employment; or

(c) Any entity that is authorized to obtain criminal history record information under 28 CFR 20.33.

2. The central repository shall have the authority to submit applicant fingerprints to the National Rap Back program to be retained for the purpose of being searched against future submissions to the National Rap Back program, including latent fingerprint searches. Qualified entities may conduct Missouri and national criminal record reviews on applicants and participate in Missouri and National Rap Back programs for the purpose of determining suitability or fitness for a permit, license, or employment, and shall abide by the following requirements:

(1) The qualified entity shall register with the Missouri state highway patrol prior to submitting a request for screening under this section. As part of such registration, the qualified entity shall indicate if it chooses to enroll their applicants in the Missouri and National Rap Back programs;

(2) Qualified entities shall notify applicants subject to a criminal record review under this section that the applicant's fingerprints shall be retained by the state central repository and the Federal Bureau of Investigation and shall be searched against other fingerprints on file, including latent fingerprints;

(3) Qualified entities shall notify applicants subject to enrollment in the National Rap Back program that the applicant's fingerprints, while retained, may continue to be compared against other fingerprints submitted or retained by the Federal Bureau of Investigation, including latent fingerprints;

(4) The criminal record review and Rap Back process described in this section shall be voluntary and conform to the requirements established in Pub. L. 92-544 and other applicable state or federal law. As a part of the registration, the qualified entity shall agree to comply with state and federal law and shall indicate so by signing an agreement approved by the Missouri state highway patrol. The Missouri state highway patrol may periodically audit qualified entities to ensure compliance with federal law and this section;

(5) A qualified entity shall submit to the Missouri state highway patrol a request for screening on applicants covered under this section using a completed fingerprint card;

(6) Each request shall be accompanied by a reasonable fee, as provided in section 43.530, plus the amount required, if any, by the Federal Bureau of Investigation for the national criminal record review and enrollment in the National Rap Back program in compliance with applicable state or federal laws;

(7) The Missouri state highway patrol shall provide, directly to the qualified entity, the applicant's state criminal history records that are not exempt from disclosure under chapter 610 or are otherwise confidential under law;

(8) The national criminal history data shall be available to qualified entities to use only for the purpose of screening applicants as described under this section. The Missouri state highway patrol shall provide the applicant's national criminal history record information directly to the qualified entity;

(9) This section shall not require the Missouri state highway patrol to make an eligibility determination on behalf of any qualified entity;

(10) The qualified entity shall notify the applicant, in writing, of his or her right to obtain a copy of any criminal record review, including the criminal history records, if any, contained in the report, and of the applicant's right to challenge the accuracy and completeness of any information contained in any such report and to obtain a determination as to the validity of such challenge before a final determination regarding the applicant is made by the qualified entity reviewing the criminal history information. A qualified entity that is required by law to apply screening criteria, including any right to contest or request an exemption from disqualification, shall apply such screening criteria to the state and national criminal history record information received from the Missouri state highway patrol for those applicants subject to the required screening; and

(11) Failure to obtain the information authorized under this section with respect to an applicant shall not be used as evidence in any negligence action against a qualified entity. The state, any political subdivision of the state, or any agency, officer, or employee of the state or a political subdivision shall not be liable for damages for providing the information requested under this section.

3. The criminal record review shall include the submission of fingerprints to the Missouri state highway patrol, who shall conduct a Missouri criminal record review, including closed record information under section 610.120. The Missouri state highway patrol shall also forward a copy of the applicant's fingerprints to the Federal Bureau of Investigation for a national criminal record review.

4. The applicant subject to a criminal record review shall provide the following information to the qualified entity:

(1) Consent to obtain the applicant's fingerprints, conduct the criminal record review, and participate in the Missouri and National Rap Back programs;

(2) Consent to obtain the identifying information required to conduct the criminal record review, which may include, but not be limited to:

(a) Name;

(b) Date of birth;

(c) Height;

(d) Weight;

(e) Eye color;

(f) Hair color;

(g) Gender;

(h) Race;

(i) Place of birth;

(j) Social Security number; and

(k) The applicant's photo.

5. Any information received by an authorized state agency or a qualified entity pursuant to the provisions of this section shall be used solely for internal purposes in determining the suitability of an applicant. The dissemination of criminal history information from the Federal Bureau of Investigation beyond the authorized state agency or related governmental entity is prohibited. All criminal record check information shall be confidential and any person who discloses the information beyond the scope allowed is guilty of a class A misdemeanor.

6. A qualified entity enrolled in either the Missouri or National Rap Back programs shall be notified by the Missouri state highway patrol that a new arrest has been reported on an applicant who is employed, licensed, or otherwise under the purview of the qualified entity. Upon receiving the Rap Back notification, if the qualified entity deems that the applicant is still serving in an active capacity, the entity may request and receive the individual's updated criminal history record. This process shall only occur if:

(1) The agency has abided by all procedures and rules promulgated by the Missouri state highway patrol and Federal Bureau of Investigation regarding the Missouri and National Rap Back programs;

(2) The individual upon whom the Rap Back notification is being made has previously had a Missouri and national criminal record review completed for the qualified entity under this section **[**~~within the previous six years~~**]**; and

(3) The individual upon whom the Rap Back notification is being made is a current employee, licensee, or otherwise still actively under the purview of the qualified entity.

7. The highway patrol shall make available or approve the necessary forms, procedures, and agreements necessary to implement the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 5** was adopted.

Representative Francis offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after all of the said section and line the following:

"**303.420. As used in sections 303.420 to 303.440, unless the context requires otherwise, the following terms mean:**

(1) "Law enforcement agency", the department of revenue, the Missouri state highway patrol, the prosecuting attorney or sheriff's office of any county or city not within a county, the chiefs of police of any city or municipality, or any other authorized law enforcement agency recognized by the state;

(2) "Program", the motor vehicle financial responsibility enforcement and compliance incentive program established under section 303.425;

(3) "System" or "verification system", the web-based resource established under section 303.430 for online verification of motor vehicle financial responsibility.

303.422. 1. There is hereby created in the state treasury the "Motor Vehicle Financial Responsibility Verification and Enforcement Fund", which shall consist of moneys received by the department of revenue under sections 303.420 to 303.440. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and moneys in the fund shall be used solely by the department of revenue for the administration of sections 303.420 to 303.440.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

303.425. 1. (1) There is hereby created within the department of revenue the motor vehicle financial responsibility enforcement and compliance incentive program. The department of revenue may enter into contractual agreements with third-party vendors to facilitate the necessary technology and equipment, maintenance thereof, and associated program management services and may enter into contractual agreements with the Missouri office of prosecution services as provided in sections 303.420 to 303.440. Where sections 303.420 to 303.440 authorize the department of revenue to enter into contracts with a third-party vendor or the Missouri office of prosecution services at its option, the department of revenue shall contract with the Missouri office of prosecution services unless the Missouri office of prosecution services declines to enter into the contract.

(2) The department of revenue or a third-party vendor shall utilize technology to compare vehicle registration information with the financial responsibility information accessible through the system. The department of revenue shall utilize this information to identify motorists who are in violation of the motor vehicle financial responsibility law. The department of revenue may offer offenders under this program the option of pretrial diversion as an alternative to statutory fines or reinstatement fees prescribed under the motor vehicle financial responsibility law as a method of encouraging compliance and discouraging recidivism.

(3) All fees paid to or collected by third-party vendors or the Missouri office of prosecution services under sections 303.420 to 303.440 may come from violator diversion fees generated by the pretrial diversion option established under this section. A contractual agreement between the department of revenue and the

Missouri office of prosecution services under sections 303.420 to 303.440 may provide for retention by the Missouri office of prosecution services of part or all of the violator diversion fees as consideration for the contract.

2. The department of revenue may authorize law enforcement agencies or third-party vendors to use technology to collect data for the investigation, detection, analysis, and enforcement of the motor vehicle financial responsibility law.

3. The department of revenue may authorize law enforcement officers, as defined in section 556.061, third-party vendors, or the Missouri office of prosecution services to administer the processing and issuance of notices of violation or the referral of cases for prosecution under the program. The department may authorize third-party vendors to collect fees for a violation of the motor vehicle financial responsibility law.

4. Access to the system shall be restricted to authorized law enforcement agency users in the program, the department of revenue, and the third-party vendors with which the department of revenue contracts for purposes of the program, provided that any third-party vendor with which a contract is executed to provide necessary technology, equipment, or maintenance for the program shall be authorized as necessary to collaborate for required updates and maintenance of system software.

5. For purposes of the program, any data collected and matched to a corresponding vehicle insurance record as verified through the system, and any Missouri vehicle registration database, may be used to identify violations of the motor vehicle financial responsibility law. Such images and corresponding data shall constitute evidence of the violations.

6. Except as otherwise provided in this section, the department of revenue shall suspend, in accordance with section 303.041, the registration of any motor vehicle that is determined under the program to be in violation of the motor vehicle financial responsibility law.

7. The department of revenue shall send to an owner whose vehicle is identified under the program as being in violation of the motor vehicle financial responsibility law a notice that the vehicle's registration may be suspended unless the owner, within thirty days, provides proof of financial responsibility for the vehicle or proof, in a form specified by the department of revenue, that the owner has a pending criminal charge for a violation of the motor vehicle financial responsibility law. The notice shall include information on steps an individual may take to obtain proof of financial responsibility and a web address to a page on the department of revenue's website where information on obtaining proof of financial responsibility shall be provided. If proof of financial responsibility or a pending criminal charge is not provided within the time allotted, the department of revenue shall provide a notice of suspension and suspend the vehicle's registration in accordance with section 303.041 or shall send a notice of vehicle registration suspension, clearly specifying the reason and statutory grounds for the suspension and the effective date of the suspension, the right of the vehicle owner to request a hearing, the procedure for requesting a hearing, and the date by which that request for a hearing must be made, as well as informing the owner that the matter will be referred for prosecution if a satisfactory response is not received in the time allotted, informing the owner that the minimum penalty for the violation is three hundred dollars and four license points, and offering the owner participation in a pretrial diversion option to preclude referral for prosecution and registration suspension under sections 303.420 to 303.440. The notice of vehicle registration suspension shall give a period of thirty-three days from mailing for the vehicle owner to respond, and shall be deemed received three days after mailing. If no request for a hearing or agreement to participate in the diversion option is received by the department of revenue prior to the date provided on the notice of vehicle registration suspension, the director shall suspend the vehicle's registration, effective immediately, and refer the case to the appropriate prosecuting attorney. If an agreement by the vehicle owner to participate in the diversion option is received by the department of revenue prior to the effective date provided on the notice of vehicle registration suspension, upon payment of a diversion participation fee not to exceed two hundred dollars, agreement to secure proof of financial responsibility within the time provided on the notice of suspension, and agreement that such financial responsibility shall be maintained for a minimum of two years, no points shall be assessed to the vehicle owner's driver's license under section 302.302 and the department of revenue shall not take further action against the vehicle owner under sections 303.420 to 303.440, subject to compliance with the terms of the pretrial diversion option. The department of revenue shall suspend the vehicle registration of, and shall refer the case to the appropriate prosecuting attorney for prosecution of, participating vehicle

owners who violate the terms of the pretrial diversion option. If a request for hearing is received by the department of revenue prior to the effective date provided on the notice of vehicle registration suspension, for all purposes other than eligibility for participation in the diversion option, the effective date of the suspension shall be stayed until a final order is issued following the hearing. The department of revenue shall suspend the registration of vehicles determined under the final order to have violated the motor vehicle financial responsibility law and shall refer the case to the appropriate prosecuting attorney for prosecution. Notices under this subsection shall be mailed to the vehicle owner at the last known address shown on the department of revenue's records. The department of revenue or its third-party vendor or the Missouri office of prosecution services shall issue receipts for the collection of diversion participation fees. Except as otherwise provided in subsection 1 of this section, all such fees shall be deposited into the motor vehicle financial responsibility verification and enforcement fund established in section 303.422. A vehicle owner whose registration has been suspended under sections 303.420 to 303.440 may obtain reinstatement of the registration upon providing proof of financial responsibility and payment to the department of revenue of a nonrefundable reinstatement fee equal to the fee that would be applicable under subsection 2 of section 303.042 if the registration had been suspended under section 303.041.

8. Data collected or retained under the program shall not be used by any entity for purposes other than enforcement of the motor vehicle financial responsibility law. Data collected and stored by law enforcement under the program shall be considered evidence if noncompliance with the motor vehicle financial responsibility law is confirmed. The evidence, and an affidavit stating that the evidence and system have identified a particular vehicle as being in violation of the motor vehicle financial responsibility law, shall constitute probable cause for prosecution and shall be forwarded in accordance with subsection 7 of this section to the appropriate prosecuting attorney.

9. Owners of vehicles identified under the program as being in violation of the motor vehicle financial responsibility law shall be provided with options for disputing such claims that do not require appearance at any state or local court of law, or administrative facility. Any person who presents timely proof that he or she was in compliance with the motor vehicle financial responsibility law at the time of the alleged violation shall be entitled to dismissal of the charge with no assessment of fees or fines. Proof provided by a vehicle owner to the department of revenue that the vehicle was in compliance at the time of the suspected violation of the motor vehicle financial responsibility law shall be recorded in the system established by the department of revenue under section 303.430.

10. The collection of data or use of any technology pursuant to this section shall be done in a manner that prohibits any bias towards a specific community, race, gender, or socioeconomic status of vehicle owner.

11. Law enforcement agencies, third-party vendors, or other entities authorized to operate under the program shall not sell data collected or retained under the program for any purpose or share it for any purpose not expressly authorized in this section. All data shall be secured and any third-party vendor or other entity authorized to operate under the program may be liable for any data security breach.

12. The department of revenue shall not take action under sections 303.420 to 303.440 against vehicles registered as fleet vehicles under section 301.032, or against vehicles known to the department of revenue to be insured under a policy of commercial auto coverage, as such term is defined in subdivision (10) of subsection 2 of section 303.430.

13. Following one year after the implementation of the program, and every year thereafter, the department of revenue shall provide a report to the president pro tempore of the senate, the speaker of the house of representatives, the chairs of the house and senate committees with jurisdictions over insurance or transportation matters, and the chairs of the house budget and senate appropriations committees. The report shall include an evaluation of program operations, information as to the costs of the program incurred by the department of revenue, insurers, and the public, information as to the effectiveness of the program in reducing the number of uninsured motor vehicles, and anonymized demographic information including the race and ZIP code of vehicle owners identified under the program as being in violation of the motor vehicle financial responsibility law, and may include any additional information and recommendations for improvement of the program deemed appropriate by the department of revenue. The department of revenue may, by rule, require the state, counties, and municipalities to provide information in order to complete the report.

14. The Missouri office of prosecution services in consultation with the department of revenue may promulgate rules as necessary for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

303.430. 1. The department of revenue shall establish and maintain a web-based system for the verification of motor vehicle financial responsibility, shall provide access to insurance reporting data and vehicle registration and financial responsibility data, and shall require motor vehicle insurers to establish functionality for the verification system, as provided in sections 303.420 to 303.440. The verification system, including any exceptions as provided for in sections 303.420 to 303.440 or in the implementation guide developed to support the program, shall supersede any existing verification system and shall be the sole system used for the purpose of verifying financial responsibility required under this chapter.

2. The system established pursuant to subsection 1 of this section shall be subject to the following:

(1) The verification system shall transmit requests to insurers for verification of motor vehicle insurance coverage via web services established by the insurers through the internet in compliance with the specifications and standards of the Insurance Industry Committee on Motor Vehicle Administration, or "IICMVA". Insurance company systems shall respond to each request with a prescribed response upon evaluation of the data provided in the request. The system shall include appropriate protections to secure its data against unauthorized access, and the department of revenue shall maintain a historical record of the system data for a period of no more than twelve months from the date of all requests and responses. The system shall be used for verification of the financial responsibility required under this chapter. The system shall be accessible to authorized personnel of the department of revenue, the courts, law enforcement personnel, and other entities authorized by the state as permitted by state or federal privacy laws, and it shall be interfaced, where appropriate, with existing state systems. The system shall include information enabling the department of revenue to submit inquiries to insurers regarding motor vehicle insurance that are consistent with insurance industry and IICMVA recommendations, specifications, and standards by using the following data elements for greater matching accuracy: insurer National Association of Insurance Commissioners, or "NAIC", company code; vehicle identification number; policy number; verification date; or as otherwise described in the specifications and standards of the IICMVA. The department of revenue shall promulgate rules to offer insurers who insure one thousand or fewer vehicles within this state an alternative method for verifying motor vehicle insurance coverage in lieu of web services, and to provide for the verification of financial responsibility when financial responsibility is proven to the department to be maintained by means other than a policy of motor vehicle insurance. Insurers shall not be required to verify insurance coverage for vehicles registered in other jurisdictions;

(2) The verification system shall respond to each request within a time period established by the department of revenue. An insurer's system shall respond within the time period prescribed by the IICMVA's specifications and standards. Insurer systems shall be permitted reasonable system downtime for maintenance and other work with advance notice to the department of revenue. Insurers shall not be subject to enforcement fees or other sanctions under such circumstances, or when systems are not available because of emergency, outside attack, or other unexpected outages not planned by the insurer and reasonably outside its control;

(3) The system shall assist in identifying violations of the motor vehicle financial responsibility law in the most effective way possible. Responses to individual insurance verification requests shall have no bearing on whether insurance coverage is determined to be in force at the time of a claim. Claims shall be individually investigated to determine the existence of coverage. Nothing in sections 303.420 to 303.440 shall prohibit the department of revenue from contracting with a third-party vendor or vendors who have successfully implemented similar systems in other states to assist in establishing and maintaining this verification system;

(4) The department of revenue shall consult with representatives of the insurance industry and may consult with third-party vendors to determine the objectives, details, and deadlines related to the system by establishment of an advisory council. The advisory council shall consist of voting members comprised of:

(a) The director of the department of commerce and insurance, or his or her designee, who shall serve as chair;

(b) Two representatives of the department of revenue, to be appointed by the director of the department of revenue;

(c) One representative of the department of commerce and insurance, to be appointed by the director of the department of commerce and insurance;

(d) Three representatives of insurance companies, to be appointed by the director of the department of commerce and insurance;

(e) One representative from the Missouri Insurance Coalition;

(f) One representative chosen by the National Association of Mutual Insurance Companies;

(g) One representative chosen by the American Property and Casualty Insurance Association;

(h) One representative chosen by the Missouri Independent Agents Association;

(i) One representative who is currently employed as a law enforcement officer in the state; and

(j) Such other representatives as may be appointed by the director of the department of commerce and insurance;

(5) The department of revenue shall publish for comment, and then issue, a detailed implementation guide for its online verification system;

(6) The department of revenue and its third-party vendors, if any, shall each maintain a contact person for insurers during the establishment, implementation, and operation of the system;

(7) If the department of revenue has reason to believe a vehicle owner does not maintain financial responsibility as required under this chapter, it may also request an insurer to verify the existence of such financial responsibility in a form approved by the department of revenue. In addition, insurers shall cooperate with the department of revenue in establishing and maintaining the verification system established under this section, and shall provide motor vehicle insurance policy status information as provided in the rules promulgated by the department of revenue;

(8) Every property and casualty insurance company licensed to issue motor vehicle insurance or authorized to do business in this state shall comply with sections 303.420 to 303.440, and corresponding rules promulgated by the department of revenue, for the verification of such insurance for every vehicle insured by that company in this state;

(9) Insurers shall maintain a historical record of insurance data for a minimum period of six months from the date of policy inception or policy change for the purpose of historical verification inquiries;

(10) For the purposes of this section, "commercial auto coverage" shall mean any coverage provided to an insured, regardless of number of vehicles or entities covered, under a commercial coverage form and rated from a commercial manual approved by the department of commerce and insurance. Sections 303.420 to 303.440 shall not apply to vehicles insured under commercial auto coverage; however, insurers of such vehicles may participate on a voluntary basis, and vehicle owners may provide proof at or subsequent to the time of vehicle registration that a vehicle is insured under commercial auto coverage, which the department of revenue shall record in the system;

(11) Insurers shall provide commercial or fleet automobile customers with evidence reflecting that the vehicle is insured under a commercial or fleet automobile liability policy. Sufficient evidence shall include an insurance identification card clearly marked with a suitable identifier such as "commercial auto insurance identification card", "fleet auto insurance identification card", or other clear identification that the vehicle is insured under a fleet or commercial policy;

(12) Insurers shall be immune from civil and administrative liability for good faith efforts to comply with the terms of sections 303.420 to 303.440;

(13) Nothing in this section shall prohibit an insurer from using the services of a third-party vendor for facilitating the verification system required under sections 303.420 to 303.440.

3. The department of revenue shall promulgate rules as necessary for the implementation of sections 303.420 to 303.440. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all

of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

303.440. The verification system established under section 303.430 shall be installed and fully operational on January 1, 2025, following an appropriate testing or pilot period of not less than nine months. Until the successful completion of the testing or pilot period in the judgment of the director of the department of revenue, no enforcement action shall be taken based on the system including, but not limited to, action taken under the program established under section 303.425."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 6** was adopted.

Representative Evans offered **House Amendment No. 7**.

House Amendment No. 7

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after said section and line the following:

"509.520. 1. Notwithstanding any provision of law to the contrary, beginning August 28, **[**~~2009~~**] 2023**, pleadings, attachments, **[**~~or~~**]** exhibits filed with the court in any case, as well as any judgments **or orders** issued by the court, **or other records of the court** shall not include **the following confidential and personal identifying information**:

(1) The full Social Security number of any party or any child **[**~~who is the subject to an order of custody or support~~**]**;

(2) The full credit card number **[**~~or other~~**],** financial **institution** account number**, personal identification number, or password used to secure an account** of any party**;**

(3) The full motor vehicle operator license number;

(4) Victim information, including the name, address, and other contact information of the victim;

(5) Witness information, including the name, address, and other contact information of the witness;

(6) Any other full state identification number;

(7) The full name, address, and date of birth of a minor; or

(8) The full date of birth of any party; however, the year of birth shall be made available.

2. **The information provided under subsection 1 of this section shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.**

3. Nothing in this section shall preclude an entity including, but not limited to, a financial institution, insurer, insurance support organization, or consumer reporting agency that is otherwise permitted by law to access state court records from using a person's unique identifying information to match such information contained in a court record to validate that person's record.

4. The Missouri supreme court shall promulgate rules to administer this section.

5. Contemporaneously with the filing of every petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the filing party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the petitioner or movant, if a person;

(2) If known to the petitioner or movant, the name and address of the current employer and the Social Security number of the respondent; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~3.~~] 6. Contemporaneously with the filing of every responsive pleading petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the responding party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the responding party, if a person;

(2) If known to the responding party, the name and address of the current employer and the Social Security number of the petitioner or movant; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~4.~~] 7. The full Social Security number of any party or child subject to an order of custody or support shall be retained by the court on the confidential case filing sheet or other confidential record maintained in conjunction with the administration of the case. The full credit card number or other financial account number of any party may be retained by the court on a confidential record if it is necessary to maintain the number in conjunction with the administration of the case.

[~~5.~~] 8. Any document described in subsection 1 of this section shall, in lieu of the full number, include only the last four digits of any such number.

[~~6.~~] 9. Except as provided in section 452.430, the clerk shall not be required to redact any document described in subsection 1 of this section issued or filed before August 28, 2009, prior to releasing the document to the public.

[~~7.~~] 10. For good cause shown, the court may release information contained on the confidential case filing sheet; except that, any state agency acting under authority of chapter 454 shall have access to information contained herein without court order in carrying out their official duty."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 7** was adopted.

Representative Diehl offered **House Amendment No. 8**.

House Amendment No. 8

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after all of the said section and line the following:

"610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) **(a) Security measures, global positioning system (GPS) data, investigative information, or investigative or surveillance techniques of any public agency responsible for law enforcement or public safety that, if disclosed, has the potential to endanger the health or safety of an individual or the public.**

(b) Any information or data provided to a tip line for the purpose of safety or security at an educational institution that, if disclosed, has the potential to endanger the health or safety of an individual or the public.

(c) Any information contained in any suspicious activity report provided to law enforcement that, if disclosed, has the potential to endanger the health or safety of an individual or the public.

(d) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to

close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business;

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498; and

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Diehl, **House Amendment No. 8** was adopted.

Representative Christofanelli offered **House Amendment No. 9**.

House Amendment No. 9

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after all of said section and line the following:

"**210.1360. 1. Any personally identifiable information regarding any child under eighteen years of age receiving child care from any provider or applying for or receiving any services through a state program shall not be subject to disclosure except as otherwise provided by law.**

2. This section shall not prohibit any state agency from disclosing personally identifiable information to governmental entities or its agents, vendors, grantees, and contractors in connection to matters relating to its official duties.

3. This section shall not prevent a parent or legal guardian from accessing the parent's or legal guardian's child's records."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kelly (141) offered **House Substitute Amendment No. 1 for House Amendment No. 9**.

House Substitute Amendment No. 1
for
House Amendment No. 9

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after all of said section and line the following:

"**210.1360. 1. Any personally identifiable information regarding any child under eighteen years of age receiving child care from any provider or applying for or receiving any services through a state program shall not be subject to disclosure except as otherwise provided by law.**

2. This section shall not prohibit any state agency from disclosing personally identifiable information to governmental entities or its agents, vendors, grantees, and contractors in connection to matters relating to its official duties. The provisions of this section shall not apply to any state, county, or municipal law enforcement agency acting in its official capacity.

3. This section shall not prevent a parent or legal guardian from accessing the parent's or legal guardian's child's records."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McGaugh offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9**.

House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 9

AMEND House Substitute Amendment No. 1 for House Amendment No. 9 to Senate Bill No. 28, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""208.072. 1. A completed application for medical assistance for services described in section 208.152 shall be approved or denied within thirty days from submission to the family support division or its successor.

2. The MO HealthNet division shall remit to a licensed nursing home operator the Medicaid payment for a newly admitted Medicaid resident in a licensed long-term care facility within forty-five days of the resident's date of admission.

3. In accordance with 42 CFR 435.907(a), as amended, if the applicant is a minor or incapacitated, the family support division or its successor shall accept an application from someone acting responsibly for the applicant.

210.1360. 1. Any personally identifiable information regarding any child under eighteen"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9** was adopted.

On motion of Representative Kelly (141), **House Substitute Amendment No. 1 for House Amendment No. 9, as amended**, was adopted.

Representative Falkner offered **House Amendment No. 10**.

House Amendment No. 10

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after all of said section and line the following:

"610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public

educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public

governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business;

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498; **[**~~and~~**]**

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account**; and**

(26) Any portion of a record that contains individually identifiable information of any person who registers for a recreational or social activity or event sponsored by a public governmental body, if such public governmental body is a city, town, or village."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Boyd offered **House Amendment No. 1 to House Amendment No. 10**.

House Amendment No. 1
to
House Amendment No. 10

AMEND House Amendment No. 10 to Senate Bill No. 28, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) "Governing body", the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) "Political subdivision", any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial statement of the political subdivision is required to be filed with the state auditor and until such time as the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. **(1)** Any political subdivision that has gross revenues of less than five thousand dollars or that has not levied or collected taxes in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

(2) Notwithstanding this section or any other law to the contrary, no political subdivision with less than five hundred inhabitants shall be subject to the fine authorized in this section, and any fine or fines previously assessed but not paid in full shall be deemed void; provided that the annual financial statement still is required to be filed timely under this section.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after January 1, 2023, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.

610.021. Except to the extent disclosure is otherwise required by law, a public"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Boyd, **House Amendment No. 1 to House Amendment No. 10** was adopted.

On motion of Representative Falkner, **House Amendment No. 10, as amended**, was adopted.

Representative Hovis offered **House Amendment No. 11**.

House Amendment No. 11

AMEND Senate Bill No. 28, Page 1, Section 43.253, Line 13, by inserting after all of said section and line the following:

"**195.780. 1. For purposes of this section, the following terms mean:**

(1) "Contractor", a person who spends more than fourteen days per year performing work or service of any kind for a marijuana facility in accordance with a contract with that facility;

(2) "Department", the department of health and senior services;

(3) "Marijuana facility", an entity licensed or certified by the department of health and senior services to cultivate, manufacture, test, transport, dispense, or conduct research on marijuana or marijuana products;

(4) "Owner", an individual who has a financial or voting interest in ten percent or greater of a marijuana facility.

2. The department shall require all employees, contractors, owners, and volunteers of marijuana facilities to submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal background check.

3. The department may require that such fingerprint submissions be made as part of a marijuana facility application, a marijuana facility renewal application, and an individual's application for a license or permit authorizing that individual to be an employee, contractor, owner, or volunteer of a marijuana facility.

4. Fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the department of any criminal history record information or lack of criminal history record information discovered on the individual. Notwithstanding the provisions of section 610.120 to the contrary, all records related to any criminal history information discovered shall be accessible and available to the department."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bosley offered **House Amendment No. 1 to House Amendment No. 11**.

House Amendment No. 1
to
House Amendment No. 11

AMEND House Amendment No. 11 to Senate Bill No. 28, Page 1, Line 27, by deleting said line and inserting in lieu thereof the following:

"**department.**

506.400. 1. As used in this section, "claimant" means a person convicted and subsequently imprisoned for one or more offenses that such person did not commit.

2. (1) The claimant shall establish the following by a preponderance of evidence:

(a) The claimant was convicted of a felony offense and subsequently imprisoned;

(b) The claimant's judgment of conviction was reversed or vacated and either the charges were dismissed or on retrial the claimant was found to be not guilty;

(c) The claimant did not commit the offense or offenses for which the claimant was convicted and was not an accessory or accomplice to the acts that were the basis of the conviction and resulted in a reversal or vacation of the judgment of conviction, dismissal of the charges, or finding of not guilty on retrial; and

(d) The claimant did not commit or suborn perjury, fabricate evidence, or by the claimant's own conduct cause or bring about the conviction. Neither a confession or admission later found to be false nor a guilty plea shall constitute committing or suborning perjury, fabricating evidence, or causing or bringing about the conviction under this subsection.

(2) The court, in exercising its discretion as permitted by law regarding the weight and admissibility of evidence submitted under this section, may, in the interest of justice, give due consideration to difficulties of proof caused by the passage of time, the death or unavailability of witnesses, the destruction of evidence, or other factors not caused by such persons or those acting on their behalf.

3. If the court finds that the claimant is wrongfully convicted, it shall enter a certificate of innocence finding that the claimant was innocent of all offenses for which the claimant was mistakenly convicted. The clerk of the court shall send a certified copy of the certificate of innocence and the judgment entry to the attorney general for payment under section 105.711.

4. Upon entry of a certificate of innocence, the claimant shall automatically be granted an order of expungement from the court in which he or she pled guilty or was sentenced to expunge from all official records or recordations of his or her arrest, plea, trial, or conviction. Upon granting of the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the court shall be confidential and only available to the parties or by order of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea, or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction, or expungement in response to any inquiry made of him or her for any purpose whatsoever, and no such inquiry shall be made for information relating to an expungement under this subsection.

5. Upon entry of a certificate of innocence, the court shall order the expungement and destruction of the associated biological samples authorized by and given to the Missouri state highway patrol. The order shall state the information required to be stated in a petition to expunge and destroy the samples and profile record and shall direct the Missouri state highway patrol to expunge and destroy such samples and profile record. The clerk of the court shall send a certified copy of the order to the Missouri state highway patrol, which shall carry out the order and provide confirmation of such action to the court. Nothing in this subsection shall require the Missouri state highway patrol to expunge and destroy any sample or profile record associated with the claimant that must be retained by state statute.

6. The decision to grant or deny a certificate of innocence shall not have a res judicata effect on any other proceedings.

Section 1. 1. For purposes of this section, the term "exoneree" means a person who was convicted of an offense and later officially declared innocent of that offense or relieved of all legal consequences of the conviction because evidence of innocence that was not presented at trial required reconsideration of the case.

2. The department of corrections shall develop a policy and procedures outlining for exonerees how to obtain a birth certificate, Social Security card, and state identification prior to release from a correctional center. The policy shall be made available to all exonerees, regardless of the method by which an exoneree was exonerated. If an exoneree does not have access to his or her birth certificate, Social Security card, or state identification upon release, the department shall assist such exoneree in obtaining the documents prior to release.

3. The department shall be required to provide an exoneree, upon his or her release from a correctional facility, with the same services the department is required to provide an offender upon release from a correctional facility."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 1 to House Amendment No. 11** was adopted.

Representative Dinkins offered **House Amendment No. 2 to House Amendment No. 11**.

House Amendment No. 2
to
House Amendment No. 11

AMEND House Amendment No. 11 to Senate Bill No. 28, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""193.265. 1. For the issuance of a certification or copy of a death record, the applicant shall pay a fee of fourteen dollars for the first certification or copy and a fee of eleven dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars. No fee shall be required or collected for a certification of birth, death, or marriage if the request for certification is made by the children's division, the division of youth services, a guardian ad litem, or a juvenile officer on behalf of a child or person under twenty-one years of age who has come under the jurisdiction of the juvenile court under section 211.031. All fees collected under this subsection shall be deposited to the state department of revenue. Beginning August 28, 2004, for each vital records fee collected, the director of revenue shall credit four dollars to the general revenue fund, five dollars to the children's trust fund, one dollar shall be credited to the endowed care cemetery audit fund, one dollar for each certification or copy of death records to the Missouri state coroners' training fund established in section 58.208, and three dollars for the first copy of death records and five dollars for birth, marriage, divorce, and fetal death records shall be credited to the Missouri public health services fund established in section 192.900. Money in the endowed care cemetery audit fund shall be available by appropriation to the division of professional registration to pay its expenses in administering sections 214.270 to 214.410. All interest earned on money deposited in the endowed care cemetery audit fund shall be credited to the endowed care cemetery fund. Notwithstanding the provisions of section 33.080 to the contrary, money placed in the endowed care cemetery audit fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation from the endowed care cemetery audit fund for the preceding fiscal year. The money deposited in the public health services fund under this section shall be deposited in a separate account in the fund, and moneys in such account, upon appropriation, shall be used to automate and improve the state vital records system, and develop and maintain an electronic birth and death registration system. For any search of the files and records, when no record is found, the state shall be entitled to a fee equal to the amount for a certification of a vital record for a five-year search to be paid by the applicant. For the processing of each legitimation, adoption, court order or recording after the registrant's twelfth birthday, the state shall be entitled to a fee equal to the amount for a certification of a vital record. Except whenever a certified copy or copies of a vital record is required to perfect any claim of any person on relief, or any dependent of any person who was on relief for any claim upon the government of the state or United States, the state registrar shall, upon request, furnish a certified copy or so many certified copies as are necessary, without any fee or compensation therefor.

2. For the issuance of a certification of a death record by the local registrar, the applicant shall pay a fee of fourteen dollars for the first certification or copy and a fee of eleven dollars for each additional copy ordered at that time. For each fee collected under this subsection, one dollar shall be deposited to the state department of revenue and the remainder shall be deposited to the official city or county health agency. The director of revenue shall credit all fees deposited to the state department of revenue under this subsection to the Missouri state coroners' training fund established in section 58.208.

3. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars; except that, in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a donation of one dollar may be

collected by the local registrar over and above any fees required by law when a certification or copy of any marriage license or birth certificate is provided, with such donations collected to be forwarded monthly by the local registrar to the county treasurer of such county and the donations so forwarded to be deposited by the county treasurer into the housing resource commission fund to assist homeless families and provide financial assistance to organizations addressing homelessness in such county. The local registrar shall include a check-off box on the application form for such copies. All fees collected under this subsection, other than the donations collected in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants for marriage licenses and birth certificates, shall be deposited to the official city or county health agency.

4. A certified copy of a death record by the local registrar can only be issued within twenty-four hours of receipt of the record by the local registrar. Computer-generated certifications of death records may be issued by the local registrar after twenty-four hours of receipt of the records. The fees paid to the official county health agency shall be retained by the local agency for local public health purposes.

5. No fee under this section shall be required or collected from a parent or guardian of a homeless child or homeless youth, as defined in subsection 1 of section 167.020, or an unaccompanied youth, as defined in 42 U.S.C. Section 11434a(6), for the issuance of a certification, or copy of such certification, of birth of such child or youth. An unaccompanied youth shall be eligible to receive a certification or copy of his or her own birth record without the consent or signature of his or her parent or guardian; provided, that only one certificate under this provision shall be provided without cost to the unaccompanied or homeless youth. For the issuance of any additional certificates, the statutory fee shall be paid.

6. (1) Notwithstanding any provision of law, no fee shall be required or collected for a certification of birth if the request is made by a victim of domestic violence or abuse, as those terms are defined in section 455.010, and the victim provides documentation signed by an employee, agent, or volunteer of a victim service provider, an attorney, or a health care or mental health professional, from whom the victim has sought assistance relating to the domestic violence or abuse. Such documentation shall state that, under penalty of perjury, the employee, agent, or volunteer of a victim service provider, the attorney, or the health care or mental health professional believes the victim has been involved in an incident of domestic violence or abuse.

(2) A victim may be eligible only one time for a fee waiver under this subsection.

195.780. 1. For purposes of this section, the following terms mean:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 2 to House Amendment No. 11** was adopted.

Representative Cook offered **House Amendment No. 3 to House Amendment No. 11**.

House Amendment No. 3
to
House Amendment No. 11

AMEND House Amendment No. 11 to Senate Bill No. 28, Page 1, Line 27, by deleting all of said line and inserting in lieu thereof the following:

"**department.**

632.305. 1. An application for detention for evaluation and treatment may be executed by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, on a form provided by the court for such purpose, and shall allege under oath, without a notarization requirement, that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or to others. The application shall specify the factual information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, shall authorize the applicant to bring the matter before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, **declarations, or other supporting documentation,** to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or others, it shall direct a peace officer to take the respondent into custody and transport him or her to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A mental health coordinator may request a peace officer to take or a peace officer may take a person into custody for detention for evaluation and treatment for a period not to exceed ninety-six hours only when such mental health coordinator or peace officer has reasonable cause to believe that such person is suffering from a mental disorder and that the likelihood of serious harm by such person to himself or herself or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer or mental health coordinator who conveyed such person or caused him or her to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his or her own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself or herself or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself or herself or others unless he or she is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his or her own personal observations or investigation and shall contain the information required in subsection 1 of this section.

5. **[**~~Any oath required by the provisions of this section~~**] No notarization shall be required for an application or for any affidavits, declarations, or other documents supporting an application. The application and any affidavits, declarations, or other documents supporting the application** shall be subject to the provisions of section 492.060 **allowing for declaration under penalty of perjury**."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 3 to House Amendment No. 11** was adopted.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Christ	Christofanelli	Coleman
Cook	Cupps	Davis	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks

Houx	Hovis	Hudson	Hurlbert	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Titus	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes	Bland Manlove	Boggs	Chappell	Copeland
Davidson	Deaton	Doll	Hinman	Jones
Mackey	Quade	Schnelting	Smith 163	Stephens
Thompson	Toalson Reisch			

VACANCIES: 001

On motion of Representative Hovis, **House Amendment No. 11, as amended**, was adopted.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Bosley	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Houx	Hovis

Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Titus
Toalson Reisch	Van Schoiack	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Gray	Hein
Johnson 12	Johnson 23	Lavender	Lewis 25	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 013

Bland Manlove	Boggs	Deaton	Doll	Gregory
Hinman	Ingle	Mackey	Owen	Schnelting
Smith 163	Thompson	Veit		

VACANCIES: 001

On motion of Representative Roberts, **SB 28, as amended**, was read the third time and passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Bangert	Baringer
Barnes	Billington	Black	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale

Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 006

Banderman	Evans	Lewis 25	Merideth	Unsicker
Windham				

ABSENT WITH LEAVE: 005

Bland Manlove	Boggs	Doll	Hinman	Thompson

VACANCIES: 001

Speaker Plocher declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 110

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 025

Adams	Anderson	Appelbaum	Baringer	Burnett
Butz	Fountain Henderson	Gray	Johnson 12	Johnson 23
Lavender	Mackey	Mann	Mosley	Nickson-Clark
Phifer	Plank	Sharp 37	Steinhoff	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Young

PRESENT: 022

Aune	Bangert	Bosley	Brown 27	Brown 87
Burton	Clemens	Crossley	Ealy	Fogle
Hein	Ingle	Lewis 25	Merideth	Nurrenbern
Proudie	Quade	Sauls	Smith 46	Strickler
Windham	Woods			

ABSENT WITH LEAVE: 005

Barnes	Bland Manlove	Boggs	Collins	Doll

VACANCIES: 001

Representative O'Donnell assumed the Chair.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 133, **HCS SS#2 SCS SB 96**, **HCS SB 47**, **SS SCS SBs 167 & 171** and **HCS SS SCS SB 72** were placed on the Informal Calendar.

HCS SS SCS SBs 45 & 90, relating to MO HealthNet, was taken up by Representative Stinnett.

Representative Stinnett offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, In the Title, Line 3, by deleting the words "MO HealthNet" and inserting in lieu thereof the words "health care"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stinnett, **House Amendment No. 1** was adopted.

Representative Stinnett offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**37.980. 1. The office of administration shall submit a report to the general assembly before December thirty-first of each year, beginning in 2023, describing the progress made by the state with respect to the directives issued as part of the "Missouri as a Model Employer" initiative described in executive order 19-16.**

2. The report shall include, but not be limited to, the data described in the following subdivisions, which shall be collected through voluntary self-disclosure. To the extent possible, for each subdivision, the report shall include general data for all relevant employees, in addition to data comparing the employees of each agency within the state workforce:

(1) The baseline number of employees in the state workforce who disclosed disabilities when the initiative began;

(2) The number of employees in the state workforce who disclose disabilities at the time of the compiling of the annual report and statistics providing the size and the percentage of any increase or decrease in such numbers since the initiative began and since the compilation of any previous annual report;

(3) The baseline percentage of employees in the state workforce who disclosed disabilities when the initiative began;

(4) The percentage of employees in the state workforce who disclose disabilities at the time of the compiling of the annual report and statistics providing the size of any increase or decrease in such percentage since the initiative began and since the compilation of any previous annual report;

(5) A description and analysis of any disparity that may exist from the time the initiative began and the time of the compiling of the annual reports, and of any disparity that may exist from the time of the most recent previous annual report, if any, and the time of the current annual report, between the percentage of individuals in the state of working age who disclose disabilities and the percentage of individuals in the state workforce who disclose or have disabilities; and

(6) A description and analysis of any pay differential that may exist in the state workforce between individuals who disclose disabilities and individuals who do not disclose disabilities.

3. The report shall also include descriptions of specific efforts made by state agencies to recruit, hire, advance, and retain individuals with disabilities including, but not limited to, individuals with the most significant disabilities, as defined in 5 CSR 20-500.160. Such descriptions shall include, but not be limited to, best, promising, and emerging practices related to:

(1) Setting annual goals;

(2) Analyzing barriers to recruiting, hiring, advancing, and retaining individuals with disabilities;

(3) Establishing and maintaining contacts with entities and organizations that specialize in providing education, training, or assistance to individuals with disabilities in securing employment;

(4) Using internships, apprenticeships, and job shadowing;

(5) Using supported employment, individual placement with support services, customized employment, telework, mentoring and management training, stay-at-work and return-to-work programs, and exit interviews;

(6) Adopting, posting, and making available to all job applicants and employees reasonable accommodation procedures in written and accessible formats;

(7) Providing periodic disability awareness training to employees to build and sustain a culture of inclusion in the workplace, including rights to reasonable accommodation in the workplace;

(8) Providing periodic training to human resources and hiring managers in disability rights, hiring, and workplace policies designed to promote a diverse and inclusive workforce; and

(9) Making web-based hiring portals accessible to and usable by applicants with disabilities.

208.146. 1. The program established under this section shall be known as the "Ticket to Work Health Assurance Program". Subject to appropriations and in accordance with the federal Ticket to Work and Work Incentives Improvement Act of 1999 (TWWIIA), Public Law 106-170, the medical assistance provided for in section 208.151 may be paid for a person who is employed and who:

(1) Except for earnings, meets the definition of disabled under the Supplemental Security Income Program or meets the definition of an employed individual with a medically improved disability under TWWIIA;

(2) Has earned income, as defined in subsection 2 of this section;

(3) Meets the asset limits in subsection 3 of this section; **and**

(4) Has **[**~~net~~**]** income, as **[**~~defined~~**] determined** in subsection 3 of this section, that does not exceed **[**~~the limit for permanent and totally disabled individuals to receive nonspenddown MO HealthNet under subdivision (24) of subsection 1 of section 208.151; and~~

~~(5) Has a gross income of~~**]** two hundred fifty percent **[**~~or less~~**]** of the federal poverty level, excluding any earned income of the worker with a disability between two hundred fifty and three hundred percent of the federal poverty level. **[**~~For purposes of this subdivision, "gross income" includes all income of the person and the person's spouse that would be considered in determining MO HealthNet eligibility for permanent and totally disabled individuals under subdivision (24) of subsection 1 of section 208.151. Individuals with gross incomes in excess of one hundred percent of the federal poverty level shall pay a premium for participation in accordance with subsection 4 of this section.~~**]**

2. For income to be considered earned income for purposes of this section, the department of social services shall document that Medicare and Social Security taxes are withheld from such income. Self-employed persons shall provide proof of payment of Medicare and Social Security taxes for income to be considered earned.

3. (1) For purposes of determining eligibility under this section, the available asset limit and the definition of available assets shall be the same as those used to determine MO HealthNet eligibility for permanent and totally disabled individuals under subdivision (24) of subsection 1 of section 208.151 except for:

(a) Medical savings accounts limited to deposits of earned income and earnings on such income while a participant in the program created under this section with a value not to exceed five thousand dollars per year; **[**~~and~~**]**

(b) Independent living accounts limited to deposits of earned income and earnings on such income while a participant in the program created under this section with a value not to exceed five thousand dollars per year. For purposes of this section, an "independent living account" means an account established and maintained to provide savings for transportation, housing, home modification, and personal care services and assistive devices associated with such person's disability**; and**

(c) Retirement accounts including, but not limited to, individual accounts, 401(k) plans, 403(b) plans, Keogh plans, and pension plans, provided that income from such accounts be calculated as income under subdivision (4) of subsection 1 of this section.

(2) To determine **[**~~net~~**]** income, the following shall be disregarded:

(a) **[**~~All earned income of the disabled worker;~~

~~(b)~~**]** The first **[**~~sixty-five dollars and one-half~~**] fifty thousand dollars** of **[**~~the remaining~~**]** earned income of **[**~~a nondisabled spouse's earned income~~**] the person's spouse**;

[~~(c)~~**] (b)** A twenty dollar standard deduction;

[~~(d)~~**] (c)** Health insurance premiums;

[~~(e)~~**] (d)** A seventy-five dollar a month standard deduction for the disabled worker's dental and optical insurance when the total dental and optical insurance premiums are less than seventy-five dollars;

[~~(f)~~**] (e)** All Supplemental Security Income payments, and the first fifty dollars of SSDI payments; **and**

[~~(g)~~**] (f)** A standard deduction for impairment-related employment expenses equal to one-half of the disabled worker's earned income.

4. Any person whose **[**~~gross~~**]** income exceeds one hundred percent of the federal poverty level shall pay a premium for participation in the medical assistance provided in this section. Such premium shall be:

(1) For a person whose **[**~~gross~~**]** income is more than one hundred percent but less than one hundred fifty percent of the federal poverty level, four percent of income at one hundred percent of the federal poverty level;

(2) For a person whose **[**~~gross~~**]** income equals or exceeds one hundred fifty percent but is less than two hundred percent of the federal poverty level, four percent of income at one hundred fifty percent of the federal poverty level;

(3) For a person whose **[**~~gross~~**]** income equals or exceeds two hundred percent but less than two hundred fifty percent of the federal poverty level, five percent of income at two hundred percent of the federal poverty level;

(4) For a person whose **[**~~gross~~**]** income equals or exceeds two hundred fifty percent up to and including three hundred percent of the federal poverty level, six percent of income at two hundred fifty percent of the federal poverty level.

5. Recipients of services through this program shall report any change in income or household size within ten days of the occurrence of such change. An increase in premiums resulting from a reported change in income or household size shall be effective with the next premium invoice that is mailed to a person after due process requirements have been met. A decrease in premiums shall be effective the first day of the month immediately following the month in which the change is reported.

6. If an eligible person's employer offers employer-sponsored health insurance and the department of social services determines that it is more cost effective, such person shall participate in the employer-sponsored

insurance. The department shall pay such person's portion of the premiums, co-payments, and any other costs associated with participation in the employer-sponsored health insurance. **If the department elects to pay such person's employer-sponsored insurance costs under this subsection, the medical assistance provided under this section shall be provided to an eligible person as a secondary or supplemental policy for only personal care assistance services, as defined in section 208.900, and related costs and nonemergency medical transportation to any employer-sponsored benefits that may be available to such person.**

7. **The department of social services shall provide to the general assembly an annual report that identifies the number of participants in the program and describes the outreach and education efforts to increase awareness and enrollment in the program.**

8. The department of social services shall submit such state plan amendments and waivers to the Centers for Medicare and Medicaid Services of the federal Department of Health and Human Services as the department determines are necessary to implement the provisions of this section.

9. The provisions of this section shall expire August 28, 2025."; and

Further amend said bill, Page 11, Section 208.662, Line 97, by inserting after all of said section and line the following:

"209.700. 1. This section shall be known and may be cited as the "Missouri Employment First Act".

2. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) "Competitive integrated employment", work that:

(a) Is performed on a full-time or part-time basis, including self-employment, and for which a person is compensated at a rate that:

a. Is no less than the higher of the rate specified in 29 U.S.C. Section 206(a)(1) or the rate required under any applicable state or local minimum wage law for the place of employment;

b. Is no less than the customary rate paid by the employer for the same or similar work performed by other employees who are not persons with disabilities and who are similarly situated in similar occupations by the same employer and who have similar training, experience, and skills;

c. In the case of a person who is self-employed, yields an income that is comparable to the income received by other persons who are not persons with disabilities and who are self-employed in similar occupations or on similar tasks and who have similar training, experience, and skills; and

d. Is eligible for the level of benefits provided to other employees;

(b) Is at a location:

a. Typically found in the community; and

b. Where the employee with a disability interacts for the purpose of performing the duties of the position with other employees within the particular work unit and the entire work site and, as appropriate to the work performed, other persons, such as customers and vendors, who are not persons with disabilities, other than supervisory personnel or persons who are providing services to such employee, to the same extent that employees who are not persons with disabilities and who are in comparable positions interact with these persons; and

(c) Presents, as appropriate, opportunities for advancement that are similar to those for other employees who are not persons with disabilities and who have similar positions;

(2) "Customized employment", competitive integrated employment for a person with a significant disability that is:

(a) Based on an individualized determination of the unique strengths, needs, and interests of the person with a significant disability;

(b) Designed to meet the specific abilities of the person with a significant disability and the business needs of the employer; and

(c) Carried out through flexible strategies, such as:

a. Job exploration by the person; and

b. Working with an employer to facilitate placement, including:

(i) Customizing a job description based on current employer needs or on previously unidentified and unmet employer needs;

(ii) Developing a set of job duties, a work schedule and job arrangement, and specifics of supervision, including performance evaluation and review, and determining a job location;

(iii) Using a professional representative chosen by the person or self-representation, if elected, to work with an employer to facilitate placement; and

(iv) Providing services and supports at the job location;

(3) "Disability", a physical or mental impairment that substantially limits one or more major life activities of a person, as defined in the Americans with Disabilities Act of 1990, as amended. The term "disability" does not include brief periods of intoxication caused by alcohol or drugs or dependence upon or addiction to any alcohol or drug;

(4) "Employment first", a concept to facilitate the full inclusion of persons with disabilities in the workplace and community in which community-based, competitive integrated employment is the first and preferred outcome for employment services for persons with disabilities;

(5) "Employment-related services", services provided to persons, including persons with disabilities, to assist them in finding employment. The term "employment-related services" includes, but is not limited to, resume development, job fairs, and interview training;

(6) "Integrated setting", a setting:

(a) Typically found in the community; and

(b) Where the employee with a disability interacts for the purpose of performing the duties of the position with other employees within the particular work unit and the entire work site and, as appropriate to the work performed, other persons, such as customers and vendors, who are not persons with disabilities, other than supervisory personnel or persons who are providing services to such employee, to the same extent that employees who are not persons with disabilities and who are in comparable positions interact with these persons;

(7) "Outcome", with respect to a person entering, advancing in, or retaining full-time or, if appropriate, part-time competitive integrated employment, including customized employment, self-employment, telecommuting, or business ownership, or supported employment that is consistent with a person's unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice;

(8) "Sheltered workshop", the same meaning given to the term in section 178.900;

(9) "State agency", an authority, board, branch, commission, committee, department, division, or other instrumentality of the executive branch of state government;

(10) "Supported employment", competitive integrated employment, including customized employment, or employment in an integrated setting in which persons are working toward a competitive integrated employment, that is individualized and customized consistent with the strengths, abilities, interests, and informed choice of the persons involved who, because of the nature and severity of their disabilities, need intensive supported employment services and extended services in order to perform the work involved;

(11) "Supported employment services", ongoing support services, including customized employment, needed to support and maintain a person with a most significant disability in supported employment, that:

(a) Are provided singly or in combination and are organized and made available in such a way as to assist an eligible person to achieve competitive integrated employment; and

(b) Are based on a determination of the needs of an eligible person, as specified in an individualized plan for employment;

(12) "Working age", sixteen years of age or older;

(13) "Youth with a disability", any person fourteen years of age or older and under eighteen years of age who has a disability.

3. All state agencies that provide employment-related services or that provide services or support to persons with disabilities shall:

(1) Develop collaborative relationships with each other, confirmed by a written memorandum of understanding signed by each such state agency; and

(2) Implement coordinated strategies to promote competitive integrated employment including, but not limited to, coordinated service planning, job exploration, increased job training, and internship opportunities.

4. All state agencies that provide employment-related services or that provide services or support to persons with disabilities shall:

(1) Implement an employment first policy by considering competitive integrated employment as the first and preferred outcome when planning or providing services or supports to persons with disabilities who are of working age;

(2) Offer information on competitive integrated employment to all working-age persons with disabilities. The information offered shall include an explanation of the relationship between a person's earned income and his or her public benefits, information on Achieving a Better Life Experience (ABLE) accounts, and information on accessing assistive technology;

(3) Ensure that persons with disabilities receive the opportunity to understand and explore education and training as pathways to employment, including postsecondary, graduate, and postgraduate education; vocational and technical training; and other training. State agencies shall not be required to fund any education or training unless otherwise required by law;

(4) Promote the availability and accessibility of individualized training designed to prepare a person with a disability for the person's preferred employment;

(5) Promote partnerships with private agencies that offer supported employment services, if appropriate;

(6) Promote partnerships with employers to overcome barriers to meeting workforce needs with the creative use of technology and innovation;

(7) Ensure that staff members of public schools, vocational service programs, and community providers receive the support, guidance, and training that they need to contribute to attainment of the goal of competitive integrated employment for all persons with disabilities;

(8) Ensure that competitive integrated employment, while the first and preferred outcome when planning or providing services or supports to persons with disabilities who are of working age, is not required of a person with a disability to secure or maintain public benefits for which the person is otherwise eligible; and

(9) At least once each year, discuss basic information about competitive integrated employment with the parents or guardians of a youth with a disability. If the youth with a disability has been emancipated, state agencies shall discuss this information with the youth with a disability. The information offered shall include an explanation of the relationship between a person's earned income and his or her public benefits, information about ABLE accounts, and information about accessing assistive technology.

5. Nothing in this section shall require a state agency to perform any action that would interfere with the state agency's ability to fulfill duties and requirements mandated by federal law.

6. Nothing in this section shall be construed to limit or disallow any disability benefits to which a person with a disability who is unable to engage in competitive integrated employment would otherwise be entitled.

7. Nothing in this section shall be construed to eliminate any supported employment services or sheltered workshop settings as options.

8. (1) Nothing in this section shall be construed to require any state agency or other employer to give a preference in hiring to persons with disabilities or to prohibit any employment relationship or program that is otherwise permitted under applicable law.

(2) Any person who is employed by a state agency shall meet the minimum qualifications and requirements for the position in which the person is employed.

9. All state agencies that provide employment-related services or that provide services or support to persons with disabilities shall coordinate efforts and collaborate within and among each other to ensure that state programs, policies, and procedures support competitive integrated employment for persons with disabilities who are of working age. All such state agencies, when feasible, shall share data and information across systems in order to track progress toward full implementation of this section. All such state agencies are encouraged to adopt measurable goals and objectives to promote assessment of progress in implementing this section.

10. State agencies may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the

provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill and page, Section B, Lines 1-6, by deleting said lines and inserting in lieu thereof the following:

"Section B. Because of the importance of ensuring healthy pregnancies and healthy women and children in Missouri in the fact of growing maternal mortality and to ensure the integrity of the MO HealthNet program, the enactment of sections 208.186 and 208.239 and the repeal and reenactment of sections 208.151 and 208.662 of section A of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be emergency acts within the meaning of the constitution, and the enactment of sections 208.186 and 208.239 and the repeal and reenactment of sections 208.151 and 208.662 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stinnett, **House Amendment No. 2** was adopted.

Representative Riley offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**208.035. 1. Subject to appropriations and any necessary waivers or approvals, the department of social services shall develop and implement a transitional benefits program for temporary assistance for needy families (TANF) and the supplemental nutrition assistance program (SNAP) that is designed in such a way that a TANF or SNAP beneficiary will not experience an immediate loss of benefits should the beneficiary's income exceed the maximum allowable income for such program. The transitional benefits offered shall provide for a transition to self-sufficiency while incentivizing work and financial stability.**

2. The transitional benefits offered shall gradually step down the beneficiary's monthly benefit proportionate to the increase in the beneficiary's income. The determination for a beneficiary's transitional benefit shall be as follows:

(1) One hundred percent of the monthly benefit for beneficiaries with monthly household incomes less than or equal to one hundred thirty-eighty percent of the federal poverty level;

(2) Eighty percent of the monthly benefit for beneficiaries with monthly household incomes greater than one hundred thirty-eight percent but less than or equal to one hundred fifty percent of the federal poverty level;

(3) Sixty percent of the monthly benefit for beneficiaries with monthly household incomes greater than one hundred fifty percent but less than or equal to one hundred seventy percent of the federal poverty level;

(4) Forty percent of the monthly benefit for beneficiaries with monthly household incomes greater than one hundred seventy percent but less than or equal to one hundred ninety percent of the federal poverty level; and

(5) Twenty percent of the monthly benefit for beneficiaries with monthly household incomes greater than one hundred ninety percent but less than or equal to two hundred percent of the federal poverty level.

Notwithstanding any provision of this section to the contrary, any beneficiary where monthly household income exceeds five thousand eight hundred twenty-two dollars, as adjusted for inflation, shall not be eligible for any transitional benefit under this section.

3. Beneficiaries receiving transitional benefits under this section shall comply with all requirements of each program for which they are eligible, including work requirements. Transitional benefits received under this section shall not be included in the lifetime limit for receipt of TANF benefits under section 208.040.

4. The department may promulgate any rules or regulations necessary for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

208.053. 1. **[**~~The provisions of this section shall be known as the "Low-Wage Trap Elimination Act".~~**]** In order to more effectively transition persons receiving state-funded child care subsidy benefits under this chapter, the department of elementary and secondary education**[**~~, in conjunction with the department of revenue,~~**]** shall, subject to appropriations, by July 1, **[**~~2022~~**] 2024**, implement a **[**~~pilot~~**]** program **[**~~in a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a county of the first classification with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants, and a county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants, to be called the "Hand-Up Program",~~**]** to allow **[**~~applicants in the program~~**] recipients** to receive transitional child care benefits without the requirement that such **[**~~applicants~~**] recipients** first be eligible for full child care benefits.

(1) For purposes of this section, "full child care benefits" shall be the full benefits awarded to a recipient based on the income eligibility amount established by the department through the annual appropriations process as of August 28, **[**~~2021~~**] 2023**, to qualify for the benefits and shall not include the transitional child care benefits that are awarded to recipients whose income surpasses the eligibility level for full benefits to continue. The **[**~~hand-up~~**]** program shall be voluntary and shall be designed such that **[**~~an applicant~~**] a recipient** may begin receiving the transitional child care benefit without having first qualified for the full child care benefit or any other tier of the transitional child care benefit. **[**~~Under no circumstances shall any applicant be eligible for the hand-up program if the applicant's income does not fall within the transitional child care benefit income limits established through the annual appropriations process.~~**]**

(2) **Transitional child care benefits shall be determined on a sliding scale as follows for recipients with household incomes in excess of the eligibility level for full benefits:**

(a) Eighty percent of the state base rate for recipients with household incomes greater than the eligibility level for full benefits but less than or equal to one hundred fifty percent of the federal poverty level;

(b) Sixty percent of the state base rate for recipients with household incomes greater than one hundred fifty percent but less than or equal to one hundred seventy percent of the federal poverty level;

(c) Forty percent of the state base rate for recipients with household incomes greater than one hundred seventy percent but less than or equal to one hundred ninety percent of the federal poverty level; and

(d) Twenty percent of the state base rate for recipients with household incomes greater than one hundred ninety percent but less than or equal to two hundred percent of the federal poverty level, but not greater than eighty-five percent of the state median income.

(3) As used in this section, "state base rate" shall refer to the rate established by the department for provider payments that accounts for geographic area, type of facility, duration of care, and age of the child, as well as any enhancements reflecting after-hours or weekend care, accreditation, or licensure status, as determined by the department. Recipients shall be responsible for paying the remaining sliding fee to the child care provider.

(4) A participating recipient shall be allowed to opt out of the program at any time, but such person shall not be allowed to participate in the program a second time.

2. The department shall track the number of participants in the **[**~~hand-up~~**]** program and shall issue an annual report to the general assembly by September 1, **[**~~2023~~**] 2025**, and annually on September first thereafter, detailing the effectiveness of the **[**~~pilot~~**]** program in encouraging recipients to secure employment earning an income greater than the maximum wage eligible for the full child care benefit. The report shall also detail the costs of

administration and the increased amount of state income tax paid as a result of the program**[**~~, as well as an analysis of whether the pilot program could be expanded to include other types of benefits, including, but not limited to, food stamps, temporary assistance for needy families, low-income heating assistance, women, infants and children supplemental nutrition program, the state children's health insurance program, and MO HealthNet benefits~~**]**.

3. The department shall pursue all necessary waivers from the federal government to implement the **[**~~hand-up~~**]** program. If the department is unable to obtain such waivers, the department shall implement the program to the degree possible without such waivers.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated under this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

[~~5. Pursuant to section 23.253 of the Missouri sunset act:~~

~~(1) The provisions of the new program authorized under this section shall sunset automatically three years after August 28, 2021, unless reauthorized by an act of the general assembly; and~~

~~(2) If such program is reauthorized, the program authorized under this section shall sunset automatically three years after the effective date of the reauthorization of this section; and~~

~~(3)This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.~~**]**

208.066. 1. The department of social services shall limit any initial application for the Supplemental Nutrition Assistance Program (SNAP), the Temporary Assistance for Needy Families program (TANF), the child care assistance program, or MO HealthNet to a one-page form that is easily accessible on the department of social services' website.

2. Persons who are participants in a program listed in subsection 1 of this section who are required to complete a periodic eligibility review form may submit such form as an attachment to their Missouri state individual income tax return if the person's eligibility review form is due before or at the same time that he or she files such state tax return. The department of social services shall limit periodic eligibility review forms associated with the programs listed in subsection 1 of this section to a one-page form that is easily accessible on both the department of social services' website and the department of revenue's website.

3. Notwithstanding the provisions of section 32.057 to the contrary, the department of revenue shall share any eligibility form submitted under this section with the department of social services.

4. The department of revenue may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McGaugh offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 4, Line 32, by deleting said line and inserting in lieu thereof the following:

"**rule proposed or adopted after August 28, 2023, shall be invalid and void.**

208.072. 1. A completed application for medical assistance for services described in section 208.152 shall be approved or denied within thirty days from submission to the family support division or its successor.

2. The MO HealthNet division shall remit to a licensed nursing home operator the Medicaid payment for a newly admitted Medicaid resident in a licensed long-term care facility within forty-five days of the resident's date of admission.

3. In accordance with 42 CFR 435.907(a), as amended, if the applicant is a minor or incapacitated, the family support division or its successor shall accept an application from someone acting responsibly for the applicant."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Riley, **House Amendment No. 3, as amended**, was adopted.

Representative Henderson offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"197.020. 1. "Governmental unit" means any county, municipality or other political subdivision or any department, division, board or other agency of any of the foregoing.

2. "Hospital" means a place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment or care for not less than twenty-four consecutive hours in any week of three or more nonrelated individuals suffering from illness, disease, injury, deformity or other abnormal physical conditions; or a place devoted primarily to provide for not less than twenty-four consecutive hours in any week medical or nursing care for three or more nonrelated individuals. **The term "hospital" shall include a facility designated as a rural emergency hospital by the Centers for Medicare and Medicaid Services.** The term "hospital" does not include convalescent, nursing, shelter or boarding homes as defined in chapter 198.

3. "Person" means any individual, firm, partnership, corporation, company or association and the legal successors thereof."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dinkins offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Line 16, by deleting said line and inserting in lieu thereof the following:

"and the legal successors thereof."; and

Further amend said bill, Page 11, Section 208.662, Line 97, by inserting after said line the following:

"334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patients receiving medication-assisted treatment for substance use disorders under the direction of the collaborating physician.

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except **as specified in this paragraph. The following provisions shall apply with respect to this requirement:**

a. An advanced practice registered nurse providing services in a correctional center, as defined in section 217.010, and his or her collaborating physician shall satisfy the geographic proximity requirement if they practice within two hundred miles by road of one another;

b. The collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by **[**~~P.L.~~**] Pub. L.** 95-210 **(42 U.S.C. Section 1395x, as amended)**, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic**[**~~.~~**]; and**

c. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. **Any rules relating to geographic proximity shall allow a collaborating physician and a collaborating advanced practice registered nurse to practice within two hundred miles by road of one another if the nurse is providing services in a correctional center, as defined in section 217.010.** Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his **or her** medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician

assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician shall not enter into a collaborative practice arrangement with more than six full-time equivalent advanced practice registered nurses, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Henderson, **House Amendment No. 4, as amended**, was adopted.

Representative Kelly (141) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**9.388. The month of March of each year is hereby designated as "Rare Kidney Disease Awareness Month". The citizens of this state are encouraged to participate in appropriate awareness and educational activities for Rare Kidney Disease, available screening and genetic testing options, and efforts to improve treatment for patients.**

37.725. 1. Any files maintained by the advocate program shall be disclosed only at the discretion of the child advocate; except that the identity of any complainant or recipient shall not be disclosed by the office unless:

(1) The complainant or recipient, or the complainant's or recipient's legal representative, consents in writing to such disclosure; **[**~~or~~**]**

(2) Such disclosure is required by court order**; or**

(3) The child advocate determines that disclosure to law enforcement is necessary to ensure immediate child safety.

2. Any statement or communication made by the office relevant to a complaint received by, proceedings before, or activities of the office and any complaint or information made or provided in good faith by any person shall be absolutely privileged and such person shall be immune from suit.

3. Any representative of the office conducting or participating in any examination of a complaint who knowingly and willfully discloses to any person other than the office, or those persons authorized by the office to receive it, the name of any witness examined or any information obtained or given during such examination is guilty of a class A misdemeanor. However, the office conducting or participating in any examination of a complaint shall disclose the final result of the examination with the consent of the recipient.

4. The office shall not be required to testify in any court with respect to matters held to be confidential in this section except as the court may deem necessary to enforce the provisions of sections 37.700 to 37.730, or where otherwise required by court order.

190.600. 1. Sections 190.600 to 190.621 shall be known and may be cited as the "Outside the Hospital Do-Not-Resuscitate Act".

2. As used in sections 190.600 to 190.621, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Attending physician":

(a) A physician licensed under chapter 334 selected by or assigned to a patient who has primary responsibility for treatment and care of the patient; or

(b) If more than one physician shares responsibility for the treatment and care of a patient, one such physician who has been designated the attending physician by the patient or the patient's representative shall serve as the attending physician;

(2) "Cardiopulmonary resuscitation" or "CPR", emergency medical treatment administered to a patient in the event of the patient's cardiac or respiratory arrest, and shall include cardiac compression, endotracheal intubation and other advanced airway management, artificial ventilation, defibrillation, administration of cardiac resuscitation medications, and related procedures;

(3) "Department", the department of health and senior services;

(4) "Emergency medical services personnel", paid or volunteer firefighters, law enforcement officers, first responders, emergency medical technicians, or other emergency service personnel acting within the ordinary course and scope of their professions, but excluding physicians;

(5) "Health care facility", any institution, building, or agency or portion thereof, private or public, excluding federal facilities and hospitals, whether organized for profit or not, used, operated, or designed to provide health services, medical treatment, or nursing, rehabilitative, or preventive care to any person or persons. Health care facility includes but is not limited to ambulatory surgical facilities, health maintenance organizations, home health agencies, hospices, infirmaries, renal dialysis centers, long-term care facilities licensed under sections 198.003 to 198.186, medical assistance facilities, mental health centers, outpatient facilities, public health centers, rehabilitation facilities, and residential treatment facilities;

(6) "Hospital", a place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment, or care for not less than twenty-four consecutive hours in any week of three or more nonrelated individuals suffering from illness, disease, injury, deformity, or other abnormal physical conditions; or a place devoted primarily to provide for not less than twenty-four consecutive hours in any week medical or nursing care for three or more nonrelated individuals. Hospital does not include any long-term care facility licensed under sections 198.003 to 198.186;

(7) "Outside the hospital do-not-resuscitate identification" or "outside the hospital DNR identification", a standardized identification card, bracelet, or necklace of a single color, form, and design as described by rule of the department that signifies that the patient's attending physician has issued an outside the hospital do-not-resuscitate order for the patient and has documented the grounds for the order in the patient's medical file;

(8) "Outside the hospital do-not-resuscitate order" or "outside the hospital DNR order", a written physician's order signed by the patient and the attending physician, or the patient's representative and the attending physician, in a form promulgated by rule of the department which authorizes emergency medical services personnel to withhold or withdraw cardiopulmonary resuscitation from the patient in the event of cardiac or respiratory arrest;

(9) "Outside the hospital do-not-resuscitate protocol" or "outside the hospital DNR protocol", a standardized method or procedure promulgated by rule of the department for the withholding or withdrawal of cardiopulmonary resuscitation by emergency medical services personnel from a patient in the event of cardiac or respiratory arrest;

(10) "Patient", a person eighteen years of age or older who is not incapacitated, as defined in section 475.010, and who is otherwise competent to give informed consent to an outside the hospital do-not-resuscitate order at the time such order is issued, and who, with his or her attending physician, has executed an outside the hospital do-not-resuscitate order under sections 190.600 to 190.621. A person who has a patient's representative shall also be a patient for the purposes of sections 190.600 to 190.621, if the person or the person's patient's representative has executed an outside the hospital do-not-resuscitate order under sections 190.600 to 190.621**. A person under eighteen years of age shall also be a patient for purposes of sections 190.600 to 190.621 if the person has had a do-not-resuscitate order issued on his or her behalf under the provisions of section 191.250**;

(11) "Patient's representative":

(a) An attorney in fact designated in a durable power of attorney for health care for a patient determined to be incapacitated under sections 404.800 to 404.872; or

(b) A guardian or limited guardian appointed under chapter 475 to have responsibility for an incapacitated patient.

190.603. 1. A patient or patient's representative and the patient's attending physician may execute an outside the hospital do-not-resuscitate order. An outside the hospital do-not-resuscitate order shall not be effective unless it is executed by the patient or patient's representative and the patient's attending physician, and it is in the form promulgated by rule of the department.

2. **A patient under eighteen years of age is not authorized to execute an outside the hospital do-not-resuscitate order for himself or herself but may have a do-not-resuscitate order issued on his or her behalf by one parent or legal guardian or by a juvenile or family court under the provisions of section 191.250. Such do-not-resuscitate order shall also function as an outside the hospital do-not-resuscitate order for the purposes of sections 190.600 to 190.621 unless such do-not-resuscitate order authorized under the provisions of section 191.250 states otherwise.**

3. If an outside the hospital do-not-resuscitate order has been executed, it shall be maintained as the first page of a patient's medical record in a health care facility unless otherwise specified in the health care facility's policies and procedures.

[~~3.~~**] 4.** An outside the hospital do-not-resuscitate order shall be transferred with the patient when the patient is transferred from one health care facility to another health care facility. If the patient is transferred outside of a hospital, the outside the hospital DNR form shall be provided to any other facility, person, or agency responsible for the medical care of the patient or to the patient or patient's representative.

190.606. The following persons and entities shall not be subject to civil, criminal, or administrative liability and are not guilty of unprofessional conduct for the following acts or omissions that follow discovery of an outside the hospital do-not-resuscitate identification upon a patient **or a do-not-resuscitate order functioning as an outside the hospital do-not-resuscitate order for a patient under eighteen years of age**, or upon being presented with an outside the hospital do-not-resuscitate order **[**~~from Missouri, another state, the District of Columbia, or a~~

~~territory of the United States~~**]**; provided that the acts or omissions are done in good faith and in accordance with the provisions of sections 190.600 to 190.621 and the provisions of an outside the hospital do-not-resuscitate order executed under sections 190.600 to 190.621:

(1) Physicians, persons under the direction or authorization of a physician, emergency medical services personnel, or health care facilities that cause or participate in the withholding or withdrawal of cardiopulmonary resuscitation from such patient; and

(2) Physicians, persons under the direction or authorization of a physician, emergency medical services personnel, or health care facilities that provide cardiopulmonary resuscitation to such patient under an oral or written request communicated to them by the patient or the patient's representative.

190.612. 1. Emergency medical services personnel are authorized to comply with the outside the hospital do-not-resuscitate protocol when presented with an outside the hospital do-not-resuscitate identification or an outside the hospital do-not-resuscitate order. However, emergency medical services personnel shall not comply with an outside the hospital do-not-resuscitate order or the outside the hospital do-not-resuscitate protocol when the patient or patient's representative expresses to such personnel in any manner, before or after the onset of a cardiac or respiratory arrest, the desire to be resuscitated.

2. **[**~~Emergency medical services personnel are authorized to comply with the outside the hospital do-not-resuscitate protocol when presented with an outside the hospital do-not-resuscitate order from another state, the District of Columbia, or a territory of the United States if such order is on a standardized written form:~~

~~(1) Signed by the patient or the patient's representative and a physician who is licensed to practice in the other state, the District of Columbia, or the territory of the United States; and~~

~~(2) Such form has been previously reviewed and approved by the department of health and senior services to authorize emergency medical services personnel to withhold or withdraw cardiopulmonary resuscitation from the patient in the event of a cardiac or respiratory arrest.~~

~~Emergency medical services personnel shall not comply with an outside the hospital do-not-resuscitate order from another state, the District of Columbia, or a territory of the United States or the outside the hospital do-not-resuscitate protocol when the patient or patient's representative expresses to such personnel in any manner, before or after the onset of a cardiac or respiratory arrest, the desire to be resuscitated.~~**]**

(1) Except as provided in subdivision (2) of this subsection, emergency medical services personnel are authorized to comply with the outside the hospital do-not-resuscitate protocol when presented with a do-not-resuscitate order functioning as an outside the hospital do-not-resuscitate order for a patient under eighteen years of age if such do-not-resuscitate order has been authorized by one parent or legal guardian or by a juvenile or family court under the provisions of section 191.250.

(2) Emergency medical services personnel shall not comply with a do-not-resuscitate order or the outside the hospital do-not-resuscitate protocol when the patient under eighteen years of age, either parent of such patient, the patient's legal guardian, or the juvenile or family court expresses to such personnel in any manner, before or after the onset of a cardiac or respiratory arrest, the desire for the patient to be resuscitated.

3. If a physician or a health care facility other than a hospital admits or receives a patient with an outside the hospital do-not-resuscitate identification or an outside the hospital do-not-resuscitate order, and the patient or patient's representative has not expressed or does not express to the physician or health care facility the desire to be resuscitated, and the physician or health care facility is unwilling or unable to comply with the outside the hospital do-not-resuscitate order, the physician or health care facility shall take all reasonable steps to transfer the patient to another physician or health care facility where the outside the hospital do-not-resuscitate order will be complied with.

190.613. 1. A patient or patient's representative and the patient's attending physician may execute an outside the hospital do-not-resuscitate order through the presentation of a properly executed outside the hospital do-not-resuscitate order from another state, the District of Columbia, or a territory of the United States, or a Transportable Physician Orders for Patient Preferences (TPOPP)/Physician Orders for Life-Sustaining Treatment (POLST) form containing a specific do-not-resuscitate section.

2. Any outside the hospital do-not-resuscitate form identified from another state, the District of Columbia, or a territory of the United States, or a TPOPP/POLST form shall:

(1) Have been previously reviewed and approved by the department as in compliance with the provisions of sections 190.600 to 190.621;

(2) Not be accepted for a patient under eighteen years of age, except as allowed under section 191.250; and

(3) Not be effective during such time as the patient is pregnant as set forth in section 190.609.

A patient or patient's representative may express to emergency medical services personnel, at any time and by any means, the intent to revoke the outside the hospital do-not-resuscitate order.

3. The provisions of section 190.606 shall apply to the good faith acts or omissions of emergency medical services personnel under this section.

191.240. 1. For purposes of this section, the following terms mean:

(1) "Health care provider", the same meaning given to the term in section 191.900;

(2) "Patient examination", a prostate, anal, or pelvic examination.

2. A health care provider, or any student or trainee under the supervision of a health care provider, shall not knowingly perform a patient examination upon an anesthetized or unconscious patient in a health care facility unless:

(1) The patient or a person authorized to make health care decisions for the patient has given specific informed consent to the patient examination for nonmedical purposes;

(2) The patient examination is necessary for diagnostic or treatment purposes;

(3) The collection of evidence through a forensic examination, as defined under subsection 8 of section 595.220, for a suspected sexual assault on the anesthetized or unconscious patient is necessary because the evidence will be lost or the patient is unable to give informed consent due to a medical condition; or

(4) Circumstances are present which imply consent, as described in section 431.063.

3. A health care provider shall notify a patient of any patient examination performed under subsection 2 of this section.

4. A health care provider who violates the provisions of this section, or who supervises a student or trainee who violates the provisions of this section, shall be subject to discipline by any licensing board that licenses the health care provider.

196.1050. 1. The proceeds of any monetary settlement or portion of a global settlement between the attorney general of the state and any drug manufacturers, distributors, **pharmacies,** or combination thereof to resolve an opioid-related cause of action against such drug manufacturers, distributors, or combination thereof in a state or federal court shall only be utilized to pay for opioid addiction treatment and prevention services and health care and law enforcement costs related to opioid addiction treatment and prevention. Under no circumstances shall such settlement moneys be utilized to fund other services, programs, or expenses not reasonably related to opioid addiction treatment and prevention.

2. (1) There is hereby established in the state treasury the "Opioid Addiction Treatment and Recovery Fund", which shall consist of the proceeds of any settlement described in subsection 1 of this section, as well as any funds appropriated by the general assembly, or gifts, grants, donations, or bequests. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used by the department of mental health, the department of health and senior services, the department of social services, the department of public safety, the department of corrections, and the judiciary for the purposes set forth in subsection 1 of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

197.020. 1. "Governmental unit" means any county, municipality or other political subdivision or any department, division, board or other agency of any of the foregoing.

2. "Hospital" means a place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment or care for not less than twenty-four consecutive hours in any week of three or more nonrelated individuals suffering from illness, disease, injury, deformity or other abnormal physical conditions; or a place devoted primarily to provide for not less than twenty-four consecutive hours in any week medical or nursing care for three or more nonrelated individuals. **The term "hospital" shall include a facility designated as a rural**

emergency hospital by the Centers for Medicare and Medicaid Services. The term "hospital" does not include convalescent, nursing, shelter or boarding homes as defined in chapter 198.

3. "Person" means any individual, firm, partnership, corporation, company or association and the legal successors thereof."; and

Further amend said bill, Page 11, Section 208.662, Line 97, by inserting after all of said section and line the following:

"**210.1360. 1. Any personally identifiable information regarding any child under eighteen years of age receiving child care from any provider or applying for or receiving any services through a state program shall not be subject to disclosure except as otherwise provided by law.**

2. This section shall not prohibit any state agency from disclosing personally identifiable information to governmental entities or its agents, vendors, grantees, and contractors in connection to matters relating to its official duties. The provisions of this section shall not apply to any state, county, or municipal law enforcement agency acting in its official capacity.

3. This section shall not prevent a parent or legal guardian from accessing the parent's or legal guardian's child's records."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Nickson-Clark offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Lines 3-5, by deleting said lines and inserting in lieu thereof the following:

"the following:

"**9.371. The first Saturday of October of each year is hereby designated as "Breast Cancer Awareness Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to raise awareness and celebrate survivors of breast cancer, the most commonly occurring cancer among women in the United States.**

9.388. The month of March of each year is hereby designated as "Rare Kidney Disease"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Nickson-Clark, **House Amendment No. 1 to House Amendment No. 5** was adopted.

Representative Bosley offered **House Amendment No. 2 to House Amendment No. 5**.

House Amendment No. 2
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 6, Line 32, by inserting after said line the following:

"Further amend said bill, Page 8, Section 208.151, Line 268, by inserting after all of said section and line the following:

"208.152. 1. MO HealthNet payments shall be made on behalf of those eligible needy persons as described in section 208.151 who are unable to provide for it in whole or in part, with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Inpatient hospital services, except to persons in an institution for mental diseases who are under the age of sixty-five years and over the age of twenty-one years; provided that the MO HealthNet division shall provide through rule and regulation an exception process for coverage of inpatient costs in those cases requiring treatment beyond the seventy-fifth percentile professional activities study (PAS) or the MO HealthNet children's diagnosis length-of-stay schedule; and provided further that the MO HealthNet division shall take into account through its payment system for hospital services the situation of hospitals which serve a disproportionate number of low-income patients;

(2) All outpatient hospital services, payments therefor to be in amounts which represent no more than eighty percent of the lesser of reasonable costs or customary charges for such services, determined in accordance with the principles set forth in Title XVIII A and B, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.), but the MO HealthNet division may evaluate outpatient hospital services rendered under this section and deny payment for services which are determined by the MO HealthNet division not to be medically necessary, in accordance with federal law and regulations;

(3) Laboratory and X-ray services;

(4) Nursing home services for participants, except to persons with more than five hundred thousand dollars equity in their home or except for persons in an institution for mental diseases who are under the age of sixty-five years, when residing in a hospital licensed by the department of health and senior services or a nursing home licensed by the department of health and senior services or appropriate licensing authority of other states or government-owned and -operated institutions which are determined to conform to standards equivalent to licensing requirements in Title XIX of the federal Social Security Act (42 U.S.C. Section **[**~~301,~~**] 1396** et seq.), as amended, for nursing facilities. The MO HealthNet division may recognize through its payment methodology for nursing facilities those nursing facilities which serve a high volume of MO HealthNet patients. The MO HealthNet division when determining the amount of the benefit payments to be made on behalf of persons under the age of twenty-one in a nursing facility may consider nursing facilities furnishing care to persons under the age of twenty-one as a classification separate from other nursing facilities;

(5) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection for those days, which shall not exceed twelve per any period of six consecutive months, during which the participant is on a temporary leave of absence from the hospital or nursing home, provided that no such participant shall be allowed a temporary leave of absence unless it is specifically provided for in his **or her** plan of care. As used in this subdivision, the term "temporary leave of absence" shall include all periods of time during which a participant is away from the hospital or nursing home overnight because he **or she** is visiting a friend or relative;

(6) Physicians' services, whether furnished in the office, home, hospital, nursing home, or elsewhere;

(7) Subject to appropriation, up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;

(8) Drugs and medicines when prescribed by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse; except that no payment for drugs and medicines prescribed on and after January 1, 2006, by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse may be made on behalf of any person who qualifies for prescription drug coverage under the provisions of P.L. 108-173;

(9) Emergency ambulance services and, effective January 1, 1990, medically necessary transportation to scheduled, physician-prescribed nonelective treatments;

(10) Early and periodic screening and diagnosis of individuals who are under the age of twenty-one to ascertain their physical or mental defects, and health care, treatment, and other measures to correct or ameliorate defects and chronic conditions discovered thereby. Such services shall be provided in accordance with the provisions of Section 6403 of **[**~~P.L.~~**] Pub. L.** 101-239 **(42 U.S.C. Sections 1396a and 1396d), as amended,** and federal regulations promulgated thereunder;

(11) Home health care services;

(12) Family planning as defined by federal rules and regulations; provided, however, that such family planning services shall not include abortions or any abortifacient drug or device that is used for the purpose of inducing an abortion unless such abortions are certified in writing by a physician to the MO HealthNet agency that, in the physician's professional judgment, the life of the mother would be endangered if the fetus were carried to term;

(13) Inpatient psychiatric hospital services for individuals under age twenty-one as defined in Title XIX of the federal Social Security Act (42 U.S.C. Section 1396d, et seq.);

(14) Outpatient surgical procedures, including presurgical diagnostic services performed in ambulatory surgical facilities which are licensed by the department of health and senior services of the state of Missouri; except, that such outpatient surgical services shall not include persons who are eligible for coverage under Part B of Title XVIII, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended, if exclusion of such persons is permitted under Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended;

(15) Personal care services which are medically oriented tasks having to do with a person's physical requirements, as opposed to housekeeping requirements, which enable a person to be treated by his or her physician on an outpatient rather than on an inpatient or residential basis in a hospital, intermediate care facility, or skilled nursing facility. Personal care services shall be rendered by an individual not a member of the participant's family who is qualified to provide such services where the services are prescribed by a physician in accordance with a plan of treatment and are supervised by a licensed nurse. Persons eligible to receive personal care services shall be those persons who would otherwise require placement in a hospital, intermediate care facility, or skilled nursing facility. Benefits payable for personal care services shall not exceed for any one participant one hundred percent of the average statewide charge for care and treatment in an intermediate care facility for a comparable period of time. Such services, when delivered in a residential care facility or assisted living facility licensed under chapter 198 shall be authorized on a tier level based on the services the resident requires and the frequency of the services. A resident of such facility who qualifies for assistance under section 208.030 shall, at a minimum, if prescribed by a physician, qualify for the tier level with the fewest services. The rate paid to providers for each tier of service shall be set subject to appropriations. Subject to appropriations, each resident of such facility who qualifies for assistance under section 208.030 and meets the level of care required in this section shall, at a minimum, if prescribed by a physician, be authorized up to one hour of personal care services per day. Authorized units of personal care services shall not be reduced or tier level lowered unless an order approving such reduction or lowering is obtained from the resident's personal physician. Such authorized units of personal care services or tier level shall be transferred with such resident if he or she transfers to another such facility. Such provision shall terminate upon receipt of relevant waivers from the federal Department of Health and Human Services. If the Centers for Medicare and Medicaid Services determines that such provision does not comply with the state plan, this provision shall be null and void. The MO HealthNet division shall notify the revisor of statutes as to whether the relevant waivers are approved or a determination of noncompliance is made;

(16) Mental health services. The state plan for providing medical assistance under Title XIX of the Social Security Act, 42 U.S.C. Section **[**~~301~~**] 1396 et seq.**, as amended, shall include the following mental health services when such services are provided by community mental health facilities operated by the department of mental health or designated by the department of mental health as a community mental health facility or as an alcohol and drug abuse facility or as a child-serving agency within the comprehensive children's mental health service system established in section 630.097. The department of mental health shall establish by administrative rule the definition and criteria for designation as a community mental health facility and for designation as an alcohol and drug abuse facility. Such mental health services shall include:

(a) Outpatient mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(b) Clinic mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(c) Rehabilitative mental health and alcohol and drug abuse services including home and community-based preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health or alcohol and drug abuse professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management. As used in this section, mental health professional and alcohol and drug abuse professional shall be defined by the department of mental health pursuant to duly promulgated rules. With respect to services established by this subdivision, the department of social services, MO HealthNet division, shall enter into an agreement with the department of mental health. Matching funds for outpatient mental health services, clinic mental health services, and rehabilitation services for mental health and alcohol and drug abuse shall be certified by the department of mental health to the MO HealthNet division. The agreement shall establish a mechanism for the joint implementation of the provisions of this subdivision. In addition, the agreement shall establish a mechanism by which rates for services may be jointly developed;

(17) Such additional services as defined by the MO HealthNet division to be furnished under waivers of federal statutory requirements as provided for and authorized by the federal Social Security Act (42 U.S.C. Section 301, et seq.) subject to appropriation by the general assembly;

(18) The services of an advanced practice registered nurse with a collaborative practice agreement to the extent that such services are provided in accordance with chapters 334 and 335, and regulations promulgated thereunder;

(19) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection to reserve a bed for the participant in the nursing home during the time that the participant is absent due to admission to a hospital for services which cannot be performed on an outpatient basis, subject to the provisions of this subdivision:

(a) The provisions of this subdivision shall apply only if:

a. The occupancy rate of the nursing home is at or above ninety-seven percent of MO HealthNet certified licensed beds, according to the most recent quarterly census provided to the department of health and senior services which was taken prior to when the participant is admitted to the hospital; and

b. The patient is admitted to a hospital for a medical condition with an anticipated stay of three days or less;

(b) The payment to be made under this subdivision shall be provided for a maximum of three days per hospital stay;

(c) For each day that nursing home costs are paid on behalf of a participant under this subdivision during any period of six consecutive months such participant shall, during the same period of six consecutive months, be ineligible for payment of nursing home costs of two otherwise available temporary leave of absence days provided under subdivision (5) of this subsection; and

(d) The provisions of this subdivision shall not apply unless the nursing home receives notice from the participant or the participant's responsible party that the participant intends to return to the nursing home following the hospital stay. If the nursing home receives such notification and all other provisions of this subsection have been satisfied, the nursing home shall provide notice to the participant or the participant's responsible party prior to release of the reserved bed;

(20) Prescribed medically necessary durable medical equipment. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(21) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(22) Prescribed medically necessary dental services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(23) Prescribed medically necessary optometric services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(24) Blood clotting products-related services. For persons diagnosed with a bleeding disorder, as defined in section 338.400, reliant on blood clotting products, as defined in section 338.400, such services include:

(a) Home delivery of blood clotting products and ancillary infusion equipment and supplies, including the emergency deliveries of the product when medically necessary;

(b) Medically necessary ancillary infusion equipment and supplies required to administer the blood clotting products; and

(c) Assessments conducted in the participant's home by a pharmacist, nurse, or local home health care agency trained in bleeding disorders when deemed necessary by the participant's treating physician;

(25) **Childbirth education classes for pregnant women and a support person;**

(26) The MO HealthNet division shall, by January 1, 2008, and annually thereafter, report the status of MO HealthNet provider reimbursement rates as compared to one hundred percent of the Medicare reimbursement rates and compared to the average dental reimbursement rates paid by third-party payors licensed by the state. The MO HealthNet division shall, by July 1, 2008, provide to the general assembly a four-year plan to achieve parity with Medicare reimbursement rates and for third-party payor average dental reimbursement rates. Such plan shall be subject to appropriation and the division shall include in its annual budget request to the governor the necessary funding needed to complete the four-year plan developed under this subdivision.

2. Additional benefit payments for medical assistance shall be made on behalf of those eligible needy children, pregnant women and blind persons with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Dental services;

(2) Services of podiatrists as defined in section 330.010;

(3) Optometric services as described in section 336.010;

(4) Orthopedic devices or other prosthetics, including eye glasses, dentures, hearing aids, and wheelchairs;

(5) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(6) Comprehensive day rehabilitation services beginning early posttrauma as part of a coordinated system of care for individuals with disabling impairments. Rehabilitation services must be based on an individualized, goal-oriented, comprehensive and coordinated treatment plan developed, implemented, and monitored through an interdisciplinary assessment designed to restore an individual to optimal level of physical, cognitive, and behavioral function. The MO HealthNet division shall establish by administrative rule the definition and criteria for designation of a comprehensive day rehabilitation service facility, benefit limitations and payment mechanism. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subdivision shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

3. The MO HealthNet division may require any participant receiving MO HealthNet benefits to pay part of the charge or cost until July 1, 2008, and an additional payment after July 1, 2008, as defined by rule duly promulgated by the MO HealthNet division, for all covered services except for those services covered under subdivisions (15) and (16) of subsection 1 of this section and sections 208.631 to 208.657 to the extent and in the manner authorized by Title XIX of the federal Social Security Act (42 U.S.C. Section 1396, et seq.) and regulations thereunder. When substitution of a generic drug is permitted by the prescriber according to section 338.056, and a generic drug is substituted for a name-brand drug, the MO HealthNet division may not lower or delete the requirement to make a co-payment pursuant to regulations of Title XIX of the federal Social Security Act. A provider of goods or services described under this section must collect from all participants the additional payment that may be required by the MO HealthNet division under authority granted herein, if the division exercises that authority, to remain eligible as a provider. Any payments made by participants under this section shall be in addition to and not in lieu of payments made by the state for goods or services described herein except the participant portion of the pharmacy professional dispensing fee shall be in addition to and not in lieu of payments to pharmacists. A provider may collect the co-payment at the time a service is provided or at a later date. A provider shall not refuse to provide a service if a participant is unable to pay a required payment. If it is the routine business practice of a provider to terminate future services to an individual with an unclaimed debt, the provider may include uncollected co-payments under this practice. Providers who elect not to undertake the provision of services based on a history of bad debt shall give participants advance notice and a reasonable opportunity for payment. A provider, representative, employee, independent contractor, or agent of a pharmaceutical manufacturer shall not make co-payment for a participant. This subsection shall not apply to other qualified children, pregnant women, or blind persons. If the Centers for Medicare and Medicaid Services does not approve the MO HealthNet state plan amendment submitted by the department of social services that would allow a provider to deny future services to an individual with uncollected co-payments, the denial of services shall not be allowed. The department of social services shall inform providers regarding the acceptability of denying services as the result of unpaid co-payments.

4. The MO HealthNet division shall have the right to collect medication samples from participants in order to maintain program integrity.

5. Reimbursement for obstetrical and pediatric services under subdivision (6) of subsection 1 of this section shall be timely and sufficient to enlist enough health care providers so that care and services are available under the state plan for MO HealthNet benefits at least to the extent that such care and services are available to the general population in the geographic area, as required under subparagraph (a)(30)(A) of 42 U.S.C. Section 1396a and federal regulations promulgated thereunder.

6. Beginning July 1, 1990, reimbursement for services rendered in federally funded health centers shall be in accordance with the provisions of subsection 6402(c) and Section 6404 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) and federal regulations promulgated thereunder.

7. Beginning July 1, 1990, the department of social services shall provide notification and referral of children below age five, and pregnant, breast-feeding, or postpartum women who are determined to be eligible for MO HealthNet benefits under section 208.151 to the special supplemental food programs for women, infants and children administered by the department of health and senior services. Such notification and referral shall conform to the requirements of Section 6406 of P.L. 101-239 and regulations promulgated thereunder.

8. Providers of long-term care services shall be reimbursed for their costs in accordance with the provisions of Section 1902 (a)(13)(A) of the Social Security Act, 42 U.S.C. Section 1396a, as amended, and regulations promulgated thereunder.

9. Reimbursement rates to long-term care providers with respect to a total change in ownership, at arm's length, for any facility previously licensed and certified for participation in the MO HealthNet program shall not increase payments in excess of the increase that would result from the application of Section 1902 (a)(13)(C) of the Social Security Act, 42 U.S.C. Section 1396a (a)(13)(C).

10. The MO HealthNet division may enroll qualified residential care facilities and assisted living facilities, as defined in chapter 198, as MO HealthNet personal care providers.

11. Any income earned by individuals eligible for certified extended employment at a sheltered workshop under chapter 178 shall not be considered as income for purposes of determining eligibility under this section.

12. If the Missouri Medicaid audit and compliance unit changes any interpretation or application of the requirements for reimbursement for MO HealthNet services from the interpretation or application that has been applied previously by the state in any audit of a MO HealthNet provider, the Missouri Medicaid audit and

compliance unit shall notify all affected MO HealthNet providers five business days before such change shall take effect. Failure of the Missouri Medicaid audit and compliance unit to notify a provider of such change shall entitle the provider to continue to receive and retain reimbursement until such notification is provided and shall waive any liability of such provider for recoupment or other loss of any payments previously made prior to the five business days after such notice has been sent. Each provider shall provide the Missouri Medicaid audit and compliance unit a valid email address and shall agree to receive communications electronically. The notification required under this section shall be delivered in writing by the United States Postal Service or electronic mail to each provider.

13. Nothing in this section shall be construed to abrogate or limit the department's statutory requirement to promulgate rules under chapter 536.

14. Beginning July 1, 2016, and subject to appropriations, providers of behavioral, social, and psychophysiological services for the prevention, treatment, or management of physical health problems shall be reimbursed utilizing the behavior assessment and intervention reimbursement codes 96150 to 96154 or their successor codes under the Current Procedural Terminology (CPT) coding system. Providers eligible for such reimbursement shall include psychologists.

15. The department of social services shall study the impact that the childbirth education classes provided under subdivision (25) of subsection 1 of this section have on infant and maternal mortality among pregnant women of color. The department of social services shall submit a report to the general assembly with the results of the study before January 1, 2026."; and

Further amend said bill, Page 9, Section 208.662, Line 18, by inserting after the word "birth" the phrase "**, including childbirth education classes**"; and"; and

Further amend said amendment, Page 7, Line 5, by deleting said line and inserting in lieu thereof the following:

"**legal guardian's child's records.**

376.1213. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2024, and providing for maternity benefits, shall provide coverage for childbirth education classes."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 2 to House Amendment No. 5** was adopted.

On motion of Representative Kelly (141), **House Amendment No. 5, as amended**, was adopted.

Representative Shields offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"190.255. 1. Any qualified first responder may obtain and administer naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to a person suffering from an apparent narcotic or opiate-related overdose in order to revive the person.

2. Any licensed drug distributor or pharmacy in Missouri may sell naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to qualified first responder agencies to allow the agency to stock naloxone for the administration of such drug to persons suffering from an apparent narcotic or opiate overdose in order to revive the person.

3. For the purposes of this section, "qualified first responder" shall mean any **[**~~state and local law enforcement agency staff,~~**]** fire department personnel, fire district personnel, or licensed emergency medical technician who is acting under the directives and established protocols of a medical director of a local licensed ground ambulance service licensed under section 190.109**, or any state or local law enforcement agency staff member,** who comes in contact with a person suffering from an apparent narcotic or opiate-related overdose and who has received training in recognizing and responding to a narcotic or opiate overdose and the administration of naloxone to a person suffering from an apparent narcotic or opiate-related overdose. "Qualified first responder agencies" shall mean any state or local law enforcement agency, fire department, or ambulance service that provides documented training to its staff related to the administration of naloxone in an apparent narcotic or opiate overdose situation.

4. A qualified first responder shall only administer naloxone by such means as the qualified first responder has received training for the administration of naloxone.

195.206. 1. As used in this section, the following terms shall mean:

(1) "Addiction mitigation medication", naltrexone hydrochloride that is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(2) "Opioid antagonist", naloxone hydrochloride**, or any other drug or device approved by the United States Food and Drug Administration,** that blocks the effects of an opioid overdose **[**~~that~~**] and** is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(3) "Opioid-related drug overdose", a condition including, but not limited to, extreme physical illness, decreased level of consciousness, respiratory depression, coma, or death resulting from the consumption or use of an opioid or other substance with which an opioid was combined or a condition that a layperson would reasonably believe to be an opioid-related drug overdose that requires medical assistance.

2. Notwithstanding any other law or regulation to the contrary:

(1) The director of the department of health and senior services, if a licensed physician, may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication;

(2) In the alternative, the department may employ or contract with a licensed physician who may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication with the express written consent of the department director.

3. Notwithstanding any other law or regulation to the contrary, any licensed pharmacist in Missouri may sell and dispense an opioid antagonist or an addiction mitigation medication under physician protocol or under a statewide standing order issued under subsection 2 of this section.

4. A licensed pharmacist who, acting in good faith and with reasonable care, sells or dispenses an opioid antagonist or an addiction mitigation medication and an appropriate device to administer the drug, and the protocol physician, shall not be subject to any criminal or civil liability or any professional disciplinary action for prescribing or dispensing the opioid antagonist or an addiction mitigation medication or any outcome resulting from the administration of the opioid antagonist or an addiction mitigation medication. A physician issuing a statewide standing order under subsection 2 of this section shall not be subject to any criminal or civil liability or any professional disciplinary action for issuing the standing order or for any outcome related to the order or the administration of the opioid antagonist or an addiction mitigation medication.

5. Notwithstanding any other law or regulation to the contrary, it shall be permissible for any person to possess an opioid antagonist or an addiction mitigation medication.

6. Any person who administers an opioid antagonist to another person shall, immediately after administering the drug, contact emergency personnel. Any person who, acting in good faith and with reasonable care, administers an opioid antagonist to another person whom the person believes to be suffering an opioid-related **drug** overdose shall be immune from criminal prosecution, disciplinary actions from his or her professional licensing board, and civil liability due to the administration of the opioid antagonist."; and

Further amend said bill, Page 11, Section 208.662, Line 97, by inserting after all of said section and line the following:

"**579.088. Notwithstanding any other provision of this chapter or chapter 195 to the contrary, it shall not be unlawful to manufacture, possess, sell, deliver, or use any device, equipment, or other material for the purpose of analyzing controlled substances to detect the presence of fentanyl or any synthetic controlled substance fentanyl analogue.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Murphy offered **House Amendment No. 1 to House Amendment No. 6**.

House Amendment No. 1
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 2, Line 31, by inserting after said line the following:

"Further amend said bill, Page 11, Section 208.662, Line 97, by inserting after said section and line the following:

"**324.1720. 1. The general assembly hereby occupies and preempts the entire field of legislation concerning the practice of licensed professions regulated under chapters 331, 332, 334, 335, 336, 337, 338, and 340. A political subdivision of this state is preempted from enacting, maintaining, or enforcing any order, ordinance, rule, regulation, policy, or other similar measure that prohibits, restricts, limits, regulates, controls, directs, or interferes with the practice of such licensed professions.**

2. Nothing in this section shall preclude or preempt a political subdivision of this state from exercising its lawful authority to regulate zoning or land use, to enforce a building or fire code regulation, to impose a tax or license fee for the privilege of carrying on a profession described in subsection 1 of this section consistent with the laws regulating such taxes or license fees, or to otherwise regulate for the general health, safety, sanitation, and welfare as long as the order, ordinance, rule, regulation, policy, or other measure does not interfere with, restrict, or limit the ability of a lawfully licensed person from engaging in any act or performing any procedure that falls within the professionally recognized scope of practice of a licensed professional in the practice of a profession described in subsection 1 of this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Davidson	Davis	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hinman	Houx	Hovis	Hudson	Hurlbert

Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 041

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Crossley
Fogle	Fountain Henderson	Gray	Hein	Johnson 12
Johnson 23	Lavender	Lewis 25	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Plank
Quade	Sauls	Smith 46	Steinhoff	Strickler
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 019

Black	Bland Manlove	Boggs	Collins	Cupps
Deaton	Doll	Ealy	Hicks	Ingle
Mackey	Morse	Proudie	Sharp 37	Smith 163
Stephens	Taylor 84	Toalson Reisch	Windham	

VACANCIES: 001

On motion of Representative Murphy, **House Amendment No. 1 to House Amendment No. 6** was adopted.

Representative Haden offered **House Amendment No. 2 to House Amendment No. 6**.

House Amendment No. 2
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Line 24, by inserting after all of said line the following:

"191.430. 1. There is hereby established within the department of health and senior services the "Health Professional Loan Repayment Program" to provide forgivable loans for the purpose of repaying existing loans related to applicable educational expenses for health care, mental health, and public health professionals. The department of health and senior services shall be the administrative agency for the implementation of the program established by this section.

2. The department of health and senior services shall prescribe the form and the time and method of filing applications and supervise the processing, including oversight and monitoring of the program, and shall promulgate rules to implement the provisions of sections 191.430 to 191.450. Any rule or portion of a rule, as

that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

3. The director of the department of health and senior services shall have the discretion to determine the health professionals and practitioners who will receive forgivable health professional loans from the department to pay their existing loans. The director shall make such determinations each fiscal year based on evidence associated with the greatest needs in the best interests of the public. The health care, mental health, and public health professionals or disciplines funded in any given year shall be contingent upon consultation with the office of workforce development in the department of higher education and workforce development and the department of mental health, or their successor agencies.

4. The department of health and senior services shall enter into a contract with each selected applicant who receives a health professional loan under this section. Each selected applicant shall apply the loan award to his or her educational debt. The contract shall detail the methods of forgiveness associated with a service obligation and the terms associated with the principal and interest accruing on the loan at the time of the award. The contract shall contain details concerning how forgiveness is earned, including when partial forgiveness is earned through a service obligation, and the terms and conditions associated with repayment of the loans for any obligation not served.

5. All health professional loans shall be made from funds appropriated by the general assembly to the health professional loan incentive fund established in section 191.445.

191.435. The department of health and senior services shall designate counties, communities, or sections of areas in the state as areas of defined need for health care, mental health, and public health services. If a county, community, or section of an area has been designated or determined as a professional shortage area, a shortage area, or a health care, mental health, or public health professional shortage area by the federal Department of Health and Human Services or its successor agency, the department of health and senior services shall designate it as an area of defined need under this section. If the director of the department of health and senior services determines that a county, community, or section of an area has an extraordinary need for health care professional services without a corresponding supply of such professionals, the department of health and senior services may designate it as an area of defined need under this section.

191.440. 1. The department of health and senior services shall enter into a contract with each individual qualifying for a forgivable loan under sections 191.430 to 191.450. The written contract between the department and the individual shall contain, but not be limited to, the following:

(1) An agreement that the state agrees to award a loan and the individual agrees to serve for a period equal to two years, or a longer period as the individual may agree to, in an area of defined need as designated by the department, with such service period to begin on the date identified on the signed contract;

(2) A provision that any financial obligations arising out of a contract entered into and any obligation of the individual that is conditioned thereon is contingent upon funds being appropriated for loans;

(3) The area of defined need where the person will practice;

(4) A statement of the damages to which the state is entitled for the individual's breach of the contract; and

(5) Such other statements of the rights and liabilities of the department and of the individual not inconsistent with sections 191.430 to 191.450.

2. The department of health and senior services may stipulate specific practice sites, contingent upon department-generated health care, mental health, and public health professional need priorities, where applicants shall agree to practice for the duration of their participation in the program.

191.445. There is hereby created in the state treasury the "Health Professional Loan Incentive Fund", which shall consist of any appropriations made by the general assembly, all funds recovered from an individual under section 191.450, and all funds generated by loan repayments received under sections 191.430 to 191.450. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180,

the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in this fund shall be used solely by the department of health and senior services to provide loans under sections 191.430 to 191.450. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

191.450. 1. An individual who enters into a written contract with the department of health and senior services, as described in section 191.440, and who fails to maintain an acceptable employment status shall be liable to the state for any amount awarded as a loan by the department directly to the individual who entered into the contract that has not yet been forgiven.

2. An individual fails to maintain an acceptable employment status under this section when the contracted individual involuntarily or voluntarily terminates qualifying employment, is dismissed from such employment before completion of the contractual service obligation within the specific time frame outlined in the contract, or fails to respond to requests made by the department.

3. If an individual breaches the written contract of the individual by failing to begin or complete such individual's service obligation, the state shall be entitled to recover from the individual an amount equal to the sum of:

(1) The total amount of the loan awarded by the department or, if the department had already awarded partial forgiveness at the time of the breach, the amount of the loan not yet forgiven;

(2) The interest on the amount that would be payable if at the time the loan was awarded it was a loan bearing interest at the maximum prevailing rate as determined by the Treasurer of the United States;

(3) An amount equal to any damages incurred by the department as a result of the breach; and

(4) Any legal fees or associated costs incurred by the department or the state of Missouri in the collection of damages.

191.592. 1. For purposes of this section, the following terms mean:

(1) "Department", the department of health and senior services;

(2) "Eligible entity", an entity that operates a physician medical residency program in this state and that is accredited by the Accreditation Council for Graduate Medical Education;

(3) "General primary care and psychiatry", family medicine, general internal medicine, general pediatrics, internal medicine-pediatrics, general obstetrics and gynecology, or general psychiatry;

(4) "Grant-funded residency position", a position that is accredited by the Accreditation Council for Graduate Medical Education, that is established as a result of funding awarded to an eligible entity for the purpose of establishing an additional medical resident position beyond the currently existing medical resident positions, and that is within the fields of general primary care and psychiatry. Such position shall end when the medical residency funding under this section is completed or when the resident in the medical grant-funded residency position is no longer employed by the eligible entity, whichever is earlier;

(5) "Participating medical resident", an individual who is a medical school graduate with a doctor of medicine degree or doctor of osteopathic medicine degree, who is participating in a postgraduate training program at an eligible entity, and who is filling a grant-funded residency position.

2. (1) Subject to appropriation, the department shall establish a medical residency grant program to award grants to eligible entities for the purpose of establishing and funding new general primary care and psychiatry medical residency positions in this state and continuing the funding of such new residency positions for the duration of the funded residency.

(2) (a) Funding shall be available for three years for residency positions in family medicine, general internal medicine, and general pediatrics.

(b) Funding shall be available for four years for residency positions in general obstetrics and gynecology, internal medicine-pediatrics, and general psychiatry.

3. (1) There is hereby created in the state treasury the "Medical Residency Grant Program Fund". Moneys in the fund shall be used to implement and fund grants to eligible entities.

(2) The medical residency grant program fund shall include funds appropriated by the general assembly, reimbursements from awarded eligible entities who were not able to fill the residency position or positions with an individual medical resident or residents, and any gifts, contributions, grants, or bequests received from federal, private, or other sources.

(3) The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely as provided in this section.

(4) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(5) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Subject to appropriation, the department shall expend moneys in the medical residency grant program fund in the following order:

(1) Necessary costs of the department to implement this section;

(2) Funding of grant-funded residency positions of individuals in the fourth year of their residency, as applicable to residents in general obstetrics and gynecology, internal medicine-pediatrics, and general psychiatry;

(3) Funding of grant-funded residency positions of individuals in the third year of their residency;

(4) Funding of grant-funded residency positions of individuals in the second year of their residency;

(5) Funding of grant-funded residency positions of individuals in the first year of their residency; and

(6) The establishment of new grant-funded residency positions at awarded eligible entities.

5. The department shall establish criteria to evaluate which eligible entities shall be awarded grants for new grant-funded residency positions, criteria for determining the amount and duration of grants, the contents of the grant application, procedures and timelines by which eligible entities may apply for grants, and all other rules needed to implement the purposes of this section. Such criteria shall include a preference for eligible entities located in areas of highest need for general primary care and psychiatric care physicians, as determined by the health professional shortage area score.

6. Eligible entities that receive grants under this section shall:

(1) Agree to supplement awarded funds under this section, if necessary, to establish or maintain a grant-funded residency position for the duration of the funded resident's medical residency; and

(2) Agree to abide by other requirements imposed by rule.

7. Annual funding per participating medical resident shall be limited to:

(1) Direct graduate medical education costs including, but not limited to:

(a) Salaries and benefits for residents, faculty, and program staff;

(b) Malpractice insurance, licenses, and other required fees; and

(c) Program administration and educational materials; and

(2) Indirect costs of graduate medical education necessary to meet the standards of the Accreditation Council for Graduate Medical Education.

8. No new grant-funded residency positions under this section shall be established after the tenth fiscal year in which grants are awarded. However, any residency positions funded under this section may continue to be funded until the completion of the resident's medical residency.

9. The department shall submit an annual report to the general assembly regarding the implementation of the program developed under this section.

10. The department may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

11. The provisions of this section shall expire on January 1, 2038.

191.600. 1. Sections 191.600 to 191.615 establish a loan repayment program for graduates of approved medical schools, schools of osteopathic medicine, schools of dentistry and accredited chiropractic colleges who practice in areas of defined need and shall be known as the "Health Professional Student Loan Repayment Program". Sections 191.600 to 191.615 shall apply to graduates of accredited chiropractic colleges when federal guidelines for chiropractic shortage areas are developed.

2. The "Health Professional Student Loan and Loan Repayment Program Fund" is hereby created in the state treasury. All funds recovered from an individual pursuant to section 191.614 and all funds generated by loan repayments and penalties received pursuant to section 191.540 shall be credited to the fund. The moneys in the fund shall be used by the department of health and senior services to provide loan repayments pursuant to section 191.611 in accordance with sections 191.600 to 191.614 **[**~~and to provide loans pursuant to sections 191.500 to 191.550~~**]**.

191.828. 1. The following departments shall conduct on-going evaluations of the effect of the initiatives enacted by the following sections:

(1) The department of commerce and insurance shall evaluate the effect of revising section 376.782 and sections 143.999, 208.178, 374.126, and 376.891 to 376.894;

(2) The department of health and senior services shall evaluate the effect of revising sections 105.711 and **[**~~sections 191.520 and~~**]** 191.600 and enacting section 191.411, and sections 167.600 to 167.621, 191.231, 208.177, 431.064, and 660.016. In collaboration with the state board of registration for the healing arts, the state board of nursing, and the state board of pharmacy, the department of health and senior services shall also evaluate the effect of revising section 195.070, section 334.100, and section 335.016, and of sections 334.104 and 334.112, and section 338.095 and 338.198;

(3) The department of social services shall evaluate the effect of revising section 198.090, and sections 208.151, 208.152 and 208.215, and section 383.125, and of sections 167.600 to 167.621, 208.177, 208.178, 208.179, 208.181, and 211.490;

(4) The office of administration shall evaluate the effect of revising sections 105.711 and 105.721;

(5) The Missouri consolidated health care plan shall evaluate the effect of section 103.178; and

(6) The department of mental health shall evaluate the effect of section 191.831 as it relates to substance abuse treatment and of section 191.835.

2. The department of revenue and office of administration shall make biannual reports to the general assembly and the governor concerning the income received into the health initiatives fund and the level of funding required to operate the programs and initiatives funded by the health initiatives fund at an optimal level.

191.831. 1. There is hereby established in the state treasury a "Health Initiatives Fund", to which shall be deposited all revenues designated for the fund under subsection 8 of section 149.015, and subsection 3 of section 149.160, and section 167.609, and all other funds donated to the fund or otherwise deposited pursuant to law. The state treasurer shall administer the fund. Money in the fund shall be appropriated to provide funding for implementing the new programs and initiatives established by sections 105.711 and 105.721. The moneys in the fund may further be used to fund those programs established by sections 191.411**[**~~, 191.520~~**]** and 191.600, sections 208.151 and 208.152, and sections 103.178, 143.999, 167.600 to 167.621, 188.230, 191.211, 191.231, 191.825 to 191.839, 192.013, 208.177, 208.178, 208.179 and 208.181, 211.490, 285.240, 337.093, 374.126, 376.891 to 376.894, 431.064, 660.016, 660.017 and 660.018; in addition, not less than fifteen percent of the proceeds deposited to the health initiative fund pursuant to sections 149.015 and 149.160 shall be appropriated annually to provide funding for the C-STAR substance abuse rehabilitation program of the department of mental health, or its successor program, and a C-STAR pilot project developed by the director of the division of alcohol and drug abuse and the director of the department of corrections as an alternative to incarceration, as provided in subsections 2, 3, and 4 of this section. Such pilot project shall be known as the "Alt-care" program. In addition, some of the proceeds deposited to the health initiatives fund pursuant to sections 149.015 and 149.160 shall be appropriated annually to the division of alcohol and drug abuse of the department of mental health to be used for the administration and oversight of the substance abuse traffic **[**~~offenders~~**]** **offender** program defined in section 302.010 **[**~~and section 577.001~~**]**. The provisions of section 33.080 to the contrary notwithstanding, money in the health initiatives fund shall not be transferred at the close of the biennium to the general revenue fund.

2. The director of the division of alcohol and drug abuse and the director of the department of corrections shall develop and administer a pilot project to provide a comprehensive substance abuse treatment and rehabilitation program as an alternative to incarceration, hereinafter referred to as "Alt-care". Alt-care shall be funded using money provided under subsection 1 of this section through the Missouri Medicaid program, the C-STAR program of the department of mental health, and the division of alcohol and drug abuse's purchase-of-service system. Alt-care shall offer a flexible combination of clinical services and living arrangements individually adapted to each client and her children. Alt-care shall consist of the following components:

(1) Assessment and treatment planning;

(2) Community support to provide continuity, monitoring of progress and access to services and resources;

(3) Counseling from individual to family therapy;

(4) Day treatment services which include accessibility seven days per week, transportation to and from the Alt-care program, weekly drug testing, leisure activities, weekly events for families and companions, job and education preparedness training, peer support and self-help and daily living skills; and

(5) Living arrangement options which are permanent, substance-free and conducive to treatment and recovery.

3. Any female who is pregnant or is the custodial parent of a child or children under the age of twelve years, and who has pleaded guilty to or found guilty of violating the provisions of chapter 195, and whose controlled substance abuse was a precipitating or contributing factor in the commission of the offense, and who is placed on probation may be required, as a condition of probation, to participate in Alt-care, if space is available in the pilot project area. Determinations of eligibility for the program, placement, and continued participation shall be made by the division of alcohol and drug abuse, in consultation with the department of corrections.

4. The availability of space in Alt-care shall be determined by the director of the division of alcohol and drug abuse in conjunction with the director of the department of corrections. If the sentencing court is advised that there is no space available, the court shall consider other authorized dispositions."; and

Further amend said amendment, Page 2, Line 36, by deleting all of said line and inserting in lieu thereof the following:

""335.203. 1. There is hereby established the "Nursing Education Incentive Program" within the state board of nursing.

2. Subject to appropriation and board disbursement, grants shall be awarded through the nursing education incentive program to eligible institutions of higher education based on criteria jointly determined by the board and the department of higher education and workforce development. **[**~~Grant award amounts shall not exceed one hundred fifty thousand dollars.~~**]** No campus shall receive more than one grant per year.

3. To be considered for a grant, an eligible institution of higher education shall offer a program of nursing that meets the predetermined category and area of need as established by the board and the department under subsection 4 of this section.

4. The board and the department shall determine categories and areas of need for designating grants to eligible institutions of higher education. In establishing categories and areas of need, the board and department may consider criteria including, but not limited to:

(1) Data generated from licensure renewal data and the department of health and senior services; and

(2) National nursing statistical data and trends that have identified nursing shortages.

5. The board shall be the administrative agency responsible for implementation of the program established under sections 335.200 to 335.203, and shall promulgate reasonable rules for the exercise of its functions and the effectuation of the purposes of sections 335.200 to 335.203. The board shall, by rule, prescribe the form, time, and method of filing applications and shall supervise the processing of such applications.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2011, shall be invalid and void.

335.205. The board, in addition to any other duties it may have regarding licensure of nurses, shall collect, at the time of any initial license application or license renewal application, a nursing education incentive program surcharge from each person licensed or relicensed under chapter 335, in the amount of one dollar per year for practical nurses and five dollars per year for registered professional nurses. These funds shall be deposited in the state board of nursing fund described in section 335.036.

579.088. Notwithstanding any other provision of this chapter or chapter 195 to the contrary, it shall"; and

Further amend said amendment and page, Line 39, by deleting all of said line and inserting in lieu thereof the following:

"**substance fentanyl analogue.**

[~~191.500. As used in sections 191.500 to 191.550, unless the context clearly indicates otherwise, the following terms mean:~~

~~(1) "Area of defined need", a community or section of an urban area of this state which is certified by the department of health and senior services as being in need of the services of a physician to improve the patient-doctor ratio in the area, to contribute professional physician services to an area of economic impact, or to contribute professional physician services to an area suffering from the effects of a natural disaster;~~

~~(2) "Department", the department of health and senior services;~~

~~(3) "Eligible student", a full-time student accepted and enrolled in a formal course of instruction leading to a degree of doctor of medicine or doctor of osteopathy, including psychiatry, at a participating school, or a doctor of dental surgery, doctor of dental medicine, or a bachelor of science degree in dental hygiene;~~

~~(4) "Financial assistance", an amount of money paid by the state of Missouri to a qualified applicant pursuant to sections 191.500 to 191.550;~~

~~(5) "Participating school", an institution of higher learning within this state which grants the degrees of doctor of medicine or doctor of osteopathy, and which is accredited in the appropriate degree program by the American Medical Association or the American Osteopathic Association, or a degree program by the American Dental Association or the American Psychiatric Association, and applicable residency programs for each degree type and discipline;~~

~~(6) "Primary care", general or family practice, internal medicine, pediatric , psychiatric, obstetric and gynecological care as provided to the general public by physicians licensed and registered pursuant to chapter 334, dental practice, or a dental hygienist licensed and registered pursuant to chapter 332;~~

~~(7) "Resident", any natural person who has lived in this state for one or more years for any purpose other than the attending of an educational institution located within this state;~~

~~(8) "Rural area", a town or community within this state which is not within a standard metropolitan statistical area, and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a standard metropolitan statistical area.~~]

[~~191.505. The department of health and senior services shall be the administrative agency for the implementation of the program established by sections 191.500 to 191.550. The department shall promulgate reasonable rules and regulations for the exercise of its functions in the effectuation of the purposes of sections 191.500 to 191.550. It shall prescribe the form and the time and method of filing applications and supervise the processing thereof.~~]

[~~191.510. The department shall enter into a contract with each applicant receiving a state loan under sections 191.500 to 191.550 for repayment of the principal and interest and for forgiveness of a portion thereof for participation in the service areas as provided in sections 191.500 to 191.550.~~]

[~~191.515. An eligible student may apply to the department for a loan under sections 191.500 to 191.550 only if, at the time of his application and throughout the period during which he receives the loan, he has been formally accepted as a student in a participating school in a course of study leading to the degree of doctor of medicine or doctor of osteopathy, including psychiatry, or a doctor of dental surgery, a doctor of dental medicine, or a bachelor of science degree in dental hygiene, and is a resident of this state.~~]

[~~191.520. No loan to any eligible student shall exceed twenty-five thousand dollars for each academic year, which shall run from August first of any year through July thirty-first of the following year. All loans shall be made from funds appropriated to the medical school loan and loan repayment program fund created by section 191.600, by the general assembly.~~]

[~~191.525. No more than twenty-five loans shall be made to eligible students during the first academic year this program is in effect. Twenty-five new loans may be made for the next three academic years until a total of one hundred loans are available. At least one-half of the loans shall be made to students from rural areas as defined in section 191.500. An eligible student may receive loans for each academic year he is pursuing a course of study directly leading to a degree of doctor of medicine or doctor of osteopathy, doctor of dental surgery, or doctor of dental medicine, or a bachelor of science degree in dental hygiene.~~**]**

[~~191.530. Interest at the rate of nine and one-half percent per year shall be charged on all loans made under sections 191.500 to 191.550 but one-fourth of the interest and principal of the total loan at the time of the awarding of the degree shall be forgiven for each year of participation by an applicant in the practice of his profession in a rural area or an area of defined need. The department shall grant a deferral of interest and principal payments to a loan recipient who is pursuing an internship or a residency in primary care. The deferral shall not exceed three years. The status of each loan recipient receiving a deferral shall be reviewed annually by the department to ensure compliance with the intent of this provision. The loan recipient will repay the loan beginning with the calendar year following completion of his internship or his primary care residency in accordance with the loan contract.~~**]**

[~~191.535. If a student ceases his study prior to receiving a degree, interest at the rate specified in section 191.530 shall be charged on the amount received from the state under the provisions of sections 191.500 to 191.550.~~**]**

[~~191.540. 1. The department shall establish schedules and procedures for repayment of the principal and interest of any loan made under the provisions of sections 191.500 to 191.550 and not forgiven as provided in section 191.530.~~

~~2. A penalty shall be levied against a person in breach of contract. Such penalty shall be twice the sum of the principal and the accrued interest.~~**]**

[~~191.545. When necessary to protect the interest of the state in any loan transaction under sections 191.500 to 191.550, the board may institute any action to recover any amount due.~~**]**

[~~191.550. The contracts made with the participating students shall be approved by the attorney general.~~**]**

[~~335.212. As used in sections 335.212 to 335.242, the following terms mean:~~

~~(1) "Board", the Missouri state board of nursing;~~

~~(2) "Department", the Missouri department of health and senior services;~~

~~(3) "Director", director of the Missouri department of health and senior services;~~

~~(4) "Eligible student", a resident who has been accepted as a full-time student in a formal course of instruction leading to an associate degree, a diploma, a bachelor of science, a master of science in nursing (M.S.N.), a doctorate in nursing (Ph.D. or D.N.P.), or a student with a master of science in nursing seeking a doctorate in education (Ed.D.), or leading to the completion of educational requirements for a licensed practical nurse. The doctoral applicant may be a part-time student;~~

~~(5) "Participating school", an institution within this state which is approved by the board for participation in the professional and practical nursing student loan program established by sections 335.212 to 335.242, having a nursing department and offering a course of instruction based on nursing theory and clinical nursing experience;~~

~~(6) "Qualified applicant", an eligible student approved by the board for participation in the professional and practical nursing student loan program established by sections 335.212 to 335.242;~~

~~(7) "Qualified employment", employment on a full-time basis in Missouri in a position requiring licensure as a licensed practical nurse or registered professional nurse in any hospital as defined in section 197.020 or in any agency, institution, or organization located in an area of need as determined by the department of health and senior services. Any forgiveness of such principal and interest for any qualified applicant engaged in qualified employment on a less than full-time basis may be prorated to reflect the amounts provided in this section;~~

~~(8) "Resident", any person who has lived in this state for one or more years for any purpose other than the attending of an educational institution located within this state.~~**]**

[~~335.215. 1. The department of health and senior services shall be the administrative agency for the implementation of the professional and practical nursing student loan program established under sections 335.212 to 335.242, and the nursing student loan repayment program established under sections 335.245 to 335.259.~~

~~2. An advisory panel of nurses shall be appointed by the director. It shall be composed of not more than eleven members representing practical, associate degree, diploma, baccalaureate and graduate nursing education, community health, primary care, hospital, long-term care, a consumer, and the Missouri state board of nursing. The panel shall make recommendations to the director on the content of any rules, regulations or guidelines prior to their promulgation. The panel may make recommendations to the director regarding fund allocations for loans and loan repayment based on current nursing shortage needs.~~

~~3. The department of health and senior services shall promulgate reasonable rules and regulations for the exercise of its function pursuant to sections 335.212 to 335.259. It shall prescribe the form, the time and method of filing applications and supervise the proceedings thereof. No rule or portion of a rule promulgated under the authority of sections 335.212 to 335.257 shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.~~

~~4. Ninety-five percent of funds loaned pursuant to sections 335.212 to 335.242 shall be loaned to qualified applicants who are enrolled in professional nursing programs in participating schools and five percent of the funds loaned pursuant to sections 335.212 to 335.242 shall be loaned to qualified applicants who are enrolled in practical nursing programs. Priority shall be given to eligible students who have established financial need. All loan repayment funds pursuant to sections 335.245 to 335.259 shall be used to reimburse successful associate, diploma, baccalaureate or graduate professional nurse applicants' educational loans who agree to serve in areas of defined need as determined by the department.~~**]**

[~~335.218. There is hereby established the "Professional and Practical Nursing Student Loan and Nurse Loan Repayment Fund". All fees pursuant to section 335.221, general revenue appropriations to the student loan or loan repayment program, voluntary contributions to support or match the student loan and loan repayment program activities, funds collected from repayment and penalties, and funds received from the federal government shall be deposited in the state treasury and be placed to the credit of the professional and practical nursing student loan and nurse loan repayment fund. The fund shall be managed by the department of health and senior services and all administrative costs and expenses incurred as a result of the effectuation of sections 335.212 to 335.259 shall be paid from this fund.~~**]**

[~~335.221. The board, in addition to any other duties it may have regarding licensure of nurses, shall collect, at the time of licensure or licensure renewal, an education surcharge from each person licensed or relicensed pursuant to sections 335.011 to 335.096, in the amount of one dollar per year for practical nurses and five dollars per year for professional nurses. These funds shall be deposited in the professional and practical nursing student loan and nurse loan repayment fund. All expenditures authorized by sections 335.212 to 335.259 shall be paid from funds appropriated by the general assembly from the professional and practical nursing student loan and nurse loan repayment fund. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue.~~**]**

[~~335.224. The department of health and senior services shall enter into a contract with each qualified applicant receiving financial assistance under the provisions of sections 335.212 to 335.242 for repayment of the principal and interest.~~]

[~~335.227. An eligible student may apply to the department for financial assistance under the provisions of sections 335.212 to 335.242 if, at the time of his application for a loan, the eligible student has formally applied for acceptance at a participating school. Receipt of financial assistance is contingent upon acceptance and continued enrollment at a participating school.~~]

[~~335.230. Financial assistance to any qualified applicant shall not exceed ten thousand dollars for each academic year for a professional nursing program and shall not exceed five thousand dollars for each academic year for a practical nursing program. All financial assistance shall be made from funds credited to the professional and practical nursing student loan and nurse loan repayment fund. A qualified applicant may receive financial assistance for each academic year he remains a student in good standing at a participating school.~~]

[~~335.233. The department shall establish schedules for repayment of the principal and interest on any financial assistance made under the provisions of sections 335.212 to 335.242. Interest at the rate of nine and one-half percent per annum shall be charged on all financial assistance made under the provisions of sections 335.212 to 335.242, but the interest and principal of the total financial assistance granted to a qualified applicant at the time of the successful completion of a nursing degree, diploma program or a practical nursing program shall be forgiven through qualified employment.~~]

[~~335.236. The financial assistance recipient shall repay the financial assistance principal and interest beginning not more than six months after completion of the degree for which the financial assistance was made in accordance with the repayment contract. If an eligible student ceases his study prior to successful completion of a degree or graduation at a participating school, interest at the rate specified in section 335.233 shall be charged on the amount of financial assistance received from the state under the provisions of sections 335.212 to 335.242, and repayment, in accordance with the repayment contract, shall begin within ninety days of the date the financial aid recipient ceased to be an eligible student. All funds repaid by recipients of financial assistance to the department shall be deposited in the professional and practical nursing student loan and nurse loan repayment fund for use pursuant to sections 335.212 to 335.259.~~]

[~~335.239. The department shall grant a deferral of interest and principal payments to a financial assistance recipient who is pursuing an advanced degree, special nursing program, or upon special conditions established by the department. The deferral shall not exceed four years. The status of each deferral shall be reviewed annually by the department of health and senior services to ensure compliance with the intent of this section.~~]

[~~335.242. When necessary to protect the interest of the state in any financial assistance transaction under sections 335.212 to 335.259, the department of health and senior services may institute any action to recover any amount due.~~]

[~~335.245. As used in sections 335.245 to 335.259, the following terms mean:~~

~~(1) "Department", the Missouri department of health and senior services;~~

~~(2) "Eligible applicant", a Missouri licensed nurse who has attained either an associate degree, a diploma, a bachelor of science, or graduate degree in nursing from an accredited institution approved by the board of nursing or a student nurse in the final year of a full-time baccalaureate school of nursing leading to a baccalaureate degree or graduate nursing program leading to a master's degree in nursing and has agreed to serve in an area of defined need as established by the department;~~

~~(3) "Participating school", an institution within this state which grants an associate degree in nursing, grants a bachelor or master of science degree in nursing or provides a diploma nursing program which is accredited by the state board of nursing, or a regionally accredited institution in this state which provides a bachelor of science completion program for registered professional nurses;~~

~~(4) "Qualified employment", employment on a full-time basis in Missouri in a position requiring licensure as a licensed practical nurse or registered professional nurse in any hospital as defined in section 197.020 or public or nonprofit agency, institution, or organization located in an area of need as determined by the department of health and senior services. Any forgiveness of such principal and interest for any qualified applicant engaged in qualified employment on a less than full-time basis may be prorated to reflect the amounts provided in this section.~~**]**

[~~335.248. Sections 335.245 to 335.259 shall be known as the "Nursing Student Loan Repayment Program". The department of health and senior services shall be the administrative agency for the implementation of the authority established by sections 335.245 to 335.259. The department shall promulgate reasonable rules and regulations necessary to implement sections 335.245 to 335.259. Promulgated rules shall include, but not be limited to, applicant eligibility, selection criteria, prioritization of service obligation sites and the content of loan repayment contracts, including repayment schedules for those in default and penalties. The department shall promulgate rules regarding recruitment opportunities for minority students into nursing schools. Priority for student loan repayment shall be given to eligible applicants who have demonstrated financial need. All funds collected by the department from participants not meeting their contractual obligations to the state shall be deposited in the professional and practical nursing student loan and nurse loan repayment fund for use pursuant to sections 335.212 to 335.259.~~**]**

[~~335.251. Upon proper verification to the department by the eligible applicant of securing qualified employment in this state, the department shall enter into a loan repayment contract with the eligible applicant to repay the interest and principal on the educational loans of the applicant to the limit of the contract, which contract shall provide for instances of less than full-time qualified employment consistent with the provisions of section 335.233, out of any appropriation made to the professional and practical nursing student loan and nurse loan repayment fund. If the applicant breaches the contract by failing to begin or complete the qualified employment, the department is entitled to recover the total of the loan repayment paid by the department plus interest on the repaid amount at the rate of nine and one-half percent per annum.~~**]**

[~~335.254. Sections 335.212 to 335.259 shall not be construed to require the department to enter into contracts with individuals who qualify for nursing education loans or nursing loan repayment programs when federal, state and local funds are not available for such purposes.~~**]**

[~~335.257. Successful applicants for whom loan payments are made under the provisions of sections 335.245 to 335.259 shall verify to the department twice each year in the manner prescribed by the department that qualified employment in this state is being maintained.~~**]**"; and

Further amend said bill, Page 11, Section B, Line 6, by inserting after all of said section and line the following:

"Section C. Because immediate action is necessary to address the shortage of health care providers in this state, the enactment of section 191.592 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 191.592 of section A of this act shall be in full force and effect upon its passage and approval."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haden, **House Amendment No. 2 to House Amendment No. 6** was adopted.

Representative Cook offered **House Amendment No. 3 to House Amendment No. 6**.

House Amendment No. 3
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 2, Line 36, by deleting all of the said line and inserting in lieu thereof the following:

""338.010. 1. The "practice of pharmacy" **[**~~means~~**] includes:**

(1) The interpretation, implementation, and evaluation of medical prescription orders, including any legend drugs under 21 U.S.C. Section 353**[**~~;~~**], and the** receipt, transmission, or handling of such orders or facilitating the dispensing of such orders;

(2) The designing, initiating, implementing, and monitoring of a medication therapeutic plan **[**~~as defined by the prescription order so long as the prescription order is specific to each patient for care by a pharmacist~~**] in accordance with the provisions of this section**;

(3) The compounding, dispensing, labeling, and administration of drugs and devices pursuant to medical prescription orders **[**~~and administration of viral influenza, pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, and meningitis vaccines by written protocol authorized by a physician for persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is higher, or the administration of pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, meningitis, and viral influenza vaccines by written protocol authorized by a physician for a specific patient as authorized by rule~~**]**;

(4) The ordering and administration of vaccines approved or authorized by the U.S. Food and Drug Administration, excluding vaccines for cholera, monkeypox, Japanese encephalitis, typhoid, rabies, yellow fever, tick-borne encephalitis, anthrax, tuberculosis, dengue, Hib, polio, rotavirus, smallpox, and any vaccine approved after January 1, 2023, to persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is older, pursuant to joint promulgation of rules established by the board of pharmacy and the state board of registration for the healing arts unless rules are established under a state of emergency as described in section 44.100;

(5) The participation in drug selection according to state law and participation in drug utilization reviews;

(6) The proper and safe storage of drugs and devices and the maintenance of proper records thereof;

(7) Consultation with patients and other health care practitioners, and veterinarians and their clients about legend drugs, about the safe and effective use of drugs and devices;

(8) The prescribing and dispensing of any nicotine replacement therapy product under section 338.665;

(9) The dispensing of HIV postexposure prophylaxis pursuant to section 338.730; and

(10) The offering or performing of those acts, services, operations, or transactions necessary in the conduct, operation, management and control of a pharmacy.

2. No person shall engage in the practice of pharmacy unless he or she is licensed under the provisions of this chapter.

3. This chapter shall not be construed to prohibit the use of auxiliary personnel under the direct supervision of a pharmacist from assisting the pharmacist in any of his or her duties. This assistance in no way is intended to relieve the pharmacist from his or her responsibilities for compliance with this chapter and he or she will be responsible for the actions of the auxiliary personnel acting in his or her assistance.

4. This chapter shall **[**~~also~~**]** not be construed to prohibit or interfere with any legally registered practitioner of medicine, dentistry, or podiatry, or veterinary medicine only for use in animals, or the practice of optometry in

accordance with and as provided in sections 195.070 and 336.220 in the compounding, administering, prescribing, or dispensing of his or her own prescriptions.

[~~2. Any pharmacist who accepts a prescription order for a medication therapeutic plan shall have a written protocol from the physician who refers the patient for medication therapy services.~~**]**

5. A pharmacist with a certificate of medication therapeutic plan authority may provide medication therapy services pursuant to a written protocol from a physician licensed under chapter 334 to patients who have established a physician-patient relationship, as described in subdivision (1) of subsection 1 of section 191.1146, with the protocol physician. The written protocol **[**~~and the prescription order for a medication therapeutic plan~~**] authorized by this section** shall come **only** from the physician **[**~~only,~~**]** and shall not come from a nurse engaged in a collaborative practice arrangement under section 334.104, or from a physician assistant engaged in a collaborative practice arrangement under section 334.735.

[~~3.~~**] 6.** Nothing in this section shall be construed as to prevent any person, firm or corporation from owning a pharmacy regulated by sections 338.210 to 338.315, provided that a licensed pharmacist is in charge of such pharmacy.

[~~4.~~**] 7.** Nothing in this section shall be construed to apply to or interfere with the sale of nonprescription drugs and the ordinary household remedies and such drugs or medicines as are normally sold by those engaged in the sale of general merchandise.

[~~5.~~**] 8.** No health carrier as defined in chapter 376 shall require any physician with which they contract to enter into a written protocol with a pharmacist for medication therapeutic services.

[~~6.~~**] 9.** This section shall not be construed to allow a pharmacist to diagnose or independently prescribe pharmaceuticals.

[~~7.~~**] 10.** The state board of registration for the healing arts, under section 334.125, and the state board of pharmacy, under section 338.140, shall jointly promulgate rules regulating the use of protocols **[**~~for prescription orders~~**]** for medication therapy services **[**~~and administration of viral influenza vaccines~~**]**. Such rules shall require protocols to include provisions allowing for timely communication between the pharmacist and the **[**~~referring~~**] protocol** physician **or similar body authorized by this section**, and any other patient protection provisions deemed appropriate by both boards. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither board shall separately promulgate rules regulating the use of protocols for **[**~~prescription orders for~~**]** medication therapy services **[**~~and administration of viral influenza vaccines~~**]**. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

[~~8.~~**] 11.** The state board of pharmacy may grant a certificate of medication therapeutic plan authority to a licensed pharmacist who submits proof of successful completion of a board-approved course of academic clinical study beyond a bachelor of science in pharmacy, including but not limited to clinical assessment skills, from a nationally accredited college or university, or a certification of equivalence issued by a nationally recognized professional organization and approved by the board of pharmacy.

[~~9.~~**] 12.** Any pharmacist who has received a certificate of medication therapeutic plan authority may engage in the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by a **[**~~prescription order~~**] written protocol** from a physician that **[**~~is~~**] may be** specific to each patient for care by a pharmacist.

[~~10.~~**] 13.** Nothing in this section shall be construed to allow a pharmacist to make a therapeutic substitution of a pharmaceutical prescribed by a physician unless authorized by the written protocol or the physician's prescription order.

[~~11.~~**] 14.** "Veterinarian", "doctor of veterinary medicine", "practitioner of veterinary medicine", "DVM", "VMD", "BVSe", "BVMS", "BSe (Vet Science)", "VMB", "MRCVS", or an equivalent title means a person who has received a doctor's degree in veterinary medicine from an accredited school of veterinary medicine or holds an Educational Commission for Foreign Veterinary Graduates (EDFVG) certificate issued by the American Veterinary Medical Association (AVMA).

[~~12.~~**] 15.** In addition to other requirements established by the joint promulgation of rules by the board of pharmacy and the state board of registration for the healing arts:

(1) A pharmacist shall administer vaccines by protocol in accordance with treatment guidelines established by the Centers for Disease Control and Prevention (CDC);

(2) A pharmacist who is administering a vaccine shall request a patient to remain in the pharmacy a safe amount of time after administering the vaccine to observe any adverse reactions. Such pharmacist shall have adopted emergency treatment protocols;

[~~(3)~~**] 16.** In addition to other requirements by the board, a pharmacist shall receive additional training as required by the board and evidenced by receiving a certificate from the board upon completion, and shall display the certification in his or her pharmacy where vaccines are delivered.

[~~13.~~**] 17.** A pharmacist shall inform the patient that the administration of **[**~~the~~**] a** vaccine will be entered into the ShowMeVax system, as administered by the department of health and senior services. The patient shall attest to the inclusion of such information in the system by signing a form provided by the pharmacist. If the patient indicates that he or she does not want such information entered into the ShowMeVax system, the pharmacist shall provide a written report within fourteen days of administration of a vaccine to the patient's health care provider, if provided by the patient, containing:

(1) The identity of the patient;

(2) The identity of the vaccine or vaccines administered;

(3) The route of administration;

(4) The anatomic site of the administration;

(5) The dose administered; and

(6) The date of administration.

18. A pharmacist licensed under this chapter may order and administer vaccines approved or authorized by the U.S. Food and Drug Administration to address a public health need, as lawfully authorized by the state or federal government, or a department or agency thereof, during a state or federally declared public health emergency.

338.012. 1. A pharmacist with a certificate of medication therapeutic plan authority may provide influenza, group A streptococcus, and COVID-19 medication therapy services pursuant to a statewide standing order issued by the director or chief medical officer of the department of health and senior services if that person is a licensed physician, or a licensed physician designated by the department of health and senior services.

2. The state board of registration for the healing arts, pursuant to section 334.125, and the state board of pharmacy, pursuant to section 338.140, shall jointly promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

579.088. Notwithstanding any other provision of this chapter or chapter 195 to the contrary, it shall"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 3 to House Amendment No. 6** was adopted.

Representative Lewis (25) offered **House Amendment No. 4 to House Amendment No. 6**.

House Amendment No. 4
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 2, Line 36, by deleting all of said line and inserting in lieu thereof the following:

""376.1240. 1. For purposes of this section, terms shall have the same meanings as ascribed to them in section 376.1350, and the term "prescription contraceptive" shall mean a drug or device that requires a prescription and is approved by the Food and Drug Administration to prevent pregnancy.

2. Any health benefit plan delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2024, that provides coverage for prescription contraceptives shall provide coverage to reimburse a health care provider or dispensing entity for the dispensing of a supply of prescription contraceptives intended to last up to one year.

3. The coverage required under this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

579.088. Notwithstanding any other provision of this chapter or chapter 195 to the contrary, it shall"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lewis (25), **House Amendment No. 4 to House Amendment No. 6** was adopted.

Representative Mann offered **House Amendment No. 5 to House Amendment No. 6**.

House Amendment No. 5
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Line 24, by inserting after all of said line the following:

"**191.1011. 1. The department of health and senior services shall establish a registration process for entities desiring to operate a syringe access program or similar program intended to mitigate the health risks associated with unsterile injection drug use whereby any entity that would like to operate such a program shall be allowed to do so if it meets requirements set by the department of health and senior services.**

2. No entity registered with the department of health and senior services under subsection 1 of this section shall be present within five hundred feet of any school building unless the school building was constructed or established as a school after the entity was in operation.

3. The department of health and senior services shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said amendment, Page 2, Line 36, by deleting all of said line and inserting in lieu thereof the following:

""579.040. 1. **(1)** A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propogate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter.

(2) The following entities and persons shall be exempt from the provisions of this section:

(a) Any entity registered with the department of health and senior services under section 191.1011 that possesses, distributes, or delivers hypodermic needles or syringes for the purpose of operating a syringe access program or similar program described under section 191.1011; and

(b) Any staff member, volunteer, or participant in a syringe access program or similar program operated by an entity described under paragraph (a) of this subdivision who possesses, distributes, or delivers hypodermic needles or syringes in connection with his or her duties or participation in the syringe access program or similar program.

2. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. **(1)** A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195.

(2) The following entities and persons shall be exempt from the provisions of this section:

(a) Any entity registered with the department of health and senior services under section 191.1011 that delivers or manufactures hypodermic needles or syringes for the purpose of operating a syringe access program or similar program described under section 191.1011; and

(b) Any staff member, volunteer, or participant in a syringe access program or similar program operated by an entity described under paragraph (a) of this subdivision who delivers or manufactures hypodermic needles or syringes in connection with his or her duties or participation in the syringe access program or similar program.

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.088. Notwithstanding any other provision of this chapter or chapter 195 to the contrary, it shall"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson

Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 037

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Brown 27	Burnett	Burton	Butz
Clemens	Crossley	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Johnson 23	Lavender	Lewis 25
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Quade	Sauls	Smith 46
Steinhoff	Strickler	Terry	Walsh Moore	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 021

Aune	Black	Bland Manlove	Boggs	Bosley
Brown 87	Christofanelli	Collins	Cupps	Doll
Ealy	Ingle	Mackey	Morse	Proudie
Sharp 37	Smith 163	Stephens	Taylor 84	Unsicker
Windham				

VACANCIES: 001

Representative Mann moved that **House Amendment No. 5 to House Amendment No. 6** be adopted.

Which motion was defeated.

On motion of Representative Shields, **House Amendment No. 6, as amended**, was adopted.

Representative Busick offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 11, Section 208.151, Line 97, by inserting after all of said section and line the following:

"332.071. A person or other entity "practices dentistry" within the meaning of this chapter who:

(1) Undertakes to do or perform dental work or dental services or dental operations or oral surgery, by any means or methods, including the use of lasers, gratuitously or for a salary or fee or other reward, paid directly or indirectly to the person or to any other person or entity;

(2) Diagnoses or professes to diagnose, prescribes for or professes to prescribe for, treats or professes to treat, any disease, pain, deformity, deficiency, injury or physical condition of human teeth or adjacent structures or treats or professes to treat any disease or disorder or lesions of the oral regions;

(3) Attempts to or does replace or restore a part or portion of a human tooth;

(4) Attempts to or does extract human teeth or attempts to or does correct malformations of human teeth or jaws;

(5) Attempts to or does adjust an appliance or appliances for use in or used in connection with malposed teeth in the human mouth;

(6) Interprets or professes to interpret or read dental radiographs;

(7) Administers an anesthetic in connection with dental services or dental operations or dental surgery;

(8) Undertakes to or does remove hard and soft deposits from or polishes natural and restored surfaces of teeth;

(9) Uses or permits to be used for the person's benefit or for the benefit of any other person or other entity the following titles or words in connection with the person's name: "Doctor", "Dentist", "Dr.", "D.D.S.", or "D.M.D.", or any other letters, titles, degrees or descriptive matter which directly or indirectly indicate or imply that the person is willing or able to perform any type of dental service for any person or persons, or uses or permits the use of for the person's benefit or for the benefit of any other person or other entity any card, directory, poster, sign or any other means by which the person indicates or implies or represents that the person is willing or able to perform any type of dental services or operation for any person;

(10) Directly or indirectly owns, leases, operates, maintains, manages or conducts an office or establishment of any kind in which dental services or dental operations of any kind are performed for any purpose; but this section shall not be construed to prevent owners or lessees of real estate from lawfully leasing premises to those who are qualified to practice dentistry within the meaning of this chapter;

(11) Controls, influences, attempts to control or influence, or otherwise interferes with the dentist's independent professional judgment regarding the diagnosis or treatment of a dental disease, disorder, or physical condition except that any opinion rendered by any health care professional licensed under this chapter or chapter 330, 331, 334, 335, 336, 337, or 338 regarding the diagnosis, treatment, disorder, or physical condition of any patient shall not be construed to control, influence, attempt to control or influence or otherwise interfere with a dentist's independent professional judgment;

(12) Constructs, supplies, reproduces or repairs any prosthetic denture, bridge, artificial restoration, appliance or other structure to be used or worn as a substitute for natural teeth, except when one, not a registered and licensed dentist, does so pursuant to a written uniform laboratory work order, in the form prescribed by the board, of a dentist registered and currently licensed in Missouri and which the substitute in this subdivision described is constructed upon or by use of casts or models made from an impression furnished by a dentist registered and currently licensed in Missouri;

(13) Attempts to or does place any substitute described in subdivision (12) of this section in a human mouth or attempts to or professes to adjust any substitute or delivers any substitute to any person other than the dentist upon whose order the work in producing the substitute was performed;

(14) Advertises, solicits, or offers to or does sell or deliver any substitute described in subdivision (12) of this section or offers to or does sell the person's services in constructing, reproducing, supplying or repairing the substitute to any person other than a registered and licensed dentist in Missouri;

(15) Undertakes to do or perform any physical evaluation of a patient in the person's office or in a hospital, clinic, or other medical or dental facility prior to or incident to the performance of any dental services, dental operations, or dental surgery;

(16) Reviews examination findings, x-rays, or other patient data to make judgments or decisions about the dental care rendered to a patient in this state**;**

(17) Prescribes and administers vaccines for diseases related to care within the practice of dentistry; or

(18) Prescribes and administers vaccines in accordance with section 332.368 when deployed under section 44.045 to provide care as necessitated by an emergency.

332.368. 1. A dentist may:

(1) Prescribe and administer vaccines to a person with whom the dentist has established a patient relationship; and

(2) Prescribe and administer vaccines to any person when the dentist is deployed under section 44.045 to provide care as necessitated by an emergency.

2. A dentist shall not be required to prescribe or administer vaccines.

3. Before prescribing or administering any vaccine under this section, a dentist shall complete a training course recognized by the board under subsection 4 of this section and obtain a certificate of successful completion from the agency or organization that offered the course. A dentist shall produce the certificate upon request of the board.

4. The board shall recognize for purposes of this section any training course that:

(1) Includes training on appropriate vaccine storage and proper vaccine administration;

(2) Addresses contraindications and adverse reactions to vaccines; and

(3) Is offered by the Centers for Disease Control and Prevention, the American Dental Association or its successor organization, or any other similar federal or state agency or professional organization deemed qualified by the board.

5. A dentist who administers a vaccine under this section shall inform the patient that the administration of the vaccine will be entered into the ShowMeVax system, as administered by the department of health and senior services. The patient shall attest to the inclusion of such information in the system by signing a form provided by the dentist.

6. Prior to administering a vaccine under this section, a dentist shall review the patient's vaccination history in the ShowMeVax system.

7. A dentist shall not administer a vaccine under this section to a child under seven years of age or under the minimum age recommended by the Centers for Disease Control and Prevention.

8. A dentist who prescribes or administers a vaccine under this section shall comply with any applicable patient of care record-keeping requirements.

9. A dentist shall not delegate the administration of a vaccine under this section.

10. All individual and group health insurance policies providing coverage for vaccinations shall also provide coverage for vaccinations administered under this section.

11. The board shall promulgate rules for the purpose of recognizing entities qualified to offer the training course required under this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Busick, **House Amendment No. 7** was adopted.

Representative Davidson offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 11, Section 208.662, Line 97, by inserting after all of the said section and line the following:

"376.1060. 1. As used in this section, the following terms shall mean:

(1) "Contracting entity", any person or entity**, including a health carrier,** that is engaged in the act of contracting with providers for the delivery of **[**~~dental~~**] health care** services **[**~~or the selling or assigning of dental network plans to other health care entities~~**]**;

(2) **[**~~"Identify", providing in writing, by email or otherwise, to the participating provider the name, address, and telephone number, to the extent possible, for any third party to which the contracting entity has granted access to the health care services of the participating provider;~~

~~(3) "Network plan", health insurance coverage offered by a health insurance issuer under which the financing and delivery of dental services are provided in whole or in part through a defined set of participating providers under contract with the health insurance issuer~~**] "Health care service", the same meaning given to the term in section 376.1350**;

[~~(4)~~**] (3) "Health carrier", the same meaning given to the term in section 376.1350. The term "health carrier" shall also include any entity described in subdivision (4) of section 354.700;**

(4) "Participating provider", a provider who, under a contract with a contracting entity, has agreed to provide **[**~~dental~~**] health care** services with an expectation of receiving payment, other than coinsurance, co-payments or deductibles, directly or indirectly from the contracting entity;

(5) "Provider", any person licensed under section 332.071**;**

(6) "Provider network contract", a contract between a contracting entity and a provider that specifies the rights and responsibilities of the contracting entity and provides for the delivery and payment of health care services;

(7) "Third party", a person or entity that enters into a contract with a contracting entity or with another third party to gain access to the health care services or contractual discounts of a provider network contract. "Third party" does not include an employer or other group for whom the health carrier or contracting entity provides administrative services.

2. A contracting entity **[**~~shall not sell, assign, or otherwise~~**] shall only** grant **a third party** access to **[**~~the dental services of~~**]** a participating **[**~~provider under a health care contract unless expressly authorized by the health care contract. The health care contract shall specifically provide that one purpose of the contract is the selling, assigning, or giving the contracting entity rights to the services of the participating provider, including network plans~~**] provider's health care services or contractual discounts provided in accordance with a contract between a participating provider and a contracting entity and only if:**

(1) The contract specifically states that the contracting entity may enter into an agreement with a third party allowing the third party to obtain the contracting entity's rights and responsibilities as if the third party were the contracting entity, and the contract allows the provider to choose not to participate in third-party access at the time the contract is entered into or renewed or when there are material modifications to the contract. The third-party access provision of any provider network contract shall also specifically state that the contract grants third-party access to the provider's health care services and that the provider has the right to choose not to participate in third-party access to the contract or to enter into a contract directly with the third party. A provider's decision not to participate in third-party access shall not permit the contracting entity to cancel or otherwise end a contractual relationship with the provider. When initially contracting with a provider, a contracting entity shall accept a qualified provider even if the provider chooses not to participate in the third-party access provision;

(2) The third party accessing the contract agrees to comply with all of the contract's terms;

(3) The contracting entity identifies, in writing or electronic form to the provider, all third parties in existence as of the date the contract is entered into or renewed;

(4) The contracting entity identifies all third parties in existence in a list on its internet website that is updated at least once every ninety days;

(5) The contracting entity notifies providers that a new third party is accessing a provider network contract at least thirty days in advance of the relationship taking effect;

(6) The contracting entity notifies the third party of the termination of a provider network contract no later than thirty days from the termination date with the contracting entity;

(7) A third party's right to a provider's discounted rate ceases as of the termination date of the provider network contract;

(8) The provider is not already a participating provider of the third party; and

(9) The contracting entity makes available a copy of the provider network contract relied on in the adjudication of a claim to a participating provider within thirty days of a request from the provider.

3. **[**~~Upon entering a contract with a participating provider and upon request by a participating provider, a contracting entity shall properly identify any third party that has been granted access to the dental services of the participating provider~~**] No provider shall be bound by or required to perform health care services under a provider network contract that has been granted to a third party in violation of the provisions of this section**.

4. A contracting entity that sells, assigns, or otherwise grants **a third party** access to **[**~~the dental services of~~**]** a participating **[**~~provider~~**] provider's health care services** shall maintain an internet website or a toll-free

telephone number through which the participating provider may obtain information which identifies the **[**~~insurance carrier~~] **third party** to be used to reimburse the participating provider for the covered **[**~~dental~~**] health care** services.

5. A contracting entity that sells, assigns, or otherwise grants **a third party** access to a participating provider's **[**~~dental~~**] health care** services shall ensure that an explanation of benefits or remittance advice furnished to the participating provider that delivers **[**~~dental~~**] health care** services **[**~~under the health care contract~~**] for the third party** identifies the contractual source of any applicable discount.

6. **[**~~All third parties that have contracted with a contracting entity to purchase, be assigned, or otherwise be granted access to the participating provider's discounted rate shall comply with the participating provider's contract, including all requirements to encourage access to the participating provider, and pay the participating provider pursuant to the rates of payment and methodology set forth in that contract, unless otherwise agreed to by a participating provider.~~

~~7. A contracting entity is deemed in compliance with this section when the insured's identification card provides information which identifies the insurance carrier to be used to reimburse the participating provider for the covered dental services~~**] (1) The provisions of this section shall not apply if access to a provider network contract is granted to any entity operating in accordance with the same brand licensee program as the contracting entity or to any entity that is an affiliate of the contracting entity. A list of the contracting entity's affiliates shall be made available to a provider on the contracting entity's website.**

(2) The provisions of this section shall not apply to a provider network contract for health care services provided to beneficiaries of any state-sponsored health insurance programs including, but not limited to, MO HealthNet and the state children's health insurance program authorized in sections 208.631 to 208.658."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 8** was adopted.

Representative Hardwick offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"167.181. 1. **(1)** The department of health and senior services, after consultation with the department of elementary and secondary education, shall promulgate rules and regulations governing the immunization against poliomyelitis, rubella, rubeola, mumps, tetanus, pertussis, diphtheria, and hepatitis B, to be required of children attending public, private, parochial or parish schools. Such rules and regulations may modify the immunizations that are required of children in this subsection. The immunizations required and the manner and frequency of their administration shall conform to recognized standards of medical practice. The department of health and senior services shall supervise and secure the enforcement of the required immunization program.

(2) Neither the department of health and senior services nor any public school districts shall require any student to receive a COVID-19 vaccination or receive a dose of messenger ribonucleic acid.

2. It is unlawful for any student to attend school unless he has been immunized as required under the rules and regulations of the department of health and senior services, and can provide satisfactory evidence of such immunization; except that if he produces satisfactory evidence of having begun the process of immunization, he may continue to attend school as long as the immunization process is being accomplished in the prescribed manner. It is unlawful for any parent or guardian to refuse or neglect to have his child immunized as required by this section, unless the child is properly exempted.

3. This section shall not apply to any child if one parent or guardian objects in writing to his school administrator against the immunization of the child, because of religious beliefs or medical contraindications. In cases where any such objection is for reasons of medical contraindications, a statement from a duly licensed physician must also be provided to the school administrator.

4. Each school superintendent, whether of a public, private, parochial or parish school, shall cause to be prepared a record showing the immunization status of every child enrolled in or attending a school under his jurisdiction. The name of any parent or guardian who neglects or refuses to permit a nonexempted child to be

immunized against diseases as required by the rules and regulations promulgated pursuant to the provisions of this section shall be reported by the school superintendent to the department of health and senior services.

5. The immunization required may be done by any duly licensed physician or by someone under his direction. If the parent or guardian is unable to pay, the child shall be immunized at public expense by a physician or nurse at or from the county, district, city public health center or a school nurse or by a nurse or physician in the private office or clinic of the child's personal physician with the costs of immunization paid through the state Medicaid program, private insurance or in a manner to be determined by the department of health and senior services subject to state and federal appropriations, and after consultation with the school superintendent and the advisory committee established in section 192.630. When a child receives his or her immunization, the treating physician may also administer the appropriate fluoride treatment to the child's teeth.

6. Funds for the administration of this section and for the purchase of vaccines for children of families unable to afford them shall be appropriated to the department of health and senior services from general revenue or from federal funds if available.

7. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Aune raised a point of order that a member was in violation of Rule 89.

The Chair advised members to maintain decorum.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 034

Adams	Anderson	Aune	Bangert	Bosley
Brown 27	Burnett	Burton	Butz	Clemens
Crossley	Fogle	Fountain Henderson	Hein	Johnson 12
Johnson 23	Lavender	Lewis 25	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Plank	Quade
Sauls	Smith 46	Steinhoff	Strickler	Terry
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 024

Appelbaum	Baringer	Barnes	Black	Bland Manlove
Boggs	Brown 87	Collins	Cupps	Doll
Ealy	Gray	Ingle	Mackey	Matthiesen
Morse	Phifer	Proudie	Sharp 37	Smith 163
Stephens	Taylor 84	Unsicker	Windham	

VACANCIES: 001

On motion of Representative Hardwick, **House Amendment No. 9** was adopted.

Representative Perkins offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 45 & 90, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**9.381. October second of each year is hereby designated as "Premenstrual Dysphoric Disorder (PMDD) Awareness Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to raise PMDD awareness.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 10** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Amato	Atchison	Baker	Banderman
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141

Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Mayhew	McGaugh	McGirl	McMullen	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Sparks	Stacy	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 037

Adams	Anderson	Appelbaum	Aune	Bosley
Brown 27	Burnett	Burton	Butz	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Plank	Quade	Sauls	Smith 46
Steinhoff	Strickler	Terry	Walsh Moore	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 025

Bangert	Baringer	Barnes	Billington	Black
Bland Manlove	Boggs	Brown 87	Cupps	Doll
Ealy	Gregory	Houx	Johnson 12	Matthiesen
Morse	Phifer	Proudie	Sharp 37	Smith 163
Stephens	Taylor 84	Unsicker	Van Schoiack	Windham

VACANCIES: 001

On motion of Representative Stinnett, **HCS SS SCS SBs 45 & 90, as amended**, was adopted.

On motion of Representative Stinnett, **HCS SS SCS SBs 45 & 90, as amended**, was read the third time and passed by the following vote:

AYES: 117

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Bangert	Baringer	Barnes	Black
Bonacker	Bosley	Brown 149	Brown 16	Brown 27
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Casteel	Chappell	Christ	Clemens
Collins	Cook	Crossley	Davidson	Diehl
Dinkins	Ealy	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haley	Hardwick
Hein	Henderson	Hinman	Houx	Hovis
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelly 141	Knight
Lavender	Lewis 6	Lonsdale	Lovasco	Mackey

Mann	Matthiesen	McGaugh	McGirl	McMullen
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Plank
Pollitt	Pouche	Quade	Reedy	Reuter
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schulte	Schwadron	Sharpe 4	Shields
Smith 155	Smith 46	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Terry	Thomas	Thompson
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 026

Baker	Boyd	Bromley	Byrnes	Christofanelli
Coleman	Davis	Deaton	Haffner	Hausman
Hicks	Hudson	Kelley 127	Marquart	Mayhew
Perkins	Peters	Phifer	Richey	Schnelting
Seitz	Sparks	Stacy	Titus	Toalson Reisch
West				

PRESENT: 007

Atchison	Banderman	Copeland	Evans	Lewis 25
Merideth	Mosley			

ABSENT WITH LEAVE: 012

Billington	Bland Manlove	Boggs	Brown 87	Cupps
Doll	Morse	Proudie	Sharp 37	Smith 163
Taylor 84	Windham			

VACANCIES: 001

Representative O'Donnell declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 118

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Black	Bonacker	Bosley	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Casteel	Chappell
Christ	Clemens	Collins	Crossley	Davidson
Diehl	Dinkins	Ealy	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haley
Hein	Henderson	Hinman	Houx	Hovis
Hurlbert	Ingle	Johnson 12	Johnson 23	Justus
Kalberloh	Keathley	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Peters	Plank	Pollitt	Pouche	Quade

Reedy	Reuter	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schulte	Schwadron
Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Terry
Thomas	Thompson	Unsicker	Van Schoiack	Veit
Waller	Walsh Moore	Weber	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 031

Baker	Banderman	Boyd	Byrnes	Christofanelli
Coleman	Cook	Copeland	Cupps	Davis
Deaton	Haffner	Hardwick	Hausman	Hicks
Hudson	Jones	Kelley 127	Lovasco	Marquart
Myers	Phifer	Richey	Schnelting	Seitz
Sparks	Stacy	Titus	Toalson Reisch	Voss
West				

PRESENT: 000

ABSENT WITH LEAVE: 013

Billington	Bland Manlove	Boggs	Brown 87	Doll
Evans	Morse	Perkins	Proudie	Sharp 37
Smith 163	Taylor 84	Windham		

VACANCIES: 001

Speaker Plocher resumed the Chair.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 247, relating to taxation, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HCS SB 247** was agreed to.

Representative McGirl offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 247, Page 16, Section 143.011, Line 89, by inserting after all of said section and line the following:

"143.022. 1. As used in this section, "business income" means the income greater than zero arising from transactions in the regular course of all of a taxpayer's trade or business and shall be limited to the Missouri source net profit from the combination of the following:

(1) The total combined profit as properly reported to the Internal Revenue Service on each Schedule C, or its successor form, filed; **[**~~and~~**]**

(2) The total partnership and S corporation income or loss properly reported to the Internal Revenue Service on Part II of Schedule E, or its successor form**;**

(3) The total combined profit as properly reported to the Internal Revenue Service on each Schedule F, or its successor form, filed; and

(4) The total combined profit as properly reported to the Internal Revenue Service on each Form 4835, or its successor form, filed.

2. In addition to all other modifications allowed by law, there shall be subtracted from the federal adjusted gross income of an individual taxpayer a percentage of such individual's business income, to the extent that such amounts are included in federal adjusted gross income when determining such individual's Missouri adjusted gross income **and are not otherwise subtracted or deducted in determining such individual's Missouri taxable income**.

3. In the case of an S corporation described in section 143.471 or a partnership computing the deduction allowed under subsection 2 of this section, taxpayers described in subdivision (1) or (2) of this subsection shall be allowed such deduction apportioned in proportion to their share of ownership of the business as reported on the taxpayer's Schedule K-1, or its successor form, for the tax period for which such deduction is being claimed when determining the Missouri adjusted gross income of:

(1) The shareholders of an S corporation as described in section 143.471;

(2) The partners in a partnership.

4. The percentage to be subtracted under subsection 2 of this section shall be increased over a period of years. Each increase in the percentage shall be by five percent and no more than one increase shall occur in a calendar year. The maximum percentage that may be subtracted is twenty percent of business income. Any increase in the percentage that may be subtracted shall take effect on January first of a calendar year and such percentage shall continue in effect until the next percentage increase occurs. An increase shall only apply to tax years that begin on or after the increase takes effect.

5. An increase in the percentage that may be subtracted under subsection 2 of this section shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

6. The first year that a taxpayer may make the subtraction under subsection 2 of this section is 2017, provided that the provisions of subsection 5 of this section are met. If the provisions of subsection 5 of this section are met, the percentage that may be subtracted in 2017 is five percent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGirl, **House Amendment No. 1** was adopted.

Representative Baker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 247, Page 19, Section 143.114, Line 47, by inserting after all of said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by

the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

(a) Livestock Forage Disaster Program;

(b) Livestock Indemnity Program;

(c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;

(d) Emergency Conservation Program;

(e) Noninsured Crop Disaster Assistance Program;

(f) Pasture, Rangeland, Forage Pilot Insurance Program;

(g) Annual Forage Pilot Program;

(h) Livestock Risk Protection Insurance Plan;

(i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist; **[**~~and~~**]**

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state**; and**

(13) For all tax years ending on or after December 31, 2022, the amount of any federal, state, or local grant received by the taxpayer, and the amount of any discharged federal, state, or local indebtedness incurred by the taxpayer, for purposes of providing or expanding access to broadband services in this state.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 2** was adopted.

Representative Hudson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 247, Page 9, Section 137.115, Line 117, by deleting the number "**2023**" and inserting in lieu thereof the number "**2024**"; and

Further amend said bill, page, and section, Line 131, by deleting the number "**2024**" and inserting in lieu thereof the number "**2025**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hudson, **House Amendment No. 3** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	O'Donnell	Owen	Parker
Patterson	Peters	Pollitt	Pouche	Reedy
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wright	Mr. Speaker		

NOES: 037

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bosley	Burnett	Burton	Butz
Collins	Crossley	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Phifer	Quade	Sauls	Smith 46	Steinhoff
Strickler	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 027

Bangert	Bland Manlove	Boggs	Brown 27	Brown 87
Christ	Christofanelli	Clemens	Cupps	Doll
Ealy	Lonsdale	Lovasco	Morse	Myers
Nurrenbern	Oehlerking	Perkins	Plank	Proudie
Reuter	Sharp 37	Smith 163	Stephens	Taylor 84
Wilson	Windham			

VACANCIES: 001

On motion of Representative Baker, **HCS SB 247, as amended**, was adopted.

On motion of Representative Baker, **HCS SB 247, as amended**, was read the third time and passed by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Coleman	Cook

Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	O'Donnell	Oehlerking	Owen
Parker	Patterson	Peters	Pollitt	Pouche
Reedy	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Smith 155	Smith 163	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 041

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 149	Burnett
Butz	Collins	Crossley	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Phifer	Quade	Sauls
Shields	Smith 46	Steinhoff	Strickler	Terry
Unsicker	Walsh Moore	Weber	Woods	Wright
Young				

PRESENT: 000

ABSENT WITH LEAVE: 022

Bland Manlove	Boggs	Brown 27	Brown 87	Burton
Christofanelli	Clemens	Doll	Ealy	Hurlbert
Lonsdale	Morse	Myers	Nurrenbern	Perkins
Plank	Proudie	Reuter	Sharp 37	Sparks
Taylor 84	Windham			

VACANCIES: 001

Speaker Plocher declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 095

Allen	Amato	Atchison	Baker	Billington
Black	Bonacker	Bromley	Brown 16	Buchheit-Courtway
Busick	Byrnes	Casteel	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus

Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 054

Adams	Anderson	Appelbaum	Aune	Banderman
Bangert	Baringer	Barnes	Bosley	Boyd
Brown 149	Brown 27	Burger	Burnett	Burton
Butz	Chappell	Clemens	Collins	Crossley
Davis	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Lewis 6	Lovasco	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Parker
Phifer	Quade	Sauls	Seitz	Smith 46
Steinhoff	Strickler	Terry	Unsicker	Voss
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 013

Bland Manlove	Boggs	Brown 87	Doll	Lonsdale
Morse	Plank	Proudie	Reuter	Sharp 37
Taylor 84	Veit	Windham		

VACANCIES: 001

COMMITTEE REPORTS

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 265**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Aune, Diehl, Farnan, Gallick, Haffner, Hardwick and Mann

Noes (3): Hinman, Hurlbert and Jones

Absent (4): Davidson, Johnson (12), Schnelting and Smith (46)

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **SS SB 143**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Baker, Deaton, Hinman, Hudson, Hurlbert, Justus, Peters and Richey

Noes (4): Butz, Lavender, Merideth and Strickler

Absent (2): Davidson and McMullen

Committee on Transportation Accountability, Chairman Mayhew reporting:

Mr. Speaker: Your Committee on Transportation Accountability, to which was referred **HB 1302**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Bromley, Hurlbert, Kalberloh, Mayhew, Taylor (48), Voss and Waller

Noes (2): Adams and Burton

Absent (5): Busick, Butz, Johnson (23), Pouche and Veit

Committee on Ways and Means, Chairman McGirl reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 275**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (7): Casteel, Chappell, McGirl, Smith (155), Thompson, Titus and Wright

Noes (3): Bland Manlove, Gray and Phifer

Absent (4): Hicks, Hudson, Lovasco and Taylor (84)

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 157**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Houx

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HJR 19**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Buchheit-Courtway, Burger, Hudson, Knight, McGirl and Owen

Noes (3): Lavender, Schnelting and Unsicker

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 159**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 224**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 494 & 498**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Buchheit-Courtway, Burger, Hudson, Knight, McGirl, Owen and Schnelting

Noes (2): Lavender and Unsicker

Absent (1): Bosley

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 540**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Buchheit-Courtway, Burger, Hudson, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (1): Bosley

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS HB 1134**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (0)

Absent (2): Cupps and Proudie

REFERRAL OF HOUSE BILLS - RULES

The following House Bill was referred to the Committee indicated:

HCS HB 1071 - Rules - Regulatory Oversight

REFERRAL OF SENATE JOINT RESOLUTIONS - RULES

The following Senate Joint Resolution was referred to the Committee indicated:

SJR 21 - Rules - Regulatory Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SBs 119 & 120 - Rules - Legislative Oversight
HCS SS#3 SCS SB 131 - Rules - Regulatory Oversight
HCS SS SB 143 - Rules - Regulatory Oversight
HCS SB 275 - Rules - Administrative Oversight
HCS SS SCS SB 398 - Rules - Legislative Oversight
SB 542 - Rules - Regulatory Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 655** entitled:

An act to repeal sections 287.690, 287.715, 287.900, 287.902, 287.905, 287.907, 287.909, 287.910, 287.912, 287.915, 287.917, 287.919, 287.920, 303.039, 375.1275, and 379.316, RSMo, and section 303.041 as enacted by senate bill no. 267, ninety-first general assembly, first regular session, and section 303.041 as enacted by house bill no. 2168, one hundred first general assembly, second regular session, and to enact in lieu thereof thirty-eight new sections relating to property and casualty insurance, with penalty provisions and a delayed effective date for certain sections.

With Senate Amendment No. 1 to Senate Amendment No. 1 and Senate Amendment No. 1, as amended.

Senate Amendment No. 1
to
Senate Amendment No. 1

AMEND Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 655, Page 1, Line 13, by striking "and"; and

Further amend Line 16, by inserting after "driver" the following:

"**; and**
(3) The TNC driver is a natural person".

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 655, Page 37, Section 379.1869, Line 14, by inserting after all of said line the following:

"**387.435. A TNC shall not be vicariously liable under any law by reason of owning, operating, or maintaining the digital network accessed by a TNC driver or rider, or by being the TNC affiliated with a TNC driver, for harm to persons or property that results or arises out of the use, operation, or possession of a motor vehicle operating as a TNC vehicle while the driver is logged on to the digital network if:**

(1) There is no negligence under sections 387.400 to 387.440 or criminal wrongdoing under the federal or Missouri criminal code on the part of the TNC; and

(2) The TNC has fulfilled all of its obligations under sections 387.400 to 387.440 with respect to the TNC driver."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HBs 903, 465, 430 & 499, as amended**, and grants the House a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bills was referred to the Committee indicated:

SS SCS HCS HB 655, as amended - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SB 157 - Fiscal Review

COMMITTEE CHANGES

May 1, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby appoint Representative Donnie Brown to the Seismic Safety Commission and remove Representative Jamie Burger.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

May 1, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

Pursuant to Chapter 476.055, RSMo, I hereby appoint Representative Renee Reuter to the Joint Committee on Court Automation.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Tuesday, May 2, 2023.

COMMITTEE HEARINGS

CONFERENCE COMMITTEE ON BUDGET
Tuesday, May 2, 2023, 3:10 PM, Joint Hearing Room (117).
Conference Committee on Budget for SS SCS HCS HB 2, SCS HCS HB 3, SCS HCS HB 4, SS SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SS SCS HCS HB 8, SCS HCS HB 9, SCS HCS HB 10, SCS HCS HB 11, SS SCS HCS HB 12, SCS HCS HB 13, and SCS HCS HB 15.

CONFERENCE COMMITTEE ON BUDGET
Wednesday, May 3, 2023, 8:00 AM, Joint Hearing Room (117).
Conference Committee on Budget for SS SCS HCS HB 2, SCS HCS HB 3, SCS HCS HB 4, SS SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SS SCS HCS HB 8, SCS HCS HB 9, SCS HCS HB 10, SCS HCS HB 11, SS SCS HCS HB 12, SCS HCS HB 13, and SCS HCS HB 15.

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, May 4, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: HB 1227

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, May 3, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: SB 122

EMERGING ISSUES
Tuesday, May 2, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 801, HB 755

FINANCIAL INSTITUTIONS
Tuesday, May 2, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 1216, HB 649

FISCAL REVIEW
Tuesday, May 2, 2023, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

FISCAL REVIEW
Wednesday, May 3, 2023, 8:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

FISCAL REVIEW
Thursday, May 4, 2023, 8:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

GENERAL LAWS
Tuesday, May 2, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SS SB 378
Executive session will be held: SS SCS SBs 411 & 230

HEALTHCARE REFORM
Tuesday, May 2, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Executive session will be held: HB 1239, HB 1148, HB 900

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT
Tuesday, May 2, 2023, 8:30 AM, House Hearing Room 5.
Quarterly investment reporting.

JUDICIARY
Tuesday, May 2, 2023, 4:30 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 1254
Executive session will be held: SS SB 35, SS SCS SBs 189, 36 & 37, SS SCS SB 129

LEGISLATIVE REVIEW
Tuesday, May 2, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 3.
Executive session will be held: HCS SS#2 SCS SB 96, HCS SS SCS SB 133

LOCAL GOVERNMENT
Tuesday, May 2, 2023, 8:00 AM, House Hearing Room 7.
Public hearing will be held: SS SB 148
Executive session will be held: HB 1049, HB 296
Removed HB 1049.
AMENDED

LOCAL GOVERNMENT
Wednesday, May 3, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: SS SB 148

PROFESSIONAL REGISTRATION AND LICENSING
Tuesday, May 2, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 331, HB 1385
Executive session will be held: HB 873, HB 845

RULES - REGULATORY OVERSIGHT
Tuesday, May 2, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS SS SCS SB 92
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX REFORM
Tuesday, May 2, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 7.
Executive session will be held: SS SB 190

UTILITIES
Wednesday, May 3, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 637
CANCELLED

VETERANS
Tuesday, May 2, 2023, 8:00 AM, House Hearing Room 1.
Presentation by Chuck Gatschenberger from the Office of the Missouri Military Advocate.

HOUSE CALENDAR

SIXTY-FOURTH DAY, TUESDAY, MAY 2, 2023

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 66 - Baker

HOUSE BILLS FOR PERFECTION

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1028 - Smith (155)
HB 770 - Thompson

HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HCS HB 198 - Wright
HB 822 - Smith (155)
HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HB 697 - Hovis
HB 734 - Knight
HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner
HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992, with HA 1, pending - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 152 - Thomas
HB 369 - West

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 536 - Keathley
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HB 1208 - Casteel
HCS HB 48 - Haley
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

HCS SS SB 138, E.C. - Kelly (141)
HCS SS SCS SB 106, E.C. - Kelly (141)
SS SCS SBs 94, 52, 57, 58 & 67 - Hudson
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli
HCS SB 101 - Knight
HCS SCS SB 103 - Veit
HCS SS SB 75 - Hovis
HCS SS SCS SB 70 - Coleman
HCS SS SB 111 - Griffith
HCS SS SB 24 - Schwadron
HCS SS SCS SB 157, (Fiscal Review 5/1/23) - Coleman

SENATE BILLS FOR THIRD READING - INFORMAL

SS SB 139 - Griffith
SB 20 - Hovis
HCS SB 109 - Houx
HCS SS SCS SB 133, (Legislative Review 4/27/23), E.C. - Baker
HCS SS#2 SCS SB 96, (Legislative Review 4/27/23), E.C. - Keathley
HCS SB 47 - Riley
SS SCS SBs 167 & 171 - Mayhew
HCS SS SCS SB 72 - Christofanelli

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

HCS SCR 7 - Van Schoiack
SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS HB 402, as amended - Henderson
SS SCS HCS HB 655, as amended (Fiscal Review 5/1/23) - Knight

BILLS CARRYING REQUEST MESSAGES

SS#3 HCS HJR 43, (request Senate recede/grant conference) - Henderson

BILLS IN CONFERENCE

SS SCS HCS HB 2 - Smith (163)
SCS HCS HB 3 - Smith (163)
SCS HCS HB 4 - Smith (163)
SS SCS HCS HB 5 - Smith (163)
SCS HCS HB 6 - Smith (163)
SCS HCS HB 7 - Smith (163)
SS SCS HCS HB 8 - Smith (163)
SCS HCS HB 9 - Smith (163)
SCS HCS HB 10 - Smith (163)
SCS HCS HB 11 - Smith (163)
SS SCS HCS HB 12 - Smith (163)
SCS HCS HB 13 - Smith (163)
SCS HCS HB 15 - Smith (163)
SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner

HOUSE RESOLUTIONS

HCS HR 12 - Owen

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)

CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTY-FOURTH DAY, TUESDAY, MAY 2, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Thou shalt do that which is right and good in the sight of the Lord; that it may be well with thee." (Deuteronomy 6:18)

Eternal God, Our Creator, with warm hearts we pause at the beginning of the day's duties to lift our thoughts to You, with whom all hearts are open, all desires known, and from whom no secrets are hidden. Inspire the thoughts of our hearts by the inspiration of Your Holy Spirit that we may love You more perfectly, serve our state more fully, and lead our citizens more diligently.

During these very busy and long days let us not add to the problems we face by our bad moods or selfish endeavors, rather help us to become part of the solution by our own positive attitude and our unselfish actions to lead our people to wider areas of understanding, care, and friendliness.

Direct the leaders of our state with wisdom and strength that, upholding what is right, and standing by what is true, they may follow Your holy will and fulfill Your purpose for creation to proclaim the glory of God!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Karter Reese, Zoey Reese and Nash Reese.

The Journal of the sixty-third day was approved as corrected.

MOTION

Representative Patterson moved that Rule 22 be suspended.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Davidson
Davis	Deaton	Diehl	Dinkins	Evans

Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reuter	Richey	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Stacy
Stephens	Stinnett	Taylor 48	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 038

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Burnett	Butz
Collins	Crossley	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Lavender
Lewis 25	Mackey	Mann	Merideth	Nurrenbern
Plank	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 001

Lonsdale

ABSENT WITH LEAVE: 019

Bland Manlove	Bosley	Brown 87	Burton	Clemens
Cupps	Doll	Johnson 23	Mosley	Nickson-Clark
Phifer	Proudie	Reedy	Riggs	Sharp 37
Smith 163	Sparks	Thomas	Windham	

VACANCIES: 001

Speaker Pro Tem Henderson assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 186, as amended**, and requests the House to recede from its position and, failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **SS SCS SB 127**, **with House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 1 to House Amendment No. 3**, **House Amendment No. 3, as amended**, **House Amendment No. 4**, **House Amendment No. 1 to House Amendment No. 5**, **House Amendment No. 2 to House Amendment No. 5**, and **House Amendment No. 5, as amended**, and requests the House to recede from its position and, failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 222, as amended**, and requests the House to recede from its position and, failing to do so, grant the Senate a conference thereon.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HJR 66, relating to elections, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HJR 66** was agreed to.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Joint Resolution No. 66, Page 2, Section 3, Line 4, by inserting after the word "**election.**" the phrase "**Under no circumstance shall a voter be permitted to cast a ballot in a manner that results in the ranking of candidates for a particular office.**"; and

Further amend said bill and page, Section 25, Lines 1-9, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Chappell	Christofanelli	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 042

Anderson	Appelbaum	Aune	Bangert	Baringer
Barnes	Brown 27	Brown 87	Burnett	Burton
Butz	Clemens	Crossley	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 018

Adams	Bland Manlove	Bosley	Casteel	Christ
Coleman	Collins	Diehl	Doll	Ealy
Hurlbert	Johnson 23	Lavender	Reedy	Sharp 37
Smith 163	Sparks	Stacy		

VACANCIES: 001

On motion of Representative Baker, **House Amendment No. 1** was adopted.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reuter	Riggs	Riley	Sander
Sassmann	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stephens	Stinnett
Taylor 48	Thomas	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 042

Anderson	Appelbaum	Aune	Bangert	Baringer
Barnes	Brown 27	Burnett	Burton	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Gray

Hein	Ingle	Johnson 12	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 018

Adams	Bland Manlove	Bosley	Brown 87	Butz
Coleman	Doll	Ealy	Johnson 23	Myers
Reedy	Richey	Roberts	Schnelting	Sharp 37
Smith 163	Stacy	Thompson		

VACANCIES: 001

On motion of Representative Baker, **HJR 66, as amended**, was ordered perfected and printed.

On motion of Representative Patterson, the House recessed until 10:00 a.m.

The hour of recess having expired, the House was called to order by Speaker Pro Tem Henderson.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

HCS SCR 7, relating to the America 250 Missouri Commission, was taken up by Representative Van Schoiack.

On motion of Representative Van Schoiack, the title of **HCS SCR 7** was agreed to.

On motion of Representative Van Schoiack, **HCS SCR 7** was adopted.

On motion of Representative Van Schoiack, **HCS SCR 7** was read the third time and passed by the following vote:

AYES: 136

Allen	Amato	Atchison	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman

Houx	Hovis	Hudson	Hurlbert	Ingle
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Mosley	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Perkins	Peters	Plank	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Sparks
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	West	Wilson	Woods	Wright
Mr. Speaker				

NOES: 002

Adams	Lavender

PRESENT: 012

Anderson	Appelbaum	Aune	Clemens	Johnson 12
Merideth	Phifer	Quade	Walsh Moore	Weber
Windham	Young			

ABSENT WITH LEAVE: 012

Bland Manlove	Bosley	Buchheit-Courtway	Doll	Johnson 23
Lewis 25	Mackey	Murphy	Patterson	Proudie
Smith 163	Stacy			

VACANCIES: 001

Speaker Pro Tem Henderson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SB 138, **HCS SS SCS SB 106**, **SS SCS SBs 94, 52, 57, 58 & 67**, **HCS SS#2 SCS SBs 4, 42 & 89**, **HCS SB 101**, **HCS SCS SB 103**, **HCS SS SB 75** and **HCS SS SCS SB 70** were placed on the Informal Calendar.

HCS SS SB 111, relating to the administration of state employees, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **HCS SS SB 111** was agreed to.

Representative Griffith offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 111, Page 5, Section 36.060, Line 1, by deleting the words "upon it" and inserting in lieu thereof the following:

"**[**~~upon it~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Griffith, **House Amendment No. 1** was adopted.

On motion of Representative Griffith, **HCS SS SB 111, as amended**, was adopted.

On motion of Representative Griffith, **HCS SS SB 111, as amended**, was read the third time and passed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bland Manlove	Bosley	Collins	Doll	Johnson 23
Lewis 25	Murphy	Peters		

VACANCIES: 001

Speaker Pro Tem Henderson declared the bill passed.

Speaker Plocher resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS SCS HCS HBs 903, 465, 430 & 499, as amended: Representatives Haffner, Pollitt, O'Donnell, Ingle and Strickler

Speaker Pro Tem Henderson resumed the Chair.

THIRD READING OF SENATE BILLS - INFORMAL

SB 20, relating to the board of trustees of the Missouri department of transportation and highway patrol employees' retirement system, was taken up by Representative Hovis.

Representative Hovis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 20, Page 1, In the Title, Lines 2 to 4, by deleting the phrase "the board of trustees of the Missouri department of transportation and highway patrol employees' retirement system" and inserting in lieu thereof the phrase "retirement systems"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 1** was adopted.

Representative Hovis offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 20, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"57.952. **1.** There is hereby authorized a "Sheriffs' Retirement Fund" which shall be under the management of a board of directors described in section 57.958. The board of directors shall be responsible for the administration and the investment of the funds of such sheriffs' retirement fund. **[**~~Neither~~**]** The general assembly **[**~~nor~~**] and** the governing body of a county **[**~~shall~~**] may** appropriate funds for deposit in the sheriffs' retirement fund. If insufficient funds are generated to provide the benefits payable pursuant to the provisions of sections 57.949 to 57.997, the board shall proportion the benefits according to the funds available.

2. The board may accept gifts, donations, grants, and bequests from public or private sources to the sheriffs' retirement fund.

3. Each county shall make the payroll deductions for member contributions mandated under section 57.961, and the county shall transmit such moneys to the board for deposit into the sheriffs' retirement fund.

57.961. 1. On and after the effective date of the establishment of the system, as an incident to his **or her** employment or continued employment, each person employed as an elected or appointed sheriff of a county shall become a member of the system. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997.

2. Notwithstanding any other provision of law to the contrary, each person who is a member of the system on or after January 1, 2024, shall be required to contribute five percent of the member's pay to the retirement system. Such contribution shall be made notwithstanding that the minimum salary or wages provided by law for any member shall thereby be changed. Each member shall be deemed to consent and agree to the deduction made and provided for herein. Payment of a member's compensation less such deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered by him or her to a county, except as to benefits provided by this system.

3. The officer or officers responsible for making up the payrolls for each county shall cause the contribution provided for in this section to be deducted from the compensation of the member in the employ of the county, on each and every payroll, for each and every payroll to the date his or her membership terminates. When deducted, each contribution shall be paid by the county to the system; the payments shall be made in the manner and shall be accompanied by such supporting data as the board shall from time to time prescribe. When paid to the system, each of the contributions shall be credited to the member from whose compensation the contributions were deducted. The contributions so deducted shall be treated as employee contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes.

4. Member contributions deducted and paid into the system by the county shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system under this chapter.

5. The contributions, although designated as employee contributions, shall be paid by the county in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the county to the retirement system.

6. A former member who is not vested may request a refund of his or her contributions. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later, and shall include all contributions made to any retirement plan administered by the system.

[~~2.~~**] 7.** Beginning September 1, 1986, any city not within a county and any county having a charter form of government may elect, by a majority vote of its governing body, to come under the provisions of sections 57.949 to 57.997 except for the provisions of section 57.955. Notice in writing of such election shall be given to the board, and the person employed as sheriff of such county, as an incident of his contract of employment or continued employment, shall become a member of the system on the first day of the month immediately following the date the board receives notice. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997, and upon becoming a member he shall receive credit for all prior service as if he had become a member on December 22, 1983.

8. Subject to the limitations under sections 57.949 to 57.997, the board shall have the authority to formulate and adopt rules and regulations for the administration of these provisions.

57.967. 1. The normal annuity of a retired member shall equal two percent of the final average compensation of the retired member multiplied by the number of years of creditable service of the retired member, except that the normal annuity shall not exceed seventy-five percent of the retired member's average final compensation. **Such annuity shall be not less than one thousand dollars per month.**

2. The board, at its last meeting of each calendar year, shall determine the monthly amount for medical insurance premiums to be paid to each retired member during the next following calendar year. The monthly amount shall not exceed four hundred fifty dollars. The monthly payments are at the discretion of the board on the

advice of the actuary. The anticipated sum of all such payments during the year plus the annual normal cost plus the annual amount to amortize the unfunded actuarial accrued liability in no more than thirty years shall not exceed the anticipated moneys credited to the system pursuant to **[**~~section~~**] sections 57.952 and** 57.955. The money amount granted here shall not be continued to any survivor.

3. If a member with eight or more years of service dies before becoming eligible for retirement, the member's surviving spouse, if he or she has been married to the member for at least two years prior to the member's death, shall be entitled to survivor benefits under option 1 as set forth in section 57.979 as if the member had retired on the date of the member's death. The member's monthly benefit shall be calculated as the member's accrued benefit at his or her death reduced by one-fourth of one percent per month for an early commencement from the member's normal retirement date: age fifty-five with twelve or more years of creditable service or age sixty-two with eight years of creditable service, to the member's date of death. Such benefit shall be payable on the first day of the month following the member's death and shall be payable during the surviving spouse's lifetime.

57.991. **1. For members of the system prior to December 31, 2023,** the benefits provided for by sections 57.949 to 57.997 shall in no way affect any person's eligibility for retirement benefits under the local government employees' retirement system, sections 70.600 to 70.755, or any other local government retirement or pension system, or in any way have the effect of reducing retirement benefits in such systems, or reducing compensation or mileage reimbursement of employees, anything to the contrary notwithstanding.

2. Any new members employed under this section, on or after January 1, 2024, shall be subject to the following provisions:

(1) A member of another state or local retirement or pension system who begins employment in a position covered by the sheriffs' retirement system shall become a member of the sheriffs' retirement system upon employment. Any membership in any other state or local retirement or pension system shall cease, except that the member shall be entitled to benefits accrued through December 31, 2023, or the commencement of membership in the sheriffs' retirement system, whichever is later; and

(2) Subject to the limitations under sections 57.949 to 57.997, the board shall have the authority to formulate and adopt rules and regulations for the administration of these provisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 2** was adopted.

Representative O'Donnell offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 20, Page 2, Section 104.160, Line 43, by inserting after all of said section and line the following:

"104.436. 1. The board intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent-of-payroll amortization~~**] calculation**.

2. At least ninety days before each regular session of the general assembly, the board shall certify to the division of budget the contribution rate necessary to cover the liabilities of the plan administered by the system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriation of the amount calculated pursuant to the provisions of this subsection. Following each pay period, the commissioner of administration shall requisition and certify the payment to the executive director of the Missouri state employees' retirement system. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement fund.

3. The employers of members of the system who are not paid out of funds that have been deposited in the state treasury shall remit promptly to the executive director an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement system fund.

4. These amounts are funds of the system, and shall not be commingled with any funds in the state treasury.

285.1000. For purposes of sections 285.1000 to 285.1055, the following terms shall mean:

(1) "Administrative fund" or "Show-Me MyRetirement Savings administrative fund", the Show-Me MyRetirement Savings administrative fund described in section 285.1045;

(2) "Association", any legal association of individuals, corporations, limited liability companies, partnerships, associations, or other entities that has been in continuous existence for at least one year;

(3) "Board", the Show-Me MyRetirement Savings board established under section 285.1005;

(4) "Eligible employee", an individual who is employed by a participating employer, who has wages or other compensation that is allocable to the state, and who is eighteen years of age or older. "Eligible employee" shall not include any of the following:

(a) Any employee covered under the federal Railway Labor Act, 45 U.S.C. Section 151;

(b) Any employee on whose behalf an employer makes contributions to a multiemployer pension trust fund under 29 U.S.C. Section 186; or

(c) Any individual who is an employee of:

a. The federal government;

b. Any state government in the United States; or

c. Any county, municipal corporation, or political subdivision of any state in the United States;

(5) "Eligible employer", a person or entity engaged in a business, industry, profession, trade, or other enterprise in the state of Missouri, whether for profit or not for profit, provided that such a person or entity employs no more than fifty employees. A person or entity that qualifies as an eligible employer but that later employs more than fifty employees shall be permitted to remain an eligible employer for a period of five years, beginning on the date on which the person or entity first employs more than fifty employees. After such five-year period has ended, the person or entity shall immediately cease to qualify as an eligible employer and shall be prohibited from further participation in the plan unless the employer no longer has more than fifty employees. An employer includes an association and its members. For purposes of this subdivision, an eligible employer shall not include:

(a) The federal government;

(b) The state of Missouri;

(c) Any county, municipal corporation, or political subdivision of the state of Missouri; or

(d) Five years after the commencement of the program, an employer that maintains a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan, for its employees or that has effectively done so in form and operation at any time within the current or two preceding calendar years. If an employer does not maintain a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan, for a portion of a calendar year ending on or after the effective date of sections 285.1000 to 285.1055 and adopts such a plan effective for the remainder of that calendar year, the employer shall not be treated as an eligible employer for that remainder of the year;

(6) "ERISA", the Employee Retirement Income Security Act of 1974, as amended, 29 U.S.C. Section 1001 et seq.;

(7) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(8) "Participant", an eligible employee or other individual who has a balance credited to his or her account under the plan;

(9) "Participating employer", an eligible employer that is participating in the plan provided for by sections 285.1000 to 285.1055;

(10) "Plan" or "Show-Me MyRetirement Savings plan", the multiple-employer retirement savings plan established by sections 285.1000 to 285.1055, which shall be treated as a single plan under Title I of ERISA and is described in Sections 401(a), 401(k), and 413(c) of the Internal Revenue Code of 1986, as amended, in which multiple employers may choose to participate regardless of whether any relationship

exists between and among the employers other than their participation in the plan. Based on the context, the term "plan" may also refer to multiple plans if multiple plans are established under sections 285.1000 to 285.1055;

(11) "Self-employed individual", an individual who is eighteen years of age or older, is self-employed, and has self-employment income or other compensation from self-employment that is allocable to the state of Missouri;

(12) "Specified tax-favored retirement plan", a retirement plan that is tax-qualified under, or is described in and satisfies the requirements of, Section 401(a), 401(k), 403(a), 403(b), 408(k)(Simplified Employee Pension), or 408(p)(SIMPLE-IRA) of the Internal Revenue Code of 1986, as amended;

(13) "Total fees and expenses", all fees, costs, and expenses including, but not limited to, administrative expenses, investment expenses, investment advice expenses, accounting costs, actuarial costs, legal costs, marketing expenses, education expenses, trading costs, insurance annuitization costs, and other miscellaneous costs;

(14) "Trust", the trust in which the assets of the plan are held.

285.1005. 1. The "Show-Me MyRetirement Savings Board" is hereby established in the office of the state treasurer.

2. The board shall consist of the following members, with the state treasurer, or his or her designee, serving as chair:

(1) The state treasurer, or his or her designee;

(2) An individual who has skill, knowledge, and experience in the field of retirement savings and investments, to be appointed by the governor with the advice and consent of the senate;

(3) An individual who has skill, knowledge, and experience relating to small business, to be appointed by the governor with the advice and consent of the senate;

(4) Three members of the house of representatives, to be appointed by the speaker of the house of representatives, to include one representative from the minority party; and

(5) Three members of the senate, to be appointed by the president pro tempore of the senate, to include one senator from the minority party.

3. The governor, the president pro tempore of the senate, and the speaker of the house of representatives shall make the respective initial appointments to the board for terms of office beginning on January 1, 2024.

4. Members of the board appointed by the governor, the president pro tempore of the senate, and the speaker of the house of representatives shall serve at the pleasure of the appointing authority.

5. The term of office of each member of the board shall be four years. Any member is eligible to be reappointed. If there is a vacancy for any reason, the appropriate appointing authority shall make an appointment, to become immediately effective, for the unexpired term.

6. All members of the board shall serve without compensation and shall be reimbursed from the administrative fund for necessary travel expenses incurred in carrying out the duties of the board.

7. A majority of the voting members of the board shall constitute a quorum for the transaction of business.

285.1010. 1. The board, subject to the authority granted under sections 285.1000 to 285.1055, shall design, develop, and implement the plan and, to that end, may conduct market, legal, and feasibility analyses.

2. The members of the board shall be fiduciaries of the plan under ERISA, and the board shall have the following powers, authorities, and duties:

(1) To establish, implement, and maintain the plan, in each case acting on behalf of the state of Missouri, including, in its discretion, more than one plan;

(2) To cause the plan, trust, and arrangements and accounts established under the plan to be designed, established, and operated:

(a) In accordance with best practices for retirement savings vehicles;

(b) To encourage participation, saving, sound investment practices, and appropriate selection of default investments;

(c) To maximize simplicity and ease of administration for eligible employers;

(d) To minimize costs, including by collective investment and economies of scale; and

(e) To promote portability of benefits;

(3) To arrange for collective, common, and pooled investment of assets of the plan and trust, including investments in conjunction with other funds with which assets are permitted to be collectively invested, to save costs through efficiencies and economies of scale;

(4) To develop and disseminate educational information designed to educate participants and citizens about the benefits of planning and saving for retirement and to help participants and citizens decide the level of participation and savings strategies that may be appropriate, including information in furtherance of financial capability and financial literacy;

(5) To adopt rules and regulations necessary or advisable for the implementation of sections 285.1000 to 285.1055 and the administration and operation of the plan consistent with the Internal Revenue Code and regulations thereunder, including to ensure that the plan satisfies all criteria for favorable federal tax-qualified treatment, and complies, to the extent necessary, with ERISA and any other applicable federal or Missouri law. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void;

(6) To arrange for and facilitate compliance with the plan or arrangements established thereunder with all applicable requirements for the plan under the Internal Revenue Code, ERISA, and any other applicable federal or Missouri law and accounting requirements, and to provide or arrange for assistance to eligible employers, eligible employees, and self-employed individuals in complying with applicable law and tax-related requirements in a cost-effective manner. The board may establish any processes deemed reasonably necessary or advisable to verify whether a person or entity is an eligible employer, including reference to online data and possible use of questions in employer tax filings;

(7) To employ or retain a plan administrator; executive director; staff; trustee; record-keeper; investment managers; investment advisors; and other administrative, professional, and expert advisors and service providers, none of whom shall be members of the board and all of whom shall serve at the pleasure of the board, which shall determine their duties and compensation. The board may authorize the executive director and other officials to oversee requests for proposals or other public competitions and enter into contracts on behalf of the board or conduct any business necessary for the efficient operation of the plan or the board;

(8) To establish procedures for the timely and fair resolution of participant and other disputes related to accounts or program operation and, if necessary, determine the eligibility of an employer, employee, or other individual to participate in the plan;

(9) To develop and implement an investment policy that defines the plan's investment objectives, consistent with the objectives of the plan, and that provides for policies and procedures consistent with those investment objectives;

(10) (a) To designate appropriate default investments that include a mix of asset classes, such as target date and balanced funds;

(b) To seek to minimize participant fees and expenses of investment and administration;

(c) To strive to design and implement investment options available to holders of accounts established as part of the plan and other plan features that are intended to achieve maximum possible income replacement balanced with an appropriate level of risk, consistent with the investment objectives under the investment policy. The investment options may encompass a range of risk and return opportunities and allow for a rate of return commensurate with an appropriate level of risk in view of the investment objectives under the policy. The menu of investment options shall be determined taking into account the nature and objectives of the plan, the desirability of limiting investment choices under the plan to a reasonable number, based on behavioral research findings, and the extensive investment choices available to participants in the event that funds roll over to an individual retirement account (IRA) outside the program; and

(d) In accordance with subdivision (7) of this subsection, the board, to the extent it deems necessary or advisable, in carrying out its responsibilities and exercising its powers under sections 285.1000 to 285.1055, shall employ or retain appropriate entities or personnel to assist or advise it or to whom to delegate the carrying out of such responsibilities and exercising of such powers;

(11) To discharge its duties and see that the members of the board discharge their duties with respect to the plan solely in the interests of the participants as follows:

(a) For the exclusive purpose of providing benefits to participants and defraying reasonable expenses of administering the plan; and

(b) With the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with those matters would use in the conduct of an enterprise of a like character and with like aims;

(12) To cause expenses incurred to initiate, implement, maintain, and administer the plan to be paid from contributions to, or investment returns or assets of the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law;

(13) To collect application, account, or administrative fees and to accept any grants, gifts, legislative appropriations, loans, and other moneys from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, or entity to defray the costs of administering and operating the plan;

(14) To make and enter into competitively procured contracts, agreements, or arrangements with; to collaborate and cooperate with; and to retain, employ, and contract with or for any of the following to the extent necessary or desirable for the effective and efficient design, implementation, and administration of the plan consistent with the purposes set forth in sections 285.1000 to 285.1055 and to maximize outreach to eligible employers and eligible employees:

(a) Services of private and public financial institutions, depositories, consultants, actuaries, counsel, auditors, investment advisors, investment administrators, investment management firms, other investment firms, third-party administrators, other professionals and service providers, and state public retirement systems;

(b) Research, technical, financial, administrative, and other services; and

(c) Services of other state agencies to assist the board in the exercise of its powers and duties;

(15) To develop and implement an outreach plan to gain input and disseminate information regarding the plan and retirement savings in general;

(16) To cause moneys to be held and invested and reinvested under the plan;

(17) To ensure that all contributions under the plan shall be used only to:

(a) Pay benefits to participants under the plan;

(b) Pay the costs of administering the plan; and

(c) Make investments for the benefit of the plan, and ensure that no assets of the plan or trust are transferred to the general revenue fund or to any other fund of the state or are otherwise encumbered or used for any purpose other than those specified in this paragraph or section 285.1045;

(18) To make provisions for the payment of costs of administration and operation of the program and trust;

(19) To evaluate the need for and procure as needed insurance against any and all loss in connection with the property, assets, or activities of the program, including fiduciary liability coverage;

(20) To evaluate the need for and procure as needed pooled private insurance;

(21) To indemnify, including procurement of insurance as needed for this purpose, each member of the board from personal loss or liability resulting from a member's action or inaction as a member of the board and as a fiduciary;

(22) To collaborate with and evaluate the role of financial advisors or other financial professionals, including in assisting and providing guidance for covered employees; and

(23) To carry out the powers and duties of the program under sections 285.1000 to 285.1055 and exercise any and all other powers as are appropriate to effect the purposes, objectives, and provisions of such sections pertaining to the program.

3. A board member, program administrator, or other staff of the board shall not:

(1) Directly or indirectly, have any interest in the making of any investment under the program or in any gains or profits accruing from any such investment;

(2) Borrow any program-related funds or deposits, or use any such funds or deposits in any manner, for himself or herself or as an agent or partner of others; or

(3) Become an endorser, surety, or obligor on investments made under the program.

4. Each board member shall be subject to the provisions of sections 105.452 and 105.454.

285.1015. 1. The board shall, consistent with federal law and regulation, adopt and implement the plan, which shall remain in compliance with federal law and regulations once implemented and shall be called the "Show-Me MyRetirement Savings Plan".

2. In accordance with terms and conditions specified and regulations promulgated by the board, the plan shall:

(1) Be set forth in documents prescribing the terms and conditions of the plan;

(2) Be available on a voluntary basis to eligible employers and self-employed individuals;

(3) Be available to eligible members of an association who may elect to participate in the plan if the association or its members do not maintain a plan or a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan;

(4) Enroll self-employed individuals who wish to participate;

(5) Provide participants the option to terminate their participation at any time;

(6) Allow voluntary pre-tax or designated Roth 401(k) contributions;

(7) Allow voluntary employer contributions;

(8) Be overseen by the board and its designees;

(9) Be administered and managed by one or more trustees, other fiduciaries, custodians, third-party administrators, investment managers, record-keepers, or other service providers;

(10) Provide on a uniform basis, if and when the board so determines, in its discretion, for an increase of each participant's contribution rate, by a minimum increment of one percent of salary or wages per year, for each additional year the participant is employed or is participating in the plan up to the maximum percentage of such participant's salary or wages that may be contributed to the plan under federal law. Any such increases shall apply to participants, as determined by the board, by default or only if initiated by affirmative participant election;

(11) Provide for direct deposit of contributions into investments under the plan. To the extent consistent with ERISA, the investment alternatives under the plan shall be limited to an automatic investment for participants who do not actively and affirmatively elect a particular investment option, which unless the board provides otherwise, shall be a diversified target date fund, including a series of such diversified funds to apply to different participants depending on their choice or their target retirement dates, a principal-protected option, and at least four additional investment alternatives as may be selected by the board in its discretion. To the extent consistent with ERISA, the investment options may, at the discretion of the board, include a principal-protection fund as a temporary "security corridor" option that applies as the sole initial investment before participants may choose other investments or as the initial default investment for a specified period of time or up to a specified dollar amount of contributions or account balance;

(12) Be professionally managed;

(13) Provide for reports on the status of each participant's account to be provided to each participant at least quarterly and make best efforts to provide participants frequent or continual online access to information on the status of their accounts;

(14) When possible and practicable, use existing employer and public infrastructure to facilitate contributions, record keeping, and outreach and use pooled or collective investment arrangements;

(15) Provide that each account holder owns the contributions to or earnings on amounts contributed to his or her account under the plan and that the state and employers have no proprietary interest in those contributions or earnings;

(16) Be designed and implemented in a manner consistent with federal law to the extent that it applies;

(17) Make provisions for the participation in the plan of individuals who are not employees, if allowed under federal law;

(18) Establish rules and procedures governing the distribution of funds from the plan, including such distributions as may be permitted or required by the plan and any applicable provisions of ERISA, the tax-qualification rules, and the other tax laws, with the objectives of maximizing financial security in retirement, protecting spousal rights, and assisting participants to effectively manage the decumulation of their savings and to receive payment of their benefits under the plan. The board shall have the authority, in

its discretion, to provide for one or more reasonably priced distribution options to provide a source of fixed regular retirement income, including income for life or for the participant's life expectancy, or for joint lives and life expectancies, as applicable;

(19) Establish rules and procedures promoting portability of benefits, including the ability to make roll-overs or transfers to and from the plan that are exempt from federal income tax, provided that any roll-over is initiated by participants; and

(20) Encourage choices by employers in the state to adopt a specified tax-favored retirement plan, including the plan.

285.1020. The board shall adopt rules to implement the plan that:

(1) Establish the processes for enrollment and contributions under the plan, including withholding by participating employers of employee payroll deduction contributions from wages and remittance for deposit to the plan; voluntary contributions by others, including self-employed individuals and independent contractors, through payroll deduction or otherwise; the making of default contributions using default investments; and participant selection of alternative contribution rates or amounts and alternative investments from among the options offered under the plan;

(2) Conduct outreach to individuals, employers, other stakeholders, and the public regarding the plan. The rules shall specify the contents, frequency, timing, and means of required disclosures from the plan to eligible employees, participants, and self-employed individuals, eligible employers, participating employers, and other interested parties. These disclosures shall include, but not be limited to:

(a) The benefits associated with tax-favored retirement saving;

(b) The potential advantages and disadvantages associated with participating in the plan;

(c) Instructions for enrolling and making contributions;

(d) The potential availability of a saver's tax credit, including the eligibility conditions for the credit and instructions on how to claim it;

(e) A disclaimer that employees seeking tax, investment, or other financial advice should contact appropriate professional advisors, and that participating employers are not in a position to provide such advice and are not liable for decisions individuals make in relation to the plan;

(f) The potential implications of account balances under the plan for the application of asset limits under certain public assistance programs;

(g) A disclaimer that the account owner is solely responsible for investment performance, including market gains and losses, and that plan accounts and rates of return are not guaranteed by any employer, the state, the board, any board member or state official, or the plan;

(h) Any additional information about retirement and saving and other information designed to promote financial literacy and capability, which may take the form of links to, or explanations of how to obtain, such information; and

(i) Instructions on how to obtain additional information about the plan; and

(3) Ensure that the assets of the trust and plan shall at all times be preserved, invested, and expended only for the purposes set forth in sections 285.1000 to 285.1055, and that no property rights therein shall exist in favor of the state, except as provided under section 285.1045.

285.1025. An eligible employer, a participating employer, or other employer is not and shall not be liable for or bear responsibility for:

(1) An employee's decision as to which investments to choose;

(2) Participants' or the board's investment decisions;

(3) The administration, investment, investment returns, or investment performance of the plan including, but not limited to, any interest rate or other rate of return on any contribution or account balance, provided that the eligible employer, participating employer, or other employer is not involved in the administration or investment of the plan;

(4) The plan design or the benefits paid to participants; or

(5) Any loss, failure to realize any gain, or any other adverse consequences including, but not limited to, any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person solely and directly as a result of participating in the plan.

285.1030. 1. The state of Missouri; the board; each member of the board; any other state official, state board, commission, and agency; any member, officer, and employee thereof; and the plan:

(1) Shall not guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance; and

(2) Shall not be liable or responsible for any loss, deficiency, failure to realize any gain, or any other adverse consequences including, but not limited to, any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person as a result of participating in the plan.

2. The debts, contracts, and obligations of the plan or the board are not the debts, contracts, and obligations of the state, and neither the faith and credit nor the taxing power of the state is pledged directly or indirectly to the payment of the debts, contracts, and obligations of the plan or the board.

3. Nothing in sections 285.1000 to 285.1055 shall be construed to guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance.

285.1035. 1. Individual account information relating to accounts under the plan and relating to individual participants including, but not limited to, names, addresses, telephone numbers, email addresses, personal identification information, investments, contributions, and earnings shall be confidential and shall be maintained as confidential, provided that such information may be disclosed:

(1) To the extent necessary to administer the plan in a manner consistent with sections 285.1000 to 285.1055, ERISA, the Internal Revenue Code, or any other federal or Missouri law; or

(2) If the individual who provides the information or who is the subject of the information expressly agrees in writing to the disclosure of the information.

2. Information required to be confidential under subsection 1 of this section shall be considered a "closed record" as that term is defined in section 610.010, regardless as to whether such information has been disclosed as allowed by subsection 1 of this section.

285.1040. The board may enter into an intergovernmental agreement or memorandum of understanding with the state of Missouri, another state or states, and any agency thereof to receive outreach, technical assistance, enforcement and compliance services, collection or dissemination of information pertinent to the plan, subject to such obligations of confidentiality as may be agreed or required by law, or other services or assistance. The state of Missouri, another state or states, and any agency thereof that enters into such agreements or memoranda of understanding shall collaborate to provide the outreach, assistance, information, and compliance or other services or assistance to the board. The memoranda of understanding may cover the sharing of costs incurred in gathering and disseminating information and the reimbursement of costs for any enforcement activities or assistance.

285.1045. 1. There is hereby created in the state treasury the "Show-Me MyRetirement Savings Administrative Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Subject to appropriation, moneys in the fund shall be distributed by the state treasurer solely for the administration of sections 285.1000 to 285.1055.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. The Show-Me MyRetirement Savings administrative fund shall consist of:

(1) Moneys appropriated to the administrative fund by the general assembly;

(2) Moneys transferred to the administrative fund from the federal government, other state agencies, or local governments;

(3) Moneys from the payment of application, account, administrative, or other fees and the payment of other moneys due to the board;

(4) Any gifts, donations, or grants made to the state of Missouri for deposit in the administrative fund;

(5) Moneys collected for the administrative fund from contributions to, or investment returns or assets of, the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law; and

(6) Earnings on moneys in the administrative fund.

5. To the extent consistent with ERISA, the tax qualification rules, and other federal law, the board shall accept any grants, gifts, appropriations, or other moneys from the state; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity solely for deposit into the administrative fund, whether for investment or administrative expenses.

6. To enable or facilitate the start-up and continuing operation, maintenance, administration, and management of the program until the plan accumulates sufficient balances and can generate sufficient funding through fees assessed on program accounts for the plan to become financially self-sustaining:

(1) The board may borrow from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity working capital funds and other funds as may be necessary for this purpose, provided that such funds are borrowed in the name of the plan and board only and that any such borrowings shall be payable solely from the revenues of the plan; and

(2) The board may enter into long-term procurement contracts with one or more financial providers that provide a fee structure that would assist the plan in avoiding or minimizing the need to borrow or to rely upon general assets of the state.

7. Subject to appropriation, the state of Missouri may pay administrative costs associated with the creation, maintenance, operation, and management of the plan and trust until sufficient assets are available in the administrative fund for that purpose. Thereafter, all administrative costs of the administrative fund, including any repayment of start-up funds provided by the state of Missouri, shall be repaid only out of moneys on deposit therein. However, private funds or federal funding received in order to implement the program until the administrative fund is self-sustaining shall not be repaid unless those funds were offered contingent upon the promise of such repayment.

8. The board may use the moneys in the administrative fund solely to pay the administrative costs and expenses of the plan and the administrative costs and expenses the board incurs in the performance of its duties under sections 285.1000 to 285.1055.

9. The state treasurer's office shall follow the competitive bids procedure adopted by the office of administration for the following:

(1) The contracting or hiring of a contractor with the relevant skills, knowledge, and expertise determined by the board for managing the program, every five years; and

(2) At the state treasurer's discretion, the contracting or hiring of a contractor who has qualified staff with the relevant skills, knowledge, and expertise as determined by the state treasurer's office when the number of the participants in the plan reaches fifty thousand participants.

The office of administration is authorized to provide the state treasurer's office with the necessary assistance and services as may be needed.

285.1050. 1. The board shall keep an accurate account of all the activities, operations, receipts, and expenditures of the plan, the trust, and the board. Each year, a full audit of the books and accounts of the board pertaining to those activities, operations, receipts and expenditures, personnel, services, or facilities shall be conducted by a certified public accountant and shall include, but not be limited to, direct and indirect costs attributable to the use of outside consultants, independent contractors, and any other persons who are not state employees for the administration of the plan. For the purposes of the audit, the auditors shall have access to the properties and records of the plan and board and may prescribe methods of accounting and the rendering of periodic reports in relation to projects undertaken by the plan.

2. By August first of each year, the board shall submit to the governor, the state treasurer, the president pro tempore of the senate, and the speaker of the house of representatives a public report on the operation of the plan and trust and activities of the board, including an audited financial report, prepared in accordance with generally accepted accounting principles, detailing the activities, operations, receipts, and expenditures of the plan and board during the preceding calendar year. The report shall also include a summary of the benefits provided by the plan, the number of participants, average account balance, the number of participating employers, the contribution formulas and amounts of contributions made by participants and by each participating employer, the withdrawals, the account balances, total assets under management, investments, investment returns, fees and expenses associated with the investments and with the administration of the plan, projected activities of the plan for the current calendar year, and any other information regarding the plan and its operations that the board may determine to provide.

285.1055. 1. The board shall establish the plan so that individuals are able to begin contributing under the plan on or before September 1, 2025.

2. The board may, in its discretion, phase in the plan so that the ability to contribute first applies on different dates for different classes of individuals, including employees of employers of different sizes or types and individuals who are not employees; provided that, any such staged or phased-in implementation schedule shall be substantially completed on or before September 1, 2025." ; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 3** was adopted.

Representative Pollitt offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Bill No. 20, Page 2, Section 104.160, Line 43, by inserting after all of the said section and line the following:

"169.070. 1. The retirement allowance of a member whose age at retirement is sixty years or more and whose creditable service is five years or more, or whose sum of age and creditable service equals eighty years or more, or who has attained age fifty-five and whose creditable service is twenty-five years or more or whose creditable service is thirty years or more regardless of age, may be the sum of the following items, not to exceed one hundred percent of the member's final average salary:

(1) Two and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years.

In lieu of the retirement allowance otherwise provided in subdivisions (1) and (2) of this subsection, a member may elect to receive a retirement allowance of:

(3) Two and four-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-nine years or more but less than thirty years, and the member has not attained age fifty-five;

(4) Two and thirty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-eight years or more but less than twenty-nine years, and the member has not attained age fifty-five;

(5) Two and three-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-seven years or more but less than twenty-eight years, and the member has not attained age fifty-five;

(6) Two and twenty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-six years or more but less than twenty-seven years, and the member has not attained age fifty-five;

(7) Two and two-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-five years or more but less than twenty-six years, and the member has not attained age fifty-five;

(8) **[**~~Between July 1, 2001, and July 1, 2014,~~**]** Two and fifty-five hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is **[**~~thirty-one~~**] thirty-two** years or more regardless of age.

2. In lieu of the retirement allowance provided in subsection 1 of this section, a member whose age is sixty years or more on September 28, 1975, may elect to have the member's retirement allowance calculated as a sum of the following items:

(1) Sixty cents plus one and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years;

(3) Three-fourths of one percent of the sum of subdivisions (1) and (2) of this subsection for each month of attained age in excess of sixty years but not in excess of age sixty-five.

3. (1) In lieu of the retirement allowance provided either in subsection 1 or 2 of this section, collectively called "option 1", a member whose creditable service is twenty-five years or more or who has attained the age of fifty-five with five or more years of creditable service may elect in the member's application for retirement to receive the actuarial equivalent of the member's retirement allowance in reduced monthly payments for life during retirement with the provision that:

Option 2.

Upon the member's death the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member as the member shall have nominated in the member's election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the retired member elected option 1; or

Option 3.

Upon the death of the member three-fourths of the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 4.

Upon the death of the member one-half of the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance shall be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 5.

Upon the death of the member prior to the member having received one hundred twenty monthly payments of the member's reduced allowance, the remainder of the one hundred twenty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the one hundred twenty monthly payments, the total of the remainder of such one hundred twenty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the one hundred twenty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum; or

Option 6.

Upon the death of the member prior to the member having received sixty monthly payments of the member's reduced allowance, the remainder of the sixty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the sixty monthly payments, the total of the remainder of such sixty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the sixty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum.

(2) The election of an option may be made only in the application for retirement and such application must be filed prior to the date on which the retirement of the member is to be effective. If either the member or the person nominated to receive the survivorship payments dies before the effective date of retirement, the option shall not be effective, provided that:

(a) If the member or a person retired on disability retirement dies after acquiring twenty-five or more years of creditable service or after attaining the age of fifty-five years and acquiring five or more years of creditable service and before retirement, except retirement with disability benefits, and the person named by the member as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either survivorship benefits under option 2 or a payment of the accumulated contributions of the member. If survivorship benefits under option 2 are elected and the member at the time of death would have been eligible to receive an actuarial equivalent of the member's retirement allowance, the designated beneficiary may further elect to defer the option 2 payments until the date the member would have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section;

(b) If the member or a person retired on disability retirement dies before attaining age fifty-five but after acquiring five but fewer than twenty-five years of creditable service, and the person named as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either a payment of the member's accumulated contributions, or survivorship benefits under option 2 to begin on the date the member would first have been eligible to receive an actuarial equivalent of the member's retirement allowance, or to begin on the date the member would first have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section.

4. If the total of the retirement or disability allowance paid to an individual before the death of the individual is less than the accumulated contributions at the time of retirement, the difference shall be paid to the beneficiary of the individual, or to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the individual in that order of precedence. If an optional benefit as provided in option 2, 3 or 4 in subsection 3 of this section had been elected, and the beneficiary dies after receiving the optional benefit, and if the total retirement allowance paid to the retired individual and the beneficiary of the retired individual is less than the total of the contributions, the difference shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence, unless the retired individual designates a different recipient with the board at or after retirement.

5. If a member dies and his or her financial institution is unable to accept the final payment or payments due to the member, the final payment or payments shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated. If the beneficiary of a deceased member dies and his or her financial institution is unable to accept the final payment or payments, the final payment or payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated.

6. If a member dies before receiving a retirement allowance, the member's accumulated contributions at the time of the death of the member shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or to the estate of the member, in that order of precedence; except that, no such payment shall be made if the beneficiary elects option 2 in subsection 3 of this section, unless the beneficiary dies before having received benefits pursuant to that subsection equal to the accumulated contributions of the member, in which case the amount of accumulated contributions in excess of the total benefits paid pursuant to that subsection shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence.

7. If a member ceases to be a public school employee as herein defined and certifies to the board of trustees that such cessation is permanent, or if the membership of the person is otherwise terminated, the member shall be paid the member's accumulated contributions with interest.

8. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, if a member ceases to be a public school employee after acquiring five or more years of membership service in Missouri, the member may at the option of the member leave the member's contributions with the retirement system and claim a retirement allowance any time after reaching the minimum age for voluntary retirement. When the member's claim is presented to the board, the member shall be granted an allowance as provided in sections 169.010 to 169.141 on the basis of the member's age, years of service, and the provisions of the law in effect at the time the member requests the member's retirement to become effective.

9. The retirement allowance of a member retired because of disability shall be nine-tenths of the allowance to which the member's creditable service would entitle the member if the member's age were sixty, or fifty percent of one-twelfth of the annual salary rate used in determining the member's contributions during the last school year for which the member received a year of creditable service immediately prior to the member's disability, whichever is greater, except that no such allowance shall exceed the retirement allowance to which the member would have been entitled upon retirement at age sixty if the member had continued to teach from the date of disability until age sixty at the same salary rate.

10. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, from October 13, 1961, the contribution rate pursuant to sections 169.010 to 169.141 shall be multiplied by the factor of two-thirds for any member of the system for whom federal Old Age and Survivors Insurance tax is paid from state or local tax funds on account of the member's employment entitling the person to membership in the system. The monetary benefits for a member who elected not to exercise an option to pay into the system a retroactive contribution of four percent on that part of the member's annual salary rate which was in excess of four thousand eight hundred dollars but not in excess of eight thousand four hundred dollars for each year of employment in a position covered by this system between July 1, 1957, and July 1, 1961, as provided in subsection 10 of this section as it appears in RSMo, 1969, shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, and prior to July 1, 1961, the benefits provided in this section as it appears in RSMo, 1959; except that if the member has at least thirty years of creditable service at retirement the member shall receive the benefit payable pursuant to that section as though the member's age were sixty-five at retirement;

(4) For years of membership service after July 1, 1961, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

11. The monetary benefits for each other member for whom federal Old Age and Survivors Insurance tax is or was paid at any time from state or local funds on account of the member's employment entitling the member to membership in the system shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

12. Any retired member of the system who was retired prior to September 1, 1972, or beneficiary receiving payments under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 1, 1972, will be eligible to receive an increase in the retirement allowance of the member of two percent for each year, or major fraction of more than one-half of a year, which the retired member has been retired prior to July 1, 1975. This increased amount shall be payable commencing with January, 1976, and shall thereafter be referred to as the member's retirement allowance. The increase provided for in this subsection shall not affect the retired member's eligibility for compensation provided for in section 169.580 or 169.585, nor shall the amount being paid pursuant to these sections be reduced because of any increases provided for in this section.

13. If the board of trustees determines that the cost of living, as measured by generally accepted standards, increases two percent or more in the preceding fiscal year, the board shall increase the retirement allowances which the retired members or beneficiaries are receiving by two percent of the amount being received by the retired member or the beneficiary at the time the annual increase is granted by the board with the provision that the increases provided for in this subsection shall not become effective until the fourth January first following the member's retirement or January 1, 1977, whichever later occurs, or in the case of any member retiring on or after July 1, 2000, the increase provided for in this subsection shall not become effective until the third January first following the member's retirement, or in the case of any member retiring on or after July 1, 2001, the increase provided for in this subsection shall not become effective until the second January first following the member's retirement. Commencing with January 1, 1992, if the board of trustees determines that the cost of living has increased five percent or more in the

preceding fiscal year, the board shall increase the retirement allowances by five percent. The total of the increases granted to a retired member or the beneficiary after December 31, 1976, may not exceed eighty percent of the retirement allowance established at retirement or as previously adjusted by other subsections. If the cost of living increases less than five percent, the board of trustees may determine the percentage of increase to be made in retirement allowances, but at no time can the increase exceed five percent per year. If the cost of living decreases in a fiscal year, there will be no increase in allowances for retired members on the following January first.

14. The board of trustees may reduce the amounts which have been granted as increases to a member pursuant to subsection 13 of this section if the cost of living, as determined by the board and as measured by generally accepted standards, is less than the cost of living was at the time of the first increase granted to the member; except that, the reductions shall not exceed the amount of increases which have been made to the member's allowance after December 31, 1976.

15. Any application for retirement shall include a sworn statement by the member certifying that the spouse of the member at the time the application was completed was aware of the application and the plan of retirement elected in the application.

16. Notwithstanding any other provision of law, any person retired prior to September 28, 1983, who is receiving a reduced retirement allowance under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 28, 1983, and whose beneficiary nominated to receive continued retirement allowance payments under the elected option dies or has died, shall upon application to the board of trustees have his or her retirement allowance increased to the amount he or she would have been receiving had the option not been elected, actuarially adjusted to recognize any excessive benefits which would have been paid to him or her up to the time of application.

17. Benefits paid pursuant to the provisions of the public school retirement system of Missouri shall not exceed the limitations of Section 415 of Title 26 of the United States Code except as provided pursuant to this subsection. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan pursuant to Section 415(m) of Title 26 of the United States Code. Such plan shall be created solely for the purpose described in Section 415(m)(3)(A) of Title 26 of the United States Code. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

18. Notwithstanding any other provision of law to the contrary, any person retired before, on, or after May 26, 1994, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive an amount based on the person's years of service so that the total amount received pursuant to sections 169.010 to 169.141 shall be at least the minimum amounts specified in subdivisions (1) to (4) of this subsection. In determining the minimum amount to be received, the amounts in subdivisions (3) and (4) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance. In determining the minimum amount to be received, beginning September 1, 1996, the amounts in subdivisions (1) and (2) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance due to election of an optional form of retirement having a continued monthly payment after the person's death. Notwithstanding any other provision of law to the contrary, no person retired before, on, or after May 26, 1994, and no beneficiary of such a person, shall receive a retirement benefit pursuant to sections 169.010 to 169.141 based on the person's years of service less than the following amounts:

(1) Thirty or more years of service, one thousand two hundred dollars;

(2) At least twenty-five years but less than thirty years, one thousand dollars;

(3) At least twenty years but less than twenty-five years, eight hundred dollars;

(4) At least fifteen years but less than twenty years, six hundred dollars.

19. Notwithstanding any other provisions of law to the contrary, any person retired prior to May 26, 1994, and any designated beneficiary of such a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement or aging and upon request shall give written or oral opinions to the board in response to such requests. Beginning September 1, 1996, as compensation for such service, the member shall have added, pursuant to this subsection, to the member's monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. Beginning September 1, 1999, the

designated beneficiary of the deceased member shall as compensation for such service have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. The total compensation provided by this section including the compensation provided by this subsection shall be used in calculating any future cost-of-living adjustments provided by subsection 13 of this section.

20. Any member who has retired prior to July 1, 1998, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive a payment equivalent to eight and seven-tenths percent of the previous month's benefit, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

21. Any member who has retired shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such request. As compensation for such duties, the beneficiary of the retired member, or, if there is no beneficiary, the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the retired member, in that order of precedence, shall receive as a part of compensation for these duties a death benefit of five thousand dollars.

22. Any member who has retired prior to July 1, 1999, and the designated beneficiary of a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to five dollars times the member's number of years of creditable service.

23. Any member who has retired prior to July 1, 2000, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a payment equivalent to three and five-tenths percent of the previous month's benefit, which shall be added to the member or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

24. Any member who has retired prior to July 1, 2001, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a dollar amount equal to three dollars times the member's number of years of creditable service, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

169.331. 1. Notwithstanding any other provision of sections 169.270 to 169.400 to the contrary, a retired certificated teacher receiving a retirement benefit from the retirement system established pursuant to sections 169.270 to 169.400 may, without losing his or her retirement benefit, teach full time for up to **[**~~two~~**]** **four** years for a school district covered by such retirement system; provided that the school district has a shortage of certified teachers, as determined by the school district. The total number of such retired certificated teachers shall not exceed, at any one time, **[**~~fifteen~~**]** **thirty** certificated teachers.

2. The employer's contribution rate shall be paid by the hiring school district and the employee's contribution rate shall be paid by the employee.

3. Any additional actuarial costs resulting from the hiring of a retired certificated teacher pursuant to the provisions of this section shall be paid by the hiring school district.

4. In order to hire teachers pursuant to the provisions of this section, the school district shall:

(1) Show a good faith effort to fill positions with nonretired certificated teachers;

(2) Post the vacancy for at least one month;

(3) Have not offered early retirement incentives for either of the previous two years;

(4) Solicit applications through the local newspaper, other media, or teacher education programs;

(5) Determine there is an insufficient number of eligible applicants for the advertised position; and

(6) Declare a critical shortage of certificated teachers that is active for one year.

5. Any person hired pursuant to this section shall be included in the State Director of New Hires for purposes of income and eligibility verification pursuant to 42 U.S.C. Section 1320b-7.

169.560. 1. Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity for an employer included in the retirement system created by those sections on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the employer's salary schedule for the position or positions filled by the retiree, given such person's level of experience and education, without a discontinuance of the person's retirement allowance. If the employer does not utilize a salary schedule, or if the position in question is not subject to the employer's salary schedule, a retiree employed in accordance with the provisions of this subsection may earn up to fifty percent of the annual compensation paid to the person or persons who last held such position or positions. If the position or positions did not previously exist, the compensation limit shall be determined in accordance with rules duly adopted by the board of trustees of the retirement system; provided that, it shall not exceed fifty percent of the annual compensation payable for the position by the employer that is most comparable to the position filled by the retiree. In any case where a retiree fills more than one position during the school year, the fifty-percent limit on permitted earning shall be based solely on the annual compensation of the highest paid position occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment. If such a person is employed in any capacity by such an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall contribute to the retirement system if the person satisfies the retirement system's membership eligibility requirements. In addition to the conditions set forth above, this subsection shall apply to any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor, if such person is performing work for an employer included in the retirement system as a temporary or long-term substitute teacher or in any other position that would normally require that person to be duly certificated under the laws governing the certification of teachers in Missouri if such person was employed by the district. The retirement system may require the employer, the third-party employer, the independent contractor, and the retiree subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this subsection.

2. Notwithstanding any other provision of this section, any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141, other than for disability, may be employed by an employer included in the retirement system created by those sections in a position that does not normally require a person employed in that position to be duly certificated under the laws governing the certification of teachers in Missouri, and through such employment may earn**, beginning on August 28, 2023, and ending on June 30, 2028,** up to **[**~~sixty percent of the minimum teacher's salary as set forth in section 163.172~~**] one hundred thirty-three percent of the annual earnings exemption amount applicable to a Social Security recipient before the calendar year of attainment of full retirement age under 20 CFR 404.430, and, after June 30, 2028, up to the annual earnings exemption amount applicable to a Social Security retirement recipient before the calendar year of attainment of full retirement age under 20 CFR 404.430**, without a discontinuance of the person's retirement allowance **from the retirement system. The Social Security annual earnings exemption amount applied shall be the exemption amount in effect for the calendar year in which the school year begins**. Such person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment, and such person shall not earn membership service for such employment. The employer's contribution rate shall be paid by the hiring employer into the public education employee retirement system established by sections 169.600 to 169.715. If such a person is employed in any capacity by an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall become a member of and contribute to any retirement system described in this subsection if the person satisfies the retirement system's membership eligibility requirements. The

provisions of this subsection shall not apply to any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141 employed by a public community college **or employer under subsection 4 of section 169.130**.

169.596. 1. Notwithstanding any other provision of this chapter to the contrary, a retired certificated teacher receiving a retirement benefit from the retirement system established pursuant to sections 169.010 to 169.141 may, without losing his or her retirement benefit, teach full time for up to **[**~~two~~**] four** years for a school district covered by such retirement system; provided that the school district has a shortage of certified teachers, as determined by the school district, and provided that no such retired certificated teacher shall be employed as a superintendent. The total number of such retired certificated teachers shall not exceed, at any one time, the **[**~~lesser of ten~~**] greater of one** percent of the total **[**~~teacher~~**] certificated teachers and noncertificated** staff for that school district, or five certificated teachers.

2. Notwithstanding any other provision of this chapter to the contrary, a person receiving a retirement benefit from the retirement system established pursuant to sections 169.600 to 169.715 may, without losing his or her retirement benefit, be employed full time for up to **[**~~two~~**] four** years for a school district covered by such retirement system; provided that the school district has a shortage of noncertificated employees, as determined by the school district. The total number of such retired noncertificated employees shall not exceed, at any one time, the lesser of ten percent of the total noncertificated staff for that school district, or five employees.

3. The employer's contribution rate shall be paid by the hiring school district.

4. In order to hire teachers and noncertificated employees pursuant to the provisions of this section, the school district shall:

(1) Show a good faith effort to fill positions with nonretired certificated teachers or nonretired noncertificated employees;

(2) Post the vacancy for at least one month;

(3) Have not offered early retirement incentives for either of the previous two years;

(4) Solicit applications through the local newspaper, other media, or teacher education programs;

(5) Determine there is an insufficient number of eligible applicants for the advertised position; and

(6) Declare a critical shortage of certificated teachers or noncertificated employees that is active for one year.

5. Any person hired pursuant to this section shall be included in the State Directory of New Hires for purposes of income and eligibility verification pursuant to 42 U.S.C. Section 1320b-7."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pollitt, **House Amendment No. 4** was adopted.

Representative Roberts offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Bill No. 20, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"86.253. 1. Upon termination of employment as a police officer and actual retirement for service, a member shall receive a service retirement allowance which shall be an amount equal to two percent of the member's average final compensation multiplied by the number of years of the member's creditable service, up to twenty-five years, plus an amount equal to four percent of the member's average final compensation for each year of creditable service in excess of twenty-five years but not in excess of thirty years; plus an additional five percent of the member's average final compensation for any creditable service in excess of thirty years. Notwithstanding the foregoing, the service retirement allowance of a member who does not earn any creditable service after August 11, 1999, shall not exceed an amount equal to seventy percent of the member's average final compensation, and the service retirement allowance of a member who earns creditable service on or after August 12, 1999, shall not exceed an amount equal to seventy-five percent of the member's average final compensation; provided, however, that the service retirement allowance of a member who is participating in the DROP pursuant to section 86.251 on August 12, 1999, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer and actually retires for reasons other than death or disability before earning at least

two years of creditable service after such return shall be the sum of (1) the member's service retirement allowance as of the date the member entered DROP and (2) an additional service retirement allowance based solely on the creditable service earned by the member following the member's return to active participation. The member's total years of creditable service shall be taken into account for the purpose of determining whether the additional allowance attributable to such additional creditable service is two percent, four percent or five percent of the member's average final compensation.

2. If, at any time since first becoming a member of the retirement system, the member has served in the Armed Forces of the United States, and has subsequently been reinstated as a policeman within ninety days after the member's discharge, the member shall be granted credit for such service as if the member's service in the police department of such city had not been interrupted by the member's induction into the Armed Forces of the United States. If earnable compensation is needed for such period in computation of benefits it shall be calculated on the basis of the compensation payable to the officers of the member's rank during the period of the member's absence. Notwithstanding any provision of sections 86.200 to 86.366 to the contrary, the retirement system governed by sections 86.200 to 86.366 shall be operated and administered in accordance with the applicable provisions of the Uniformed Services Employment and Reemployment Rights Act of 1994, as amended.

3. The service retirement allowance of each present and future retired member who terminated employment as a police officer and actually retired from service after attaining age fifty-five or after completing twenty years of creditable service shall be increased annually at a rate not to exceed three percent as approved by the board of trustees beginning with the first increase in the second October following the member's retirement and subsequent increases in each October thereafter, provided that each increase is subject to a determination by the board of trustees that the consumer price index (United States City Average Index) as published by the United States Department of Labor shows an increase of not less than the approved rate during the latest twelve-month period for which the index is available at the date of determination; and provided further, that if the increase is in excess of the approved rate for any year, such excess shall be accumulated as to any retired member and increases may be granted in subsequent years subject to a maximum of three percent for each full year from October following the member's retirement but not to exceed a total percentage increase of thirty percent. In no event shall the increase described under this subsection be applied to the amount, if any, paid to a member or surviving spouse of a deceased member for services as a special consultant under subsection 5 of this section **[**~~or, if applicable, subsection 6 of this section~~**]**. If the board of trustees determines that the index has decreased for any year, the benefits of any retired member that have been increased shall be decreased but not below the member's initial benefit. No annual increase shall be made of less than one percent and no decrease of less than three percent except that any decrease may be limited in amount by the initial benefit.

4. In addition to any other retirement allowance payable under this section and section 86.250, a member, upon termination of employment as police officer and actual service retirement, may request payment of the total amount of the member's mandatory contributions to the retirement system without interest. Upon receipt of such request, the board shall pay the retired member such total amount of the member's mandatory contributions to the retirement system to be paid pursuant to this subsection within sixty days after such retired member's date of termination of employment as a police officer and actual retirement.

5. Any person who is receiving retirement benefits from the retirement system, upon application to the board of trustees, shall be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters, for the remainder of the person's life or, in the case of a deceased member's surviving spouse, until **[**~~the earlier of~~**]** the person's death **[**~~or remarriage~~**]**, and upon request of the board of trustees shall give opinions and be available to give opinions in writing or orally, in response to such requests, as may be required. For such services the special consultant shall be compensated monthly, in an amount which, when added to any monthly retirement benefits being received from the retirement system, including any cost-of-living increases under subsection 3 of this section, shall total six hundred fifty dollars a month. This employment shall in no way affect any person's eligibility for retirement benefits under this chapter, or in any way have the effect of reducing retirement benefits, notwithstanding any provisions of law to the contrary.

86.254. 1. Beginning July 1, 1994, in addition to any other annuity, benefits, or retirement allowance provided pursuant to sections 86.200 to 86.366, each present and future retired member after attaining the age of sixty years shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters, for the remainder of the retired member's life, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

2. For the performance of duties required in subsection 1 of this section, each retired member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the retired member is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually. No funding shall be required prior to the effective date of this benefit.

3. Beginning October 1, 1999, in addition to any other benefit provided to any surviving spouse pursuant to sections 86.200 to 86.366, each present and future surviving spouse of a member after attaining the age of sixty years shall upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters for the remainder of the surviving spouse's life **[**~~or until the surviving spouse remarries, whichever is earlier~~**]**, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

4. For the performance of duties required in subsection 3 of this section, each surviving spouse of a member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the surviving spouse is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually.

86.280. Upon the receipt of proper proofs of the death of a member in service and provided no other benefits are payable under the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to the provisions of this section immediately prior to October 1, 1999, shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, the surviving spouse shall receive additional monthly compensation in an amount equal to fifteen percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply, pursuant to subdivision (8) of this section, to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse shall be divided among the unmarried dependent children under age eighteen and such unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefit shall be paid for one child;

(4) If there is no surviving spouse or dependent children, the return of accumulated contributions to the designated beneficiary as set forth in section 86.293;

(5) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(6) Wherever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a member who died in service after attaining the age of fifty-five or completing twenty years of creditable service shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member**;**

(9) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(10) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1) and (2) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1) and (2) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023.

86.283. Upon receipt of proper proofs of the death of a retired member who retired while in service, including retirement for service, ordinary disability or accidental disability, and provided no other benefits are payable from the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, determined without regard to any increase applied to such benefits prior to October 1, 1999, pursuant to subdivision (8) of this section, will increase the surviving spouse's total monthly payment pursuant to this section to forty percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse, determined without regard to any increase which would have applied to the surviving spouse's benefits pursuant to subdivision (8) of this section, shall be divided among the unmarried dependent children under age eighteen and unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefits shall be paid for one child;

(4) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(5) Whenever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(6) In the event of the death of a retired member receiving accidental disability benefits before such benefits have been paid for five years, the member's surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, shall receive an additional pension of ten percent of the deceased member's final average compensation;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a retired member who received or was entitled to receive a service retirement allowance shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member**;**

(9) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(10) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1), (2), and (6) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1), (2), and (6) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023.

86.287. Upon the receipt by the board of trustees of evidence and proof that the death of a member was the natural and proximate result of an accident occurring at some definite time and place while the member was in the actual performance of duty and not caused by negligence on the part of the member, there shall be paid in lieu of the benefits pursuant to sections 86.280 to 86.283:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of seventy-five percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, will increase the surviving spouse's total monthly benefit payment pursuant to this section to seventy-five percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse shall be divided among the unmarried dependent children under age eighteen and such unmarried dependent children, regardless of age, who are totally and permanently disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefit shall be paid for one child;

(4) If there is no surviving spouse or unmarried dependent children of either class mentioned in subdivision (3) of this section, then an amount equal to the surviving spouse's benefit shall be paid to the member's dependent father or dependent mother to continue until remarriage or death;

(5) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(6) Wherever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years in those cases where the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university**;**

(8) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(9) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1) and (2) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1) and (2) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 5** was adopted.

Representative Gregory offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Bill No. 20, Page 2, Section 104.160, Line 43, by inserting after all of said section and line the following:

"173.1205. 1. Notwithstanding any other provision of law, a for-profit or not-for-profit entity in which a public institution of higher education holds an ownership or membership interest shall not be deemed to be a public governmental body, quasi-public governmental body, or part of a public governmental body or quasi-public governmental body or otherwise subject to chapter 610, if such entity is engaged primarily in activities involving current or prospective commercialization of the skills or knowledge of the institution's faculty or of the institution's research, research capabilities, intellectual property, technology, or technological resources, provided that the public institution of higher education maintains as an open record an annual report, available no later than October first each year, identifying:

(1) The name and address of the entity, the amount of funds paid to such entity by the institution, any nonmonetary benefits received by the entity from the institution, and the purpose for which such funds were paid or benefits provided;

(2) The amount of funds received by the institution from such entity; and

(3) Any employees of the institution who received funds or other things of value from such entity and the purpose and amount of such funds or other things of value.

2. This provision shall not be construed to broaden the definition of public governmental body found in section 610.010, nor shall it otherwise be construed to mean, imply, or suggest that any entity constitutes a public governmental body unless such entity meets the definition of that term found in section 610.010.

3. Notwithstanding any other provision of law, meetings, records, and votes may be closed to the extent that they relate to records or information submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal or agreement to license intellectual property or perform sponsored research, in connection with opportunities for or results of collaboration involving students, faculty, or staff, **in connection with investments in or financial transactions with business entities for investment purposes,** or in connection with activities by the public institution of higher education to promote or pursue economic development and which contain sales projections or other business plan, financial information, or trade secrets the disclosure of which may endanger the competitiveness of a business."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 6** was adopted.

Representative Owen offered **House Amendment No. 7**.

House Amendment No. 7

AMEND Senate Bill No. 20, Page 2, Section 104.160, Line 43, by inserting after all of said section and line the following:

"104.380. **1.** If a retired member is elected to any state office or is appointed to any state office or is employed by a department in a position normally requiring the performance by the person of duties during not less than one thousand forty hours per year, the member shall not receive an annuity for any month or part of a month for which the member serves as an officer or employee**[**~~, but~~**] except, notwithstanding the provisions of section 105.684 to the contrary, those retired members serving as a member of the general assembly under section 104.370 or an elected state official under section 104.371.**

2. Upon reemployment under subsection 1 of this section, the member shall be considered to be a new employee with no previous creditable service and must accrue creditable service continuously for at least one year in order to receive any additional annuity. Any retired member who again becomes an employee and who accrues additional creditable service and later retires shall receive an additional amount of monthly annuity calculated to include only the creditable service and the average compensation earned by the member since such employment or creditable service earned as a member of the general assembly. Years of membership service and twelfths of a year are to be used in calculating any additional annuity except for creditable service earned as a member of the general assembly, and such additional annuity shall be based on the type of service accrued. In either event, the original annuity and the additional annuity, if any, shall be paid commencing with the end of the first month after the month during which the member's term of office has been completed, or the member's employment terminated. If a retired member is employed by a department in a position that does not normally require the person to perform duties during at least one thousand forty hours per year, the member shall not be considered an employee as defined pursuant to section 104.010. A retired member who becomes reemployed as an employee on or after August 28, 2001, in a position covered by the Missouri department of transportation and highway patrol employees' retirement system shall not be eligible to receive retirement benefits or additional creditable service from the state employees' retirement system. Annual benefit increases paid under section 104.415 shall not accrue while a retired member is employed as described in this section **except, notwithstanding the provisions of section 105.684 to the contrary, those retired members serving as a member of the general assembly under section 104.370 or an elected state official under section 104.371**. Any future annual benefit increases paid after the member terminates such employment will be paid in the same month as the member's original annual benefit increases were paid. Benefits paid under subsection 3 of section 104.374 are not applicable to any additional annuity paid under this section.

104.1039. If a retiree is employed as an employee by a department, the retiree shall not receive an annuity payment for any calendar month in which the retiree is so employed **except, notwithstanding the provisions of section 105.684 to the contrary, those retirees serving as a member of the general assembly or as a statewide elected official under section 104.1084**. While reemployed the retiree shall be considered to be a new employee with no previous credited service and must accrue credited service continuously for at least one year in order to receive any additional annuity. Such retiree shall receive an additional annuity in addition to the original annuity, calculated based only on the credited service and the pay earned by such retiree during reemployment and paid in accordance with the annuity option originally elected; provided such retiree who ceases to receive an annuity pursuant to this section shall not receive such additional annuity if such retiree is employed by a department in a position that is covered by a state-sponsored defined benefit retirement plan not created pursuant to this chapter. The original annuity and any additional annuity shall be paid commencing as of the end of the first month after the month during which the retiree's reemployment terminates. Cost-of-living adjustments paid under section 104.1045 shall not accrue while a retiree is employed as described in this section **except, notwithstanding the provisions of section 105.684 to the contrary, those retirees serving as a member of the general assembly or as a statewide elected official under section 104.1084**. Any future cost-of-living adjustments paid after the retiree terminates such employment will be paid in the same month as the retiree's original annual benefit increases were paid."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Owen, **House Amendment No. 7** was adopted.

Representative Mayhew offered **House Amendment No. 8**.

House Amendment No. 8

AMEND Senate Bill No. 20, Page 2, Section 104.160, Line 43, by inserting after all of said section and line the following:

"143.114. 1. As used in this section, the following terms mean:

(1) "Commercial domicile", the principal place from which the trade or business of the taxpayer is directed or managed;

(2) "Deduction", an amount subtracted from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(3) "Employer securities", the same meaning as defined under Section 409(l) of the Internal Revenue Code **of 1986, as amended**;

(4) "Missouri corporation", a corporation whose commercial domicile is in this state;

(5) "Qualified Missouri employee stock ownership plan", an employee stock ownership plan, as defined under Section 4975(e)(7) of the Internal Revenue Code **of 1986, as amended**, and trust that is established by a Missouri corporation for the benefit of the employees of the corporation;

(6) "Taxpayer", an individual, firm, partner in a firm, corporation, partnership, shareholder in an S corporation, or member of a limited liability company subject to the income tax imposed under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, **[**~~2017~~**] 2023**, in addition to all other modifications allowed by law, a taxpayer shall be allowed a deduction from the taxpayer's federal adjusted gross income when determining Missouri adjusted gross income in an amount equal to fifty percent of the net capital gain from the sale or exchange of employer securities of a Missouri corporation to a qualified Missouri employee stock ownership plan if, upon completion of the transaction, the qualified Missouri employee stock ownership plan owns at least thirty percent of all outstanding employer securities issued by the Missouri corporation.

3. Whenever an employee leaves a Missouri corporation with a qualified Missouri employee stock ownership plan, the Missouri corporation shall inform the former employee of the deadline for when the former employee shall decide whether they will receive their shares of employer securities or compensation for their shares of employer securities.

4. The department of revenue may promulgate rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

[~~5. Under section 23.253 of the Missouri sunset act:~~

~~(1) The provisions of the new program authorized under this section shall automatically sunset on December thirty-first, six years after October 14, 2016, unless reauthorized by an act of the general assembly;~~

~~(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first, twelve years after the effective date of the reauthorization of this section; and~~

~~(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 8** was adopted.

Representative Brown (27) offered **House Amendment No. 9**.

House Amendment No. 9

AMEND Senate Bill No. 20, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"104.010. 1. The following words and phrases as used in sections 104.010 to 104.800, unless a different meaning is plainly required by the context, shall mean:

(1) "Accumulated contributions", the sum of all deductions for retirement benefit purposes from a member's compensation which shall be credited to the member's individual account and interest allowed thereon;

(2) "Active armed warfare", any declared war, or the Korean or Vietnamese Conflict;

(3) "Actuarial equivalent", a benefit which, when computed upon the basis of specified actuarial assumptions approved by the board, is equal in value to a certain amount or other benefit;

(4) "Actuarial tables", the actuarial tables approved and in use by a board at any given time;

(5) "Actuary", the actuary who is a member of the American Academy of Actuaries or who is an enrolled actuary under the Employee Retirement Income Security Act of 1974 and who is employed by a board at any given time;

(6) "Annuity", annual payments, made in equal monthly installments, to a retired member from funds provided for in, or authorized by, this chapter;

(7) "Annuity starting date", the first day of the first month with respect to which an amount is paid as an annuity under sections 104.010 to 104.800, and the terms retirement, time of retirement, and date of retirement shall mean annuity starting date as defined in this subdivision unless the context in which the term is used indicates otherwise;

(8) "Average compensation", the average compensation of a member for the thirty-six consecutive months of service prior to retirement when the member's compensation was greatest; or if the member is on workers' compensation leave of absence or a medical leave of absence due to an employee illness, the amount of compensation the member would have received may be used, as reported and verified by the employing department; or if the member had less than thirty-six months of service, the average annual compensation paid to the member during the period up to thirty-six months for which the member received creditable service when the member's compensation was the greatest; or if the member is on military leave, the amount of compensation the member would have received may be used as reported and verified by the employing department or, if such amount is not determinable, the amount of the employee's average rate of compensation during the twelve-month period immediately preceding such period of leave, or if shorter, the period of employment immediately preceding such period of leave. The board of each system may promulgate rules for purposes of calculating average compensation and other retirement provisions to accommodate for any state payroll system in which compensation is received on a monthly, semimonthly, biweekly, or other basis;

(9) "Beneficiary", any persons or entities entitled to or nominated by a member or retiree who may be legally entitled to receive benefits pursuant to this chapter;

(10) "Biennial assembly", the completion of no less than two years of creditable service or creditable prior service by a member of the general assembly;

(11) "Board of trustees", "board", or "trustees", a board of trustees as established for the applicable system pursuant to this chapter;

(12) "Chapter", sections 104.010 to 104.800;

(13) "Compensation":

(a) All salary and wages payable out of any state, federal, trust, or other funds to an employee for personal services performed for a department; but including only amounts for which contributions have been made in accordance with section 104.436, or section 104.070, whichever is applicable, and excluding any nonrecurring single sum payments or amounts paid after the member's termination of employment unless such amounts paid after such termination are a final installment of salary or wages at the same rate as in effect immediately prior to termination of employment in accordance with a state payroll system adopted on or after January 1, 2000, or any other one-time payments made as a result of such payroll system;

(b) All salary and wages which would have been payable out of any state, federal, trust or other funds to an employee on workers' compensation leave of absence during the period the employee is receiving a weekly workers' compensation benefit, as reported and verified by the employing department;

(c) Effective December 31, 1995, compensation in excess of the limitations set forth in Internal Revenue Code Section 401(a)(17) shall be disregarded. The limitation on compensation for eligible employees shall not be less than the amount which was allowed to be taken into account under the system as in effect on July 1, 1993. For this purpose, an "eligible employee" is an individual who was a member of the system before the first plan year beginning after December 31, 1995;

(d) The board by its rules may further define "compensation" in a manner consistent with this definition;

(14) "Consumer price index", the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as approved by a board, as such index is defined and officially reported by the United States Department of Labor, or its successor agency;

(15) "Creditable prior service", the service of an employee which was either rendered prior to the establishment of a system, or prior to the date the employee last became a member of a system, and which is recognized in determining the member's eligibility and for the amount of the member's benefits under a system;

(16) "Creditable service", the sum of membership service and creditable prior service, to the extent such service is standing to a member's credit as provided in this chapter; except that in no case shall more than one day of creditable service or creditable prior service be credited any member for any one calendar day of eligible service credit as provided by law;

(17) "Deferred normal annuity", the annuity payable to any former employee who terminated employment as an employee or otherwise withdrew from service with a vested right to a normal annuity, payable at a future date;

(18) "Department", any department or agency of the executive, legislative or judicial branch of the state of Missouri receiving state appropriations, including allocated funds from the federal government but not including any body corporate or politic unless its employees are eligible for retirement coverage from a system pursuant to this chapter as otherwise provided by law;

(19) "Disability benefits", benefits paid to any employee while totally disabled as provided in this chapter;

(20) "Early retirement age", a member's attainment of fifty-five years of age and the completion of ten or more years of creditable service, except for uniformed members of the water patrol;

(21) "Employee":

(a) Effective August 28, 2007, any elective or appointive officer or person employed by the state who is employed, promoted or transferred by a department into a new or existing position and earns a salary or wage in a position normally requiring the performance by the person of duties during not less than one thousand forty hours per year, including each member of the general assembly but not including any patient or inmate of any state, charitable, penal or correctional institution. However, persons who are members of the public school retirement system and who are employed by a state agency other than an institution of higher learning shall be deemed employees for purposes of participating in all insurance programs administered by a board established pursuant to section 104.450. This definition shall not exclude any employee as defined in this subdivision who is covered only under the federal Old Age and Survivors' Insurance Act, as amended. As used in this chapter, the term "employee" shall include:

a. Persons who are currently receiving annuities or other retirement benefits from some other retirement or benefit fund, so long as they are not simultaneously accumulating creditable service in another retirement or benefit system which will be used to determine eligibility for or the amount of a future retirement benefit;

b. Persons who have elected to become or who have been made members of a system pursuant to section 104.342;

(b) Any person who is not a retiree and has performed services in the employ of the general assembly or either house thereof, or any employee of any member of the general assembly while acting in the person's official capacity as a member, and whose position does not normally require the person to perform duties during at least one thousand forty hours per year, with a month of service being any monthly pay period in which the employee was paid for full-time employment for that monthly period; except that persons described in this paragraph shall not include any such persons who are employed on or after August 28, 2007, and who have not previously been employed in such positions;

(c) "Employee" does not include special consultants employed pursuant to section 104.610;

(d) The system shall consider a person who is employed in multiple positions simultaneously within a single agency to be working in a single position for purposes of determining whether the person is an employee as defined in this subdivision;

(22) "Employer", a department of the state;

(23) "Executive director", the executive director employed by a board established pursuant to the provisions of this chapter;

(24) "Fiscal year", the period beginning July first in any year and ending June thirtieth the following year;

(25) "Full biennial assembly", the period of time beginning on the first day the general assembly convenes for a first regular session until the last day of the following year;

(26) "Fund", the benefit fund of a system established pursuant to this chapter;

(27) "Interest", interest at such rate as shall be determined and prescribed from time to time by a board;

(28) "Member", as used in sections 104.010 to 104.272 or 104.601 to 104.800 shall mean an employee, retiree, or former employee entitled to a deferred annuity covered by the Missouri department of transportation and highway patrol employees' retirement system. "Member", as used in this section and sections 104.312 to 104.800, shall mean an employee, retiree, or former employee entitled to deferred annuity covered by the Missouri state employees' retirement system;

(29) "Membership service", the service after becoming a member that is recognized in determining a member's eligibility for and the amount of a member's benefits under a system;

(30) "Military service", all active service performed in the United States Army, Air Force, Navy, Marine Corps, Coast Guard, and members of the United States Public Health Service or any women's auxiliary thereof; and service in the Army National Guard and Air National Guard when engaged in active duty for training, inactive duty training or full-time National Guard duty, and service by any other category of persons designated by the President in time of war or emergency;

(31) "Normal annuity", the annuity provided to a member upon retirement at or after the member's normal retirement age;

(32) "Normal retirement age", an employee's attainment of sixty-five years of age and the completion of four years of creditable service or the attainment of age sixty-five years of age and the completion of five years of creditable service by a member who has terminated employment and is entitled to a deferred normal annuity or the member's attainment of age sixty and the completion of fifteen years of creditable service, except that normal retirement age for uniformed members of the highway patrol shall be fifty-five years of age and the completion of four years of creditable service and uniformed employees of the water patrol shall be fifty-five years of age and the completion of four years of creditable service or the attainment of age fifty-five and the completion of five years of creditable service by a member of the water patrol who has terminated employment and is entitled to a deferred normal annuity and members of the general assembly shall be fifty-five years of age and the completion of three full biennial assemblies. Notwithstanding any other provision of law to the contrary, a member of the Missouri department of transportation and highway patrol employees' retirement system or a member of the Missouri state employees' retirement system shall be entitled to retire with a normal annuity and shall be entitled to elect any of the survivor benefit options and shall also be entitled to any other provisions of this chapter that relate to retirement with a normal annuity if the sum of the member's age and creditable service equals eighty years or more and if the member is at least forty-eight years of age;

(33) "Payroll deduction", deductions made from an employee's compensation;

(34) "Prior service credit", the service of an employee rendered prior to the date the employee became a member which service is recognized in determining the member's eligibility for benefits from a system but not in determining the amount of the member's benefit;

(35) "Reduced annuity", an actuarial equivalent of a normal annuity;

(36) "Retiree", a member who is not an employee and who is receiving an annuity from a system pursuant to this chapter;

(37) "System" or "retirement system", the Missouri department of transportation and highway patrol employees' retirement system, as created by sections 104.010 to 104.270, or sections 104.601 to 104.800, or the Missouri state employees' retirement system as created by sections 104.320 to 104.800;

(38) "Uniformed members of the highway patrol", the superintendent, lieutenant colonel, majors, captains, director of radio, lieutenants, sergeants, corporals, and patrolmen of the Missouri state highway patrol who normally appear in uniform;

(39) "Uniformed members of the water patrol", employees of the Missouri state water patrol of the department of public safety who are classified as water patrol officers who have taken the oath of office prescribed by the provisions of chapter 306 and who have those peace officer powers given by the provisions of chapter 306;

(40) "Vesting service", the sum of a member's prior service credit and creditable service which is recognized in determining the member's eligibility for benefits under the system.

2. Benefits paid pursuant to the provisions of this chapter shall not exceed the limitations of Internal Revenue Code Section 415, the provisions of which are hereby incorporated by reference. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan under Section 415(m) of the Internal Revenue Code of 1986, as amended. Such plan shall be created solely for the purposes described in Section 415(m)(3)(A) of the Internal Revenue Code of 1986, as amended. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

104.020. There is hereby created the "Missouri Department of Transportation and Highway Patrol Employees' Retirement System", which shall be a body corporate and an instrumentality of the state. In such system shall be vested the powers and duties specified in sections 104.010 to **[**~~104.270~~**] 104.312** and such other powers as may be necessary or proper to enable it, its officers, employees, and agents to carry out fully and effectively all the purposes of sections 104.010 to **[**~~104.270~~**] 104.312**.

104.035. 1. Any member whose employment terminated prior to August 13, 1976, and who had served twenty years or more as an employee shall be entitled to a deferred normal annuity based on his creditable service, average compensation, and the act in effect at the time his employment was terminated.

2. Any member whose employment terminates on or after August 13, 1976, and prior to June 1, 1981, and who had served fifteen or more years' creditable service as an employee or had served ten or more years of creditable service as an employee and was at least thirty-five years of age at the date of termination of employment shall be entitled to a deferred normal annuity based on his creditable service, average compensation, and the act in effect at the time his employment was terminated.

3. Any member whose employment terminates on or after June 1, 1981, and who has ten or more years of creditable service at the date of termination of employment shall be entitled to a deferred normal annuity based on the member's creditable service, average compensation and the act in effect at the time the member's employment is terminated.

4. Any member entitled to a deferred normal annuity as provided in subsection 1, 2, 3 or 5 of this section who reenters the service of a department and again becomes a member of the system **[**~~and thereafter serves for one continuous year~~**]** shall have his prior period of service restored, so that benefits determined by reason of his retirement or subsequent withdrawal from service will include the sum of all periods of creditable service, and his annuity shall be based on his creditable service, average compensation, and the act in effect at the time of his retirement or subsequent withdrawal from service.

5. Notwithstanding any other law to the contrary, any member of the transportation department and highway patrol retirement system whose employment terminated on or after September 28, 1992, who has five or more years of vesting service as an employee at the date of termination of employment shall be entitled to a deferred normal annuity based on the member's creditable service, average compensation, and the act in effect at the time the member's employment was terminated.

104.090. 1. The normal annuity of a member shall equal one and six-tenths percent of the average compensation of the member multiplied by the number of years of creditable service of such member. In addition, the normal annuity of a uniformed member of the patrol shall be increased by thirty-three and one-third percent.

2. In addition, a uniformed member of the highway patrol who is retiring with a normal annuity after attaining normal retirement age shall receive an additional sum of ninety dollars per month as a contribution by the system until such member attains the age of sixty-five years, when such contribution shall cease. To qualify for the contribution provided in this subsection by the system, the retired uniformed member of the highway patrol is made, constituted, appointed and employed by the board as a special consultant on the problems of retirement, aging and other state matters. Such additional contribution shall be reduced each month by such amount earned by the retired uniformed member of the highway patrol in gainful employment. In order to qualify for the additional contribution provided in this subsection, the retired uniformed member of the highway patrol shall have been:

(1) Hired by the Missouri state highway patrol prior to January 1, 1995; and

(2) Employed by the Missouri state highway patrol or receiving long-term disability or work-related disability benefits on the day before the effective date of the member's retirement.

3. In lieu of the annuity payable to the member pursuant to section 104.100, a member whose age at retirement is forty-eight or more may elect in the member's application for retirement to receive one of the following:

Option 1.

An actuarial reduction approved by the board of the member's annuity in reduced monthly payments for life during retirement with the provision that upon the member's death the reduced annuity at date of death shall be continued throughout the life of, and be paid to, the member's spouse; or

Option 2.

The member's normal annuity in regular monthly payments for life during retirement with the provision that upon the member's death a survivor's benefit equal to one-half the member's normal annuity at date of death shall be paid to the member's spouse in regular monthly payments for life; or

Option 3.

An actuarial reduction approved by the board of the member's normal annuity in reduced monthly payments for the member's life with the provision that if the member dies prior to the member's having received one hundred twenty monthly payments of the member's reduced annuity, the member's reduced allowance to which the member would have been entitled had the member lived shall be paid for the remainder of the one hundred twenty-month period to such beneficiary as the member shall have nominated by written designation duly executed and filed with the board. If there is no beneficiary surviving the retiree, the reserve for such allowance for the remainder of such one hundred twenty-month period shall be paid to the retiree's estate; or

Option 4.

An actuarial reduction approved by the board of the member's normal annuity in reduced monthly payments for the member's life with the provision that if the member dies prior to the member having received sixty monthly payments of the member's reduced annuity, the member's reduced allowance to which the member would have been entitled had the member lived shall be paid for the remainder of the sixty-month period to such beneficiary as the member shall have nominated by written designation duly executed and filed with the board. If there is no beneficiary surviving the retiree, the reserve for such allowance for the remainder of such sixty-month period shall be paid to the retiree's estate.

4. The election may be made only in the application for retirement, and such application shall be filed at least thirty days but not more than ninety days prior to the date on which the retirement of the member is to be effective, provided that if either the member or the spouse nominated to receive the survivorship payment dies before the effective date of retirement, the election shall not be effective. If after the reduced annuity commences, the spouse predeceases the retired member, the reduced annuity continues to the retired member during the member's lifetime.

5. Effective July 1, 2000, a member may make an election under option 1 or 2 after the date retirement benefits are initiated if the member makes the election within one year from the date of marriage or July 1, 2000, whichever is later, under any of the following circumstances:

(1) The member elected to receive a normal annuity and was not eligible to elect option 1 or 2 on the date retirement benefits were initiated; or

(2) The member's annuity reverted to a normal annuity pursuant to subsection 7 of this section or subsection **[**~~7 or~~**]** 8 of section 104.103 and the member remarried; or

(3) The member elected option 1 or 2 but the member's spouse at the time of retirement has died and the member has remarried.

6. Any person who terminates employment or retires prior to July 1, 2000, shall be made, constituted, appointed and employed by the board as a special consultant on the problems of retirement, aging and other state matters, and for such services shall be eligible to elect to receive the benefits described in subsection 5 of this section.

7. For retirement applications filed on or after August 28, 2004, the beneficiary for either option 1 or option 2 of subsection 3 of this section shall be the member's spouse at the time of retirement. If the member's marriage ends after retirement as a result of a dissolution of marriage, such dissolution shall not affect the option election and the former spouse shall continue to be eligible to receive survivor benefits upon death of the member, except a member may cancel his or her election if:

(1) The dissolution of marriage of the member and former spouse occurred on or after January 1, 2021, and the dissolution decree provides for sole retention by the member of all rights in the annuity and provides that the former spouse shall not be entitled to any survivor benefits pursuant to this chapter; or

(2) The dissolution of marriage of the member and former spouse occurred prior to January 1, 2021, and:

(a) The dissolution decree provided for the sole retention by the member of all rights in the annuity pursuant to this chapter, and the parties obtained an amended or modified dissolution decree after January 1, 2021, providing for immediate removal of the former spouse as the beneficiary entitled to survivor benefits to the satisfaction of the system; or

(b) The dissolution decree does not provide for the sole retention by the member of all rights in the annuity and the parties obtained an amended or modified dissolution decree after January 1, 2021, which provides for the sole retention by the member of all rights in the annuity and provides that the former spouse shall not be entitled to any survivor benefits pursuant to this chapter.

Upon meeting the requirements of subdivision (1) or (2) of this subsection, the monthly benefit payable for the lifetime of the member shall be the actuarial equivalent of the annuity payable pursuant to the provisions of option 1 or option 2 of subsection 3 of this section, as adjusted for early retirement if applicable. In no event shall the monthly benefit payable for the lifetime of the member be greater than the amount that would have been payable to the member under subsection 7 or 8 of section 104.103, whichever is applicable, had the former spouse died on the date of the dissolution of marriage. Any increase in the annuity amount pursuant to this subsection shall be prospective and effective the first of the month following the date of receipt by the system of a certified copy of the dissolution decree that meets the requirements of this subsection.

8. Any application for retirement shall only become effective on the first day of the month."; and

Further amend said bill, Page 2, Section 104.160, Line 43, by inserting after all of said section and line the following:

"104.170. 1. The board shall elect **[**~~by secret ballot~~**]** one member as chair and one member as vice chair at the first board meeting of each year. The chair may not serve more than two consecutive terms beginning after August 13, 1988. The chair shall preside over meetings of the board and perform such other duties as may be required by action of the board. The vice chair shall perform the duties of the chair in the absence of the latter or upon the chair's inability or refusal to act.

2. The board shall appoint a full-time executive director, who shall not be compensated for any other duties under the state highways and transportation commission. The executive director shall have charge of the offices and records and shall hire such employees that the executive director deems necessary subject to the direction of the board. The executive director and all other employees of the system shall be members of the system and the board shall make contributions to provide the insurance benefits available pursuant to section 104.270 on the same basis as provided for other state employees pursuant to the provisions of section 104.515, and also shall make contributions to provide the retirement benefits on the same basis as provided for other employees pursuant to the provisions of sections 104.090 to 104.260. The executive director is authorized to execute all documents including contracts necessary to carry out any and all actions of the board.

3. Any summons or other writ issued by the courts of the state shall be served upon the executive director or, in the executive director's absence, on the assistant director.

104.200. Should any error in any records result in any **[**~~member's~~**] member** or **[**~~beneficiary's~~**] beneficiary** receiving more or less than he **or she** would have been entitled to receive had the records been correct, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**] member's annuity starting date or** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern for the amount of time that has passed**.

104.312. 1. The provisions of subsection 2 of section 104.250, subsection 2 of section 104.540, subsection 2 of section 287.820, and section 476.688 to the contrary notwithstanding, any pension, annuity, benefit, right, or

retirement allowance provided pursuant to this chapter, chapter 287, or chapter 476 is marital property and after August 28, 1994, a court of competent jurisdiction may divide the pension, annuity, benefits, rights, and retirement allowance provided pursuant to this chapter, chapter 287, or chapter 476 between the parties to any action for dissolution of marriage. A division of benefits order issued pursuant to this section:

(1) Shall not require the applicable retirement system to provide any form or type of annuity or retirement plan not selected by the member and not normally made available by that system;

(2) Shall not require the applicable retirement system to commence payments until the member submits a valid application for an annuity and the annuity becomes payable in accordance with the application;

(3) Shall identify the monthly amount to be paid to the alternate payee, which shall be expressed as a percentage and which shall not exceed fifty percent of the amount of the member's annuity accrued during all or part of the time while the member and alternate payee were married **excluding service accrued under 104.601**; and which shall be based on the member's vested annuity on the date of the dissolution of marriage or an earlier date as specified in the order, which amount shall be adjusted proportionately if the member's annuity is reduced due to early retirement or the member's annuity is reduced pursuant to section 104.395 under an annuity option in which the member named the alternate payee as beneficiary prior to the dissolution of marriage or pursuant to section 104.090 under an annuity option in which the member on or after August 28, 2007, named the alternative payee as beneficiary prior to the dissolution of marriage, and the percentage established shall be applied to the pro rata portion of any lump sum distribution pursuant to subsection 6 of section 104.335, accrued during the time while the member and alternate payee were married;

(4) Shall not require the payment of an annuity amount to the member and alternate payee which in total exceeds the amount which the member would have received without regard to the order;

(5) Shall provide that any benefit formula increases, additional years of service, increased average compensation or other type of increases accrued after the date of the dissolution of marriage shall accrue solely to the benefit of the member; except that on or after September 1, 2001, any annual benefit increase **paid after the member's annuity starting date** shall not be considered to be an increase accrued after the date of termination of marriage and shall be part of the monthly amount subject to division pursuant to any order issued after September 1, 2001;

(6) Shall terminate upon the death of either the member or the alternate payee, whichever occurs first;

(7) Shall not create an interest which is assignable or subject to any legal process;

(8) Shall include the name, address, and date of birth of both the member and the alternate payee, and the identity of the retirement system to which it applies;

(9) Shall be consistent with any other division of benefits orders which are applicable to the same member;

(10) Shall not require the applicable retirement system to continue payments to the alternate payee if the member's retirement benefit is suspended or waived as provided by this chapter but such payments shall resume when the retiree begins to receive retirement benefits in the future.

2. A system established by this chapter shall provide the court having jurisdiction of a dissolution of marriage proceeding or the parties to the proceeding with information necessary to issue a division of benefits order concerning a member of the system, upon written request from either the court, the member or the member's spouse, which cites this section and identifies the case number and parties.

3. A system established by this chapter shall have the discretionary authority to reject a division of benefits order for the following reasons:

(1) The order does not clearly state the rights of the member and the alternate payee;

(2) The order is inconsistent with any law governing the retirement system.

4. The amount paid to an alternate payee under an order issued pursuant to this section shall be based on the plan the member was in on the date of the dissolution of marriage; except that any annual benefit increases subject to division shall be based on the actual annual benefit increases received after the retirement plan election.

5. Any annuity payable under section 104.625 that is subject to a division of benefit order under this section shall be calculated as follows:

(1) In instances of divorce after retirement, any service or compensation of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service or compensation; and

(2) The lump-sum payment described in subdivision (3) of section 104.625 shall not be subject to any division of benefit order.

104.410. 1. Any uniformed member of the water patrol who shall be affirmatively found by the board to be wholly and permanently incapable of holding any position of gainful employment as a result of injuries or illness incurred in the performance of the member's duties shall be entitled to receive disability benefits in an amount equal to one-half of the compensation that the employee was receiving at the time of the occurrence of the injury entitling the employee to such disability benefits. Any disability benefit payable pursuant to this subsection shall be decreased by any amount paid to such uniformed member of the water patrol by reason of the workers' compensation laws of this state. After termination of payment under workers' compensation, however, any such reduction and disability benefits shall be restored.

2. The board of trustees may require a medical examination of any uniformed member of the water patrol who is receiving disability benefits pursuant to this section at any time by a designated physician, and disability benefits shall be discontinued if the board finds that such member is able to perform the duties of the member's former position, or if such member refuses to submit to such an examination.

3. The disability benefits described in this section shall not be paid to any uniformed member of the water patrol who has retained or regained more than fifty percent of the member's earning capacity. If any uniformed member of the water patrol who has been receiving disability benefits again becomes an employee, the member's disability benefits shall be discontinued, the member's prior period of creditable service shall be restored, and any subsequent determination of benefits due the member or the member's survivors shall be based on the sum of the member's creditable service accrued to the date the member's disability benefits commenced and the period of creditable service after the member's return to employment.

4. Any uniformed member of the water patrol receiving benefits pursuant to the provisions of this section for five or more years immediately prior to attainment of age fifty-five shall be considered a normal retirant at age fifty-five, and may elect, within thirty days preceding the attainment of age fifty-five, option 1 of section 104.395, but only for the member's spouse who was the member's spouse for two or more years prior to the member's attainment of age fifty-five.

5. Any member who is receiving disability benefits as of December 31, 1985, or any member who is disabled on December 31, 1985, and would have been entitled to receive disability benefits pursuant to this section as the provisions of this section existed immediately prior to September 28, 1985, shall be eligible to receive or shall continue to receive benefits in accordance with such prior provisions of this section until the member again becomes an employee; however, all employees of the department of conservation who are disabled shall receive benefits pursuant only to this section or section 104.518, whichever is applicable, and shall not be eligible for benefits under any other plan or program purchased or provided after September 28, 1985.

6. Any member who qualifies for disability benefits pursuant to subsection 1 of this section or pursuant to the provisions of section 104.518, or under a long-term disability program provided by the member's employing department as a consequence of employment by the department, shall continue to accrue creditable service based on the member's rate of pay immediately prior to the date the member became disabled in accordance with sections 104.370, 104.371, 104.374 and 104.615, until the date the member's retirement benefit goes into pay status, the disability benefits cease being paid to the member, or the member is no longer disabled, whichever comes first. Persons covered by the provisions of sections 476.515 to 476.565 or sections 287.812 to 287.855, who qualify for disability benefits pursuant to the provisions of section 104.518, at the date the person becomes disabled, shall continue to accrue creditable service based on the person's rate of pay immediately prior to the date the person becomes disabled until the date the person's retirement benefit goes into pay status, the disability benefits cease being paid to the person or the person is no longer disabled, whichever comes first. Members or persons continuing to accrue creditable service pursuant to this subsection shall be entitled to continue their life insurance coverage subject to the provisions of the life insurance plan administered by the board pursuant to section 104.517. The rate of pay for purposes of calculating retirement benefits for a member or person described in this subsection who becomes disabled and retires on or after August 28, 1999, shall be the member's or person's regular monthly compensation received at the time of disablement, increased thereafter for any increases in the consumer price index. Such increases in the member's monthly pay shall be made annually beginning twelve months after disablement and shall be equal to eighty percent of the increase in the consumer price index during the calendar year prior to the adjustment, but not more than five percent of the member's monthly pay immediately before the increase. Such accruals shall continue until the earliest of: receipt of an early retirement annuity, attainment of normal retirement eligibility or termination of disability benefits.

7. A member or person who continues to be disabled as provided in subsection 6 of this section until the member's normal retirement age shall be eligible to retire on the first day of the month next following the member's or person's final payment pursuant to section 104.518 or, if applicable, subsection 1 of this section. A member or person who retires pursuant to this subsection shall receive the greater of the normal annuity or the minimum annuity, if applicable, determined pursuant to sections 104.370, 104.371, 104.374 and 104.615, and section 287.820, and section 476.530 as if the member or person had continued in the active employ of the employer until the member's or person's retirement benefit goes into pay status, the disability benefits cease being paid to the member or person, or the member or person is no longer disabled, whichever comes first and the member's or person's compensation for such period had been the member's or person's rate of pay immediately preceding the date the member or person became disabled.

8. If a member who has been disabled becomes an employee again and if the member was disabled during the entire period of the member's absence, then the member shall resume active participation as of the date of reemployment. Such a member shall receive creditable service for the entire period the member was disabled as provided in subsection 6 of this section.

9. If a member ceases to be disabled and if the member does not return to work as provided in subsection 8 of this section, the member's rights to further benefits shall be determined in accordance with sections 104.335, 104.380, 104.400, 104.420 and 104.615 as though the member had withdrawn from service as of the date the member ceased to be disabled, as determined by the system.

10. Members of the general assembly who are accruing service under subsection 6 of this section shall continue to accrue service until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the member's constitutionally mandated limit on service as a member of the general assembly for the chamber in which the member was serving at the time of disablement.

11. Statewide elected officials who are accruing service under subsection 6 of this section shall continue to accrue service until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the statewide elected official's constitutionally mandated limit on service as a statewide elected official for the office in which the statewide elected official was serving at the time of disablement.

104.436. 1. The board intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent-of-payroll amortization~~**] calculation**.

2. At least ninety days before each regular session of the general assembly, the board shall certify to the division of budget the contribution rate necessary to cover the liabilities of the plan administered by the system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriation of the amount calculated pursuant to the provisions of this subsection. Following each pay period, the commissioner of administration shall requisition and certify the payment to the executive director of the Missouri state employees' retirement system. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement fund.

3. The employers of members of the system who are not paid out of funds that have been deposited in the state treasury shall remit promptly to the executive director an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement system fund.

4. These amounts are funds of the system, and shall not be commingled with any funds in the state treasury.

104.490. 1. Should any error result in any member or beneficiary receiving more or less than he or she would have been entitled to receive had the error not occurred, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**] member's annuity starting date or** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern to the amount of time that has passed**.

2. A person who knowingly makes a false statement, or falsifies or permits to be falsified a record of the system, in an attempt to defraud the system is subject to fine or imprisonment pursuant to the Missouri revised statutes.

3. The board of trustees of the Missouri state employees' retirement system shall cease paying benefits to any survivor or beneficiary who is charged with the intentional killing of a member without legal excuse or justification. A survivor or beneficiary who is convicted of such charge shall no longer be entitled to receive benefits. If the survivor or beneficiary is not convicted of such charge, the board shall resume payment of benefits and shall pay the survivor or beneficiary any benefits that were suspended pending resolution of such charge.

104.515. 1. Separate accounts for medical, life insurance and disability benefits provided pursuant to sections 104.517 and 104.518 shall be established as part of the fund. The funds, property and return on investments of the separate account shall not be commingled with any other funds, property and investment return of the system. All benefits and premiums are paid solely from the separate account for medical, life insurance and disability benefits provided pursuant to this section.

2. The state shall contribute an amount as appropriated by law and approved by the governor per month for medical benefits, life insurance and long-term disability benefits as provided pursuant to this section and sections 104.517 and 104.518. Such amounts shall include the cost of providing life insurance benefits for each active employee who is a member of the Missouri state employees' retirement system, a member of the public school retirement system and who is employed by a state agency other than an institution of higher learning, a member of the retirement system established by sections 287.812 to 287.855, the judicial retirement system, each legislator and official holding an elective state office, members not on payroll status who are receiving workers' compensation benefits, and if the state highways and transportation commission so elects, those employees who are members of the state transportation department employees' and highway patrol retirement system; if the state highways and transportation commission so elects to join the plan, the state shall contribute an amount as appropriated by law for medical benefits for those employees who are members of the transportation department employees' and highway patrol retirement system; an additional amount equal to the amount required, based on competitive bidding or determined actuarially, to fund the retired members' death benefit or life insurance benefit, or both, provided in subsection 4 of this section and the disability benefits provided in section 104.518. This amount shall be reported as a separate item in the monthly certification of required contributions which the commissioner of administration submits to the state treasurer and shall be deposited to the separate account for medical, life insurance and disability benefits. All contributions made on behalf of members of the state transportation department employees' and highway patrol retirement system shall be made from highway funds. If the highways and transportation commission so elects, the spouses and unemancipated children under twenty-three years of age of employees who are members of the state transportation department employees' and highway patrol retirement system shall be able to participate in the program of insurance benefits to cover medical expenses pursuant to the provisions of subsection 3 of this section.

3. The board shall determine the premium amounts required for participating employees. The premium amounts shall be the amount, which, together with the state's contribution, is required to fund the benefits provided, taking into account necessary actuarial reserves. Separate premiums shall be established for employees' benefits and a separate premium or schedule of premiums shall be established for benefits for spouses and unemancipated children under twenty-three years of age of participating employees. The employee's premiums for spouse and children benefits shall be established to cover that portion of the cost of such benefits which is not paid for by contributions by the state. All such premium amounts shall be paid to the board of trustees at the time that each employee's wages or salary would normally be paid. The premium amounts so remitted will be placed in the separate account for medical, life insurance and disability benefits. In lieu of the availability of premium deductions, the board may establish alternative methods for the collection of premium amounts.

4. Each special consultant eligible for life benefits employed by a board of trustees of a retirement system as provided in section 104.610 who is a member of the Missouri state life insurance plan or Missouri state transportation department and Missouri state highway patrol life insurance plan shall, in addition to duties prescribed in section 104.610 or any other law, and upon request of the board of trustees, give the board, orally or in writing, a short detailed statement on life insurance and death benefit problems affecting retirees. As compensation for the extra duty imposed by this subsection, any special consultant as defined above, other than a special consultant entitled to a deferred normal annuity pursuant to section 104.035 or 104.335, who retires on or after

September 28, 1985, shall receive as a part of compensation for these extra duties, a death benefit of five thousand dollars, and any special consultant who terminates employment on or after August 28, 1999, after reaching normal or early retirement age and becomes a retiree within **[**~~sixty~~**] sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage. In addition, each special consultant who is a member of the transportation department employees' and highway patrol retirement system medical insurance plan shall also provide the board, upon request of the board, orally or in writing, a short detailed statement on physical, medical and health problems affecting retirees. As compensation for this extra duty, each special consultant as defined above shall receive, in addition to all other compensation provided by law, nine dollars, or an amount equivalent to that provided to other special consultants pursuant to the provisions of section 103.115. In addition, any special consultant as defined in section 287.820 or section 476.601 who terminates employment and immediately retires on or after August 28, 1995, shall receive as a part of compensation for these duties, a death benefit of five thousand dollars and any special consultant who terminates employment on or after August 28, 1999, after reaching the age of eligibility to receive retirement benefits and becomes a retiree within **[**~~sixty~~**] sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage.

5. Any former employee who is receiving disability income benefits from the Missouri state employees' retirement system or the transportation department employees' and highway patrol retirement system shall, upon application with the board of trustees of the Missouri consolidated health care plan or the transportation department employees and highway patrol medical plan, be made, constituted, appointed and employed by the respective board as a special consultant on the problems of the health of disability income recipients and, upon request of the board of trustees of each medical plan, give the board, orally or in writing, a short detailed statement of physical, medical and health problems affecting disability income recipients. As compensation for the extra duty imposed by this subsection, each such special consultant as defined in this subsection may receive, in addition to all other compensation provided by law, an amount contributed toward medical benefits coverage provided by the Missouri consolidated health care plan or the transportation employees and highway patrol medical plan pursuant to appropriations.

104.625. Effective July 1, 2002, any member retiring pursuant to the provisions of sections 104.010 to 104.801, except an elected official or a member of the general assembly, who has not been paid retirement benefits and continues employment for at least two years beyond normal retirement age, may elect to receive an annuity and lump sum payment or payments, determined as follows:

(1) A retroactive starting date shall be established which shall be a date selected by the member; provided, however, that the retroactive starting date selected by the member shall not be a date which is earlier than the date when a normal annuity would have first been payable. In addition, the retroactive starting date shall not be more than five years prior to the annuity starting date, which shall be the first day of the month with respect to which an amount is paid as an annuity pursuant to this section. The member's selection of a retroactive starting date shall be done in twelve-month increments, except this restriction shall not apply when the member selects the total available time between the retroactive starting date and the annuity starting date;

(2) The prospective annuity payable as of the annuity starting date shall be determined pursuant to the provisions otherwise applicable under the law, with the exception that it shall be the amount which would have been payable had the member actually retired on the retroactive starting date under the retirement plan selected by the member. Other than for the lump sum payment or payments specified in subdivision (3) of this section, no other amount shall be due for the period between the retroactive starting date and the annuity starting date;

(3) The lump sum payable shall be ninety percent of the annuity amounts which would have been paid to the member from the retroactive starting date to the annuity starting date had the member actually retired on the retroactive starting date and received a normal annuity. The member shall **[**~~elect to~~**]** receive the lump sum amount **[**~~either~~**]** in its entirety at the same time as the initial annuity payment is made **[**~~or in three equal annual installments with the first payment made at the same time as the initial annuity payment~~**]**; **and**

(4) **[**~~Any annuity payable pursuant to this section that is subject to a division of benefit order pursuant to section 104.312 shall be calculated as follows:~~

~~(a) Any service of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service except for purposes of calculating the division of benefit; and~~

~~(b) The lump sum payment described in subdivision (3) of this section shall not be subject to any division of benefit order; and~~

~~(5)~~**]** For purposes of determining annual benefit increases payable as part of the lump sum and annuity provided pursuant to this section, the retroactive starting date shall be considered the member's date of retirement.

104.810. 1. Employees of the Missouri state water patrol who are earning creditable service in the closed plan of the Missouri state employees' retirement system and who are transferred to the division of water patrol with the Missouri state highway patrol shall elect within ninety days of January 1, 2011, to either remain a member of the Missouri state employees' retirement system or transfer membership and creditable service to the closed plan of the Missouri department of transportation and highway patrol employees' retirement system. The election shall be made in writing after the employee has received a detailed analysis comparing retirement, life insurance, disability benefits, and medical benefits of a member of the Missouri state employees' retirement system with the corresponding benefits provided an employee of the highway patrol covered by the closed plan of the Missouri department of transportation and highway patrol employees' retirement system. In electing plan membership the employee shall acknowledge and agree that an election made under this subsection is irrevocable, and constitutes a waiver to receive retirement, life insurance, disability benefits, and medical benefits except as provided by the system elected by the employee. Furthermore, in connection with the election, the employee shall be required to acknowledge that the benefits provided by virtue of membership in either system, and any associated costs to the employee, may be different now or in the future as a result of the election and that the employee agrees to hold both systems harmless with regard to benefit differences resulting from the election. **In the event an employee terminates employment and later returns to the same position, the employee shall be a member of the system in which he or she was a member prior to termination. If the employee returns to any other position, the employee shall be a member of the system that currently covers that position.**

2. Employees of the Missouri state water patrol who are earning credited service in the year 2000 plan of the Missouri state employees' retirement system and who are transferred to the division of water patrol with the Missouri state highway patrol shall elect within ninety days of January 1, 2011, to either remain a member of the Missouri state employees' retirement system or transfer membership and creditable service to the year 2000 plan of the Missouri department of transportation and highway patrol employees' retirement system. The election shall be made in writing after the employee has received a detailed analysis comparing retirement, life insurance, disability benefits, and medical benefits of a member of the Missouri state employees' retirement system with the corresponding benefits provided an employee of the highway patrol covered by the year 2000 plan of the Missouri department of transportation and highway patrol employees' retirement system. In electing plan membership the employee shall acknowledge and agree that an election made under this subsection is irrevocable, and constitutes a waiver to receive retirement, life insurance, disability benefits, and medical benefits except as provided by the system elected by the employee. Furthermore, in connection with the election, the employee shall be required to acknowledge that the benefits provided by virtue of membership in either system, and any associated costs to the employee, may be different now or in the future as a result of the election and that the employee agrees to hold both systems harmless with regard to benefit differences resulting from the election.

3. The Missouri state employees' retirement system shall pay to the Missouri department of transportation and highway patrol employees' retirement system, by June 30, 2011, an amount actuarially determined to equal the liability at the time of the transfer for any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system, to the extent that liability is funded as of the most recent actuarial valuation and based on the actuarial value of assets not to exceed one hundred percent.

4. In no event shall any employee receive service credit for the same period of service under more than one retirement system as a result of the provisions of this section.

5. The only medical coverage available for any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system shall be the medical coverage provided in section 104.270. The effective date for commencement of medical coverage shall be July 1, 2011. However, this does not preclude medical coverage for the transferred employee as a dependent under any other health care plan.

6. Any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system and who is also thereafter a uniformed member of the highway patrol shall be subject to the mandatory retirement age stated in section 104.081.

104.1003. 1. Unless a different meaning is plainly required by the context, the following words and phrases as used in sections 104.1003 to 104.1093 shall mean:

(1) "Act", the year 2000 plan created by sections 104.1003 to 104.1093;

(2) "Actuary", an actuary who is experienced in retirement plan financing and who is either a member of the American Academy of Actuaries or an enrolled actuary under the Employee Retirement Income Security Act of 1974;

(3) "Annuity", annual benefit amounts, paid in equal monthly installments, from funds provided for in, or authorized by, sections 104.1003 to 104.1093;

(4) "Annuity starting date" means the first day of the first month with respect to which an amount is paid as an annuity pursuant to sections 104.1003 to 104.1093;

(5) "Beneficiary", any persons or entities entitled to receive an annuity or other benefit pursuant to sections 104.1003 to 104.1093 based upon the employment record of another person;

(6) "Board of trustees", "board", or "trustees", a governing body or bodies established for the year 2000 plan pursuant to sections 104.1003 to 104.1093;

(7) "Closed plan", a benefit plan created pursuant to this chapter and administered by a system prior to July 1, 2000. No person first employed on or after July 1, 2000, shall become a member of the closed plan, but the closed plan shall continue to function for the benefit of persons covered by and remaining in the closed plan and their beneficiaries;

(8) "Consumer price index", the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as approved by the board, as such index is defined and officially reported by the United States Department of Labor, or its successor agency;

(9) "Credited service", the total credited service to a member's credit as provided in sections 104.1003 to 104.1093; except that in no case shall more than one day of credited service be credited to any member or vested former member for any one calendar day of eligible credit as provided by law;

(10) "Department", any department or agency of the executive, legislative, or judicial branch of the state of Missouri receiving state appropriations, including allocated funds from the federal government but not including any body corporate or politic unless its employees are eligible for retirement coverage from a system pursuant to this chapter as otherwise provided by law;

(11) "Early retirement eligibility", a member's attainment of fifty-seven years of age and the completion of at least five years of credited service;

(12) "Effective date", July 1, 2000;

(13) "Employee" shall be any person who is employed by a department and is paid a salary or wage by a department in a position normally requiring the performance of duties of not less than one thousand forty hours per year, provided:

(a) The term "employee" shall not include any patient or inmate of any state, charitable, penal or correctional institution, or any person who is employed by a department in a position that is covered by a state-sponsored defined benefit retirement plan not created by this chapter;

(b) The term "employee" shall be modified as provided by other provisions of sections 104.1003 to 104.1093;

(c) The system shall consider a person who is employed in multiple positions simultaneously within a single agency to be working in a single position for purposes of determining whether the person is an employee as defined in this subdivision;

(d) **[**~~Beginning September 1, 2001, the term "year" as used in this subdivision shall mean the twelve-month period beginning on the first day of employment;~~

~~(e)~~**]** The term "employee" shall include any person as defined under paragraph (b) of subdivision (21) of subsection 1 of section 104.010 who is first employed on or after July 1, 2000, but prior to August 28, 2007;

(14) "Employer", a department;

(15) "Executive director", the executive director employed by a board established pursuant to the provisions of sections 104.1003 to 104.1093;

(16) "Final average pay", the average pay of a member for the thirty-six full consecutive months of service before termination of employment when the member's pay was greatest; or if the member was on workers' compensation leave of absence or a medical leave of absence due to an employee illness, the amount of pay the member would have received but for such leave of absence as reported and verified by the employing department; or if the member was employed for less than thirty-six months, the average monthly pay of a member during the period for which the member was employed. The board of each system may promulgate rules for purposes of calculating final average pay and other retirement provisions to accommodate for any state payroll system in which pay is received on a monthly, semimonthly, biweekly, or other basis;

(17) "Fund", a fund of the year 2000 plan established pursuant to sections 104.1003 to 104.1093;

(18) "Investment return", or "interest", rates as shall be determined and prescribed from time to time by a board;

(19) "Member", a person who is included in the membership of the system, as set forth in section 104.1009;

(20) "Normal retirement eligibility", a member's attainment of at least sixty-two years of age and the completion of at least five or more years of credited service or, the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty or, in the case of a member of the highway patrol who shall be subject to the mandatory retirement provisions of section **[**~~104.080~~**] 104.081**, the mandatory retirement age and completion of five years of credited service or, the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty;

(21) "Pay" shall include:

(a) All salary and wages payable to an employee for personal services performed for a department; but excluding:

a. Any amounts paid after an employee's employment is terminated, unless the payment is made as a final installment of salary or wages at the same rate as in effect immediately prior to termination of employment in accordance with a state payroll system adopted on or after January 1, 2000;

b. Any amounts paid upon termination of employment for unused annual leave or unused sick leave;

c. Pay in excess of the limitations set forth in Section 401(a)(17) of the Internal Revenue Code of 1986 as amended and other applicable federal laws or regulations;

d. Any nonrecurring single sum payments; and

e. Any amounts for which contributions have not been made in accordance with section 104.1066;

(b) All salary and wages which would have been payable to an employee on workers' compensation leave of absence during the period the employee is receiving a weekly workers' compensation benefit, as reported and verified by the employing department;

(c) All salary and wages which would have been payable to an employee on a medical leave due to employee illness, as reported and verified by the employing department;

(d) For purposes of members of the general assembly, pay shall be the annual salary provided to each senator and representative pursuant to section 21.140, plus any salary adjustment pursuant to section 21.140;

(e) The board by its rules may further define "pay" in a manner consistent with this definition;

(22) "Retiree", a person receiving an annuity from the year 2000 plan based upon the person's employment record;

(23) "State", the state of Missouri;

(24) "System" or "retirement system", the Missouri state employees' retirement system or the Missouri department of transportation and highway patrol employees' retirement system, as the case may be;

(25) "Vested former member", a person entitled to receive a deferred annuity pursuant to section 104.1036;

(26) "Year 2000 plan", the benefit plan created by sections 104.1003 to 104.1093.

2. Benefits paid under the provisions of this chapter shall not exceed the limitations of Internal Revenue Code Section 415, the provisions of which are hereby incorporated by reference. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan under Section 415(m) of the Internal Revenue Code of 1986, as amended. Such plan shall be created solely for the purposes described in Section 415(m)(3)(A) of the Internal Revenue Code of 1986, as amended. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

104.1018. 1. When a member is no longer employed in a position covered by the system, membership in the system shall thereupon cease. If a member has five or more years of credited service upon such member's termination of membership, such member shall be a vested former member entitled to a deferred annuity pursuant to section 104.1036**, except as otherwise provided in subsection 7 of section 104.1024**. If a member has fewer than five years of credited service upon termination of membership, such former member's credited service shall be forfeited, provided that if such former member becomes reemployed in a position covered by the system, such former member shall again become a member of the system and the forfeited credited service shall be restored after receiving creditable service continuously for one year.

2. Upon a member becoming a retiree, membership shall cease and, except as otherwise provided in section 104.1039, the person shall not again become a member of the system.

3. If a vested former member becomes reemployed in a position covered by the system before such vested former member's annuity starting date, membership shall be restored with the previous credited service and increased by such reemployment.

104.1024. 1. Any member who terminates employment may retire on or after attaining normal retirement eligibility by making application in written form and manner approved by the appropriate board. The written application shall set forth the annuity starting date which shall not be earlier than the first day of the second month following the month of the execution and filing of the member's application for retirement nor later than the first day of the fourth month following the month of the execution and filing of the member's application for retirement. The payment of the annuity shall be made the last working day of each month, providing all documentation required under section 104.1027 for the calculation and payment of the benefits is received by the board.

2. A member's annuity shall be paid in the form of a life annuity, except as provided in section 104.1027, and shall be an amount for life equal to one and seven-tenths percent of the final average pay of the member multiplied by the member's years of credited service.

3. The life annuity defined in subsection 2 of this section shall not be less than a monthly amount equal to fifteen dollars multiplied by the member's full years of credited service.

4. If as of the annuity starting date of a member who has attained normal retirement eligibility the sum of the member's years of age and years of credited service equals eighty or more years and if the member's age is at least forty-eight years but less than sixty-two years, or, in the case of a member of the highway patrol who shall be subject to the mandatory retirement provision of section **[**~~104.080~~**] 104.081**, the mandatory retirement age and completion of five years of credited service, then in addition to the life annuity described in subsection 2 of this section, the member shall receive a temporary annuity equal to eight-tenths of one percent of the member's final average pay multiplied by the member's years of credited service. The temporary annuity and any cost-of-living adjustments attributable to the temporary annuity pursuant to section 104.1045 shall terminate at the end of the calendar month in which the earlier of the following events occurs: the member's death or the member's attainment of the earliest age of eligibility for reduced Social Security retirement benefits, but no later than age sixty-two.

5. The annuity described in subsection 2 of this section for any person who has credited service not covered by the federal Social Security Act, as provided in **[**~~sections 105.300 to 105.430~~**] subdivision (1) of subsection 7 of section 104.342**, shall be calculated as follows: the life annuity shall be an amount equal to two and five-tenths percent of the final average pay of the member multiplied by the number of years of service not covered by the federal Social Security Act in addition to one and seven-tenths percent of the final average pay of the member multiplied by the member's years of credited service covered by the federal Social Security Act.

6. Effective July 1, 2002, any member, except an elected official or a member of the general assembly, who has not been paid retirement benefits and continues employment for at least two years beyond the date of normal retirement eligibility, may elect to receive an annuity and lump sum payment or payments, determined as follows:

(1) A retroactive starting date shall be established which shall be a date selected by the member; provided, however, that the retroactive starting date selected by the member shall not be a date which is earlier than the date when a normal annuity would have first been payable. In addition, the retroactive starting date shall not be more than five years prior to the annuity starting date. The member's selection of a retroactive starting date shall be done in twelve-month increments, except this restriction shall not apply when the member selects the total available time between the retroactive starting date and the annuity starting date;

(2) The prospective annuity payable as of the annuity starting date shall be determined pursuant to the provisions of this section, with the exception that it shall be the amount which would have been payable at the annuity starting date had the member actually retired on the retroactive starting date under the retirement plan selected by the member. Other than for the lump sum payment or payments specified in subdivision (3) of this subsection, no other amount shall be due for the period between the retroactive starting date and the annuity starting date;

(3) The lump sum payable shall be ninety percent of the annuity amounts which would have been paid to the member from the retroactive starting date to the annuity starting date had the member actually retired on the retroactive starting date and received a life annuity. The member shall **[**~~elect to~~**]** receive the lump sum amount **[**~~either~~**]** in its entirety at the same time as the initial annuity payment is made **[**~~or in three equal annual installments with the first payment made at the same time as the initial annuity payment~~**]**; **and**

(4) **[**~~Any annuity payable pursuant to this section that is subject to a division of benefit order pursuant to section 104.1051 shall be calculated as follows:~~

~~(a) Any service of a member between the retroactive starting date and the annuity starting date shall not be considered credited service except for purposes of calculating the division of benefit; and~~

~~(b) The lump sum payment described in subdivision (3) of this section shall not be subject to any division of benefit order; and~~

~~(5)~~**]** For purposes of determining annual benefit increases payable as part of the lump sum and annuity provided pursuant to this section, the retroactive starting date shall be considered the member's date of retirement.

7. Any vested former member who terminated employment after attaining normal retirement eligibility shall be considered a member for the purposes of this section.

104.1051. 1. Any annuity provided pursuant to the year 2000 plan is marital property and a court of competent jurisdiction may divide such annuity between the parties to any action for dissolution of marriage if at the time of the dissolution the member has at least five years of credited service pursuant to sections 104.1003 to 104.1093. A division of benefits order issued pursuant to this section:

(1) Shall not require the applicable retirement system to provide any form or type of annuity or retirement plan not selected by the member;

(2) Shall not require the applicable retirement system to commence payments until the member's annuity starting date;

(3) Shall identify the monthly amount to be paid to the former spouse, which shall be expressed as a percentage and which shall not exceed fifty percent of the amount of the member's annuity accrued during all or part of the period of the marriage of the member and former spouse **excluding service accrued under subsection 2 of section 104.1021;** and which shall be based on the member's vested annuity on the date of the dissolution of marriage or an earlier date as specified in the order, which amount shall be adjusted proportionately upon the annuity starting date if the member's annuity is reduced due to the receipt of an early retirement annuity or the member's annuity is reduced pursuant to section 104.1027 under an annuity option in which the member named the alternate payee as beneficiary prior to the dissolution of marriage;

(4) Shall not require the payment of an annuity amount to the member and former spouse which in total exceeds the amount which the member would have received without regard to the order;

(5) Shall provide that any annuity increases, additional years of credited service, increased final average pay, increased pay pursuant to subsections 2 and 5 of section 104.1084, or other type of increases accrued after the date of the dissolution of marriage and any temporary annuity received pursuant to subsection 4 of section 104.1024 shall accrue solely to the benefit of the member; except that on or after September 1, 2001, any cost-of-living adjustment (COLA) due after the annuity starting date shall not be considered to be an increase accrued after the date of termination of marriage and shall be part of the monthly amount subject to division pursuant to any order issued after September 1, 2001;

(6) Shall terminate upon the death of either the member or the former spouse, whichever occurs first;

(7) Shall not create an interest which is assignable or subject to any legal process;

(8) Shall include the name, address, and date of birth of both the member and the former spouse, and the identity of the retirement system to which it applies;

(9) Shall be consistent with any other division of benefits orders which are applicable to the same member;

(10) Shall not require the applicable retirement system to continue payments to the alternate payee if the member's retirement benefit is suspended or waived as provided by this chapter but such payments shall resume when the retiree begins to receive retirement benefits in the future.

2. A system shall provide the court having jurisdiction of a dissolution of a marriage proceeding or the parties to the proceeding with information necessary to issue a division of benefits order concerning a member of the system, upon written request from either the court, the member, or the member's spouse, citing this section and identifying the case number and parties.

3. A system shall have the discretionary authority to reject a division of benefits order for the following reasons:

(1) The order does not clearly state the rights of the member and the former spouse;

(2) The order is inconsistent with any law governing the retirement system.

4. Any member of the closed plan who elected the year 2000 plan pursuant to section 104.1015 and then becomes divorced and subject to a division of benefits order shall have the division of benefits order calculated pursuant to the provisions of the year 2000 plan.

5. Any annuity payable under section 104.1024 that is subject to a division of benefit order under this section shall be calculated as follows:

(1) In instances of divorce after retirement, any service or pay of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service or pay; and

(2) The lump-sum payment described in subdivision (3) of subsection 6 of section 104.1024 shall not be subject to any division of benefit order.

104.1060. 1. Should any error result in any person receiving more or less than the person would have been entitled to receive had the error not occurred, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the annuity to which such person was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**] member's annuity starting date or the** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern to the amount of time that has passed**.

2. A person who knowingly makes a false statement, or falsifies or permits to be falsified a record of the system, in an attempt to defraud the system shall be subject to fine or imprisonment under the Missouri revised statutes.

3. A board shall not pay an annuity to any survivor or beneficiary who is charged with the intentional killing of a member, retiree or survivor without legal excuse or justification. A survivor or beneficiary who is convicted of such charge shall no longer be entitled to receive an annuity. If the survivor or beneficiary is not convicted of such charge, the board shall resume annuity payments and shall pay the survivor or beneficiary any annuity payments that were suspended pending resolution of such charge.

104.1066. 1. The year 2000 plan intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age-normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent-of-payroll amortization~~**] calculation**. For purposes of this subsection and section 104.436, the actuary shall determine a single contribution rate applicable to both closed plan and year 2000 plan participants and, in determining such rate, make estimates of the probabilities of closed plan participants transferring to the year 2000 plan.

2. At least ninety days before each regular session of the general assembly, the board of the Missouri state employees' retirement system shall certify to the division of budget the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriations based upon the contribution rate so certified. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay the contributions to the year 2000 plan.

3. The employers of members covered by the Missouri state employees' retirement system who are not paid out of funds that have been deposited in the state treasury shall remit following each pay period to the year 2000 plan an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. Such employers shall maintain payroll records for a minimum of five years and shall produce all such records as requested by the system. The system is authorized to request from the state office of administration an appropriation out of the annual budget of any such employer in the event such records indicate that such employer has not contributed the amounts required by this section. The office of administration shall request such appropriation which shall be equal to the amount necessary to replace any shortfall in contributions as determined by the system. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay such contributions to the year 2000 plan.

4. At least ninety days before each regular session of the general assembly, the board of the transportation department and highway patrol retirement system shall certify to the department of transportation and the department of public safety the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next biennial or other appropriation

period. Each department shall include in its budget and in its request for appropriations for personal service the sum so certified to it by such board, and shall present the same to the general assembly for allowance. The sums so certified and appropriated, when available, shall be immediately paid to the system and deposited in the highway and transportation employees' and highway patrol retirement and benefit fund.

5. These amounts are funds of the year 2000 plan and shall not be commingled with any funds in the state treasury.

104.1072. 1. Each board shall provide or contract, or both, for life insurance benefits for employees covered pursuant to the year 2000 plan as follows:

(1) Employees shall be provided fifteen thousand dollars of life insurance until December 31, 2000. Effective January 1, 2001, the system shall provide or contract or both for basic life insurance for employees covered under any retirement plan administered by the system pursuant to this chapter, persons covered by sections 287.812 to 287.856, for employees who are members of the judicial retirement system as provided in section 476.590, and, at the election of the state highways and transportation commission, employees who are members of the **[**~~highways and~~**]** **Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system, in the amount equal to one times annual pay, subject to a minimum amount of fifteen thousand dollars. The board shall establish by rule or contract the method for determining the annual rate of pay and any other terms of such insurance as it deems necessary to implement the requirements pursuant to this section. Annual rate of pay shall not include overtime or any other irregular payments as determined by the board. Such life insurance shall provide for triple indemnity in the event the cause of death is a proximate result of a personal injury or disease arising out of and in the course of actual performance of duty as an employee;

(2) Any member who terminates employment after reaching normal or early retirement eligibility and becomes a retiree within **[**~~sixty~~**]** **sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage.

2. (1) In addition to the life insurance authorized by the provisions of subsection 1 of this section, any person for whom life insurance is provided or contracted for pursuant to such subsection may purchase, at the person's own expense and only if monthly voluntary payroll deductions are authorized, additional life insurance at a cost to be stipulated in a contract with a private insurance company or as may be required by a system if the board of trustees determines that the system should provide such insurance itself. The maximum amount of additional life insurance which may be so purchased prior to January 1, 2004, is that amount which equals six times the amount of the person's annual rate of pay, subject to any maximum established by a board, except that if such maximum amount is not evenly divisible by one thousand dollars, then the maximum amount of additional insurance which may be purchased is the next higher amount evenly divisible by one thousand dollars. The maximum amount of additional life insurance which may be so purchased on or after January 1, 2004, is an amount to be stipulated in a contract with a private insurance company or as may be required by the system if the board of trustees determines that the system should provide the insurance itself.

(2) Any person defined in subdivision (1) of this subsection may retain an amount not to exceed sixty thousand dollars of life insurance following the date of his or her retirement if such person becomes a retiree the month following termination of employment and makes written application for such life insurance at the same time such person's application is made to the board for retirement benefits. Such life insurance shall only be provided if such person pays the entire cost of the insurance, as determined by the board, by allowing voluntary deductions from the member's annuity.

(3) In addition to the life insurance authorized in subdivision (1) of this subsection, any person for whom life insurance is provided or contracted for pursuant to this subsection may purchase, at the person's own expense and only if monthly voluntary payroll deductions are authorized, life insurance covering the person's children or the person's spouse or both at coverage amounts to be determined by the board at a cost to be stipulated in a contract with a private insurer or as may be required by the system if the board of trustees determines that the system should provide such insurance itself.

(4) Effective July 1, 2000, any member who applies and is eligible to receive an annuity based on the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty shall be eligible to retain any optional life insurance described in subdivision (1) of this subsection. The amount of such retained insurance shall not be greater than the amount in effect during the month prior to termination of employment. Such insurance may be retained until the member's attainment of the earliest age for

eligibility for reduced Social Security retirement benefits but no later than age sixty-two, at which time the amount of such insurance that may be retained shall be that amount permitted pursuant to subdivision (2) of this subsection.

3. The state highways and transportation commission may provide for insurance benefits to cover medical expenses for members of the **[**~~highways and~~**]** **Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system. The state highways and transportation commission may provide medical benefits for dependents of members and for retired members. Contributions by the state highways and transportation commission to provide the benefits shall be on the same basis as provided for other state employees pursuant to the provisions of section 104.515. Except as otherwise provided by law, the cost of benefits for dependents of members and for retirees and their dependents shall be paid by the members or retirees. The commission may contract with other persons or entities including but not limited to third-party administrators, health network providers and health maintenance organizations for all, or any part of, the benefits provided for in this section. The commission may require reimbursement of any medical claims paid by the commission's medical plan for which there was third-party liability.

4. The **[**~~highways and~~**]** **Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system may request the state highways and transportation commission to provide life insurance benefits as required in subsections 1 and 2 of this section. If the state highways and transportation commission agrees to the request, the **[**~~highways and~~**]** **Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system shall reimburse the state highways and transportation commission for any and all costs for life insurance provided pursuant to subdivision (2) of subsection 1 of this section. The person who is covered pursuant to subsection 2 of this section shall be solely responsible for the costs of any additional life insurance. In lieu of the life insurance benefit in subdivision (2) of subsection 1 of this section, the **[**~~highways and~~**]** **Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system is authorized in its sole discretion to provide a death benefit of five thousand dollars.

5. To the extent that the board enters or has entered into any contract with any insurer or service organization to provide life insurance provided for pursuant to this section:

(1) The obligation to provide such life insurance shall be primarily that of the insurer or service organization and secondarily that of the board;

(2) Any member who has been denied life insurance benefits by the insurer or service organization and has exhausted all appeal procedures provided by the insurer or service organization may appeal such decision by filing a petition against the insurer or service organization in a court of law in the member's county of residence; and

(3) The board and the system shall not be liable for life insurance benefits provided by an insurer or service organization pursuant to this section and shall not be subject to any cause of action with regard to life insurance benefits or the denial of life insurance benefits by the insurer or service organization unless the member has obtained judgment against the insurer or service organization for life insurance benefits and the insurer or service organization is unable to satisfy that judgment.

104.1084. 1. For members of the general assembly, the provisions of this section shall supplement or replace the indicated other provisions of the year 2000 plan. "Normal retirement eligibility" means attainment of age fifty-five for a member who has served at least three full biennial assemblies or the attainment of at least age fifty for a member who has served at least three full biennial assemblies with a total of years of age and years of credited service which is at least eighty. A member shall receive two years of credited service for every full biennial assembly served. A full biennial assembly shall be equal to the period of time beginning on the first day the general assembly convenes for a first regular session until the last day of the following year. If a member serves less than a full biennial assembly, the member shall receive credited service for the pro rata portion of the full biennial assembly served.

2. For the purposes of section 104.1024, the normal retirement annuity of a member of the general assembly shall be an amount for life equal to one twenty-fourth of the monthly pay for a senator or representative on the annuity starting date multiplied by the years of credited service as a member of the general assembly. In no event shall any such member or eligible beneficiary receive annuity amounts in excess of one hundred percent of pay.

3. To be covered by the provisions of section 104.1030, or section 104.1036, a member of the general assembly must have served at least three full biennial assemblies.

4. For members who are statewide elected officials, the provisions of this section shall supplement or replace the indicated other provisions of the year 2000 plan. "Normal retirement eligibility" means attainment of age fifty-five for a member who has served at least four years as a statewide elected official, or the attainment of age fifty with a total of years of age and years of such credited service which is at least eighty.

5. For the purposes of section 104.1024, the normal retirement annuity of a member who is a statewide elected official shall be an amount for life equal to one twenty-fourth of the monthly pay in the highest office held by such member on the annuity starting date multiplied by the years of credited service as a statewide elected official not to exceed twelve years.

6. To be covered by the provisions of sections 104.1030 and 104.1036, a member who is a statewide elected official must have at least four years as a statewide elected official.

7. The provisions of section 104.1045 shall not apply to persons covered by the general assembly and statewide elected official provisions of this section. Persons covered by the general assembly provisions and receiving a year 2000 plan annuity shall be entitled to a cost-of-living adjustment (COLA) when there are increases in pay for members of the general assembly. Persons covered by the statewide elected official provisions and receiving a year 2000 plan annuity shall be entitled to COLAs when there are increases in the pay for statewide elected officials in the highest office held by such person. The COLA described in this subsection shall be equal to and concurrent with the percentage increase in pay as described in section 105.005. No COLA shall be less than zero.

8. Any member who serves under this chapter as a member of the general assembly or as a statewide elected official on or after August 28, 1999, shall not be eligible to receive any retirement benefits from the system under either the closed plan or the year 2000 plan based on service rendered on or after August 28, 1999, as a member of the general assembly or as a statewide elected official if such member is convicted of a felony that is determined by a court of law to have been committed in connection with the member's duties either as a member of the general assembly or as a statewide elected official, unless such conviction is later reversed by a court of law.

9. A member of the general assembly who has purchased or transferred creditable service shall not be subject to the cap on benefits pursuant to subsection 2 of this section for that portion of the benefit attributable to the purchased or transferred service.

10. For the purposes of section 104.1042, the service credit accrued by a member of the general assembly while receiving long-term disability benefits shall continue to accrue until the earliest receipt of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the member's constitutionally mandated limit on service as a member of the general assembly for the chamber in which the member was serving at the time of disablement.

11. For the purposes of section 104.1042, the service credit accrued by a statewide elected official while receiving long-term disability benefits shall continue to accrue until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the statewide elected official's constitutionally mandated limit on service as a statewide elected official for the office in which the statewide elected official was serving at the time of disablement.

104.1091. 1. Notwithstanding any provision of the year 2000 plan to the contrary, each person who first becomes an employee on or after January 1, 2011, shall be a member of the year 2000 plan subject to the provisions of this section.

2. A member's normal retirement eligibility shall be as follows:

(1) The member's attainment of at least age sixty-seven and the completion of at least ten years of credited service; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or, in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, such member's attainment of at least age sixty or the attainment of at least age fifty-five with ten years of credited service;

(2) For members of the general assembly, the member's attainment of at least age sixty-two and the completion of at least three full biennial assemblies; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety;

(3) For statewide elected officials, the official's attainment of at least age sixty-two and the completion of at least four years of credited service; or the official's attainment of at least age fifty-five with the sum of the official's age and credited service equaling at least ninety.

3. A vested former member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least ten years of credited service.

4. A temporary annuity paid pursuant to subsection 4 of section 104.1024 shall be payable if the member has attained at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory

retirement provisions of section 104.081, the temporary annuity shall be payable if the member has attained at least age sixty, or at least age fifty-five with ten years of credited service.

5. A member, other than a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, shall be eligible for an early retirement annuity upon the attainment of at least age sixty-two and the completion of at least ten years of credited service. A vested former member **who terminated employment prior to the attainment of early retirement eligibility** shall not be eligible for early retirement.

6. The provisions of subsection 6 of section 104.1021 and section 104.344 as applied pursuant to subsection 7 of section 104.1021 and section 104.1090 shall not apply to members covered by this section.

7. The minimum credited service requirements of five years contained in sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be ten years for members covered by this section. The normal and early retirement eligibility requirements in this section shall apply for purposes of administering section 104.1087.

8. A member shall be required to contribute four percent of the member's pay to the retirement system, which shall stand to the member's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable under the year 2000 plan, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the member under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes;

(2) Member contributions picked up by the employer shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Member contributions so picked up shall be credited to a separate account within the member's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, shall be paid by the employer in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. Effective June 30, 2014, and each June thirtieth thereafter, the interest crediting rate shall be equal to the investment rate that is published by the United States Department of Treasury, or its successor agency, for fifty-two week treasury bills for the relevant auction that is nearest to the preceding July first, or a successor treasury bill investment rate as approved by the board if the fifty-two week treasury bill is no longer issued. Interest credits shall cease upon termination of employment if the member is not a vested former member. Otherwise, interest credits shall cease upon retirement or death;

(6) A vested former member or a former member who is not vested may request a refund of his or her contributions and interest credited thereon. If such member is married at the time of such request, such request shall not be processed without consent from the spouse. Such member is not eligible to request a refund if such member's retirement benefit is subject to a division of benefit order pursuant to section 104.1051. Such refund shall be paid by the system **[**~~after~~**] within an administratively reasonable period, but no sooner than** ninety days from the date of termination of employment **[**~~or the request, whichever is later, and~~**]. The amount refunded** shall include all **employee** contributions made to any retirement plan administered by the system and interest credited thereon. A vested former member may not request a refund after such member becomes eligible for normal retirement. A vested former member or a former member who is not vested who receives a refund shall forfeit all the member's credited service and future rights to receive benefits from the system and shall not be eligible to receive any **[**~~long-term~~**]** disability benefits; provided that any member or vested former member receiving **[**~~long-term~~**]** disability benefits shall not be eligible for a refund. If such member subsequently becomes an employee and works continuously for at least one year, the credited service previously forfeited shall be restored if the member returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any member who made contributions shall receive a refund upon the member's death equal to the amount, if any, of such contributions and interest credited thereon less any retirement benefits

received by the member unless an annuity is payable to a survivor or beneficiary as a result of the member's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the member's contributions less any annuity amounts received by the member and the survivor or beneficiary.

9. The employee contribution rate, the benefits provided under the year 2000 plan to members covered under this section, and any other provision of the year 2000 plan with regard to members covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the member after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.

10. For purposes of members covered by this section, the options under section 104.1027 shall be as follows:

Option 1.

A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-eight and one half percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of three-tenths of one percent for each year the retiree's age is younger than age sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of three-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of three-tenths of one percent for each year of age difference; provided, after all adjustments the option 1 percent cannot exceed ninety-four and one quarter percent. Upon the retiree's death, fifty percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 2.

A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-one percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of four-tenths of one percent for each year the retiree's age is younger than sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of five-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of five-tenths of one percent for each year of age difference; provided, after all adjustments the option 2 percent cannot exceed eighty-seven and three quarter percent. Upon the retiree's death one hundred percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 3.

A retiree's life annuity shall be reduced to ninety-three percent of the annuity otherwise payable. If the retiree dies before having received one hundred twenty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred twenty-month period to the retiree's designated beneficiary provided that if there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred twenty monthly payments, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

Option 4.

A retiree's life annuity shall be reduced to eighty-six percent of the annuity otherwise payable. If the retiree dies before having received one hundred eighty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred eighty-month period to the retiree's designated beneficiary provided that if there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred eighty monthly payments, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

11. The provisions of subsection 6 of section 104.1024 shall not apply to members covered by this section.

12. Effective January 1, 2018, a member who is not a statewide elected official or a member of the general assembly shall be eligible for retirement under this subsection subject to the following conditions:

(1) A member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service; or the member's attainment of at least age fifty-five with the

sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, such member's attainment of at least age sixty or the attainment of at least age fifty-five with five years of credited service;

(2) A vested former member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service; **except that, a vested former member who terminates employment after the attainment of normal retirement eligibility as defined in subdivision (1) of this subsection shall be covered under such subdivision;**

(3) A temporary annuity paid under subsection 4 of section 104.1024 shall be payable if the member has attained at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, the temporary annuity shall be payable if the member has attained at least age sixty, or at least age fifty-five with five years of credited service;

(4) A member, other than a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, shall be eligible for an early retirement annuity upon the attainment of at least age sixty-two and the completion of at least five years of credited service. A vested former member **who terminated employment prior to the attainment of early retirement eligibility** shall not be eligible for early retirement;

(5) The normal and early retirement eligibility requirements in this subsection shall apply for purposes of administering section 104.1087;

(6) The survivor annuity payable under section 104.1030 for vested former members **who terminated employment prior to the attainment of early retirement eligibility and who are** covered by this section shall not be payable until the deceased member would have reached his or her normal retirement eligibility under this subsection;

(7) The annual cost-of-living adjustment payable under section 104.1045 shall not commence until the second anniversary of **[**~~a vested former member's~~**] the** annuity starting date for **vested former** members **who terminated employment prior to the attainment of early retirement eligibility and who are** covered by this subsection;

(8) The unused sick leave credit granted under subsection 2 of section 104.1021 shall not apply to members covered by this subsection unless the member terminates employment after reaching normal retirement eligibility or becoming eligible for an early retirement annuity under this subsection; and

(9) The minimum credited service requirements of five years contained in sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be five years for members covered by this subsection.

476.521. 1. Notwithstanding any provision of chapter 476 to the contrary, each person who first becomes a judge on or after January 1, 2011, and continues to be a judge may receive benefits as provided in sections 476.445 to 476.688 subject to the provisions of this section.

2. Any person who is at least sixty-seven years of age, has served in this state an aggregate of at least twelve years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twelve-year requirement of this subsection may be fulfilled by service as judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twelve years. Any judge who is at least sixty-seven years of age and who has served less than twelve years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-seven, or thereafter, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twelve years.

3. Any person who is at least sixty-two years of age or older, has served in this state an aggregate of at least twenty years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twenty-year requirement of this subsection may be fulfilled by service as a judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twenty years. Any judge who is at least sixty-two years of age and who has served less than twenty years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-two, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twenty years.

4. All judges under this section required by the provisions of Section 26 of Article V of the Constitution of Missouri to retire at the age of seventy years shall retire upon reaching that age.

5. The provisions of sections 104.344, 476.524, and 476.690 shall not apply to judges covered by this section.

6. A judge shall be required to contribute four percent of the judge's compensation to the retirement system, which shall stand to the judge's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable as provided in sections 476.515 to 476.565, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the judge under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the judge's compensation that is includable in the judge's gross income for federal income tax purposes;

(2) Judge contributions picked up by the employer shall be paid from the same source of funds used for the payment of compensation to a judge. A deduction shall be made from each judge's compensation equal to the amount of the judge's contributions picked up by the employer. This deduction, however, shall not reduce the judge's compensation for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Judge contributions so picked up shall be credited to a separate account within the judge's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, are being paid by the employer in lieu of the contributions by the judge. The judge shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. **Effective June 30, 2024, and each June thirtieth thereafter, the interest crediting rate shall be equal to the investment rate that is published by the United States Department of Treasury, or its successor agency, for fifty-two-week treasury bills for the relevant auction that is nearest to the preceding July first, or a successor treasury bill investment rate as approved by the board if the fifty-two-week treasury bill is no longer issued.** Interest credits shall cease upon retirement **or death** of the judge;

(6) A judge whose employment is terminated may request a refund of his or her contributions and interest credited thereon. If such judge is married at the time of such request, such request shall not be processed without consent from the spouse. A judge is not eligible to request a refund if the judge's retirement benefit is subject to a division of benefit order pursuant to section 104.312. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later and shall include all contributions made to any retirement plan administered by the system and interest credited thereon. A judge may not request a refund after such judge becomes eligible for retirement benefits under sections 476.515 to 476.565. A judge who receives a refund shall forfeit all the judge's service and future rights to receive benefits from the system and shall not be eligible to receive any long-term disability benefits; provided that any judge or former judge receiving long-term disability benefits shall not be eligible for a refund. If such judge subsequently becomes a judge and works continuously for at least one year, the service previously forfeited shall be restored if the judge returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any judge who made contributions shall receive a refund upon the judge's death equal to the amount, if any, of such contributions **and interest credited thereon,** less any retirement benefits received by the judge unless an annuity is payable to a survivor or beneficiary as a result of the judge's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the judge's contributions less any annuity amounts received by the judge and the survivor or beneficiary.

7. The employee contribution rate, the benefits provided under sections 476.515 to 476.565 to judges covered under this section, and any other provision of sections 476.515 to 476.565 with regard to judges covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the judge after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.

8. Any judge who is receiving retirement compensation under section 476.529 or 476.530 who becomes employed as an employee eligible to participate in the closed plan or in the year 2000 plan under chapter 104, shall not receive such retirement compensation for any calendar month in which the retired judge is so employed. Any judge who is receiving retirement compensation under section 476.529 or section 476.530 who subsequently serves as a judge as defined pursuant to subdivision (4) of subsection 1 of section 476.515 shall not receive such retirement compensation for any calendar month in which the retired judge is serving as a judge; except that upon retirement such judge's annuity shall be recalculated to include any additional service or salary accrued based on the judge's subsequent service. A judge who is receiving compensation under section 476.529 or 476.530 may continue to receive such retirement compensation while serving as a senior judge or senior commissioner and shall receive additional credit and salary for such service pursuant to section 476.682.

[~~104.130. Upon the death of a retired member, the board shall pay to such member's designated beneficiaries or to his estate a death benefit equal to the excess, if any, of the accumulated contributions of the member at retirement over the total amount of retirement benefits received by such member prior to his death.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brown (27), **House Amendment No. 9** was adopted.

Representative Steinhoff offered **House Amendment No. 10**.

House Amendment No. 10

AMEND Senate Bill No. 20, Page 2, Section 104.160, Line 43, by inserting after all of said section and line the following:

"**168.082. Any person who was employed as a speech implementer before August 1, 2022, that is employed in a position on or after August 28, 2023 as a speech-language pathology assistant, shall be considered a speech implementer for purposes of certification that the department of elementary and secondary education required such person to hold before August 1, 2022, and for purposes of consideration of Social Security coverage. Such person shall not be considered a speech implementer, as described in this section, when such person dies, retires, or no longer works in a speech-language pathology assistant position. The term "speech-language pathology assistant" as used in this section shall have the same meaning as such term is defined in section 345.015.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Steinhoff, **House Amendment No. 10** was adopted.

On motion of Representative Hovis, **SB 20, as amended**, was read the third time and passed by the following vote:

AYES: 149

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson

Francis	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Myers	Nickson-Clark	Nurrenbern
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 001

Black

ABSENT WITH LEAVE: 012

Bland Manlove	Burger	Doll	Gallick	Gray
Houx	Murphy	O'Donnell	Quade	Smith 163
Thompson	Voss			

VACANCIES: 001

Speaker Pro Tem Henderson declared the bill passed.

HCS SS SCS SB 106, relating to public health, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS SS SCS SB 106** was agreed to.

Representative Kelly (141) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 106, Page 1, Section A, Line 12, by inserting after all of said section and line the following:

"9.388. The month of March of each year is hereby designated as "Rare Kidney Disease Awareness Month". The citizens of this state are encouraged to participate in appropriate awareness and educational activities for Rare Kidney Disease, available screening and genetic testing options, and efforts to improve treatment for patients.

37.725. 1. Any files maintained by the advocate program shall be disclosed only at the discretion of the child advocate; except that the identity of any complainant or recipient shall not be disclosed by the office unless:

(1) The complainant or recipient, or the complainant's or recipient's legal representative, consents in writing to such disclosure; **[**~~or~~**]**

(2) Such disclosure is required by court order**; or**

(3) The child advocate determines that disclosure to law enforcement is necessary to ensure immediate child safety.

2. Any statement or communication made by the office relevant to a complaint received by, proceedings before, or activities of the office and any complaint or information made or provided in good faith by any person shall be absolutely privileged and such person shall be immune from suit.

3. Any representative of the office conducting or participating in any examination of a complaint who knowingly and willfully discloses to any person other than the office, or those persons authorized by the office to receive it, the name of any witness examined or any information obtained or given during such examination is guilty of a class A misdemeanor. However, the office conducting or participating in any examination of a complaint shall disclose the final result of the examination with the consent of the recipient.

4. The office shall not be required to testify in any court with respect to matters held to be confidential in this section except as the court may deem necessary to enforce the provisions of sections 37.700 to 37.730, or where otherwise required by court order."; and

Further amend said bill, Page 2, Section 167.027, Line 18, by inserting after all of said section and line the following:

"190.600. 1. Sections 190.600 to 190.621 shall be known and may be cited as the "Outside the Hospital Do-Not-Resuscitate Act".

2. As used in sections 190.600 to 190.621, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Attending physician":

(a) A physician licensed under chapter 334 selected by or assigned to a patient who has primary responsibility for treatment and care of the patient; or

(b) If more than one physician shares responsibility for the treatment and care of a patient, one such physician who has been designated the attending physician by the patient or the patient's representative shall serve as the attending physician;

(2) "Cardiopulmonary resuscitation" or "CPR", emergency medical treatment administered to a patient in the event of the patient's cardiac or respiratory arrest, and shall include cardiac compression, endotracheal intubation and other advanced airway management, artificial ventilation, defibrillation, administration of cardiac resuscitation medications, and related procedures;

(3) "Department", the department of health and senior services;

(4) "Emergency medical services personnel", paid or volunteer firefighters, law enforcement officers, first responders, emergency medical technicians, or other emergency service personnel acting within the ordinary course and scope of their professions, but excluding physicians;

(5) "Health care facility", any institution, building, or agency or portion thereof, private or public, excluding federal facilities and hospitals, whether organized for profit or not, used, operated, or designed to provide health services, medical treatment, or nursing, rehabilitative, or preventive care to any person or persons. Health care facility includes but is not limited to ambulatory surgical facilities, health maintenance organizations, home health agencies, hospices, infirmaries, renal dialysis centers, long-term care facilities licensed under sections 198.003 to 198.186, medical assistance facilities, mental health centers, outpatient facilities, public health centers, rehabilitation facilities, and residential treatment facilities;

(6) "Hospital", a place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment, or care for not less than twenty-four consecutive hours in any week of three or more nonrelated individuals suffering from illness, disease, injury, deformity, or other abnormal physical conditions; or a place devoted primarily to provide for not less than twenty-four consecutive hours in any week medical or nursing care for three or more nonrelated individuals. Hospital does not include any long-term care facility licensed under sections 198.003 to 198.186;

(7) "Outside the hospital do-not-resuscitate identification" or "outside the hospital DNR identification", a standardized identification card, bracelet, or necklace of a single color, form, and design as described by rule of the department that signifies that the patient's attending physician has issued an outside the hospital do-not-resuscitate order for the patient and has documented the grounds for the order in the patient's medical file;

(8) "Outside the hospital do-not-resuscitate order" or "outside the hospital DNR order", a written physician's order signed by the patient and the attending physician, or the patient's representative and the attending physician, in a form promulgated by rule of the department which authorizes emergency medical services personnel to withhold or withdraw cardiopulmonary resuscitation from the patient in the event of cardiac or respiratory arrest;

(9) "Outside the hospital do-not-resuscitate protocol" or "outside the hospital DNR protocol", a standardized method or procedure promulgated by rule of the department for the withholding or withdrawal of cardiopulmonary resuscitation by emergency medical services personnel from a patient in the event of cardiac or respiratory arrest;

(10) "Patient", a person eighteen years of age or older who is not incapacitated, as defined in section 475.010, and who is otherwise competent to give informed consent to an outside the hospital do-not-resuscitate order at the time such order is issued, and who, with his or her attending physician, has executed an outside the hospital do-not-resuscitate order under sections 190.600 to 190.621. A person who has a patient's representative shall also be a patient for the purposes of sections 190.600 to 190.621, if the person or the person's patient's representative has executed an outside the hospital do-not-resuscitate order under sections 190.600 to 190.621**. A person under eighteen years of age shall also be a patient for purposes of sections 190.600 to 190.621 if the person has had a do-not-resuscitate order issued on his or her behalf under the provisions of section 191.250**;

(11) "Patient's representative":

(a) An attorney in fact designated in a durable power of attorney for health care for a patient determined to be incapacitated under sections 404.800 to 404.872; or

(b) A guardian or limited guardian appointed under chapter 475 to have responsibility for an incapacitated patient.

190.603. 1. A patient or patient's representative and the patient's attending physician may execute an outside the hospital do-not-resuscitate order. An outside the hospital do-not-resuscitate order shall not be effective unless it is executed by the patient or patient's representative and the patient's attending physician, and it is in the form promulgated by rule of the department.

2. **A patient under eighteen years of age is not authorized to execute an outside the hospital do-not-resuscitate order for himself or herself but may have a do-not-resuscitate order issued on his or her behalf by one parent or legal guardian or by a juvenile or family court under the provisions of section 191.250. Such do-not-resuscitate order shall also function as an outside the hospital do-not-resuscitate order for the purposes of sections 190.600 to 190.621 unless such do-not-resuscitate order authorized under the provisions of section 191.250 states otherwise.**

3. If an outside the hospital do-not-resuscitate order has been executed, it shall be maintained as the first page of a patient's medical record in a health care facility unless otherwise specified in the health care facility's policies and procedures.

[~~3.~~**] 4.** An outside the hospital do-not-resuscitate order shall be transferred with the patient when the patient is transferred from one health care facility to another health care facility. If the patient is transferred outside of a hospital, the outside the hospital DNR form shall be provided to any other facility, person, or agency responsible for the medical care of the patient or to the patient or patient's representative.

190.606. The following persons and entities shall not be subject to civil, criminal, or administrative liability and are not guilty of unprofessional conduct for the following acts or omissions that follow discovery of an outside the hospital do-not-resuscitate identification upon a patient **or a do-not-resuscitate order functioning as an outside the hospital do-not-resuscitate order for a patient under eighteen years of age**, or upon being presented with an outside the hospital do-not-resuscitate order **[**~~from Missouri, another state, the District of Columbia, or a territory of the United States~~**]**; provided that the acts or omissions are done in good faith and in accordance with the provisions of sections 190.600 to 190.621 and the provisions of an outside the hospital do-not-resuscitate order executed under sections 190.600 to 190.621:

(1) Physicians, persons under the direction or authorization of a physician, emergency medical services personnel, or health care facilities that cause or participate in the withholding or withdrawal of cardiopulmonary resuscitation from such patient; and

(2) Physicians, persons under the direction or authorization of a physician, emergency medical services personnel, or health care facilities that provide cardiopulmonary resuscitation to such patient under an oral or written request communicated to them by the patient or the patient's representative.

190.612. 1. Emergency medical services personnel are authorized to comply with the outside the hospital do-not-resuscitate protocol when presented with an outside the hospital do-not-resuscitate identification or an outside the hospital do-not-resuscitate order. However, emergency medical services personnel shall not comply with an outside the hospital do-not-resuscitate order or the outside the hospital do-not-resuscitate protocol when the patient or patient's representative expresses to such personnel in any manner, before or after the onset of a cardiac or respiratory arrest, the desire to be resuscitated.

2. **[**~~Emergency medical services personnel are authorized to comply with the outside the hospital do-not-resuscitate protocol when presented with an outside the hospital do-not-resuscitate order from another state, the District of Columbia, or a territory of the United States if such order is on a standardized written form:~~

~~(1) Signed by the patient or the patient's representative and a physician who is licensed to practice in the other state, the District of Columbia, or the territory of the United States; and~~

~~(2) Such form has been previously reviewed and approved by the department of health and senior services to authorize emergency medical services personnel to withhold or withdraw cardiopulmonary resuscitation from the patient in the event of a cardiac or respiratory arrest.~~

~~Emergency medical services personnel shall not comply with an outside the hospital do-not-resuscitate order from another state, the District of Columbia, or a territory of the United States or the outside the hospital do-not-resuscitate protocol when the patient or patient's representative expresses to such personnel in any manner, before or after the onset of a cardiac or respiratory arrest, the desire to be resuscitated.~~**]**

(1) Except as provided in subdivision (2) of this subsection, emergency medical services personnel are authorized to comply with the outside the hospital do-not-resuscitate protocol when presented with a do-not-resuscitate order functioning as an outside the hospital do-not-resuscitate order for a patient under eighteen years of age if such do-not-resuscitate order has been authorized by one parent or legal guardian or by a juvenile or family court under the provisions of section 191.250.

(2) Emergency medical services personnel shall not comply with a do-not-resuscitate order or the outside the hospital do-not-resuscitate protocol when the patient under eighteen years of age, either parent of such patient, the patient's legal guardian, or the juvenile or family court expresses to such personnel in any manner, before or after the onset of a cardiac or respiratory arrest, the desire for the patient to be resuscitated.

3. If a physician or a health care facility other than a hospital admits or receives a patient with an outside the hospital do-not-resuscitate identification or an outside the hospital do-not-resuscitate order, and the patient or patient's representative has not expressed or does not express to the physician or health care facility the desire to be resuscitated, and the physician or health care facility is unwilling or unable to comply with the outside the hospital do-not-resuscitate order, the physician or health care facility shall take all reasonable steps to transfer the patient to another physician or health care facility where the outside the hospital do-not-resuscitate order will be complied with.

190.613. 1. A patient or patient's representative and the patient's attending physician may execute an outside the hospital do-not-resuscitate order through the presentation of a properly executed outside the hospital do-not-resuscitate order from another state, the District of Columbia, or a territory of the United States, or a Transportable Physician Orders for Patient Preferences (TPOPP)/Physician Orders for Life-Sustaining Treatment (POLST) form containing a specific do-not-resuscitate section.

2. Any outside the hospital do-not-resuscitate form identified from another state, the District of Columbia, or a territory of the United States, or a TPOPP/POLST form shall:

(1) Have been previously reviewed and approved by the department as in compliance with the provisions of sections 190.600 to 190.621;

(2) Not be accepted for a patient under eighteen years of age, except as allowed under section 191.250; and

(3) Not be effective during such time as the patient is pregnant as set forth in section 190.609.

A patient or patient's representative may express to emergency medical services personnel, at any time and by any means, the intent to revoke the outside the hospital do-not-resuscitate order.

3. The provisions of section 190.606 shall apply to the good faith acts or omissions of emergency medical services personnel under this section."; and

Further amend said bill, Page 3, Section 192.775, Line 6, by deleting the words "**United States Preventive Services Task Force**" and inserting in lieu thereof the words "**American College of Radiology**"; and

Further amend said bill, page, section, and line, by inserting after all of said section and line the following:

"196.1050. 1. The proceeds of any monetary settlement or portion of a global settlement between the attorney general of the state and any drug manufacturers, distributors, **pharmacies,** or combination thereof to resolve an opioid-related cause of action against such drug manufacturers, distributors, or combination thereof in a state or federal court shall only be utilized to pay for opioid addiction treatment and prevention services and health care and law enforcement costs related to opioid addiction treatment and prevention. Under no circumstances shall such settlement moneys be utilized to fund other services, programs, or expenses not reasonably related to opioid addiction treatment and prevention.

2. (1) There is hereby established in the state treasury the "Opioid Addiction Treatment and Recovery Fund", which shall consist of the proceeds of any settlement described in subsection 1 of this section, as well as any funds appropriated by the general assembly, or gifts, grants, donations, or bequests. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used by the department of mental health, the department of health and senior services, the department of social services, the department of public safety, the department of corrections, and the judiciary for the purposes set forth in subsection 1 of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

197.020. 1. "Governmental unit" means any county, municipality or other political subdivision or any department, division, board or other agency of any of the foregoing.

2. "Hospital" means a place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment or care for not less than twenty-four consecutive hours in any week of three or more nonrelated individuals suffering from illness, disease, injury, deformity or other abnormal physical conditions; or a place devoted primarily to provide for not less than twenty-four consecutive hours in any week medical or nursing care for three or more nonrelated individuals. **The term "hospital" shall include a facility designated as a rural emergency hospital by the Centers for Medicare and Medicaid Services.** The term "hospital" does not include convalescent, nursing, shelter or boarding homes as defined in chapter 198.

3. "Person" means any individual, firm, partnership, corporation, company or association and the legal successors thereof."; and

Further amend said bill, Page 13, Section 208.662, Line 92, by inserting after all of said section and line the following:

"**210.1360. 1. Any personally identifiable information regarding any child under eighteen years of age receiving child care from any provider or applying for or receiving any services through a state program shall not be subject to disclosure except as otherwise provided by law.**

2. This section shall not prohibit any state agency from disclosing personally identifiable information to governmental entities or its agents, vendors, grantees, and contractors in connection to matters relating to its official duties. The provisions of this section shall not apply to any state, county, or municipal law enforcement agency acting in its official capacity.

3. This section shall not prevent a parent or legal guardian from accessing the parent's or legal guardian's child's records."; and

Further amend said bill, Page 14, Section 376.782, Line 43, by inserting after the words "**entitled to a**" the word "**screening**"; and

Further amend said bill, page, and section, Line 45, by inserting after the word "**the**" the word "**screening**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Riley offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 106, Page 7, Line 2, by deleting said line and inserting in lieu thereof the following:

"and the legal successors thereof.

208.035. 1. Subject to appropriations and any necessary waivers or approvals, the department of social services shall develop and implement a transitional benefits program for temporary assistance for needy families (TANF) and the supplemental nutrition assistance program (SNAP) that is designed in such a way that a TANF or SNAP beneficiary will not experience an immediate loss of benefits should the beneficiary's income exceed the maximum allowable income for such program. The transitional benefits offered shall provide for a transition to self-sufficiency while incentivizing work and financial stability.

2. The transitional benefits offered shall gradually step down the beneficiary's monthly benefit proportionate to the increase in the beneficiary's income. The determination for a beneficiary's transitional benefit shall be as follows:

(1) One hundred percent of the monthly benefit for beneficiaries with monthly household incomes less than or equal to one hundred thirty-eighty percent of the federal poverty level;

(2) Eighty percent of the monthly benefit for beneficiaries with monthly household incomes greater than one hundred thirty-eight percent but less than or equal to one hundred fifty percent of the federal poverty level;

(3) Sixty percent of the monthly benefit for beneficiaries with monthly household incomes greater than one hundred fifty percent but less than or equal to one hundred seventy percent of the federal poverty level;

(4) Forty percent of the monthly benefit for beneficiaries with monthly household incomes greater than one hundred seventy percent but less than or equal to one hundred ninety percent of the federal poverty level; and

(5) Twenty percent of the monthly benefit for beneficiaries with monthly household incomes greater than one hundred ninety percent but less than or equal to two hundred percent of the federal poverty level.

Notwithstanding any provision of this section to the contrary, any beneficiary where monthly household income exceeds five thousand eight hundred twenty-two dollars, as adjusted for inflation, shall not be eligible for any transitional benefit under this section.

3. Beneficiaries receiving transitional benefits under this section shall comply with all requirements of each program for which they are eligible, including work requirements. Transitional benefits received under this section shall not be included in the lifetime limit for receipt of TANF benefits under section 208.040.

4. The department may promulgate any rules or regulations necessary for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

208.053. 1. **[**~~The provisions of this section shall be known as the "Low-Wage Trap Elimination Act".~~**]** In order to more effectively transition persons receiving state-funded child care subsidy benefits under this chapter, the department of elementary and secondary education**[**~~, in conjunction with the department of revenue,~~**]** shall, subject to appropriations, by July 1, **[**~~2022~~**] 2024**, implement a **[**~~pilot~~**]** program **[**~~in a county with a charter form of~~

~~government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a county of the first classification with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants, and a county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants, to be called the "Hand-Up Program",~~**]** to allow **[**~~applicants in the program~~**]** **recipients** to receive transitional child care benefits without the requirement that such **[**~~applicants~~**]** **recipients** first be eligible for full child care benefits.

(1) For purposes of this section, "full child care benefits" shall be the full benefits awarded to a recipient based on the income eligibility amount established by the department through the annual appropriations process as of August 28, **[**~~2021~~**]** **2023**, to qualify for the benefits and shall not include the transitional child care benefits that are awarded to recipients whose income surpasses the eligibility level for full benefits to continue. The **[**~~hand-up~~**]** program shall be voluntary and shall be designed such that **[**~~an applicant~~**]** **a recipient** may begin receiving the transitional child care benefit without having first qualified for the full child care benefit or any other tier of the transitional child care benefit. **[**~~Under no circumstances shall any applicant be eligible for the hand-up program if the applicant's income does not fall within the transitional child care benefit income limits established through the annual appropriations process.~~**]**

(2) **Transitional child care benefits shall be determined on a sliding scale as follows for recipients with household incomes in excess of the eligibility level for full benefits:**

(a) Eighty percent of the state base rate for recipients with household incomes greater than the eligibility level for full benefits but less than or equal to one hundred fifty percent of the federal poverty level;

(b) Sixty percent of the state base rate for recipients with household incomes greater than one hundred fifty percent but less than or equal to one hundred seventy percent of the federal poverty level;

(c) Forty percent of the state base rate for recipients with household incomes greater than one hundred seventy percent but less than or equal to one hundred ninety percent of the federal poverty level; and

(d) Twenty percent of the state base rate for recipients with household incomes greater than one hundred ninety percent but less than or equal to two hundred percent of the federal poverty level, but not greater than eighty-five percent of the state median income.

(3) As used in this section, "state base rate" shall refer to the rate established by the department for provider payments that accounts for geographic area, type of facility, duration of care, and age of the child, as well as any enhancements reflecting after-hours or weekend care, accreditation, or licensure status, as determined by the department. Recipients shall be responsible for paying the remaining sliding fee to the child care provider.

(4) A participating recipient shall be allowed to opt out of the program at any time, but such person shall not be allowed to participate in the program a second time.

2. The department shall track the number of participants in the **[**~~hand-up~~**]** program and shall issue an annual report to the general assembly by September 1, **[**~~2023~~**]** **2025**, and annually on September first thereafter, detailing the effectiveness of the **[**~~pilot~~**]** program in encouraging recipients to secure employment earning an income greater than the maximum wage eligible for the full child care benefit. The report shall also detail the costs of administration and the increased amount of state income tax paid as a result of the program**[**~~, as well as an analysis of whether the pilot program could be expanded to include other types of benefits, including, but not limited to, food stamps, temporary assistance for needy families, low-income heating assistance, women, infants and children supplemental nutrition program, the state children's health insurance program, and MO HealthNet benefits~~**]**.

3. The department shall pursue all necessary waivers from the federal government to implement the **[**~~hand-up~~**]** program. If the department is unable to obtain such waivers, the department shall implement the program to the degree possible without such waivers.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated under this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

[~~5. Pursuant to section 23.253 of the Missouri sunset act:~~

~~(1) The provisions of the new program authorized under this section shall sunset automatically three years after August 28, 2021, unless reauthorized by an act of the general assembly; and~~

~~(2) If such program is reauthorized, the program authorized under this section shall sunset automatically three years after the effective date of the reauthorization of this section; and~~

~~(3)This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.~~ **]**

208.066. 1. Upon approval by the Centers for Medicare and Medicaid Services, the Food and Nutrition Services within the Unites States Department of Agriculture, or any other relevant federal agency, the department of social services shall limit any initial application for the Supplemental Nutrition Assistance Program (SNAP), the Temporary Assistance for Needy Families program (TANF), the child care assistance program, or MO HealthNet to a one-page form that is easily accessible on the department of social services' website.

2. Persons who are participants in a program listed in subsection 1 of this section who are required to complete a periodic eligibility review form may submit such form as an attachment to their Missouri state individual income tax return if the person's eligibility review form is due before or at the same time that he or she files such state tax return. The department of social services shall limit periodic eligibility review forms associated with the programs listed in subsection 1 of this section to a one-page form that is easily accessible on both the department of social services' website and the department of revenue's website.

3. Notwithstanding the provisions of section 32.057 to the contrary, the department of revenue shall share any eligibility form submitted under this section with the department of social services.

4. The department of revenue may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riley, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Haden offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 106, Page 6, Line 2, by inserting after all of said line the following:

"Further amend said bill, Page 3, Section 191.240, Line 23, by inserting after all of said section and line the following:

"**191.430. 1. There is hereby established within the department of health and senior services the "Health Professional Loan Repayment Program" to provide forgivable loans for the purpose of repaying existing loans related to applicable educational expenses for health care, mental health, and public health professionals. The department of health and senior services shall be the administrative agency for the implementation of the program established by this section.**

2. The department of health and senior services shall prescribe the form and the time and method of filing applications and supervise the processing, including oversight and monitoring of the program, and shall

promulgate rules to implement the provisions of sections 191.430 to 191.450. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

3. The director of the department of health and senior services shall have the discretion to determine the health professionals and practitioners who will receive forgivable health professional loans from the department to pay their existing loans. The director shall make such determinations each fiscal year based on evidence associated with the greatest needs in the best interests of the public. The health care, mental health, and public health professionals or disciplines funded in any given year shall be contingent upon consultation with the office of workforce development in the department of higher education and workforce development and the department of mental health, or their successor agencies.

4. The department of health and senior services shall enter into a contract with each selected applicant who receives a health professional loan under this section. Each selected applicant shall apply the loan award to his or her educational debt. The contract shall detail the methods of forgiveness associated with a service obligation and the terms associated with the principal and interest accruing on the loan at the time of the award. The contract shall contain details concerning how forgiveness is earned, including when partial forgiveness is earned through a service obligation, and the terms and conditions associated with repayment of the loans for any obligation not served.

5. All health professional loans shall be made from funds appropriated by the general assembly to the health professional loan incentive fund established in section 191.445.

191.435. The department of health and senior services shall designate counties, communities, or sections of areas in the state as areas of defined need for health care, mental health, and public health services. If a county, community, or section of an area has been designated or determined as a professional shortage area, a shortage area, or a health care, mental health, or public health professional shortage area by the federal Department of Health and Human Services or its successor agency, the department of health and senior services shall designate it as an area of defined need under this section. If the director of the department of health and senior services determines that a county, community, or section of an area has an extraordinary need for health care professional services without a corresponding supply of such professionals, the department of health and senior services may designate it as an area of defined need under this section.

191.440. 1. The department of health and senior services shall enter into a contract with each individual qualifying for a forgivable loan under sections 191.430 to 191.450. The written contract between the department and the individual shall contain, but not be limited to, the following:

(1) An agreement that the state agrees to award a loan and the individual agrees to serve for a period equal to two years, or a longer period as the individual may agree to, in an area of defined need as designated by the department, with such service period to begin on the date identified on the signed contract;

(2) A provision that any financial obligations arising out of a contract entered into and any obligation of the individual that is conditioned thereon is contingent upon funds being appropriated for loans;

(3) The area of defined need where the person will practice;

(4) A statement of the damages to which the state is entitled for the individual's breach of the contract; and

(5) Such other statements of the rights and liabilities of the department and of the individual not inconsistent with sections 191.430 to 191.450.

2. The department of health and senior services may stipulate specific practice sites, contingent upon department-generated health care, mental health, and public health professional need priorities, where applicants shall agree to practice for the duration of their participation in the program.

191.445. There is hereby created in the state treasury the "Health Professional Loan Incentive Fund", which shall consist of any appropriations made by the general assembly, all funds recovered from an individual under section 191.450, and all funds generated by loan repayments received under sections 191.430 to 191.450. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180,

the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in this fund shall be used solely by the department of health and senior services to provide loans under sections 191.430 to 191.450. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

191.450. 1. An individual who enters into a written contract with the department of health and senior services, as described in section 191.440, and who fails to maintain an acceptable employment status shall be liable to the state for any amount awarded as a loan by the department directly to the individual who entered into the contract that has not yet been forgiven.

2. An individual fails to maintain an acceptable employment status under this section when the contracted individual involuntarily or voluntarily terminates qualifying employment, is dismissed from such employment before completion of the contractual service obligation within the specific time frame outlined in the contract, or fails to respond to requests made by the department.

3. If an individual breaches the written contract of the individual by failing to begin or complete such individual's service obligation, the state shall be entitled to recover from the individual an amount equal to the sum of:

(1) The total amount of the loan awarded by the department or, if the department had already awarded partial forgiveness at the time of the breach, the amount of the loan not yet forgiven;

(2) The interest on the amount that would be payable if at the time the loan was awarded it was a loan bearing interest at the maximum prevailing rate as determined by the Treasurer of the United States;

(3) An amount equal to any damages incurred by the department as a result of the breach; and

(4) Any legal fees or associated costs incurred by the department or the state of Missouri in the collection of damages.

191.592. 1. For purposes of this section, the following terms mean:

(1) "Department", the department of health and senior services;

(2) "Eligible entity", an entity that operates a physician medical residency program in this state and that is accredited by the Accreditation Council for Graduate Medical Education;

(3) "General primary care and psychiatry", family medicine, general internal medicine, general pediatrics, internal medicine-pediatrics, general obstetrics and gynecology, or general psychiatry;

(4) "Grant-funded residency position", a position that is accredited by the Accreditation Council for Graduate Medical Education, that is established as a result of funding awarded to an eligible entity for the purpose of establishing an additional medical resident position beyond the currently existing medical resident positions, and that is within the fields of general primary care and psychiatry. Such position shall end when the medical residency funding under this section is completed or when the resident in the medical grant-funded residency position is no longer employed by the eligible entity, whichever is earlier;

(5) "Participating medical resident", an individual who is a medical school graduate with a doctor of medicine degree or doctor of osteopathic medicine degree, who is participating in a postgraduate training program at an eligible entity, and who is filling a grant-funded residency position.

2. (1) Subject to appropriation, the department shall establish a medical residency grant program to award grants to eligible entities for the purpose of establishing and funding new general primary care and psychiatry medical residency positions in this state and continuing the funding of such new residency positions for the duration of the funded residency.

(2) (a) Funding shall be available for three years for residency positions in family medicine, general internal medicine, and general pediatrics.

(b) Funding shall be available for four years for residency positions in general obstetrics and gynecology, internal medicine-pediatrics, and general psychiatry.

3. (1) There is hereby created in the state treasury the "Medical Residency Grant Program Fund". Moneys in the fund shall be used to implement and fund grants to eligible entities.

(2) The medical residency grant program fund shall include funds appropriated by the general assembly, reimbursements from awarded eligible entities who were not able to fill the residency position or positions with an individual medical resident or residents, and any gifts, contributions, grants, or bequests received from federal, private, or other sources.

(3) The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely as provided in this section.

(4) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(5) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Subject to appropriation, the department shall expend moneys in the medical residency grant program fund in the following order:

(1) Necessary costs of the department to implement this section;

(2) Funding of grant-funded residency positions of individuals in the fourth year of their residency, as applicable to residents in general obstetrics and gynecology, internal medicine-pediatrics, and general psychiatry;

(3) Funding of grant-funded residency positions of individuals in the third year of their residency;

(4) Funding of grant-funded residency positions of individuals in the second year of their residency;

(5) Funding of grant-funded residency positions of individuals in the first year of their residency; and

(6) The establishment of new grant-funded residency positions at awarded eligible entities.

5. The department shall establish criteria to evaluate which eligible entities shall be awarded grants for new grant-funded residency positions, criteria for determining the amount and duration of grants, the contents of the grant application, procedures and timelines by which eligible entities may apply for grants, and all other rules needed to implement the purposes of this section. Such criteria shall include a preference for eligible entities located in areas of highest need for general primary care and psychiatric care physicians, as determined by the health professional shortage area score.

6. Eligible entities that receive grants under this section shall:

(1) Agree to supplement awarded funds under this section, if necessary, to establish or maintain a grant-funded residency position for the duration of the funded resident's medical residency; and

(2) Agree to abide by other requirements imposed by rule.

7. Annual funding per participating medical resident shall be limited to:

(1) Direct graduate medical education costs including, but not limited to:

(a) Salaries and benefits for residents, faculty, and program staff;

(b) Malpractice insurance, licenses, and other required fees; and

(c) Program administration and educational materials; and

(2) Indirect costs of graduate medical education necessary to meet the standards of the Accreditation Council for Graduate Medical Education.

8. No new grant-funded residency positions under this section shall be established after the tenth fiscal year in which grants are awarded. However, any residency positions funded under this section may continue to be funded until the completion of the resident's medical residency.

9. The department shall submit an annual report to the general assembly regarding the implementation of the program developed under this section.

10. The department may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

11. The provisions of this section shall expire on January 1, 2038.

191.600. 1. Sections 191.600 to 191.615 establish a loan repayment program for graduates of approved medical schools, schools of osteopathic medicine, schools of dentistry and accredited chiropractic colleges who practice in areas of defined need and shall be known as the "Health Professional Student Loan Repayment Program". Sections 191.600 to 191.615 shall apply to graduates of accredited chiropractic colleges when federal guidelines for chiropractic shortage areas are developed.

2. The "Health Professional Student Loan and Loan Repayment Program Fund" is hereby created in the state treasury. All funds recovered from an individual pursuant to section 191.614 and all funds generated by loan repayments and penalties received pursuant to section 191.540 shall be credited to the fund. The moneys in the fund shall be used by the department of health and senior services to provide loan repayments pursuant to section 191.611 in accordance with sections 191.600 to 191.614 **[**~~and to provide loans pursuant to sections 191.500 to 191.550~~**]**.

191.828. 1. The following departments shall conduct on-going evaluations of the effect of the initiatives enacted by the following sections:

(1) The department of commerce and insurance shall evaluate the effect of revising section 376.782 and sections 143.999, 208.178, 374.126, and 376.891 to 376.894;

(2) The department of health and senior services shall evaluate the effect of revising sections 105.711 and **[**~~sections 191.520 and~~**]** 191.600 and enacting section 191.411, and sections 167.600 to 167.621, 191.231, 208.177, 431.064, and 660.016. In collaboration with the state board of registration for the healing arts, the state board of nursing, and the state board of pharmacy, the department of health and senior services shall also evaluate the effect of revising section 195.070, section 334.100, and section 335.016, and of sections 334.104 and 334.112, and section 338.095 and 338.198;

(3) The department of social services shall evaluate the effect of revising section 198.090, and sections 208.151, 208.152 and 208.215, and section 383.125, and of sections 167.600 to 167.621, 208.177, 208.178, 208.179, 208.181, and 211.490;

(4) The office of administration shall evaluate the effect of revising sections 105.711 and 105.721;

(5) The Missouri consolidated health care plan shall evaluate the effect of section 103.178; and

(6) The department of mental health shall evaluate the effect of section 191.831 as it relates to substance abuse treatment and of section 191.835.

2. The department of revenue and office of administration shall make biannual reports to the general assembly and the governor concerning the income received into the health initiatives fund and the level of funding required to operate the programs and initiatives funded by the health initiatives fund at an optimal level.

191.831. 1. There is hereby established in the state treasury a "Health Initiatives Fund", to which shall be deposited all revenues designated for the fund under subsection 8 of section 149.015, and subsection 3 of section 149.160, and section 167.609, and all other funds donated to the fund or otherwise deposited pursuant to law. The state treasurer shall administer the fund. Money in the fund shall be appropriated to provide funding for implementing the new programs and initiatives established by sections 105.711 and 105.721. The moneys in the fund may further be used to fund those programs established by sections 191.411**[**~~, 191.520~~**]** and 191.600, sections 208.151 and 208.152, and sections 103.178, 143.999, 167.600 to 167.621, 188.230, 191.211, 191.231, 191.825 to 191.839, 192.013, 208.177, 208.178, 208.179 and 208.181, 211.490, 285.240, 337.093, 374.126, 376.891 to 376.894, 431.064, 660.016, 660.017 and 660.018; in addition, not less than fifteen percent of the proceeds deposited to the health initiative fund pursuant to sections 149.015 and 149.160 shall be appropriated annually to provide funding for the C-STAR substance abuse rehabilitation program of the department of mental health, or its successor program, and a C-STAR pilot project developed by the director of the division of alcohol and drug abuse and the director of the department of corrections as an alternative to incarceration, as provided in subsections 2, 3, and 4 of this section. Such pilot project shall be known as the "Alt-care" program. In addition, some of the proceeds deposited to the health initiatives fund pursuant to sections 149.015 and 149.160 shall be appropriated annually to the division of alcohol and drug abuse of the department of mental health to be used for the administration and oversight of the substance abuse traffic **[**~~offenders~~**]** **offender** program defined in section 302.010 **[**~~and section 577.001~~**]**. The provisions of section 33.080 to the contrary notwithstanding, money in the health initiatives fund shall not be transferred at the close of the biennium to the general revenue fund.

2. The director of the division of alcohol and drug abuse and the director of the department of corrections shall develop and administer a pilot project to provide a comprehensive substance abuse treatment and rehabilitation program as an alternative to incarceration, hereinafter referred to as "Alt-care". Alt-care shall be funded using money provided under subsection 1 of this section through the Missouri Medicaid program, the C-STAR program of the department of mental health, and the division of alcohol and drug abuse's purchase-of-service system. Alt-care shall offer a flexible combination of clinical services and living arrangements individually adapted to each client and her children. Alt-care shall consist of the following components:

(1) Assessment and treatment planning;

(2) Community support to provide continuity, monitoring of progress and access to services and resources;

(3) Counseling from individual to family therapy;

(4) Day treatment services which include accessibility seven days per week, transportation to and from the Alt-care program, weekly drug testing, leisure activities, weekly events for families and companions, job and education preparedness training, peer support and self-help and daily living skills; and

(5) Living arrangement options which are permanent, substance-free and conducive to treatment and recovery.

3. Any female who is pregnant or is the custodial parent of a child or children under the age of twelve years, and who has pleaded guilty to or found guilty of violating the provisions of chapter 195, and whose controlled substance abuse was a precipitating or contributing factor in the commission of the offense, and who is placed on probation may be required, as a condition of probation, to participate in Alt-care, if space is available in the pilot project area. Determinations of eligibility for the program, placement, and continued participation shall be made by the division of alcohol and drug abuse, in consultation with the department of corrections.

4. The availability of space in Alt-care shall be determined by the director of the division of alcohol and drug abuse in conjunction with the director of the department of corrections. If the sentencing court is advised that there is no space available, the court shall consider other authorized dispositions."; and"; and

Further amend said amendment, Page 7, Line 15, by deleting said line and inserting in lieu thereof the following:

"**legal guardian's child's records.**

335.203. 1. There is hereby established the "Nursing Education Incentive Program" within the state board of nursing.

2. Subject to appropriation and board disbursement, grants shall be awarded through the nursing education incentive program to eligible institutions of higher education based on criteria jointly determined by the board and the department of higher education and workforce development. **[**~~Grant award amounts shall not exceed one hundred fifty thousand dollars.~~**]** No campus shall receive more than one grant per year.

3. To be considered for a grant, an eligible institution of higher education shall offer a program of nursing that meets the predetermined category and area of need as established by the board and the department under subsection 4 of this section.

4. The board and the department shall determine categories and areas of need for designating grants to eligible institutions of higher education. In establishing categories and areas of need, the board and department may consider criteria including, but not limited to:

(1) Data generated from licensure renewal data and the department of health and senior services; and

(2) National nursing statistical data and trends that have identified nursing shortages.

5. The board shall be the administrative agency responsible for implementation of the program established under sections 335.200 to 335.203, and shall promulgate reasonable rules for the exercise of its functions and the effectuation of the purposes of sections 335.200 to 335.203. The board shall, by rule, prescribe the form, time, and method of filing applications and shall supervise the processing of such applications.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2011, shall be invalid and void.

335.205. The board, in addition to any other duties it may have regarding licensure of nurses, shall collect, at the time of any initial license application or license renewal application, a nursing education incentive program surcharge from each person licensed or relicensed under chapter 335, in the amount of one dollar per year for practical nurses and five dollars per year for registered professional nurses. These funds shall be deposited in the state board of nursing fund described in section 335.036."; and"; and

Further amend said amendment and page, Line 21, by inserting after all of said line the following:

"Further amend said bill, Page 52, Section 701.348, Line 5, by inserting after all of said section and line the following:

"[~~191.500. As used in sections 191.500 to 191.550, unless the context clearly indicates otherwise, the following terms mean:~~

~~(1) "Area of defined need", a community or section of an urban area of this state which is certified by the department of health and senior services as being in need of the services of a physician to improve the patient-doctor ratio in the area, to contribute professional physician services to an area of economic impact, or to contribute professional physician services to an area suffering from the effects of a natural disaster;~~

~~(2) "Department", the department of health and senior services;~~

~~(3) "Eligible student", a full-time student accepted and enrolled in a formal course of instruction leading to a degree of doctor of medicine or doctor of osteopathy, including psychiatry, at a participating school, or a doctor of dental surgery, doctor of dental medicine, or a bachelor of science degree in dental hygiene;~~

~~(4) "Financial assistance", an amount of money paid by the state of Missouri to a qualified applicant pursuant to sections 191.500 to 191.550;~~

~~(5) "Participating school", an institution of higher learning within this state which grants the degrees of doctor of medicine or doctor of osteopathy, and which is accredited in the appropriate degree program by the American Medical Association or the American Osteopathic Association, or a degree program by the American Dental Association or the American Psychiatric Association, and applicable residency programs for each degree type and discipline;~~

~~(6) "Primary care", general or family practice, internal medicine, pediatric , psychiatric, obstetric and gynecological care as provided to the general public by physicians licensed and registered pursuant to chapter 334, dental practice, or a dental hygienist licensed and registered pursuant to chapter 332;~~

~~(7) "Resident", any natural person who has lived in this state for one or more years for any purpose other than the attending of an educational institution located within this state;~~

~~(8) "Rural area", a town or community within this state which is not within a standard metropolitan statistical area, and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a standard metropolitan statistical area.~~]

[~~191.505. The department of health and senior services shall be the administrative agency for the implementation of the program established by sections 191.500 to 191.550. The department shall promulgate reasonable rules and regulations for the exercise of its functions in the effectuation of the purposes of sections 191.500 to 191.550. It shall prescribe the form and the time and method of filing applications and supervise the processing thereof.~~]

[~~191.510. The department shall enter into a contract with each applicant receiving a state loan under sections 191.500 to 191.550 for repayment of the principal and interest and for forgiveness of a portion thereof for participation in the service areas as provided in sections 191.500 to 191.550.~~]

[~~191.515. An eligible student may apply to the department for a loan under sections 191.500 to 191.550 only if, at the time of his application and throughout the period during which he receives the loan, he has been formally accepted as a student in a participating school in a course of study leading to the degree of doctor of medicine or doctor of osteopathy, including psychiatry, or a doctor of dental surgery, a doctor of dental medicine, or a bachelor of science degree in dental hygiene, and is a resident of this state.~~]

[~~191.520. No loan to any eligible student shall exceed twenty-five thousand dollars for each academic year, which shall run from August first of any year through July thirty-first of the following year. All loans shall be made from funds appropriated to the medical school loan and loan repayment program fund created by section 191.600, by the general assembly.~~]

[~~191.525. No more than twenty-five loans shall be made to eligible students during the first academic year this program is in effect. Twenty-five new loans may be made for the next three academic years until a total of one hundred loans are available. At least one-half of the loans shall be made to students from rural areas as defined in section 191.500. An eligible student may receive loans for each academic year he is pursuing a course of study directly leading to a degree of doctor of medicine or doctor of osteopathy, doctor of dental surgery, or doctor of dental medicine, or a bachelor of science degree in dental hygiene.~~]

[~~191.530. Interest at the rate of nine and one-half percent per year shall be charged on all loans made under sections 191.500 to 191.550 but one-fourth of the interest and principal of the total loan at the time of the awarding of the degree shall be forgiven for each year of participation by an applicant in the practice of his profession in a rural area or an area of defined need. The department shall grant a deferral of interest and principal payments to a loan recipient who is pursuing an internship or a residency in primary care. The deferral shall not exceed three years. The status of each loan recipient receiving a deferral shall be reviewed annually by the department to ensure compliance with the intent of this provision. The loan recipient will repay the loan beginning with the calendar year following completion of his internship or his primary care residency in accordance with the loan contract.~~]

[~~191.535. If a student ceases his study prior to receiving a degree, interest at the rate specified in section 191.530 shall be charged on the amount received from the state under the provisions of sections 191.500 to 191.550.~~]

[~~191.540. 1. The department shall establish schedules and procedures for repayment of the principal and interest of any loan made under the provisions of sections 191.500 to 191.550 and not forgiven as provided in section 191.530.~~

~~2. A penalty shall be levied against a person in breach of contract. Such penalty shall be twice the sum of the principal and the accrued interest.~~]

[~~191.545. When necessary to protect the interest of the state in any loan transaction under sections 191.500 to 191.550, the board may institute any action to recover any amount due.~~]

[~~191.550. The contracts made with the participating students shall be approved by the attorney general.~~]

[~~335.212. As used in sections 335.212 to 335.242, the following terms mean:~~

~~(1) "Board", the Missouri state board of nursing;~~

~~(2) "Department", the Missouri department of health and senior services;~~

~~(3) "Director", director of the Missouri department of health and senior services;~~

~~(4) "Eligible student", a resident who has been accepted as a full-time student in a formal course of instruction leading to an associate degree, a diploma, a bachelor of science, a master of science in nursing (M.S.N.), a doctorate in nursing (Ph.D. or D.N.P.), or a student with a master of science in nursing seeking a doctorate in education (Ed.D.), or leading to the completion of educational requirements for a licensed practical nurse. The doctoral applicant may be a part-time student;~~

~~(5) "Participating school", an institution within this state which is approved by the board for participation in the professional and practical nursing student loan program established by sections 335.212 to 335.242, having a nursing department and offering a course of instruction based on nursing theory and clinical nursing experience;~~

~~(6) "Qualified applicant", an eligible student approved by the board for participation in the professional and practical nursing student loan program established by sections 335.212 to 335.242;~~

~~(7) "Qualified employment", employment on a full-time basis in Missouri in a position requiring licensure as a licensed practical nurse or registered professional nurse in any hospital as defined in section 197.020 or in any agency, institution, or organization located in an area of need as determined by the department of health and senior services. Any forgiveness of such principal and interest for any qualified applicant engaged in qualified employment on a less than full-time basis may be prorated to reflect the amounts provided in this section;~~

~~(8) "Resident", any person who has lived in this state for one or more years for any purpose other than the attending of an educational institution located within this state.~~**]**

[~~335.215. 1. The department of health and senior services shall be the administrative agency for the implementation of the professional and practical nursing student loan program established under sections 335.212 to 335.242, and the nursing student loan repayment program established under sections 335.245 to 335.259.~~

~~2. An advisory panel of nurses shall be appointed by the director. It shall be composed of not more than eleven members representing practical, associate degree, diploma, baccalaureate and graduate nursing education, community health, primary care, hospital, long-term care, a consumer, and the Missouri state board of nursing. The panel shall make recommendations to the director on the content of any rules, regulations or guidelines prior to their promulgation. The panel may make recommendations to the director regarding fund allocations for loans and loan repayment based on current nursing shortage needs.~~

~~3. The department of health and senior services shall promulgate reasonable rules and regulations for the exercise of its function pursuant to sections 335.212 to 335.259. It shall prescribe the form, the time and method of filing applications and supervise the proceedings thereof. No rule or portion of a rule promulgated under the authority of sections 335.212 to 335.257 shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.~~

~~4. Ninety-five percent of funds loaned pursuant to sections 335.212 to 335.242 shall be loaned to qualified applicants who are enrolled in professional nursing programs in participating schools and five percent of the funds loaned pursuant to sections 335.212 to 335.242 shall be loaned to qualified applicants who are enrolled in practical nursing programs. Priority shall be given to eligible students who have established financial need. All loan repayment funds pursuant to sections 335.245 to 335.259 shall be used to reimburse successful associate, diploma, baccalaureate or graduate professional nurse applicants' educational loans who agree to serve in areas of defined need as determined by the department.~~**]**

[~~335.218. There is hereby established the "Professional and Practical Nursing Student Loan and Nurse Loan Repayment Fund". All fees pursuant to section 335.221, general revenue appropriations to the student loan or loan repayment program, voluntary contributions to support or match the student loan and loan repayment program activities, funds collected from repayment and penalties, and funds received from the federal government shall be deposited in the state treasury and be placed to the credit of the professional and practical nursing student loan and nurse loan repayment fund. The fund shall be managed by the department of health and senior services and all administrative costs and expenses incurred as a result of the effectuation of sections 335.212 to 335.259 shall be paid from this fund.~~**]**

[~~335.221. The board, in addition to any other duties it may have regarding licensure of nurses, shall collect, at the time of licensure or licensure renewal, an education surcharge from each person licensed or relicensed pursuant to sections 335.011 to 335.096, in the amount of one dollar per year for practical nurses and five dollars per year for professional nurses. These funds shall be deposited in the professional and practical nursing student loan and nurse loan repayment fund. All expenditures authorized by sections 335.212 to 335.259 shall be paid from funds appropriated by the general assembly from the professional and practical nursing student loan and nurse loan repayment fund. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue.~~**]**

[~~335.224. The department of health and senior services shall enter into a contract with each qualified applicant receiving financial assistance under the provisions of sections 335.212 to 335.242 for repayment of the principal and interest.~~**]**

[~~335.227. An eligible student may apply to the department for financial assistance under the provisions of sections 335.212 to 335.242 if, at the time of his application for a loan, the eligible student has formally applied for acceptance at a participating school. Receipt of financial assistance is contingent upon acceptance and continued enrollment at a participating school.~~**]**

[~~335.230. Financial assistance to any qualified applicant shall not exceed ten thousand dollars for each academic year for a professional nursing program and shall not exceed five thousand dollars for each academic year for a practical nursing program. All financial assistance shall be made from funds credited to the professional and practical nursing student loan and nurse loan repayment fund. A qualified applicant may receive financial assistance for each academic year he remains a student in good standing at a participating school.~~**]**

[~~335.233. The department shall establish schedules for repayment of the principal and interest on any financial assistance made under the provisions of sections 335.212 to 335.242. Interest at the rate of nine and one-half percent per annum shall be charged on all financial assistance made under the provisions of sections 335.212 to 335.242, but the interest and principal of the total financial assistance granted to a qualified applicant at the time of the successful completion of a nursing degree, diploma program or a practical nursing program shall be forgiven through qualified employment.~~**]**

[~~335.236. The financial assistance recipient shall repay the financial assistance principal and interest beginning not more than six months after completion of the degree for which the financial assistance was made in accordance with the repayment contract. If an eligible student ceases his study prior to successful completion of a degree or graduation at a participating school, interest at the rate specified in section 335.233 shall be charged on the amount of financial assistance received from the state under the provisions of sections 335.212 to 335.242, and repayment, in accordance with the repayment contract, shall begin within ninety days of the date the financial aid recipient ceased to be an eligible student. All funds repaid by recipients of financial assistance to the department shall be deposited in the professional and practical nursing student loan and nurse loan repayment fund for use pursuant to sections 335.212 to 335.259.~~**]**

[~~335.239. The department shall grant a deferral of interest and principal payments to a financial assistance recipient who is pursuing an advanced degree, special nursing program, or upon special conditions established by the department. The deferral shall not exceed four years. The status of each deferral shall be reviewed annually by the department of health and senior services to ensure compliance with the intent of this section.~~**]**

[~~335.242. When necessary to protect the interest of the state in any financial assistance transaction under sections 335.212 to 335.259, the department of health and senior services may institute any action to recover any amount due.~~**]**

[~~335.245. As used in sections 335.245 to 335.259, the following terms mean:~~

~~(1) "Department", the Missouri department of health and senior services;~~

~~(2) "Eligible applicant", a Missouri licensed nurse who has attained either an associate degree, a diploma, a bachelor of science, or graduate degree in nursing from an accredited institution approved by the board of nursing or a student nurse in the final year of a full-time baccalaureate school of nursing leading to a baccalaureate degree or graduate nursing program leading to a master's degree in nursing and has agreed to serve in an area of defined need as established by the department;~~

~~(3) "Participating school", an institution within this state which grants an associate degree in nursing, grants a bachelor or master of science degree in nursing or provides a diploma nursing program which is accredited by the state board of nursing, or a regionally accredited institution in this state which provides a bachelor of science completion program for registered professional nurses;~~

~~(4) "Qualified employment", employment on a full-time basis in Missouri in a position requiring licensure as a licensed practical nurse or registered professional nurse in any hospital as defined in section 197.020 or public or nonprofit agency, institution, or organization located in an area of need as determined by the department of health and senior services. Any forgiveness of such principal and interest for any qualified applicant engaged in qualified employment on a less than full-time basis may be prorated to reflect the amounts provided in this section.~~**]**

[~~335.248. Sections 335.245 to 335.259 shall be known as the "Nursing Student Loan Repayment Program". The department of health and senior services shall be the administrative agency for the implementation of the authority established by sections 335.245 to 335.259. The department shall promulgate reasonable rules and regulations necessary to implement sections 335.245 to 335.259. Promulgated rules shall include, but not be limited to, applicant eligibility, selection criteria, prioritization of service obligation sites and the content of loan repayment contracts, including repayment schedules for those in default and penalties. The department shall promulgate rules regarding recruitment opportunities for minority students into nursing schools. Priority for student loan repayment shall be given to eligible applicants who have demonstrated financial need. All funds collected by the department from participants not meeting their contractual obligations to the state shall be deposited in the professional and practical nursing student loan and nurse loan repayment fund for use pursuant to sections 335.212 to 335.259.~~**]**

[~~335.251. Upon proper verification to the department by the eligible applicant of securing qualified employment in this state, the department shall enter into a loan repayment contract with the eligible applicant to repay the interest and principal on the educational loans of the applicant to the limit of the contract, which contract shall provide for instances of less than full-time qualified employment consistent with the provisions of section 335.233, out of any appropriation made to the professional and practical nursing student loan and nurse loan repayment fund. If the applicant breaches the contract by failing to begin or complete the qualified employment, the department is entitled to recover the total of the loan repayment paid by the department plus interest on the repaid amount at the rate of nine and one-half percent per annum.~~**]**

[~~335.254. Sections 335.212 to 335.259 shall not be construed to require the department to enter into contracts with individuals who qualify for nursing education loans or nursing loan repayment programs when federal, state and local funds are not available for such purposes.~~**]**

[~~335.257. Successful applicants for whom loan payments are made under the provisions of sections 335.245 to 335.259 shall verify to the department twice each year in the manner prescribed by the department that qualified employment in this state is being maintained.~~**]**"; and

Further amend said bill, Page 53, Section B, Lines 1-7, by deleting all of said lines and inserting in lieu thereof the following:

"Section B. Because immediate action is necessary to address the shortage of health care providers in this state, and because of the importance of ensuring healthy pregnancies and healthy women and children in Missouri in the face of growing maternal mortality, the enactment of section 191.592, and the repeal and reenactment of sections 208.151 and 208.662 of this act, are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 191.592, and the repeal and reenactment of sections 208.151 and 208.662 of section A of this act shall be in full force and effect upon its passage and approval."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haden, **House Amendment No. 2 to House Amendment No. 1** was adopted.

Representative Cook offered **House Amendment No. 3 to House Amendment No. 1**.

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 106, Page 7, Line 21, by inserting after all of said line the following:

"Further amend said bill, Page 34, Section 632.305, Line 16, by inserting after the word "affidavits," the words "**declarations, or other supporting documentation,**"; and

Further amend said bill and section, Page 35, Lines 46-47, by deleting said lines and inserting in lieu thereof the following:

"5. **[**~~Any oath required by the provisions of this section~~**] No notarization shall be required for an application or for any affidavits, declarations, or other documents supporting an application. The application and any affidavits, declarations, or other documents supporting the application** shall be subject to the provisions of section 492.060 **allowing for declaration under penalty of perjury**."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 3 to House Amendment No. 1** was adopted.

Representative Stinnett offered **House Amendment No. 4 to House Amendment No. 1**.

House Amendment No. 4
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 106, Page 1, Line 28, by deleting said line and inserting in lieu thereof the following:

"sections 37.700 to 37.730, or where otherwise required by court order.

37.980. 1. The office of administration shall submit a report to the general assembly before December thirty-first of each year, beginning in 2023, describing the progress made by the state with respect to the directives issued as part of the "Missouri as a Model Employer" initiative described in executive order 19-16.

2. The report shall include, but not be limited to, the data described in the following subdivisions, which shall be collected through voluntary self-disclosure. To the extent possible, for each subdivision, the report shall include general data for all relevant employees, in addition to data comparing the employees of each agency within the state workforce:

(1) The baseline number of employees in the state workforce who disclosed disabilities when the initiative began;

(2) The number of employees in the state workforce who disclose disabilities at the time of the compiling of the annual report and statistics providing the size and the percentage of any increase or decrease in such numbers since the initiative began and since the compilation of any previous annual report;

(3) The baseline percentage of employees in the state workforce who disclosed disabilities when the initiative began;

(4) The percentage of employees in the state workforce who disclose disabilities at the time of the compiling of the annual report and statistics providing the size of any increase or decrease in such percentage since the initiative began and since the compilation of any previous annual report;

(5) A description and analysis of any disparity that may exist from the time the initiative began and the time of the compiling of the annual reports, and of any disparity that may exist from the time of the most recent previous annual report, if any, and the time of the current annual report, between the percentage of individuals in the state of working age who disclose disabilities and the percentage of individuals in the state workforce who disclose or have disabilities; and

(6) A description and analysis of any pay differential that may exist in the state workforce between individuals who disclose disabilities and individuals who do not disclose disabilities.

3. The report shall also include descriptions of specific efforts made by state agencies to recruit, hire, advance, and retain individuals with disabilities including, but not limited to, individuals with the most significant disabilities, as defined in 5 CSR 20-500.160. Such descriptions shall include, but not be limited to, best, promising, and emerging practices related to:

(1) Setting annual goals;

(2) Analyzing barriers to recruiting, hiring, advancing, and retaining individuals with disabilities;

(3) Establishing and maintaining contacts with entities and organizations that specialize in providing education, training, or assistance to individuals with disabilities in securing employment;

(4) Using internships, apprenticeships, and job shadowing;

(5) Using supported employment, individual placement with support services, customized employment, telework, mentoring and management training, stay-at-work and return-to-work programs, and exit interviews;

(6) Adopting, posting, and making available to all job applicants and employees reasonable accommodation procedures in written and accessible formats;

(7) Providing periodic disability awareness training to employees to build and sustain a culture of inclusion in the workplace, including rights to reasonable accommodation in the workplace;

(8) Providing periodic training to human resources and hiring managers in disability rights, hiring, and workplace policies designed to promote a diverse and inclusive workforce; and

(9) Making web-based hiring portals accessible to and usable by applicants with disabilities."; and"; and

Further amend said amendment, Page 7, Line 2, by deleting said line and inserting in lieu thereof the following:

"and the legal successors thereof.

208.146. 1. The program established under this section shall be known as the "Ticket to Work Health Assurance Program". Subject to appropriations and in accordance with the federal Ticket to Work and Work Incentives Improvement Act of 1999 (TWWIIA), Public Law 106-170, the medical assistance provided for in section 208.151 may be paid for a person who is employed and who:

(1) Except for earnings, meets the definition of disabled under the Supplemental Security Income Program or meets the definition of an employed individual with a medically improved disability under TWWIIA;

(2) Has earned income, as defined in subsection 2 of this section;

(3) Meets the asset limits in subsection 3 of this section; **and**

(4) Has **[**~~net~~**]** income, as **[**~~defined~~**] determined** in subsection 3 of this section, that does not exceed **[**~~the limit for permanent and totally disabled individuals to receive nonspenddown MO HealthNet under subdivision (24) of subsection 1 of section 208.151; and~~

~~(5) Has a gross income of~~**]** two hundred fifty percent **[**~~or less~~**]** of the federal poverty level, excluding any earned income of the worker with a disability between two hundred fifty and three hundred percent of the federal poverty level. **[**~~For purposes of this subdivision, "gross income" includes all income of the person and the person's spouse that would be considered in determining MO HealthNet eligibility for permanent and totally disabled individuals under subdivision (24) of subsection 1 of section 208.151. Individuals with gross incomes in excess of~~

~~one hundred percent of the federal poverty level shall pay a premium for participation in accordance with subsection 4 of this section.~~**]**

2. For income to be considered earned income for purposes of this section, the department of social services shall document that Medicare and Social Security taxes are withheld from such income. Self-employed persons shall provide proof of payment of Medicare and Social Security taxes for income to be considered earned.

3. (1) For purposes of determining eligibility under this section, the available asset limit and the definition of available assets shall be the same as those used to determine MO HealthNet eligibility for permanent and totally disabled individuals under subdivision (24) of subsection 1 of section 208.151 except for:

(a) Medical savings accounts limited to deposits of earned income and earnings on such income while a participant in the program created under this section with a value not to exceed five thousand dollars per year; **[**~~and~~**]**

(b) Independent living accounts limited to deposits of earned income and earnings on such income while a participant in the program created under this section with a value not to exceed five thousand dollars per year. For purposes of this section, an "independent living account" means an account established and maintained to provide savings for transportation, housing, home modification, and personal care services and assistive devices associated with such person's disability**; and**

(c) Retirement accounts including, but not limited to, individual accounts, 401(k) plans, 403(b) plans, Keogh plans, and pension plans, provided that income from such accounts be calculated as income under subdivision (4) of subsection 1 of this section.

(2) To determine **[**~~net~~**]** income, the following shall be disregarded:

(a) **[**~~All earned income of the disabled worker;~~

~~(b)~~**]** The first **[**~~sixty-five dollars and one-half~~**] fifty thousand dollars** of **[**~~the remaining~~**]** earned income of **[**~~a nondisabled spouse's earned income~~**] the person's spouse**;

[~~(c)~~**] (b)** A twenty dollar standard deduction;

[~~(d)~~**] (c)** Health insurance premiums;

[~~(e)~~**] (d)** A seventy-five dollar a month standard deduction for the disabled worker's dental and optical insurance when the total dental and optical insurance premiums are less than seventy-five dollars;

[~~(f)~~**] (e)** All Supplemental Security Income payments, and the first fifty dollars of SSDI payments; **and**

[~~(g)~~**] (f)** A standard deduction for impairment-related employment expenses equal to one-half of the disabled worker's earned income.

4. Any person whose **[**~~gross~~**]** income exceeds one hundred percent of the federal poverty level shall pay a premium for participation in the medical assistance provided in this section. Such premium shall be:

(1) For a person whose **[**~~gross~~**]** income is more than one hundred percent but less than one hundred fifty percent of the federal poverty level, four percent of income at one hundred percent of the federal poverty level;

(2) For a person whose **[**~~gross~~**]** income equals or exceeds one hundred fifty percent but is less than two hundred percent of the federal poverty level, four percent of income at one hundred fifty percent of the federal poverty level;

(3) For a person whose **[**~~gross~~**]** income equals or exceeds two hundred percent but less than two hundred fifty percent of the federal poverty level, five percent of income at two hundred percent of the federal poverty level;

(4) For a person whose **[**~~gross~~**]** income equals or exceeds two hundred fifty percent up to and including three hundred percent of the federal poverty level, six percent of income at two hundred fifty percent of the federal poverty level.

5. Recipients of services through this program shall report any change in income or household size within ten days of the occurrence of such change. An increase in premiums resulting from a reported change in income or household size shall be effective with the next premium invoice that is mailed to a person after due process requirements have been met. A decrease in premiums shall be effective the first day of the month immediately following the month in which the change is reported.

6. If an eligible person's employer offers employer-sponsored health insurance and the department of social services determines that it is more cost effective, such person shall participate in the employer-sponsored insurance. The department shall pay such person's portion of the premiums, co-payments, and any other costs associated with participation in the employer-sponsored health insurance. **If the department elects to pay such person's employer-sponsored insurance costs under this subsection, the medical assistance provided under this section shall be provided to an eligible person as a secondary or supplemental policy for only personal**

care assistance services, as defined in section 208.900, and related costs and nonemergency medical transportation to any employer-sponsored benefits that may be available to such person.

7. **The department of social services shall provide to the general assembly an annual report that identifies the number of participants in the program and describes the outreach and education efforts to increase awareness and enrollment in the program.**

8. The department of social services shall submit such state plan amendments and waivers to the Centers for Medicare and Medicaid Services of the federal Department of Health and Human Services as the department determines are necessary to implement the provisions of this section.

9. The provisions of this section shall expire August 28, 2025."; and

Further amend said bill, Pages 3-10, Section 208.151, Lines 1-263, by deleting all of said lines and inserting in lieu thereof the following:

"208.151. 1. Medical assistance on behalf of needy persons shall be known as "MO HealthNet". For the purpose of paying MO HealthNet benefits and to comply with Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.) as amended, the following needy persons shall be eligible to receive MO HealthNet benefits to the extent and in the manner hereinafter provided:

(1) All participants receiving state supplemental payments for the aged, blind and disabled;

(2) All participants receiving aid to families with dependent children benefits, including all persons under nineteen years of age who would be classified as dependent children except for the requirements of subdivision (1) of subsection 1 of section 208.040. Participants eligible under this subdivision who are participating in treatment court, as defined in section 478.001, shall have their eligibility automatically extended sixty days from the time their dependent child is removed from the custody of the participant, subject to approval of the Centers for Medicare and Medicaid Services;

(3) All participants receiving blind pension benefits;

(4) All persons who would be determined to be eligible for old age assistance benefits, permanent and total disability benefits, or aid to the blind benefits under the eligibility standards in effect December 31, 1973, or less restrictive standards as established by rule of the family support division, who are sixty-five years of age or over and are patients in state institutions for mental diseases or tuberculosis;

(5) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children except for the requirements of subdivision (2) of subsection 1 of section 208.040, and who are residing in an intermediate care facility, or receiving active treatment as inpatients in psychiatric facilities or programs, as defined in 42 U.S.C. Section 1396d, as amended;

(6) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children benefits except for the requirement of deprivation of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(7) All persons eligible to receive nursing care benefits;

(8) All participants receiving family foster home or nonprofit private child-care institution care, subsidized adoption benefits and parental school care wherein state funds are used as partial or full payment for such care;

(9) All persons who were participants receiving old age assistance benefits, aid to the permanently and totally disabled, or aid to the blind benefits on December 31, 1973, and who continue to meet the eligibility requirements, except income, for these assistance categories, but who are no longer receiving such benefits because of the implementation of Title XVI of the federal Social Security Act, as amended;

(10) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child in the home;

(11) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child who is deprived of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;

(12) Pregnant women or infants under one year of age, or both, whose family income does not exceed an income eligibility standard equal to one hundred eighty-five percent of the federal poverty level as established and amended by the federal Department of Health and Human Services, or its successor agency;

(13) Children who have attained one year of age but have not attained six years of age who are eligible for medical assistance under 6401 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) (42 U.S.C. Sections

1396a to 1396b). The family support division shall use an income eligibility standard equal to one hundred thirty-three percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency;

(14) Children who have attained six years of age but have not attained nineteen years of age. For children who have attained six years of age but have not attained nineteen years of age, the family support division shall use an income assessment methodology which provides for eligibility when family income is equal to or less than equal to one hundred percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency. As necessary to provide MO HealthNet coverage under this subdivision, the department of social services may revise the state MO HealthNet plan to extend coverage under 42 U.S.C. Section 1396a(a)(10)(A)(i)(III) to children who have attained six years of age but have not attained nineteen years of age as permitted by paragraph (2) of subsection (n) of 42 U.S.C. Section 1396d using a more liberal income assessment methodology as authorized by paragraph (2) of subsection (r) of 42 U.S.C. Section 1396a;

(15) The family support division shall not establish a resource eligibility standard in assessing eligibility for persons under subdivision (12), (13) or (14) of this subsection. The MO HealthNet division shall define the amount and scope of benefits which are available to individuals eligible under each of the subdivisions (12), (13), and (14) of this subsection, in accordance with the requirements of federal law and regulations promulgated thereunder;

(16) Notwithstanding any other provisions of law to the contrary, ambulatory prenatal care shall be made available to pregnant women during a period of presumptive eligibility pursuant to 42 U.S.C. Section 1396r-1, as amended;

(17) A child born to a woman eligible for and receiving MO HealthNet benefits under this section on the date of the child's birth shall be deemed to have applied for MO HealthNet benefits and to have been found eligible for such assistance under such plan on the date of such birth and to remain eligible for such assistance for a period of time determined in accordance with applicable federal and state law and regulations so long as the child is a member of the woman's household and either the woman remains eligible for such assistance or for children born on or after January 1, 1991, the woman would remain eligible for such assistance if she were still pregnant. Upon notification of such child's birth, the family support division shall assign a MO HealthNet eligibility identification number to the child so that claims may be submitted and paid under such child's identification number;

(18) Pregnant women and children eligible for MO HealthNet benefits pursuant to subdivision (12), (13) or (14) of this subsection shall not as a condition of eligibility for MO HealthNet benefits be required to apply for aid to families with dependent children. The family support division shall utilize an application for eligibility for such persons which eliminates information requirements other than those necessary to apply for MO HealthNet benefits. The division shall provide such application forms to applicants whose preliminary income information indicates that they are ineligible for aid to families with dependent children. Applicants for MO HealthNet benefits under subdivision (12), (13) or (14) of this subsection shall be informed of the aid to families with dependent children program and that they are entitled to apply for such benefits. Any forms utilized by the family support division for assessing eligibility under this chapter shall be as simple as practicable;

(19) Subject to appropriations necessary to recruit and train such staff, the family support division shall provide one or more full-time, permanent eligibility specialists to process applications for MO HealthNet benefits at the site of a health care provider, if the health care provider requests the placement of such eligibility specialists and reimburses the division for the expenses including but not limited to salaries, benefits, travel, training, telephone, supplies, and equipment of such eligibility specialists. The division may provide a health care provider with a part-time or temporary eligibility specialist at the site of a health care provider if the health care provider requests the placement of such an eligibility specialist and reimburses the division for the expenses, including but not limited to the salary, benefits, travel, training, telephone, supplies, and equipment, of such an eligibility specialist. The division may seek to employ such eligibility specialists who are otherwise qualified for such positions and who are current or former welfare participants. The division may consider training such current or former welfare participants as eligibility specialists for this program;

(20) Pregnant women who are eligible for, have applied for and have received MO HealthNet benefits under subdivision (2), (10), (11) or (12) of this subsection shall continue to be considered eligible for all pregnancy-related and postpartum MO HealthNet benefits provided under section 208.152 until the end of the sixty-day period beginning on the last day of their pregnancy. Pregnant women receiving mental health treatment for postpartum depression or

related mental health conditions within sixty days of giving birth shall, subject to appropriations and any necessary federal approval, be eligible for MO HealthNet benefits for mental health services for the treatment of postpartum depression and related mental health conditions for up to twelve additional months. Pregnant women receiving substance abuse treatment within sixty days of giving birth shall, subject to appropriations and any necessary federal approval, be eligible for MO HealthNet benefits for substance abuse treatment and mental health services for the treatment of substance abuse for no more than twelve additional months, as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waivers or state plan amendments from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements;

(21) Case management services for pregnant women and young children at risk shall be a covered service. To the greatest extent possible, and in compliance with federal law and regulations, the department of health and senior services shall provide case management services to pregnant women by contract or agreement with the department of social services through local health departments organized under the provisions of chapter 192 or chapter 205 or a city health department operated under a city charter or a combined city-county health department or other department of health and senior services designees. To the greatest extent possible the department of social services and the department of health and senior services shall mutually coordinate all services for pregnant women and children with the crippled children's program, the prevention of intellectual disability and developmental disability program and the prenatal care program administered by the department of health and senior services. The department of social services shall by regulation establish the methodology for reimbursement for case management services provided by the department of health and senior services. For purposes of this section, the term "case management" shall mean those activities of local public health personnel to identify prospective MO HealthNet-eligible high-risk mothers and enroll them in the state's MO HealthNet program, refer them to local physicians or local health departments who provide prenatal care under physician protocol and who participate in the MO HealthNet program for prenatal care and to ensure that said high-risk mothers receive support from all private and public programs for which they are eligible and shall not include involvement in any MO HealthNet prepaid, case-managed programs;

(22) By January 1, 1988, the department of social services and the department of health and senior services shall study all significant aspects of presumptive eligibility for pregnant women and submit a joint report on the subject, including projected costs and the time needed for implementation, to the general assembly. The department of social services, at the direction of the general assembly, may implement presumptive eligibility by regulation promulgated pursuant to chapter 207;

(23) All participants who would be eligible for aid to families with dependent children benefits except for the requirements of paragraph (d) of subdivision (1) of section 208.150;

(24) (a) All persons who would be determined to be eligible for old age assistance benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriation;

(b) All persons who would be determined to be eligible for aid to the blind benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005, except that less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), shall be used to raise the income limit to one hundred percent of the federal poverty level;

(c) All persons who would be determined to be eligible for permanent and total disability benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f); or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriations. Eligibility standards for permanent and total disability benefits shall not be limited by age;

(25) Persons who have been diagnosed with breast or cervical cancer and who are eligible for coverage pursuant to 42 U.S.C. Section 1396a(a)(10)(A)(ii)(XVIII). Such persons shall be eligible during a period of presumptive eligibility in accordance with 42 U.S.C. Section 1396r-1;

(26) Persons who are in foster care under the responsibility of the state of Missouri on the date such persons attained the age of eighteen years, or at any time during the thirty-day period preceding their eighteenth birthday, or persons who received foster care for at least six months in another state, are residing in Missouri, and are at least eighteen years of age, without regard to income or assets, if such persons:

(a) Are under twenty-six years of age;

(b) Are not eligible for coverage under another mandatory coverage group; and

(c) Were covered by Medicaid while they were in foster care;

(27) Any homeless child or homeless youth, as those terms are defined in section 167.020, subject to approval of a state plan amendment by the Centers for Medicare and Medicaid Services**;**

(28) (a) Subject to approval of any necessary state plan amendments or waivers, beginning on the effective date of this act, pregnant women who are eligible for, have applied for, and have received MO HealthNet benefits under subdivision (2), (10), (11), or (12) of this subsection shall be eligible for medical assistance during the pregnancy and during the twelve-month period that begins on the last day of the woman's pregnancy and ends on the last day of the month in which such twelve-month period ends, consistent with the provisions of 42 U.S.C. Section 1396a(e)(16). The department shall submit a state plan amendment to the Centers for Medicare and Medicaid Services when the number of ineligible MO HealthNet participants removed from the program in 2023 pursuant to section 208.239 exceeds the projected number of beneficiaries likely to enroll in benefits in 2023 under this subdivision and subdivision (2) of subsection 6 of section 208.662, as determined by the department, by at least one hundred individuals;

(b) The provisions of this subdivision shall remain in effect for any period of time during which the federal authority under 42 U.S.C. Section 1396a(e)(16), as amended, or any successor statutes or implementing regulations, is in effect.

2. Rules and regulations to implement this section shall be promulgated in accordance with chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

3. After December 31, 1973, and before April 1, 1990, any family eligible for assistance pursuant to 42 U.S.C. Section 601, et seq., as amended, in at least three of the last six months immediately preceding the month in which such family became ineligible for such assistance because of increased income from employment shall, while a member of such family is employed, remain eligible for MO HealthNet benefits for four calendar months following the month in which such family would otherwise be determined to be ineligible for such assistance because of income and resource limitation. After April 1, 1990, any family receiving aid pursuant to 42 U.S.C. Section 601, et seq., as amended, in at least three of the six months immediately preceding the month in which such family becomes ineligible for such aid, because of hours of employment or income from employment of the caretaker relative, shall remain eligible for MO HealthNet benefits for six calendar months following the month of such ineligibility as long as such family includes a child as provided in 42 U.S.C. Section 1396r-6. Each family which has received such medical assistance during the entire six-month period described in this section and which meets reporting requirements and income tests established by the division and continues to include a child as provided in 42 U.S.C. Section 1396r-6 shall receive MO HealthNet benefits without fee for an additional six months. The MO HealthNet division may provide by rule and as authorized by annual appropriation the scope of MO HealthNet coverage to be granted to such families.

4. When any individual has been determined to be eligible for MO HealthNet benefits, such medical assistance will be made available to him or her for care and services furnished in or after the third month before the month in which he made application for such assistance if such individual was, or upon application would have been, eligible for such assistance at the time such care and services were furnished; provided, further, that such medical expenses remain unpaid.

5. The department of social services may apply to the federal Department of Health and Human Services for a MO HealthNet waiver amendment to the Section 1115 demonstration waiver or for any additional MO HealthNet waivers necessary not to exceed one million dollars in additional costs to the state, unless subject to

appropriation or directed by statute, but in no event shall such waiver applications or amendments seek to waive the services of a rural health clinic or a federally qualified health center as defined in 42 U.S.C. Section 1396d(l)(1) and (2) or the payment requirements for such clinics and centers as provided in 42 U.S.C. Section 1396a(a)(15) and 1396a(bb) unless such waiver application is approved by the oversight committee created in section 208.955. A request for such a waiver so submitted shall only become effective by executive order not sooner than ninety days after the final adjournment of the session of the general assembly to which it is submitted, unless it is disapproved within sixty days of its submission to a regular session by a senate or house resolution adopted by a majority vote of the respective elected members thereof, unless the request for such a waiver is made subject to appropriation or directed by statute.

6. Notwithstanding any other provision of law to the contrary, in any given fiscal year, any persons made eligible for MO HealthNet benefits under subdivisions (1) to (22) of subsection 1 of this section shall only be eligible if annual appropriations are made for such eligibility. This subsection shall not apply to classes of individuals listed in 42 U.S.C. Section 1396a(a)(10)(A)(i).

7. (1) Notwithstanding any provision of law to the contrary, a military service member, or an immediate family member residing with such military service member, who is a legal resident of this state and is eligible for MO HealthNet developmental disability services, shall have his or her eligibility for MO HealthNet developmental disability services temporarily suspended for any period of time during which such person temporarily resides outside of this state for reasons relating to military service, but shall have his or her eligibility immediately restored upon returning to this state to reside.

(2) Notwithstanding any provision of law to the contrary, if a military service member, or an immediate family member residing with such military service member, is not a legal resident of this state, but would otherwise be eligible for MO HealthNet developmental disability services, such individual shall be deemed eligible for MO HealthNet developmental disability services for the duration of any time in which such individual is temporarily present in this state for reasons relating to military service.

208.186. The state shall not provide payments, add-ons, or reimbursements to health care providers through MO HealthNet for medical assistance services provided to persons who do not reside in this state, as determined under 42 CFR 435.403, or any amendments or successor regulations thereto.

208.239. The department of social services shall resume annual MO HealthNet eligibility redeterminations, renewals, and postenrollment verifications no later than thirty days after the effective date of this act."; and"; and

Further amend said amendment, Page 7, Lines 4-7, by deleting said lines and inserting in lieu thereof the following:

"Further amend said bill, Pages 10-13, Section 208.662, Lines 1-92, by deleting all of said lines and inserting in lieu thereof the following:

"208.662. 1. There is hereby established within the department of social services the "Show-Me Healthy Babies Program" as a separate children's health insurance program (CHIP) for any low-income unborn child. The program shall be established under the authority of Title XXI of the federal Social Security Act, the State Children's Health Insurance Program, as amended, and 42 CFR 457.1.

2. For an unborn child to be enrolled in the show-me healthy babies program, his or her mother shall not be eligible for coverage under Title XIX of the federal Social Security Act, the Medicaid program, as it is administered by the state, and shall not have access to affordable employer-subsidized health care insurance or other affordable health care coverage that includes coverage for the unborn child. In addition, the unborn child shall be in a family with income eligibility of no more than three hundred percent of the federal poverty level, or the equivalent modified adjusted gross income, unless the income eligibility is set lower by the general assembly through appropriations. In calculating family size as it relates to income eligibility, the family shall include, in addition to other family members, the unborn child, or in the case of a mother with a multiple pregnancy, all unborn children.

3. Coverage for an unborn child enrolled in the show-me healthy babies program shall include all prenatal care and pregnancy-related services that benefit the health of the unborn child and that promote healthy labor, delivery, and birth. Coverage need not include services that are solely for the benefit of the pregnant mother, that are unrelated to maintaining or promoting a healthy pregnancy, and that provide no benefit to the unborn child.

However, the department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397ll.

4. There shall be no waiting period before an unborn child may be enrolled in the show-me healthy babies program. In accordance with the definition of child in 42 CFR 457.10, coverage shall include the period from conception to birth. The department shall develop a presumptive eligibility procedure for enrolling an unborn child. There shall be verification of the pregnancy.

5. Coverage for the child shall continue for up to one year after birth, unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations.

6. **(1)** Pregnancy-related and postpartum coverage for the mother shall begin on the day the pregnancy ends and extend through the last day of the month that includes the sixtieth day after the pregnancy ends, unless otherwise prohibited by law or unless otherwise limited by the general assembly through appropriations. The department may include pregnancy-related assistance as defined in 42 U.S.C. Section 1397ll.

(2) (a) Subject to approval of any necessary state plan amendments or waivers, beginning on the effective date of this act, mothers eligible to receive coverage under this section shall receive medical assistance benefits during the pregnancy and during the twelve-month period that begins on the last day of the woman's pregnancy and ends on the last day of the month in which such twelve-month period ends, consistent with the provisions of 42 U.S.C. Section 1397gg(e)(1)(J). The department shall seek any necessary state plan amendments or waivers to implement the provisions of this subdivision when the number of ineligible MO HealthNet participants removed from the program in 2023 pursuant to section 208.239 exceeds the projected number of beneficiaries likely to enroll in benefits in 2023 under this subdivision and subdivision (28) of subsection 1 of section 208.151, as determined by the department, by at least one hundred individuals.

(b) The provisions of this subdivision shall remain in effect for any period of time during which the federal authority under 42 U.S.C. Section 1397gg(e)(1)(J), as amended, or any successor statutes or implementing regulations, is in effect.

7. The department shall provide coverage for an unborn child enrolled in the show-me healthy babies program in the same manner in which the department provides coverage for the children's health insurance program (CHIP) in the county of the primary residence of the mother.

8. The department shall provide information about the show-me healthy babies program to maternity homes as defined in section 135.600, pregnancy resource centers as defined in section 135.630, and other similar agencies and programs in the state that assist unborn children and their mothers. The department shall consider allowing such agencies and programs to assist in the enrollment of unborn children in the program, and in making determinations about presumptive eligibility and verification of the pregnancy.

9. Within sixty days after August 28, 2014, the department shall submit a state plan amendment or seek any necessary waivers from the federal Department of Health and Human Services requesting approval for the show-me healthy babies program.

10. At least annually, the department shall prepare and submit a report to the governor, the speaker of the house of representatives, and the president pro tempore of the senate analyzing and projecting the cost savings and benefits, if any, to the state, counties, local communities, school districts, law enforcement agencies, correctional centers, health care providers, employers, other public and private entities, and persons by enrolling unborn children in the show-me healthy babies program. The analysis and projection of cost savings and benefits, if any, may include but need not be limited to:

(1) The higher federal matching rate for having an unborn child enrolled in the show-me healthy babies program versus the lower federal matching rate for a pregnant woman being enrolled in MO HealthNet or other federal programs;

(2) The efficacy in providing services to unborn children through managed care organizations, group or individual health insurance providers or premium assistance, or through other nontraditional arrangements of providing health care;

(3) The change in the proportion of unborn children who receive care in the first trimester of pregnancy due to a lack of waiting periods, by allowing presumptive eligibility, or by removal of other barriers, and any resulting or projected decrease in health problems and other problems for unborn children and women throughout pregnancy; at labor, delivery, and birth; and during infancy and childhood;

(4) The change in healthy behaviors by pregnant women, such as the cessation of the use of tobacco, alcohol, illicit drugs, or other harmful practices, and any resulting or projected short-term and long-term decrease in birth defects; poor motor skills; vision, speech, and hearing problems; breathing and respiratory problems; feeding and digestive problems; and other physical, mental, educational, and behavioral problems; and

(5) The change in infant and maternal mortality, preterm births and low birth weight babies and any resulting or projected decrease in short-term and long-term medical and other interventions.

11. The show-me healthy babies program shall not be deemed an entitlement program, but instead shall be subject to a federal allotment or other federal appropriations and matching state appropriations.

12. Nothing in this section shall be construed as obligating the state to continue the show-me healthy babies program if the allotment or payments from the federal government end or are not sufficient for the program to operate, or if the general assembly does not appropriate funds for the program.

13. Nothing in this section shall be construed as expanding MO HealthNet or fulfilling a mandate imposed by the federal government on the state.

209.700. 1. This section shall be known and may be cited as the "Missouri Employment First Act".

2. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) "Competitive integrated employment", work that:

(a) Is performed on a full-time or part-time basis, including self-employment, and for which a person is compensated at a rate that:

a. Is no less than the higher of the rate specified in 29 U.S.C. Section 206(a)(1) or the rate required under any applicable state or local minimum wage law for the place of employment;

b. Is no less than the customary rate paid by the employer for the same or similar work performed by other employees who are not persons with disabilities and who are similarly situated in similar occupations by the same employer and who have similar training, experience, and skills;

c. In the case of a person who is self-employed, yields an income that is comparable to the income received by other persons who are not persons with disabilities and who are self-employed in similar occupations or on similar tasks and who have similar training, experience, and skills; and

d. Is eligible for the level of benefits provided to other employees;

(b) Is at a location:

a. Typically found in the community; and

b. Where the employee with a disability interacts for the purpose of performing the duties of the position with other employees within the particular work unit and the entire work site and, as appropriate to the work performed, other persons, such as customers and vendors, who are not persons with disabilities, other than supervisory personnel or persons who are providing services to such employee, to the same extent that employees who are not persons with disabilities and who are in comparable positions interact with these persons; and

(c) Presents, as appropriate, opportunities for advancement that are similar to those for other employees who are not persons with disabilities and who have similar positions;

(2) "Customized employment", competitive integrated employment for a person with a significant disability that is:

(a) Based on an individualized determination of the unique strengths, needs, and interests of the person with a significant disability;

(b) Designed to meet the specific abilities of the person with a significant disability and the business needs of the employer; and

(c) Carried out through flexible strategies, such as:

a. Job exploration by the person; and

b. Working with an employer to facilitate placement, including:

(i) Customizing a job description based on current employer needs or on previously unidentified and unmet employer needs;

(ii) Developing a set of job duties, a work schedule and job arrangement, and specifics of supervision, including performance evaluation and review, and determining a job location;

(iii) Using a professional representative chosen by the person or self-representation, if elected, to work with an employer to facilitate placement; and

(iv) Providing services and supports at the job location;

(3) "Disability", a physical or mental impairment that substantially limits one or more major life activities of a person, as defined in the Americans with Disabilities Act of 1990, as amended. The term "disability" does not include brief periods of intoxication caused by alcohol or drugs or dependence upon or addiction to any alcohol or drug;

(4) "Employment first", a concept to facilitate the full inclusion of persons with disabilities in the workplace and community in which community-based, competitive integrated employment is the first and preferred outcome for employment services for persons with disabilities;

(5) "Employment-related services", services provided to persons, including persons with disabilities, to assist them in finding employment. The term "employment-related services" includes, but is not limited to, resume development, job fairs, and interview training;

(6) "Integrated setting", a setting:

(a) Typically found in the community; and

(b) Where the employee with a disability interacts for the purpose of performing the duties of the position with other employees within the particular work unit and the entire work site and, as appropriate to the work performed, other persons, such as customers and vendors, who are not persons with disabilities, other than supervisory personnel or persons who are providing services to such employee, to the same extent that employees who are not persons with disabilities and who are in comparable positions interact with these persons;

(7) "Outcome", with respect to a person entering, advancing in, or retaining full-time or, if appropriate, part-time competitive integrated employment, including customized employment, self-employment, telecommuting, or business ownership, or supported employment that is consistent with a person's unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice;

(8) "Sheltered workshop", the same meaning given to the term in section 178.900;

(9) "State agency", an authority, board, branch, commission, committee, department, division, or other instrumentality of the executive branch of state government;

(10) "Supported employment", competitive integrated employment, including customized employment, or employment in an integrated setting in which persons are working toward a competitive integrated employment, that is individualized and customized consistent with the strengths, abilities, interests, and informed choice of the persons involved who, because of the nature and severity of their disabilities, need intensive supported employment services and extended services in order to perform the work involved;

(11) "Supported employment services", ongoing support services, including customized employment, needed to support and maintain a person with a most significant disability in supported employment, that:

(a) Are provided singly or in combination and are organized and made available in such a way as to assist an eligible person to achieve competitive integrated employment; and

(b) Are based on a determination of the needs of an eligible person, as specified in an individualized plan for employment;

(12) "Working age", sixteen years of age or older;

(13) "Youth with a disability", any person fourteen years of age or older and under eighteen years of age who has a disability.

3. All state agencies that provide employment-related services or that provide services or support to persons with disabilities shall:

(1) Develop collaborative relationships with each other, confirmed by a written memorandum of understanding signed by each such state agency; and

(2) Implement coordinated strategies to promote competitive integrated employment including, but not limited to, coordinated service planning, job exploration, increased job training, and internship opportunities.

4. All state agencies that provide employment-related services or that provide services or support to persons with disabilities shall:

(1) Implement an employment first policy by considering competitive integrated employment as the first and preferred outcome when planning or providing services or supports to persons with disabilities who are of working age;

(2) Offer information on competitive integrated employment to all working-age persons with disabilities. The information offered shall include an explanation of the relationship between a person's earned income and his or her public benefits, information on Achieving a Better Life Experience (ABLE) accounts, and information on accessing assistive technology;

(3) Ensure that persons with disabilities receive the opportunity to understand and explore education and training as pathways to employment, including postsecondary, graduate, and postgraduate education; vocational and technical training; and other training. State agencies shall not be required to fund any education or training unless otherwise required by law;

(4) Promote the availability and accessibility of individualized training designed to prepare a person with a disability for the person's preferred employment;

(5) Promote partnerships with private agencies that offer supported employment services, if appropriate;

(6) Promote partnerships with employers to overcome barriers to meeting workforce needs with the creative use of technology and innovation;

(7) Ensure that staff members of public schools, vocational service programs, and community providers receive the support, guidance, and training that they need to contribute to attainment of the goal of competitive integrated employment for all persons with disabilities;

(8) Ensure that competitive integrated employment, while the first and preferred outcome when planning or providing services or supports to persons with disabilities who are of working age, is not required of a person with a disability to secure or maintain public benefits for which the person is otherwise eligible; and

(9) At least once each year, discuss basic information about competitive integrated employment with the parents or guardians of a youth with a disability. If the youth with a disability has been emancipated, state agencies shall discuss this information with the youth with a disability. The information offered shall include an explanation of the relationship between a person's earned income and his or her public benefits, information about ABLE accounts, and information about accessing assistive technology.

5. Nothing in this section shall require a state agency to perform any action that would interfere with the state agency's ability to fulfill duties and requirements mandated by federal law.

6. Nothing in this section shall be construed to limit or disallow any disability benefits to which a person with a disability who is unable to engage in competitive integrated employment would otherwise be entitled.

7. Nothing in this section shall be construed to eliminate any supported employment services or sheltered workshop settings as options.

8. (1) Nothing in this section shall be construed to require any state agency or other employer to give a preference in hiring to persons with disabilities or to prohibit any employment relationship or program that is otherwise permitted under applicable law.

(2) Any person who is employed by a state agency shall meet the minimum qualifications and requirements for the position in which the person is employed.

9. All state agencies that provide employment-related services or that provide services or support to persons with disabilities shall coordinate efforts and collaborate within and among each other to ensure that state programs, policies, and procedures support competitive integrated employment for persons with disabilities who are of working age. All such state agencies, when feasible, shall share data and information across systems in order to track progress toward full implementation of this section. All such state agencies are encouraged to adopt measurable goals and objectives to promote assessment of progress in implementing this section.

10. State agencies may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

210.1360. 1. Any personally identifiable information regarding any child under eighteen"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stinnett, **House Amendment No. 4 to House Amendment No. 1** was adopted.

Representative Davidson offered **House Amendment No. 5 to House Amendment No. 1**.

House Amendment No. 5
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 106, Page 7, Line 15, by deleting said line and inserting in lieu thereof the following:

"**legal guardian's child's records.**

334.100. 1. The board may refuse to issue or renew any certificate of registration or authority, permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew any certificate, registration or authority, the board may, at its discretion, issue a license which is subject to probation, restriction or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered the person's certificate of registration or authority, permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to this chapter, for any offense involving fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration or authority, permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct or unprofessional conduct in the performance of the functions or duties of any profession licensed or regulated by this chapter, including, but not limited to, the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for visits to the

physician's office which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment, diagnostic tests or medical or surgical services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment or infirmity can be cured by a method, procedure, treatment, medicine or device;

(f) Performing or prescribing medical services which have been declared by board rule to be of no medical or osteopathic value;

(g) Final disciplinary action by any professional medical or osteopathic association or society or licensed hospital or medical staff of such hospital in this or any other state or territory, whether agreed to voluntarily or not, and including, but not limited to, any removal, suspension, limitation, or restriction of the person's license or staff or hospital privileges, failure to renew such privileges or license for cause, or other final disciplinary action, if the action was in any way related to unprofessional conduct, professional incompetence, malpractice or any other violation of any provision of this chapter;

(h) Signing a blank prescription form; or dispensing, prescribing, administering or otherwise distributing any drug, controlled substance or other treatment without sufficient examination including failing to establish a valid physician-patient relationship pursuant to section 334.108, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional practice, or not in good faith to relieve pain and suffering, or not to cure an ailment, physical infirmity or disease, except as authorized in section 334.104;

(i) Exercising influence within a physician-patient relationship for purposes of engaging a patient in sexual activity;

(j) Being listed on any state or federal sexual offender registry;

(k) Terminating the medical care of a patient without adequate notice or without making other arrangements for the continued care of the patient;

(l) Failing to furnish details of a patient's medical records to other treating physicians or hospitals upon proper request; or failing to comply with any other law relating to medical records;

(m) Failure of any applicant or licensee to cooperate with the board during any investigation;

(n) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;

(o) Failure to timely pay license renewal fees specified in this chapter;

(p) Violating a probation agreement, order, or other settlement agreement with this board or any other licensing agency;

(q) Failing to inform the board of the physician's current residence and business address;

(r) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physician. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation or association which issues or conducts such advertising;

(s) Any other conduct that is unethical or unprofessional involving a minor;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence or repeated negligence in the performance of the functions or duties of any profession licensed or regulated by this chapter. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter or chapter 324, or of any lawful rule or regulation adopted pursuant to this chapter or chapter 324;

(7) Impersonation of any person holding a certificate of registration or authority, permit or license or allowing any person to use his or her certificate of registration or authority, permit, license or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation or other final disciplinary action against the holder of or applicant for a license or other right to practice any profession regulated by this chapter by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including, but not limited to, the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of medicine while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice medicine who is not registered and currently eligible to practice pursuant to this chapter. A physician who works in accordance with standing orders or protocols or in accordance with the provisions of section 334.104 shall not be in violation of this subdivision;

(11) Issuance of a certificate of registration or authority, permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate or license if so required by this chapter or any rule promulgated pursuant to this chapter;

(13) Violation of the drug laws or rules and regulations of this state, including but not limited to any provision of chapter 195, any other state, or the federal government;

(14) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any birth, death or other certificate or document executed in connection with the practice of the person's profession;

(15) Knowingly making a false statement, orally or in writing to the board;

(16) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of health care services for all patients, or the qualifications of an individual person or persons to diagnose, render, or perform health care services;

(17) Using, or permitting the use of, the person's name under the designation of "Doctor", "Dr.", "M.D.", or "D.O.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(18) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment pursuant to the provisions of chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the Social Security Act;

(19) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof; maintaining an unsanitary office or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in the office of a physician or in any health care facility to the board, in writing, within thirty days after the discovery thereof;

(20) Any candidate for licensure or person licensed to practice as a physical therapist, paying or offering to pay a referral fee or**[**~~, notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon pursuant to this chapter, as a dentist pursuant to chapter 332, as a podiatrist pursuant to chapter 330, as an advanced practice registered nurse under chapter 335, or any licensed and registered physician, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing~~**] evaluating or treating a patient in a manner inconsistent with section 334.506**;

(21) Any candidate for licensure or person licensed to practice as a physical therapist, treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.620;

(22) Any person licensed to practice as a physician or surgeon, requiring, as a condition of the physician-patient relationship, that the patient receive prescribed drugs, devices or other professional services directly from facilities of that physician's office or other entities under that physician's ownership or control. A physician shall provide the patient with a prescription which may be taken to the facility selected by the patient and a physician

knowingly failing to disclose to a patient on a form approved by the advisory commission for professional physical therapists as established by section 334.625 which is dated and signed by a patient or guardian acknowledging that the patient or guardian has read and understands that the physician has a pecuniary interest in a physical therapy or rehabilitation service providing prescribed treatment and that the prescribed treatment is available on a competitive basis. This subdivision shall not apply to a referral by one physician to another physician within a group of physicians practicing together;

(23) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed or administered by another physician who is authorized by law to do so;

(24) Habitual intoxication or dependence on alcohol, evidence of which may include more than one alcohol-related enforcement contact as defined by section 302.525;

(25) Failure to comply with a treatment program or an aftercare program entered into as part of a board order, settlement agreement or licensee's professional health program;

(26) Revocation, suspension, limitation, probation, or restriction of any kind whatsoever of any controlled substance authority, whether agreed to voluntarily or not, or voluntary termination of a controlled substance authority while under investigation;

(27) For a physician to operate, conduct, manage, or establish an abortion facility, or for a physician to perform an abortion in an abortion facility, if such facility comes under the definition of an ambulatory surgical center pursuant to sections 197.200 to 197.240, and such facility has failed to obtain or renew a license as an ambulatory surgical center.

3. Collaborative practice arrangements, protocols and standing orders shall be in writing and signed and dated by a physician prior to their implementation.

4. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the board may, singly or in combination, warn, censure or place the person named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years, or may suspend the person's license, certificate or permit for a period not to exceed three years, or restrict or limit the person's license, certificate or permit for an indefinite period of time, or revoke the person's license, certificate, or permit, or administer a public or private reprimand, or deny the person's application for a license, or permanently withhold issuance of a license or require the person to submit to the care, counseling or treatment of physicians designated by the board at the expense of the individual to be examined, or require the person to attend such continuing educational courses and pass such examinations as the board may direct.

5. In any order of revocation, the board may provide that the person may not apply for reinstatement of the person's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.

6. Before restoring to good standing a license, certificate or permit issued pursuant to this chapter which has been in a revoked, suspended or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.

7. In any investigation, hearing or other proceeding to determine a licensee's or applicant's fitness to practice, any record relating to any patient of the licensee or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such licensee, applicant, record custodian or patient might otherwise invoke. In addition, no such licensee, applicant, or record custodian may withhold records or testimony bearing upon a licensee's or applicant's fitness to practice on the ground of privilege between such licensee, applicant or record custodian and a patient.

8. The act of lawfully dispensing, prescribing, administering, or otherwise distributing ivermectin tablets or hydroxychloroquine sulfate tablets for human use shall not be grounds for denial, suspension, revocation, or other disciplinary action by the board.

334.506. 1. As used in this section, **the following terms mean:**

(1) "Approved health care provider" **[**~~means~~**],** a person holding a current and active license as a physician and surgeon under this chapter, a chiropractor under chapter 331, a dentist under chapter 332, a podiatrist under chapter 330, a physician assistant under this chapter, an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, or podiatrist practicing in another jurisdiction whose license is in good standing**;**

(2) "Consult" or "consultation", communication by telephone, by fax, in writing, or in person with the patient's personally approved licensed health care provider or a licensed health care provider of the patient's designation.

2. A physical therapist **[**~~shall not~~**] may evaluate and** initiate treatment **[**~~for a new injury or illness~~**] on a patient** without a prescription **or referral** from an approved health care provider**, provided that the physical therapist has a doctorate of physical therapy degree or has five years of clinical practice as a physical therapist**.

3. A physical therapist may provide educational resources and training, develop fitness or wellness programs **[**~~for asymptomatic persons~~**]**, or provide screening or consultative services within the scope of physical therapy practice without **[**~~the~~**] a** prescription **[**~~and direction of~~**] or referral from** an approved health care provider.

4. **[**~~A physical therapist may examine and treat without the prescription and direction of an approved health care provider any person with a recurring self-limited injury within one year of diagnosis by an approved health care provider or a chronic illness that has been previously diagnosed by an approved health care provider. The physical therapist shall:~~**]**

(1) **[**~~Contact the patient's current approved health care provider within seven days of initiating physical therapy services under this subsection;~~**] A physical therapist shall refer to an approved health care provider any patient whose condition at the time of evaluation or treatment is determined to be beyond the scope of practice of physical therapy. The physical therapist shall not provide physical therapy services or treatment after this referral has been made.**

(2) **[**~~Not change an existing physical therapy referral available to the physical therapist without approval of the patient's current approved health care provider;~~**] A physical therapist shall refer to an approved health care provider any patient who does not demonstrate measurable or functional improvement after ten visits or thirty days, whichever occurs first. The physical therapist shall not provide further therapy services or treatment after this referral has been made.**

(3) **[**~~Refer to an approved health care provider any patient whose medical condition at the time of examination or treatment is determined to be beyond the scope of practice of physical therapy;~~

~~(4) Refer to an approved health care provider any patient whose condition for which physical therapy services are rendered under this subsection has not been documented to be progressing toward documented treatment goals after six visits or fourteen days, whichever first occurs;~~

~~(5) Notify the patient's current approved health care provider prior to the continuation of treatment if treatment rendered under this subsection is to continue beyond thirty days. The physical therapist shall provide such notification for each successive period of thirty days.~~ **] (a) A physical therapist shall consult with an approved health care provider if, after every ten visits or thirty days, whichever occurs first, the patient has demonstrated measurable or functional improvement from the course of physical therapy services or treatment provided and the physical therapist believes that continuation of the course of physical therapy services or treatment is reasonable and necessary based on the physical therapist's evaluation of the patient. The physical therapist shall not provide further physical therapy services or treatment until the consultation has occurred.**

(b) The consultation with the approved health care provider shall include information concerning:

a. The patient's condition for which physical therapy services or treatments were provided;

b. The basis for the course of services or treatment indicated, as determined from the physical therapy evaluation of the patient;

c. The physical therapy services or treatment provided before the date of the consultation;

d. The patient's demonstrated measurable or functional improvement from the services or treatment provided before the date of the consultation;

e. The continuing physical therapy services or treatment proposed to be provided following the consultation; and

f. The professional physical therapy basis for the continued physical therapy services or treatment to be provided.

(c) Continued physical therapy services or treatment following the consultation with and approval by an approved health care provider shall proceed in accordance with any feedback, advice, opinion, or direction of the approved health care provider. The physical therapist shall notify the consulting approved

health care provider of continuing physical therapy services or treatment and the patient's progress at least every ten visits or thirty days after the initial consultation unless the consulting approved health care provider directs otherwise.

(d) The provisions of this subdivision shall not apply to physical therapy services performed within a primary or secondary school for individuals within ages not in excess of twenty-one years.

5. The provision of physical therapy services of evaluation and screening pursuant to this section shall be limited to a physical therapist, and any authority for evaluation and screening granted within this section may not be delegated. Upon each reinitiation of physical therapy services, a physical therapist shall provide a full physical therapy evaluation prior to the reinitiation of physical therapy treatment. **[**~~Physical therapy treatment provided pursuant to the provisions of subsection 4 of this section may be delegated by physical therapists to physical therapist assistants only if the patient's current approved health care provider has been so informed as part of the physical therapist's seven-day notification upon reinitiation of physical therapy services as required in subsection 4 of this section.~~**]** Nothing in this subsection shall be construed as to limit the ability of physical therapists or physical therapist assistants to provide physical therapy services in accordance with the provisions of this chapter, and upon the referral of an approved health care provider. Nothing in this subsection shall prohibit an approved health care provider from acting within the scope of their practice as defined by the applicable chapters of RSMo.

6. No person licensed to practice, or applicant for licensure, as a physical therapist or physical therapist assistant shall make a medical diagnosis.

7. A physical therapist shall only delegate physical therapy treatment to a physical therapist assistant or to a person in an entry level of a professional education program approved by the Commission on Accreditation in Physical Therapy Education (CAPTE) who satisfies supervised clinical education requirements related to the person's physical therapist or physical therapist assistant education. The entry-level person shall be under the supervision of a physical therapist.

334.613. 1. The board may refuse to issue or renew a license to practice as a physical therapist or physical therapist assistant for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew a license to practice as a physical therapist or physical therapist assistant, the board may, at its discretion, issue a license which is subject to probation, restriction, or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation, or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited, or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited, or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of a license to practice as a physical therapist or physical therapist assistant who has failed to renew or has surrendered his or her license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of a physical therapist or physical therapist assistant;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state, of the United States, or of any country, for any offense directly related to the duties and responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation, or bribery in securing any certificate of registration or authority, permit, or license issued under this chapter or in obtaining permission to take any examination given or required under this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct, or unprofessional conduct in the performance of the functions or duties of a physical therapist or physical therapist assistant, including but not limited to the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition, or other compensation by fraud, deception, or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for sessions of physical therapy which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion, or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment or services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience, or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment, or infirmity can be cured by a method, procedure, treatment, medicine, or device;

(f) Performing services which have been declared by board rule to be of no physical therapy value;

(g) Final disciplinary action by any professional association, professional society, licensed hospital or medical staff of the hospital, or physical therapy facility in this or any other state or territory, whether agreed to voluntarily or not, and including but not limited to any removal, suspension, limitation, or restriction of the person's professional employment, malpractice, or any other violation of any provision of this chapter;

(h) Administering treatment without sufficient examination, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional physical therapy practice;

(i) Engaging in or soliciting sexual relationships, whether consensual or nonconsensual, while a physical therapist or physical therapist assistant/patient relationship exists; making sexual advances, requesting sexual favors, or engaging in other verbal conduct or physical contact of a sexual nature with patients or clients;

(j) Terminating the care of a patient without adequate notice or without making other arrangements for the continued care of the patient;

(k) Failing to furnish details of a patient's physical therapy records to treating physicians, other physical therapists, or hospitals upon proper request; or failing to comply with any other law relating to physical therapy records;

(l) Failure of any applicant or licensee, other than the licensee subject to the investigation, to cooperate with the board during any investigation;

(m) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;

(n) Failure to timely pay license renewal fees specified in this chapter;

(o) Violating a probation agreement with this board or any other licensing agency;

(p) Failing to inform the board of the physical therapist's or physical therapist assistant's current telephone number, residence, and business address;

(q) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physical therapist or physical therapist assistant. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation, or association which issues or conducts such advertising;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence, or repeated negligence in the performance of the functions or duties of a physical therapist or physical therapist assistant. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule adopted under this chapter;

(7) Impersonation of any person licensed as a physical therapist or physical therapist assistant or allowing any person to use his or her license or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation, or other final disciplinary action against a physical therapist or physical therapist assistant for a license or other right to practice as a physical therapist or physical therapist assistant by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including but not limited to the denial of licensure,

surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of physical therapy while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice who is not licensed and currently eligible to practice under this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice physical therapy who is not licensed and currently eligible to practice under this chapter;

(11) Issuance of a license to practice as a physical therapist or physical therapist assistant based upon a material mistake of fact;

(12) Failure to display a valid license pursuant to practice as a physical therapist or physical therapist assistant;

(13) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any document executed in connection with the practice of physical therapy;

(14) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of physical therapy services for all patients, or the qualifications of an individual person or persons to render, or perform physical therapy services;

(15) Using, or permitting the use of, the person's name under the designation of "physical therapist", "physiotherapist", "registered physical therapist", "P.T.", "Ph.T.", "P.T.T.", "D.P.T.", "M.P.T." or "R.P.T.", "physical therapist assistant", "P.T.A.", "L.P.T.A.", "C.P.T.A.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(16) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment under chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the Social Security Act;

(17) Failure or refusal to properly guard against contagious, infectious, or communicable diseases or the spread thereof; maintaining an unsanitary facility or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in any physical therapy facility to the board, in writing, within thirty days after the discovery thereof;

(18) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant paying or offering to pay a referral fee or**[**~~, notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon under this chapter, as a physician assistant under this chapter, as a chiropractor under chapter 331, as a dentist under chapter 332, as a podiatrist under chapter 330, as an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing~~**]** **evaluating or treating a patient in a manner inconsistent with section 334.506**;

(19) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.685;

(20) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by a physician who is authorized by law to do so;

(21) Failing to maintain adequate patient records under section 334.602;

(22) Attempting to engage in conduct that subverts or undermines the integrity of the licensing examination or the licensing examination process, including but not limited to utilizing in any manner recalled or memorized licensing examination questions from or with any person or entity, failing to comply with all test center security procedures, communicating or attempting to communicate with any other examinees during the test, or copying or sharing licensing examination questions or portions of questions;

(23) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant who requests, receives, participates or engages directly or indirectly in the division, transferring, assigning, rebating or refunding of fees received for professional services or profits by means of a credit or other valuable consideration such as wages, an unearned commission, discount or gratuity with any person who referred a patient, or with any relative or business associate of the referring person;

(24) Being unable to practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients by reasons of incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. The following shall apply to this subdivision:

(a) In enforcing this subdivision the board shall, after a hearing by the board, upon a finding of probable cause, require a physical therapist or physical therapist assistant to submit to a reexamination for the purpose of establishing his or her competency to practice as a physical therapist or physical therapist assistant conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the pattern and practice of such physical therapist's or physical therapist assistant's professional conduct, or to submit to a mental or physical examination or combination thereof by a facility or professional approved by the board;

(b) For the purpose of this subdivision, every physical therapist and physical therapist assistant licensed under this chapter is deemed to have consented to submit to a mental or physical examination when directed in writing by the board;

(c) In addition to ordering a physical or mental examination to determine competency, the board may, notwithstanding any other law limiting access to medical or other health data, obtain medical data and health records relating to a physical therapist, physical therapist assistant or applicant without the physical therapist's, physical therapist assistant's or applicant's consent;

(d) Written notice of the reexamination or the physical or mental examination shall be sent to the physical therapist or physical therapist assistant, by registered mail, addressed to the physical therapist or physical therapist assistant at the physical therapist's or physical therapist assistant's last known address. Failure of a physical therapist or physical therapist assistant to submit to the examination when directed shall constitute an admission of the allegations against the physical therapist or physical therapist assistant, in which case the board may enter a final order without the presentation of evidence, unless the failure was due to circumstances beyond the physical therapist's or physical therapist assistant's control. A physical therapist or physical therapist assistant whose right to practice has been affected under this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that the physical therapist or physical therapist assistant can resume the competent practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients;

(e) In any proceeding under this subdivision neither the record of proceedings nor the orders entered by the board shall be used against a physical therapist or physical therapist assistant in any other proceeding. Proceedings under this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(f) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the disciplinary measures set forth in subsection 3 of this section.

3. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds provided in subsection 2 of this section for disciplinary action are met, the board may, singly or in combination:

(1) Warn, censure or place the physical therapist or physical therapist assistant named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years;

(2) Suspend the physical therapist's or physical therapist assistant's license for a period not to exceed three years;

(3) Restrict or limit the physical therapist's or physical therapist assistant's license for an indefinite period of time;

(4) Revoke the physical therapist's or physical therapist assistant's license;

(5) Administer a public or private reprimand;

(6) Deny the physical therapist's or physical therapist assistant's application for a license;

(7) Permanently withhold issuance of a license;

(8) Require the physical therapist or physical therapist assistant to submit to the care, counseling or treatment of physicians designated by the board at the expense of the physical therapist or physical therapist assistant to be examined;

(9) Require the physical therapist or physical therapist assistant to attend such continuing educational courses and pass such examinations as the board may direct.

4. In any order of revocation, the board may provide that the physical therapist or physical therapist assistant shall not apply for reinstatement of the physical therapist's or physical therapist assistant's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.

5. Before restoring to good standing a license issued under this chapter which has been in a revoked, suspended, or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.

6. In any investigation, hearing or other proceeding to determine a physical therapist's, physical therapist assistant's or applicant's fitness to practice, any record relating to any patient of the physical therapist, physical therapist assistant, or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such physical therapist, physical therapist assistant, applicant, record custodian, or patient might otherwise invoke. In addition, no such physical therapist, physical therapist assistant, applicant, or record custodian may withhold records or testimony bearing upon a physical therapist's, physical therapist assistant's, or applicant's fitness to practice on the grounds of privilege between such physical therapist, physical therapist assistant, applicant, or record custodian and a patient."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 5 to House Amendment No. 1** was adopted.

Representative Deaton offered **House Amendment No. 6 to House Amendment No. 1**.

House Amendment No. 6
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 106, Page 7, Line 2, by deleting said line and inserting in lieu thereof the following:

"and the legal successors thereof.

208.030. 1. The family support division shall make monthly payments to each person who was a recipient of old age assistance, aid to the permanently and totally disabled, and aid to the blind and who:

(1) Received such assistance payments from the state of Missouri for the month of December, 1973, to which they were legally entitled; and

(2) Is a resident of Missouri.

2. The amount of supplemental payment made to persons who meet the eligibility requirements for and receive federal supplemental security income payments shall be in an amount, as established by rule and regulation of the family support division, sufficient to, when added to all other income, equal the amount of cash income received in December, 1973; except, in establishing the amount of the supplemental payments, there shall be disregarded cost-of-living increases provided for in Titles II and XVI of the federal Social Security Act and any benefits or income required to be disregarded by an act of Congress of the United States or any regulation duly promulgated thereunder. As long as the recipient continues to receive a supplemental security income payment, the supplemental payment shall not be reduced. The minimum supplemental payment for those persons who continue to meet the December, 1973, eligibility standards for aid to the blind shall be in an amount which, when added to the federal supplemental security income payment, equals the amount of the blind pension grant as provided for in chapter 209.

3. The amount of supplemental payment made to persons who do not meet the eligibility requirements for federal supplemental security income benefits, but who do meet the December, 1973, eligibility standards for old age assistance, permanent and total disability and aid to the blind or less restrictive requirements as established by rule or regulation of the family support division, shall be in an amount established by rule and regulation of the family support division sufficient to, when added to all other income, equal the amount of cash income received in December, 1973; except, in establishing the amount of the supplemental payment, there shall be disregarded cost-of-

living increases provided for in Titles II and XVI of the federal Social Security Act and any other benefits or income required to be disregarded by an act of Congress of the United States or any regulation duly promulgated thereunder. The minimum supplemental payments for those persons who continue to meet the December, 1973, eligibility standards for aid to the blind shall be a blind pension payment as prescribed in chapter 209.

4. The family support division shall make monthly payments to persons meeting the eligibility standards for the aid to the blind program in effect December 31, 1973, who are bona fide residents of the state of Missouri. The payment shall be in the amount prescribed in subsection 1 of section 209.040, less any federal supplemental security income payment.

5. The family support division shall make monthly payments to persons age twenty-one or over who meet the eligibility requirements in effect on December 31, 1973, or less restrictive requirements as established by rule or regulation of the family support division, who were receiving old age assistance, permanent and total disability assistance, general relief assistance, or aid to the blind assistance lawfully, who are not eligible for nursing home care under the Title XIX program, and who reside in a licensed residential care facility, a licensed assisted living facility, a licensed intermediate care facility or a licensed skilled nursing facility in Missouri and whose total cash income is not sufficient to pay the amount charged by the facility; and to all applicants age twenty-one or over who are not eligible for nursing home care under the Title XIX program who are residing in a licensed residential care facility, a licensed assisted living facility, a licensed intermediate care facility or a licensed skilled nursing facility in Missouri, who make application after December 31, 1973, provided they meet the eligibility standards for old age assistance, permanent and total disability assistance, general relief assistance, or aid to the blind assistance in effect on December 31, 1973, or less restrictive requirements as established by rule or regulation of the family support division, who are bona fide residents of the state of Missouri, and whose total cash income is not sufficient to pay the amount charged by the facility. **[**~~Until July 1, 1983, the amount of the total state payment for home care in licensed residential care facilities shall not exceed one hundred twenty dollars monthly, for care in licensed intermediate care facilities or licensed skilled nursing facilities shall not exceed three hundred dollars monthly, and for care in licensed assisted living facilities shall not exceed two hundred twenty-five dollars monthly. Beginning July 1, 1983, for fiscal year 1983-1984 and each year thereafter,~~**]** The amount of the total state payment for home care in licensed residential care facilities **and for care in licensed assisted living facilities** shall **[**~~not exceed one hundred fifty-six dollars monthly,~~**] be subject to appropriation. The amount of total state payment** for care in licensed intermediate care facilities or licensed skilled nursing facilities shall not exceed three hundred ninety dollars monthly**[**~~, and for care in licensed assisted living facilities shall not exceed two hundred ninety-two dollars and fifty cents monthly~~**]**. No intermediate care or skilled nursing payment shall be made to a person residing in a licensed intermediate care facility or in a licensed skilled nursing facility unless such person has been determined, by his or her own physician or doctor, to medically need such services subject to review and approval by the department. Residential care payments may be made to persons residing in licensed intermediate care facilities or licensed skilled nursing facilities. Any person eligible to receive a monthly payment pursuant to this subsection shall receive an additional monthly payment equal to the Medicaid vendor nursing facility personal needs allowance. The exact amount of the additional payment shall be determined by rule of the department. This additional payment shall not be used to pay for any supplies or services, or for any other items that would have been paid for by the family support division if that person would have been receiving medical assistance benefits under Title XIX of the federal Social Security Act for nursing home services pursuant to the provisions of section 208.159. Notwithstanding the previous part of this subsection, the person eligible shall not receive this additional payment if such eligible person is receiving funds for personal expenses from some other state or federal program."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Deaton, **House Amendment No. 6 to House Amendment No. 1** was adopted.

Representative Kelley (127) offered **House Amendment No. 7 to House Amendment No. 1**.

House Amendment No. 7
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 106, Page 1, Line 30, by inserting after the word "Line" the following:

"6, by inserting after the word "**amended;**" the word "**and**"; and

Further amend said bill, page, and section, Lines 8-12, by deleting said lines and inserting in lieu thereof the following:

"**1973, 29 U.S.C. Section 794, as amended.**"; and

Further amend said bill, page, and section, Line 17, by inserting after the word "**child's**" the words "**most recent**"; and

Further amend said bill, page, and section, Line"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelley (127), **House Amendment No. 7 to House Amendment No. 1** was adopted.

Representative McGaugh offered **House Amendment No. 8 to House Amendment No. 1**.

House Amendment No. 8
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 106, Page 7, Line 21, by inserting after all of said section and line the following:

"Further amend said bill, Page 22, Section 552.020, Line 214, by inserting after all of said section and line the following:

"552.030. 1. A person is not responsible for criminal conduct if, at the time of such conduct, as a result of mental disease or defect such person was incapable of knowing and appreciating the nature, quality, or wrongfulness of such person's conduct.

2. Evidence of mental disease or defect excluding responsibility shall not be admissible at trial of the accused unless the accused, at the time of entering such accused's plea to the charge, pleads not guilty by reason of mental disease or defect excluding responsibility, or unless within ten days after a plea of not guilty, or at such later date as the court may for good cause permit, the accused files a written notice of such accused's purpose to rely on such defense. Such a plea or notice shall not deprive the accused of other defenses. The state may accept a defense of mental disease or defect excluding responsibility, whether raised by plea or written notice, if the accused has no other defense and files a written notice to that effect. The state shall not accept a defense of mental disease or defect excluding responsibility in the absence of any pretrial evaluation as described in this section or section 552.020. Upon the state's acceptance of the defense of mental disease or defect excluding responsibility, the court shall proceed to order the commitment of the accused as provided in section 552.040 in cases of persons acquitted on the ground of mental disease or defect excluding responsibility, and further proceedings shall be had regarding the confinement and release of the accused as provided in section 552.040.

3. Whenever the accused has pleaded mental disease or defect excluding responsibility or has given the written notice provided in subsection 2 of this section, and such defense has not been accepted as provided in subsection 2 of this section, the court shall, after notice and upon motion of either the state or the accused, by order of

record, appoint one or more private psychiatrists or psychologists, as defined in section 632.005, or physicians with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness, who are neither employees nor contractors of the department of mental health for purposes of performing the examination in question, to examine the accused, or shall direct the director of the department of mental health, or the director's designee, to have the accused so examined by one or more psychiatrists or psychologists, as defined in section 632.005, or physicians with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness designated by the director, or the director's designee, as qualified to perform examinations pursuant to this chapter. The order shall direct that written report or reports of such examination be filed with the clerk of the court. No private psychiatrist, psychologist, or physician shall be appointed by the court unless such psychiatrist, psychologist or physician has consented to act. The examinations ordered shall be made at such time and place and under such conditions as the court deems proper; except that, if the order directs the director of the department of mental health to have the accused examined, the director, or the director's designee, shall determine the time, place and conditions under which the examination shall be conducted. The order may include provisions for the interview of witnesses and may require the provision of police reports to the department for use in evaluation. If an examination provided in section 552.020 was made and the report of such examination included an opinion as to whether, at the time of the alleged criminal conduct, the accused, as a result of mental disease or defect, did not know or appreciate the nature, quality or wrongfulness of such accused's conduct or as a result of mental disease or defect was incapable of conforming such accused's conduct to the requirements of law, such report may be received in evidence, and no new examination shall be required by the court unless, in the discretion of the court, another examination is necessary. If an examination is ordered pursuant to this section, the report shall contain the information required in subsections 3 and **[4] 5** of section 552.020. Within ten days after receiving a copy of such report, both the accused and the state shall, upon written request, be entitled to an order granting them an examination of the accused by an examiner of such accused's or its own choosing and at such accused's or its expense. The clerk of the court shall deliver copies of the report or reports to the prosecuting or circuit attorney and to the accused or his counsel. No reports required by this subsection shall be public records or be open to the public. Any examination performed pursuant to this subsection shall be completed and the results shall be filed with the court within sixty days of the date it is received by the department or private psychiatrist, psychologist or physician unless the court, for good cause, orders otherwise.

4. If the report contains the recommendation that the accused should be held in custody in a suitable hospital facility pending trial, and if the accused is not admitted to bail, or released on other conditions, the court may order that the accused be committed to or held in a suitable hospital facility pending trial.

5. No statement made by the accused in the course of any such examination and no information received by any physician or other person in the course thereof, whether such examination was made with or without the consent of the accused or upon the accused's motion or upon that of others, shall be admitted in evidence against the accused on the issue of whether the accused committed the act charged against the accused in any criminal proceeding then or thereafter pending in any court, state or federal. The statement or information shall be admissible in evidence for or against the accused only on the issue of the accused's mental condition, whether or not it would otherwise be deemed to be a privileged communication. If the statement or information is admitted for or against the accused on the issue of the accused's mental condition, the court shall, both orally at the time of its admission and later by instruction, inform the jury that it must not consider such statement or information as any evidence of whether the accused committed the act charged against the accused.

6. All persons are presumed to be free of mental disease or defect excluding responsibility for their conduct, whether or not previously adjudicated in this or any other state to be or to have been sexual or social psychopaths, or incompetent; provided, however, the court may admit evidence presented at such adjudication based on its probative value. The issue of whether any person had a mental disease or defect excluding responsibility for such person's conduct is one for the trier of fact to decide upon the introduction of substantial evidence of lack of such responsibility. But, in the absence of such evidence, the presumption shall be conclusive. Upon the introduction of substantial evidence of lack of such responsibility, the presumption shall not disappear and shall alone be sufficient to take that issue to the trier of fact. The jury shall be instructed as to the existence and nature of such presumption when requested by the state and, where the issue of such responsibility is one for the jury to decide, the jury shall be told that the burden rests upon the accused to show by a preponderance or greater weight of the credible evidence that the defendant was suffering from a mental disease or defect excluding responsibility at the time of the conduct charged against the defendant. At the request of the defense the jury shall be instructed by the court as to the contents of subsection 2 of section 552.040.

7. When the accused is acquitted on the ground of mental disease or defect excluding responsibility, the verdict and the judgment shall so state as well as state the offense for which the accused was acquitted. The clerk of the court shall furnish a copy of any judgment or order of commitment to the department of mental health pursuant to this section to the criminal records central repository pursuant to section 43.503.

552.040. 1. For the purposes of this section, the following words mean:

(1) "Prosecutor of the jurisdiction", the prosecuting attorney in a county or the circuit attorney of a city not within a county;

(2) "Secure facility", a state mental health facility, state developmental disability facility, private facility under contract with the department of mental health, or a section within any of these facilities, in which persons committed to the department of mental health pursuant to this chapter shall not be permitted to move about the facility or section of the facility, nor to leave the facility or section of the facility, without approval by the head of the facility or such head's designee and adequate supervision consistent with the safety of the public and the person's treatment, habilitation or rehabilitation plan;

(3) "Tried and acquitted" includes both pleas of mental disease or defect excluding responsibility that are accepted by the court and acquittals on the ground of mental disease or defect excluding responsibility following the proceedings set forth in section 552.030.

2. When an accused is tried and acquitted on the ground of mental disease or defect excluding responsibility, the court shall order such person committed to the director of the department of mental health for custody. The court shall also order custody and care in a state mental health or intellectual disability facility unless an immediate conditional release is granted pursuant to this section. If the accused has not been charged with a dangerous felony as defined in section 556.061, or with murder in the first degree pursuant to section 565.020, or sexual assault pursuant to section 566.040, or the attempts thereof, and the examination contains an opinion that the accused should be immediately conditionally released to the community by the court, the court shall hold a hearing to determine if an immediate conditional release is appropriate pursuant to the procedures for conditional release set out in subsections 10 to 14 of this section. Prior to the hearing, the court shall direct the director of the department of mental health, or the director's designee, to have the accused examined to determine conditions of confinement in accordance with subsection **[4] 5** of section 552.020. The provisions of subsection 16 of this section shall be applicable to defendants granted an immediate conditional release and the director shall honor the immediate conditional release as granted by the court. If the court determines that an immediate conditional release is warranted, the court shall order the person committed to the director of the department of mental health before ordering such a release. The court granting the immediate conditional release shall retain jurisdiction over the case for the duration of the conditional release. This shall not limit the authority of the director of the department of mental health or the director's designee to revoke the conditional release or the trial release of any committed person pursuant to subsection 17 of this section. If the accused is committed to a mental health or developmental disability facility, the director of the department of mental health, or the director's designee, shall determine the time, place and conditions of confinement.

3. The provisions of sections 630.110, 630.115, 630.130, 630.133, 630.135, 630.140, 630.145, 630.150, 630.180, 630.183, 630.192, 630.194, 630.196, 630.198, 630.805, 632.370, 632.395, and 632.435 shall apply to persons committed pursuant to subsection 2 of this section. If the department does not have a treatment or rehabilitation program for a mental disease or defect of an individual, that fact may not be the basis for a release from commitment. Notwithstanding any other provision of law to the contrary, no person committed to the department of mental health who has been tried and acquitted by reason of mental disease or defect as provided in section 552.030 shall be conditionally or unconditionally released unless the procedures set out in this section are followed. Upon request by an indigent committed person, the appropriate court may appoint the office of the public defender to represent such person in any conditional or unconditional release proceeding under this section.

4. Notwithstanding section 630.115, any person committed pursuant to subsection 2 of this section shall be kept in a secure facility until such time as a court of competent jurisdiction enters an order granting a conditional or unconditional release to a nonsecure facility.

5. The committed person or the head of the facility where the person is committed may file an application in the court that committed the person seeking an order releasing the committed person unconditionally; except that any person who has been denied an application for a conditional release pursuant to subsection 13 of this section shall not be eligible to file for an unconditional release until the expiration of one year from such denial. In the case of a person who was immediately conditionally released after being committed to the department of mental health, the released person or the director of the department of mental health, or the director's designee, may file an application in the same court that released the committed person seeking an order releasing the committed person unconditionally. Copies of the application shall be served personally or by certified mail upon the head of the

facility unless the head of the facility files the application, the committed person unless the committed person files the application, or unless the committed person was immediately conditionally released, the director of the department of mental health, and the prosecutor of the jurisdiction where the committed person was tried and acquitted. Any party objecting to the proposed release must do so in writing within thirty days after service. Within a reasonable period of time after any written objection is filed, which period shall not exceed sixty days unless otherwise agreed upon by the parties, the court shall hold a hearing upon notice to the committed person, the head of the facility, if necessary, the director of the department of mental health, and the prosecutor of the jurisdiction where the person was tried. Prior to the hearing any of the parties, upon written application, shall be entitled to an examination of the committed person, by a psychiatrist or psychologist, as defined in section 632.005, or a physician with a minimum of one year training or experience in providing treatment or services to intellectually disabled or mentally ill individuals of its own choosing and at its expense. The report of the mental condition of the committed person shall accompany the application. By agreement of all parties to the proceeding any report of the mental condition of the committed person which may accompany the application for release or which is filed in objection thereto may be received by evidence, but the party contesting any opinion therein shall have the right to summon and to cross-examine the examiner who rendered such opinion and to offer evidence upon the issue.

6. By agreement of all the parties and leave of court, the hearing may be waived, in which case an order granting an unconditional release shall be entered in accordance with subsection 8 of this section.

7. At a hearing to determine if the committed person should be unconditionally released, the court shall consider the following factors in addition to any other relevant evidence:

(1) Whether or not the committed person presently has a mental disease or defect;

(2) The nature of the offense for which the committed person was committed;

(3) The committed person's behavior while confined in a mental health facility;

(4) The elapsed time between the hearing and the last reported unlawful or dangerous act;

(5) Whether the person has had conditional releases without incident; and

(6) Whether the determination that the committed person is not dangerous to himself or others is dependent on the person's taking drugs, medicine or narcotics.

The burden of persuasion for any person committed to a mental health facility under the provisions of this section upon acquittal on the grounds of mental disease or defect excluding responsibility shall be on the party seeking unconditional release to prove by clear and convincing evidence that the person for whom unconditional release is sought does not have, and in the reasonable future is not likely to have, a mental disease or defect rendering the person dangerous to the safety of himself or others.

8. The court shall enter an order either denying the application for unconditional release or granting an unconditional release. An order denying the application shall be without prejudice to the filing of another application after the expiration of one year from the denial of the last application.

9. No committed person shall be unconditionally released unless it is determined through the procedures in this section that the person does not have, and in the reasonable future is not likely to have, a mental disease or defect rendering the person dangerous to the safety of himself or others.

10. The committed person or the head of the facility where the person is committed may file an application in the court having probate jurisdiction over the facility where the person is detained for a hearing to determine whether the committed person shall be released conditionally. In the case of a person committed to a mental health facility upon acquittal on the grounds of mental disease or defect excluding responsibility for a dangerous felony as defined in section 556.061, murder in the first degree pursuant to section 565.020, or sexual assault pursuant to section 566.040, any such application shall be filed in the court that committed the person. In such cases, jurisdiction over the application for conditional release shall be in the committing court. In the case of a person who was immediately conditionally released after being committed to the department of mental health, the released person or the director of the department of mental health, or the director's designee, may file an application in the same court that released the person seeking to amend or modify the existing release. The procedures for application for unconditional releases set out in subsection 5 of this section shall apply, with the following additional requirements:

(1) A copy of the application shall also be served upon the prosecutor of the jurisdiction where the person is being detained, unless the released person was immediately conditionally released after being committed to the department of mental health, or unless the application was required to be filed in the court that committed the person in which case a copy of the application shall be served upon the prosecutor of the jurisdiction where the person was tried and acquitted and the prosecutor of the jurisdiction into which the committed person is to be released;

(2) The prosecutor of the jurisdiction where the person was tried and acquitted shall use their best efforts to notify the victims of dangerous felonies. Notification by the appropriate person or agency by certified mail to the most current address provided by the victim shall constitute compliance with the victim notification requirement of this section;

(3) The application shall specify the conditions and duration of the proposed release;

(4) The prosecutor of the jurisdiction where the person is being detained shall represent the public safety interest at the hearing unless the prosecutor of the jurisdiction where the person was tried and acquitted decides to appear to represent the public safety interest.

If the application for release was required to be filed in the committing court, the prosecutor of the jurisdiction where the person was tried and acquitted shall represent the public safety interest. In the case of a person who was immediately conditionally released after being committed to the department of mental health, the prosecutor of the jurisdiction where the person was tried and acquitted shall appear and represent the public safety interest.

11. By agreement of all the parties, the hearing may be waived, in which case an order granting a conditional release, stating the conditions and duration agreed upon by all the parties and the court, shall be entered in accordance with subsection 13 of this section.

12. At a hearing to determine if the committed person should be conditionally released, the court shall consider the following factors in addition to any other relevant evidence:

(1) The nature of the offense for which the committed person was committed;

(2) The person's behavior while confined in a mental health facility;

(3) The elapsed time between the hearing and the last reported unlawful or dangerous act;

(4) The nature of the person's proposed release plan;

(5) The presence or absence in the community of family or others willing to take responsibility to help the defendant adhere to the conditions of the release; and

(6) Whether the person has had previous conditional releases without incident.

The burden of persuasion for any person committed to a mental health facility under the provisions of this section upon acquittal on the grounds of mental disease or defect excluding responsibility shall be on the party seeking release to prove by clear and convincing evidence that the person for whom release is sought is not likely to be dangerous to others while on conditional release.

13. The court shall enter an order either denying the application for a conditional release or granting conditional release. An order denying the application shall be without prejudice to the filing of another application after the expiration of one year from the denial of the last application.

14. No committed person shall be conditionally released until it is determined that the committed person is not likely to be dangerous to others while on conditional release.

15. If, in the opinion of the head of a facility where a committed person is being detained, that person can be released without danger to others, that person may be released from the facility for a trial release of up to ninety-six hours under the following procedure:

(1) The head of the facility where the person is committed shall notify the prosecutor of the jurisdiction where the committed person was tried and acquitted and the prosecutor of the jurisdiction into which the committed person is to be released at least thirty days before the date of the proposed trial release;

(2) The notice shall specify the conditions and duration of the release;

(3) If no prosecutor to whom notice is required objects to the trial release, the committed person shall be released according to conditions and duration specified in the notice;

(4) If any prosecutor objects to the trial release, the head of the facility may file an application with the court having probate jurisdiction over the facility where the person is detained for a hearing under the procedures set out in subsections 5 and 10 of this section with the following additional requirements:

(a) A copy of the application shall also be served upon the prosecutor of the jurisdiction into which the committed person is to be released; and

(b) The prosecutor or prosecutors who objected to the trial release shall represent the public safety interest at the hearing; and

(5) The release criteria of subsections 12 to 14 of this section shall apply at such a hearing.

16. The department shall provide or shall arrange for follow-up care and monitoring for all persons conditionally released under this section and shall make or arrange for reviews and visits with the client at least monthly, or more frequently as set out in the release plan, and whether the client is receiving care, treatment, habilitation or rehabilitation consistent with his needs, condition and public safety. The department shall identify

the facilities, programs or specialized services operated or funded by the department which shall provide necessary levels of follow-up care, aftercare, rehabilitation or treatment to the persons in geographical areas where they are released.

17. The director of the department of mental health, or the director's designee, may revoke the conditional release or the trial release and request the return of the committed person if such director or coordinator has reasonable cause to believe that the person has violated the conditions of such release. If requested to do so by the director or coordinator, a peace officer of a jurisdiction in which a patient on conditional release is found shall apprehend and return such patient to the facility. No peace officer responsible for apprehending and returning the committed person to the facility upon the request of the director or coordinator shall be civilly liable for apprehending or transporting such patient to the facility so long as such duties were performed in good faith and without negligence. If a person on conditional release is returned to a facility under the provisions of this subsection, a hearing shall be held within ninety-six hours, excluding Saturdays, Sundays and state holidays, to determine whether the person violated the conditions of the release or whether resumption of full-time hospitalization is the least restrictive alternative consistent with the person's needs and public safety. The director of the department of mental health, or the director's designee, shall conduct the hearing. The person shall be given notice at least twenty-four hours in advance of the hearing and shall have the right to have an advocate present.

18. At any time during the period of a conditional release or trial release, the court which ordered the release may issue a notice to the released person to appear to answer a charge of a violation of the terms of the release and the court may issue a warrant of arrest for the violation. Such notice shall be personally served upon the released person. The warrant shall authorize the return of the released person to the custody of the court or to the custody of the director of mental health or the director's designee.

19. The head of a mental health facility, upon any notice that a committed person has escaped confinement, or left the facility or its grounds without authorization, shall immediately notify the prosecutor and sheriff of the county wherein the committed person is detained of the escape or unauthorized leaving of grounds and the prosecutor and sheriff of the county where the person was tried and acquitted.

20. Any person committed to a mental health facility under the provisions of this section upon acquittal on the grounds of mental disease or defect excluding responsibility for a dangerous felony as defined in section 556.061, murder in the first degree pursuant to section 565.020, or sexual assault pursuant to section 566.040 shall not be eligible for conditional or unconditional release under the provisions of this section unless, in addition to the requirements of this section, the court finds that the following criteria are met:

(1) Such person is not now and is not likely in the reasonable future to commit another violent crime against another person because of such person's mental illness; and

(2) Such person is aware of the nature of the violent crime committed against another person and presently possesses the capacity to appreciate the criminality of the violent crime against another person and the capacity to conform such person's conduct to the requirements of law in the future."; and

Further amend said bill, Page 23, Section 552.050, Line 42, by inserting after all of said section and line the following:

"552.080. 1. Notwithstanding any other provisions of law, the court in which the proceedings are pending shall, upon application and approval, order the payment of or tax as costs the following expenses and fees, which in each case shall be reasonable, and so found by the court:

(1) Expenses and fees for examinations, reports and expert testimony of private psychiatrists who are neither employees nor contractors of the department of mental health for purposes of performing such services and who are appointed by the court to examine the accused under sections 552.020 and 552.030;

(2) The expenses of conveying any prisoner from a jail to a facility of the department of mental health and the expense of returning him to a jail under the provisions of section 552.020, 552.030, 552.040 or 552.050.

Such expenses and fees shall be paid, no matter how taxed as costs or collected, by the state, county or defendant, when liable for such costs under the provisions of chapter 550. Such order may be made at any time before or after the final disposition of the case and whether or not the accused is convicted or sentenced to the custody of the division of corrections or county jail, as the case may be, or placed upon probation or granted parole.

2. The expenses and fees provided in subsection 1 of this section may be levied and collected under execution; except that, if the state or county has by inadvertence or mistake paid expenses or fees as provided in

subsection 1 of this section, the political entity having made such a mistake or inadvertent payment shall be entitled to recover the same from the entity responsible for such payment.

3. If a person is ordered held or hospitalized by the director of the department of mental health or in one of the facilities of the department of mental health pursuant to the following provisions, the liability for hospitalization shall be paid by the person, his estate or those responsible for his support in accordance with chapter 630:

(1) Following determination of lack of mental fitness to proceed under subsection **[**~~7~~**] 8** of section 552.020;

(2) Following acquittal because of lack of responsibility due to mental disease or defect under section 552.030, and subsequent order of commitment to the director of the department of mental health under section 552.040.

4. The method of collecting the costs and expenses herein provided or otherwise incurred in connection with the custody, examination, trial, transportation or treatment of any person accused or convicted of any offense shall not be exclusive and same may be collected in any other manner provided by law."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 8 to House Amendment No. 1** was adopted.

On motion of Representative Kelly (141), **House Amendment No. 1, as amended**, was adopted.

On motion of Representative Kelly (141), **HCS SS SCS SB 106, as amended**, was adopted.

On motion of Representative Kelly (141), **HCS SS SCS SB 106, as amended**, was read the third time and passed by the following vote:

AYES: 119

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Christ	Clemens	Collins	Cook	Crossley
Diehl	Dinkins	Doll	Ealy	Falkner
Farnan	Fogle	Fountain Henderson	Gragg	Gray
Gregory	Griffith	Haden	Haley	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hurlbert	Ingle	Johnson 12	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
Merideth	Morse	Mosley	Myers	Nickson-Clark
Nurrenbern	Oehlerking	Parker	Patterson	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Riggs	Riley
Roberts	Sassmann	Sauls	Schulte	Schwadron
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 46
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Thomas	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Young	Mr. Speaker	

NOES: 023

Baker	Billington	Boggs	Boyd	Chappell
Christofanelli	Coleman	Davidson	Davis	Deaton
Hardwick	Hudson	Jones	Lovasco	Matthiesen
Murphy	Richey	Sander	Schnelting	Seitz
Sparks	Stacy	Titus		

PRESENT: 004

Banderman	Copeland	Evans	McMullen

ABSENT WITH LEAVE: 016

Black	Bland Manlove	Cupps	Francis	Gallick
Haffner	Johnson 23	O'Donnell	Owen	Perkins
Smith 163	Taylor 84	Terry	Thompson	Unsicker
Wright				

VACANCIES: 001

Speaker Pro Tem Henderson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 118

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Billington	Bonacker	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Christ	Clemens	Collins	Cook	Copeland
Crossley	Diehl	Dinkins	Doll	Ealy
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hausman	Hein	Henderson	Hinman
Houx	Hovis	Hurlbert	Ingle	Johnson 12
Johnson 23	Justus	Kalberloh	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
Merideth	Morse	Mosley	Myers	Nickson-Clark
Nurrenbern	Oehlerking	Owen	Parker	Patterson
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Riggs
Riley	Roberts	Sassmann	Sauls	Schulte
Schwadron	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Steinhoff	Stinnett	Strickler	Taylor 48
Terry	Thomas	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 029

Baker	Banderman	Boggs	Boyd	Chappell
Christofanelli	Coleman	Davidson	Davis	Deaton
Gragg	Hardwick	Hicks	Hudson	Jones

Keathley	Kelley 127	Lovasco	Matthiesen	Murphy
Richey	Sander	Schnelting	Seitz	Sparks
Stacy	Titus	Toalson Reisch	West	

PRESENT: 002

McMullen Windham

ABSENT WITH LEAVE: 013

Black	Bland Manlove	Bosley	Cupps	Evans
Gallick	O'Donnell	Perkins	Smith 163	Stephens
Taylor 84	Thompson	Unsicker		

VACANCIES: 001

Speaker Plocher resumed the Chair.

BILLS CARRYING REQUEST MESSAGES

SS SCS SB 127, with House Amendment No. 1, **House Amendment No. 2**, **House Amendment No. 1 to House Amendment No. 3**, **House Amendment No. 3, as amended**, **House Amendment No. 4**, **House Amendment No. 1 to House Amendment No. 5**, **House Amendment No. 2 to House Amendment No. 5**, and **House Amendment No. 5, as amended**, relating to state designations marked by the department of transportation, was taken up by Representative Francis.

Representative Francis moved that the House refuse to recede from its position on **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 1 to House Amendment No. 3**, **House Amendment No. 3, as amended**, **House Amendment No. 4**, **House Amendment No. 1 to House Amendment No. 5**, **House Amendment No. 2 to House Amendment No. 5**, and **House Amendment No. 5, as amended**, to **SS SCS SB 127** and grant the Senate a conference.

Which motion was adopted.

HCS SB 186, as amended, relating to public safety, was taken up by Representative Riley.

Representative Riley moved that the House refuse to recede from its position on **HCS SB 186, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SS SB 222, as amended, relating to political subdivisions, was taken up by Representative Brown (16).

Representative Brown (16) moved that the House refuse to recede from its position on **HCS SS SB 222, as amended**, and grant the Senate a conference.

Which motion was adopted.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 655, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 157**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 72, relating to judicial proceedings, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HCS SS SCS SB 72** was agreed to.

Representative Christofanelli offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 11, Section 70.631, Line 24, by inserting after said section and line the following:

"105.1500. 1. This section shall be known and may be cited as "The Personal Privacy Protection Act".

2. As used in this section, the following terms mean:

(1) "Personal information", any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, or volunteer of, or donor of financial or nonfinancial support to, any entity exempt from federal income **[**~~tax~~**] taxation** under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(2) "Public agency", the state and any political subdivision thereof including, but not limited to, any department, agency, office, commission, board, division, or other entity of state government; any county, city, township, village, school district, community college district; or any other local governmental unit, agency, authority, council, board, commission, state or local court, tribunal or other judicial or quasi-judicial body.

3. (1) Notwithstanding any provision of law to the contrary, but subject to the exceptions listed under **[**~~subsection~~**] subsections** 4 **and 6** of this section, a public agency shall not:

(a) Require any individual to provide the public agency with personal information or otherwise compel the release of personal information;

(b) Require any entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code **of 1986, as amended,** to provide the public agency with personal information or otherwise compel the release of personal information;

(c) Release, publicize, or otherwise publicly disclose personal information in possession of a public agency **without the express, written permission of every individual who is identifiable as a financial supporter of an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended**; or

(d) Request or require a current or prospective contractor or grantee with the public agency to provide the public agency with a list of entities exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to which it has provided financial or nonfinancial support.

(2) All personal information in the possession of a public agency shall be considered a closed record under chapter 610 and court operating rules.

4. The provisions of this section shall not preclude any individual or entity from being required to comply with any of the following:

(1) Submitting any report or disclosure required by this chapter or chapter 130;

(2) Responding to any lawful request or subpoena for personal information from the Missouri ethics commission as a part of an investigation, or publicly disclosing personal information as a result of an enforcement action from the Missouri ethics commission pursuant to its authority in sections 105.955 to 105.966;

(3) Responding to any lawful warrant for personal information issued by a court of competent jurisdiction;

(4) Responding to any lawful request for discovery of personal information in litigation if:

(a) The requestor demonstrates a compelling need for the personal information by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of personal information to any person not named in the litigation;

(5) Applicable court rules or admitting any personal information as relevant evidence before a court of competent jurisdiction. However, a submission of personal information to a court shall be made in a manner that it is not publicly revealed and no court shall publicly reveal personal information absent a specific finding of good cause; or

(6) Any report or disclosure required by state law to be filed with the secretary of state, provided that personal information obtained by the secretary of state is otherwise subject to the requirements of paragraph (c) of subdivision (1) of subsection 3 of this section, unless expressly required to be made public by state law.

5. (1) A person or entity alleging a violation of this section may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of moneys not less than two thousand five hundred dollars to compensate for injury or loss caused by each violation of this section; or

(b) For an intentional violation of this section, a sum of moneys not to exceed three times the sum described in paragraph (a) of this subdivision.

(2) A court, in rendering a judgment in an action brought under this section, may award all or a portion of the costs of litigation, including reasonable attorney's fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.

(3) A person who knowingly violates this section is guilty of a class B misdemeanor.

6. This section shall not apply to:

(1) Personal information that a person or entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, submits or has previously submitted to a public agency for the purpose of seeking or obtaining, including acting on behalf of another to seek or obtain, a contract, grant, permit, license, benefit, tax credit, incentive, status, or any other similar item, including a renewal of the same, provided that a public agency shall not require an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to provide information that directly identifies donors of financial support, but such information may be voluntarily provided to a public agency by the 501(c) entity. If a financial donor is seeking a benefit, tax credit, incentive, or any other similar

item from a public agency based upon a donation, confirmation of specific donations by an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, shall be considered personal information voluntarily provided to the public agency by the 501(c) entity;

(2) A disclosure of personal information among law enforcement agencies or public agency investigators pursuant to an active investigation;

(3) A disclosure of personal information voluntarily made as part of public comment, public testimony, pleading, or in a public meeting, or voluntarily provided to a public agency, for the purpose of public outreach, marketing, or education to show appreciation for or in partnership with an entity or the representatives of an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, provided that no public agency shall disclose information that directly identifies an individual as a donor of financial support to a 501(c) entity without the express, written permission of the individual to which the personal information relates;

(4) A disclosure of personal information to a labor union or employee association regarding employees in a bargaining unit represented by the union or association; or

(5) The collection or publishing of information contained in a financial interest statement, as required by law."; and

Further amend said bill, Page 27, Section 435.312, Line 38, by inserting after said section and line the following:

"**436.550. Sections 436.550 to 436.574 shall be known and may be cited as the "Consumer Legal Funding Act".**

436.552. As used in sections 436.550 to 436.574, the following terms mean:

(1) "Advertise", publishing or disseminating any written, electronic, or printed communication or any communication by means of recorded telephone messages or transmitted on radio, television, the internet, or similar communications media, including film strips, motion pictures, and videos, published, disseminated, circulated, or placed before the public, directly or indirectly, for the purpose of inducing a consumer to enter into a consumer legal funding contract;

(2) "Affiliate", as defined in section 515.505;

(3) "Charges", the amount of moneys to be paid to the consumer legal funding company by or on behalf of the consumer above the funded amount provided by or on behalf of the company to a consumer under sections 436.550 to 436.574. Charges include all administrative, origination, underwriting, or other fees, no matter how denominated;

(4) "Commissioner", the commissioner of the division of finance within the department of commerce and insurance;

(5) "Consumer", a natural person who has a legal claim and resides or is domiciled in Missouri;

(6) "Consumer legal funding company" or "company", a person or entity that enters into a consumer legal funding contract with a consumer for an amount less than five hundred thousand dollars. The term shall not include:

(a) An immediate family member of the consumer;

(b) A bank, lender, financing entity, or other special purpose entity:

a. That provides financing to a consumer legal funding company; or

b. To which a consumer legal funding company grants a security interest or transfers any rights or interest in a consumer legal funding; or

(c) An attorney or accountant who provides services to a consumer;

(7) "Consumer legal funding contract", a nonrecourse contractual transaction in which a consumer legal funding company purchases and a consumer assigns to the company a contingent right to receive an amount of the potential proceeds of a settlement, judgment, award, or verdict obtained in the consumer's legal claim, so long as all of the following apply:

(a) The consumer, at their sole discretion, shall use the funds to address personal needs or household expenses;

(b) The consumer shall not use the funds to pay for attorneys' fees, legal filings, legal marketing, legal document preparation or drafting, appeals, expert testimony, or other litigation-related expenses;

(8) "Division", the division of finance within the department of commerce and insurance;

(9) "Funded amount", the amount of moneys provided to or on behalf of the consumer in the consumer legal funding contract. "Funded amount" shall not include charges;

(10) "Funding date", the date on which the funded amount is transferred to the consumer by the consumer legal funding company either by personal delivery, via wire, automated clearing house transfer, or other electronic means, or by insured, certified, or registered United States mail;

(11) "Immediate family member", a parent; sibling; child by blood, adoption, or marriage; spouse; grandparent; or grandchild;

(12) "Legal claim", a bona fide civil claim or cause of action;

(13) "Medical provider", any person or business providing medical services of any kind to a consumer including, but not limited to, physicians, nurse practitioners, hospitals, physical therapists, chiropractors, or radiologists as well as any of their employees or contractors or any practice groups, partnerships, or incorporations of the same;

(14) "Resolution date", the date the amount funded to the consumer, plus the agreed-upon charges, is delivered to the consumer legal funding company.

436.554. 1. All consumer legal funding contracts shall meet the following requirements:

(1) The contract shall be completely filled in when presented to the consumer for signature;

(2) The contract shall contain, in bold and boxed type, a right of rescission allowing the consumer to cancel the contract without penalty or further obligation if, within ten business days after the funding date, the consumer either:

(a) Returns the full amount of the disbursed funds to the consumer legal funding company by delivering the company's uncashed check to the company's office in person; or

(b) Mails a notice of cancellation by insured, certified, or registered United States mail to the address specified in the contract and includes a return of the full amount of disbursed funds in such mailing in the form of the company's uncashed check or a registered or certified check or money order;

(3) The contract shall contain the initials of the consumer on each page; and

(4) The contract shall require the consumer to give nonrevocable written direction to the consumer's attorney requiring the attorney to notify the consumer legal funding company when the legal claim has been resolved. Once the consumer legal funding company confirms in writing the amount due under the contract, the consumer's attorney shall pay, from the proceeds of the resolution of the legal claim, the consumer legal funding company the amount due within ten business days.

2. The consumer legal funding company shall provide the consumer's attorney with a written notification of the consumer legal funding contract provided to the consumer within three business days of the funding date by way of postal mail, courier service, facsimile, or other means of proof of delivery method.

3. A consumer legal funding contract shall be entered into only if the contract involves an existing legal claim in which the consumer is represented by an attorney.

436.556. No consumer legal funding company shall:

(1) Pay or offer to pay commissions, referral fees, or other forms of consideration to any attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees for referring a consumer to the company;

(2) Accept any commissions, referral fees, rebates, or other forms of consideration from an attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees;

(3) Intentionally advertise materially false or misleading information regarding its products or services;

(4) Refer, in furtherance of an initial legal funding, a customer or potential customer to a specific attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees. However, the company may refer the customer to a local or state bar association referral service if a customer needs legal representation;

(5) Fail to promptly supply a copy of the executed contract to the consumer's attorney;

(6) Knowingly provide funding to a consumer who has previously assigned or sold a portion of the right to proceeds from the consumer's legal claim unless the consumer legal funding company pays or

purchases the entire unsatisfied funded amount and contracted charges from the prior consumer legal funding company or the two companies agree to a lesser amount in writing. However, multiple companies may agree to contemporaneously provide funding to a consumer, provided that the consumer and the consumer's attorney consent to the arrangement in writing;

(7) Receive any right to or make any decisions with respect to the conduct of the underlying legal claim or any settlement or resolution thereof. The right to make such decisions shall remain solely with the consumer and the attorney in the legal claim;

(8) Knowingly pay or offer to pay for court costs, filing fees, or attorney's fees either during or after the resolution of the legal claim by using funds from the consumer legal funding contract. The consumer legal funding contract shall include a provision advising the consumer that the funding shall not be used for such costs or fees; or

(9) Sell a consumer litigation funding contract in whole or in part to a third party. However, if the consumer legal funding company retains responsibility for collecting payment, administering, and otherwise enforcing the consumer legal funding contract, the provisions of this subdivision shall not apply to any of the following:

(a) An assignment to a wholly owned subsidiary of the consumer legal funding company;

(b) An assignment to an affiliate of the consumer legal funding company that is under common control;

(c) The granting of a security interest under Article 9 of the Uniform Commercial Code, or as otherwise permitted by law.

436.558. 1. The contracted amount to be paid to the consumer legal funding company shall be set as a predetermined amount based upon intervals of time from the funding date to the resolution date and shall not be determined as a percentage of the recovery from the legal claim.

2. No consumer legal funding contract shall be valid if its terms exceed a period of forty-eight months. No consumer legal funding contract shall be automatically renewed.

436.560. All consumer legal funding contracts shall contain the disclosures specified in this section, which shall constitute material terms of the contract. Unless otherwise specified, the disclosures shall be typed in at least twelve-point bold-type font and be placed clearly and conspicuously within the contract, as follows:

(1) On the front page under appropriate headings, language specifying:

(a) The funded amount to be paid to the consumer by the consumer legal funding company;

(b) An itemization of one-time charges;

(c) The total amount to be assigned by the consumer to the company, including the funded amount and all charges; and

(d) A payment schedule to include the funded amount and charges, listing all dates and the amount due at the end of each six-month period from the funding date until the date the maximum amount due to the company by the consumer to satisfy the amount due pursuant to the contract;

(2) Within the body of the contract, in accordance with the provisions under subdivision (2) of subsection 1 of section 436.554: "Consumer's Right to Cancellation: You may cancel this contract without penalty or further obligation within ten business days after the funding date if you either:

(a) Return the full amount of the disbursed funds to the consumer legal funding company by delivering the company's uncashed check to the company's office in person; or

(b) Mail a notice of cancellation by insured, certified, or registered United States mail to the company at the address specified in the contract and include a return of the full amount of disbursed funds in such mailing in the form of the company's uncashed check or a registered or certified check or money order.";

(3) Within the body of the contract, a statement that the company has no influence over any aspect of the consumer's legal claim or any settlement or resolution of the consumer's legal claim and that all decisions related to the consumer's legal claim remain solely with the consumer and the consumer's attorney;

(4) Within the body of the contract, in all capital letters and in at least twelve-point bold-type font contained within a box: "THE FUNDED AMOUNT AND AGREED-UPON CHARGES SHALL BE PAID ONLY FROM THE PROCEEDS OF YOUR LEGAL CLAIM AND SHALL BE PAID ONLY TO THE

EXTENT THAT THERE ARE AVAILABLE PROCEEDS FROM YOUR LEGAL CLAIM. IF THERE IS NO RECOVERY OF ANY DAMAGES FROM YOUR LEGAL CLAIM OR IF THERE IS NOT ENOUGH MONEY TO PAY BACK THE CONSUMER LEGAL FUNDING COMPANY IN FULL, YOU WILL NOT BE OBLIGATED TO PAY THE CONSUMER LEGAL FUNDING COMPANY ANYTHING IN EXCESS OF YOUR RECOVERY UNLESS YOU HAVE VIOLATED THIS CONTRACT. YOU WILL NOT OWE (INSERT NAME OF THE CONSUMER LEGAL FUNDING COMPANY) ANYTHING IF THERE ARE NO PROCEEDS FROM YOUR LEGAL CLAIM UNLESS YOU OR YOUR ATTORNEY HAVE VIOLATED ANY MATERIAL TERM OF THIS CONTRACT OR UNLESS YOU HAVE COMMITTED FRAUD AGAINST THE CONSUMER LEGAL FUNDING COMPANY."; and

(5) Located immediately above the place on the contract where the consumer's signature is required, in twelve-point font: "Do not sign this contract before you read it completely or if it contains any blank spaces. You are entitled to a completely filled-in copy of the contract. Before you sign this contract, you should obtain the advice of an attorney. Depending on the circumstances, you may want to consult a tax, public or private benefits planning, or financial professional. You acknowledge that your attorney in the legal claim has provided no tax, public or private benefit planning, or financial advice regarding this transaction.".

436.562. 1. Nothing in sections 436.550 to 436.574 shall be construed to restrict the exercise of powers or the performance of the duties of the state attorney general that he or she is authorized to exercise or perform by law.

2. If a court of competent jurisdiction determines that a consumer legal funding company has intentionally violated the provisions of sections 436.550 to 436.574 in a consumer legal funding contract, the consumer legal funding contract shall be voided.

436.564. 1. The contingent right to receive an amount of the potential proceeds of a legal claim is assignable.

2. Nothing contained in sections 436.550 to 436.574 shall be construed to cause any consumer legal funding contract conforming to sections 436.550 to 436.574 to be deemed a loan or to be subject to any of the provisions governing loans. A consumer legal funding contract that complies with sections 436.550 to 436.574 is not subject to any other statutory or regulatory provisions governing loans or investment contracts. To the extent that sections 436.550 to 436.574 conflict with any other law, such sections shall supersede the other law for the purposes of regulating consumer legal funding in this state.

3. Only attorney's liens related to the legal claim, Medicare, or other statutory liens related to the legal claim shall take priority over claims to proceeds from the consumer legal funding company. All other liens and claims shall take priority by normal operation of law.

4. No consumer legal funding company shall report a consumer to a credit reporting agency if insufficient funds remain from the net proceeds to repay the company.

436.566. An attorney or law firm retained by the consumer in the legal claim shall not have a financial interest in the consumer legal funding company offering consumer legal funding to that consumer. Additionally, any practicing attorney who has referred the consumer to his or her retained attorney shall not have a financial interest in the consumer legal funding company offering consumer legal funding to that consumer.

436.568. No communication between the consumer's attorney in the legal claim and the consumer legal funding company necessary to ascertain the status of a legal claim or a legal claim's expected value shall be discoverable by a party with whom the claim is filed or against whom the claim is asserted. This section does not limit, waive, or abrogate the scope or nature of any statutory or common-law privilege, including the work-product doctrine and attorney-client privilege.

436.570. 1. A consumer legal funding company shall not engage in the business of consumer legal funding in this state unless it has first obtained a license from the division of finance.

2. A consumer legal funding company's initial or renewal license application shall be in writing, made under oath, and on a form provided by the commissioner.

3. Every consumer legal funding company, at the time of filing a license application, shall pay the sum of five hundred fifty dollars for the period ending the thirtieth day of June next following the date of payment; thereafter, a like fee shall be paid on or before June thirtieth of each year and shall be credited to the division of finance fund established under section 361.170.

4. A consumer legal funding license shall not be issued unless the division of finance, upon investigation, finds that the character and fitness of the applicant company, and of the officers and directors thereof, are such as to warrant belief that the business shall operate honestly and fairly within the purposes of sections 436.550 to 436.574.

5. Every applicant shall also, at the time of filing such application, file a bond satisfactory to the division of finance in an amount not to exceed fifty thousand dollars. The bond shall provide that the applicant shall faithfully conform to and abide by the provisions of sections 436.550 to 436.574, to all rules lawfully made by the commissioner under sections 436.550 to 436.574, and the bond shall act as a surety for any person or the state for any and all amount of moneys that may become due or owing from the applicant under and by virtue of sections 436.550 to 436.574, which shall include the result of any action that occurred while the bond was in place for the applicable period of limitations under statute and so long as the bond is not exhausted by valid claims.

6. If an action is commenced on a licensee's bond, the commissioner may require the filling of a new bond. Immediately upon any recovery on the bond, the licensee shall file a new bond.

7. To ensure the effective supervision and enforcement of sections 436.550 to 436.574, the commissioner may, under chapter 536:

(1) Deny, suspend, revoke, condition, or decline to renew a license for a violation of sections 436.550 to 436.574, rules issued under sections 436.550 to 436.574, or order or directive entered under sections 436.550 to 436.574;

(2) Deny, suspend, revoke, condition, or decline to renew a license if an applicant or licensee fails at any to time meet the requirements of sections 436.550 to 436.574, or withholds information or makes a material misstatement in an application for a license or renewal of a license;

(3) Order restitution against persons subject to sections 436.550 to 436.574 for violations of sections 436.550 to 436.574; and

(4) Order or direct such other affirmative action as the commissioner deems necessary.

8. Any letter issued by the commissioner and declaring grounds for denying or declining to grant or renew a license may be appealed to the circuit court of Cole County. All other matters presenting a contested case involving a licensee may be heard by the commissioner under chapter 536.

9. Notwithstanding the prior approval requirement of subsection 1 of this section, a consumer legal funding company that has applied with the division of finance between the effective date of sections 436.550 to 436.574, or when the division of finance has made applications available to the public, whichever is later, and six months thereafter may engage in consumer legal funding while the license application of the company or an affiliate of the company is awaiting approval by the division of finance and until such time as the applicant has pursued all appellate remedies and procedures for any denial of such application. All funding contracts in effect prior to the effective date of sections 436.550 to 436.574 are not subject to the terms of sections 436.550 to 436.574.

10. If it appears to the commissioner that any consumer legal funding company is failing, refusing, or neglecting to make a good faith effort to comply with the provisions of sections 436.550 to 436.574, or any laws or rules relating to consumer legal funding, the commissioner may issue an order to cease and desist, which may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure, or refusal continues. The penalty shall be assessed and collected by the commissioner. In determining the amount of the penalty, the commissioner shall take into account the appropriateness of the penalty with respect to the gravity of the violation, any history of previous violations, and any other matters justice may require.

11. If any consumer legal funding company fails, refuses, or neglects to comply with the provisions of sections 436.550 to 436.574, or of any laws or rules relating to consumer legal funding, its license may be suspended or revoked by order of the commissioner after a hearing before said commissioner on any order to show cause why such order of suspension or revocation should not be entered and that specifies the grounds therefor. Such an order shall be served on the particular consumer legal funding company at least ten days prior to the hearing. Any order made and entered by the commissioner may be appealed to the circuit court of Cole County.

12. (1) The division shall conduct an examination of each consumer funding company at least once every twenty-four months and at such other times as the commissioner may determine.

(2) For any such investigation or examination, the commissioner and his or her representatives shall have free and immediate access to the place or places of business and the books and records, and shall have the authority to place under oath all persons whose testimony may be required relative to the affairs and business of the consumer legal funding company.

(3) The commissioner may also make such special investigations or examination as the commissioner deems necessary to determine whether any consumer legal funding company has violated any of the provisions of sections 436.550 to 436.574 or rules promulgated thereunder, and the commissioner may assess the reasonable costs of any investigation or examination incurred by the division to the company.

13. The division of finance shall have the authority to promulgate rules to carry out the provisions of sections 436.550 to 436.574. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

436.572. 1. Within thirty calendar days of receipt of written request, a consumer shall disclose to any party to a legal claim whether the consumer has entered into a consumer legal funding contract.

2. If a consumer enters into a consumer legal funding contract after responding to a request pursuant to subsection 1 of this section, the consumer shall disclose this fact to the requesting person within thirty calendar days after the consumer entered into such consumer legal funding contract.

436.574. 1. Consumer legal funding contracts are presumed to be discoverable in a civil action, notwithstanding any agreement or provision with respect to confidentiality. A consumer may seek to rebut this presumption.

2. Consumer legal funding contracts disclosed pursuant to sections 436.550 to 436.574 and consumer legal funding contracts discovered pursuant to this act are presumed to be inadmissible as evidence. A party may seek to rebut this presumption."; and

Further amend said bill, Page 109, Section 650.340, Line 30, by inserting after said section and line the following:

"Section B. Because immediate action is necessary to protect the ability of nonprofit entities to interact with public agencies and restore transparency to governmental contracts, grant programs, and other similar items, the repeal and reenactment of section 105.1500 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 105.1500 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 1** was adopted.

Representative Henderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 100, Section 595.045, Line 122, by inserting after all of said section and line the following:

"595.209. 1. The following rights shall automatically be afforded to victims of dangerous felonies, as defined in section 556.061, victims of murder in the first degree, as defined in section 565.020, victims of voluntary manslaughter, as defined in section 565.023, victims of any offense under chapter 566, victims of an attempt to

commit one of the preceding crimes, as defined in section 562.012, and victims of domestic assault, as defined in sections 565.072 to 565.076; and, upon written request, the following rights shall be afforded to victims of all other crimes and witnesses of crimes:

(1) For victims, the right to be present at all criminal justice proceedings at which the defendant has such right, including juvenile proceedings where the offense would have been a felony if committed by an adult, even if the victim is called to testify or may be called to testify as a witness in the case;

(2) For victims, the right to information about the crime, as provided for in subdivision (5) of this subsection;

(3) For victims and witnesses, to be informed, in a timely manner, by the prosecutor's office of the filing of charges, preliminary hearing dates, trial dates, continuances and the final disposition of the case. Final disposition information shall be provided within five days;

(4) For victims, the right to confer with and to be informed by the prosecutor regarding bail hearings, guilty pleas, pleas under chapter 552 or its successors, hearings, sentencing and probation revocation hearings and the right to be heard at such hearings, including juvenile proceedings, unless in the determination of the court the interests of justice require otherwise;

(5) The right to be informed by local law enforcement agencies, the appropriate juvenile authorities or the custodial authority of the following:

(a) The status of any case concerning a crime against the victim, including juvenile offenses;

(b) The right to be informed by local law enforcement agencies or the appropriate juvenile authorities of the availability of victim compensation assistance, assistance in obtaining documentation of the victim's losses, including, but not limited to and subject to existing law concerning protected information or closed records, access to copies of complete, unaltered, unedited investigation reports of motor vehicle, pedestrian, and other similar accidents upon request to the appropriate law enforcement agency by the victim or the victim's representative, and emergency crisis intervention services available in the community;

(c) Any release of such person on bond or for any other reason;

(d) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(6) For victims, the right to be informed by appropriate juvenile authorities of probation revocation hearings initiated by the juvenile authority and the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, the right to be informed by the board of probation and parole of probation revocation hearings initiated by the board and of parole hearings, the right to be present at each and every phase of parole hearings, the right to be heard at probation revocation and parole hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, and the right to have, upon written request of the victim, a partition set up in the probation or parole hearing room in such a way that the victim is shielded from the view of the probationer or parolee, and the right to be informed by the custodial mental health facility or agency thereof of any hearings for the release of a person committed pursuant to the provisions of chapter 552, the right to be present at such hearings, the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of personal appearance;

(7) For victims and witnesses, upon their written request, the right to be informed by the appropriate custodial authority, including any municipal detention facility, juvenile detention facility, county jail, correctional facility operated by the department of corrections, mental health facility, division of youth services or agency thereof if the offense would have been a felony if committed by an adult, postconviction or commitment pursuant to the provisions of chapter 552 of the following:

(a) The projected date of such person's release from confinement;

(b) Any release of such person on bond;

(c) Any release of such person on furlough, work release, trial release, electronic monitoring program, or to a community correctional facility or program or release for any other reason, in advance of such release;

(d) Any scheduled parole or release hearings, including hearings under section 217.362, regarding such person and any changes in the scheduling of such hearings. No such hearing shall be conducted without thirty days' advance notice;

(e) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(f) Any decision by a parole board, by a juvenile releasing authority or by a circuit court presiding over releases pursuant to the provisions of chapter 552, or by a circuit court presiding over releases under section 217.362, to release such person or any decision by the governor to commute the sentence of such person or pardon such person;

(g) Notification within thirty days of the death of such person;

(8) For witnesses who have been summoned by the prosecuting attorney and for victims, to be notified by the prosecuting attorney in a timely manner when a court proceeding will not go on as scheduled;

(9) For victims and witnesses, the right to reasonable protection from the defendant or any person acting on behalf of the defendant from harm and threats of harm arising out of their cooperation with law enforcement and prosecution efforts;

(10) For victims and witnesses, on charged cases or submitted cases where no charge decision has yet been made, to be informed by the prosecuting attorney of the status of the case and of the availability of victim compensation assistance and of financial assistance and emergency and crisis intervention services available within the community and information relative to applying for such assistance or services, and of any final decision by the prosecuting attorney not to file charges;

(11) For victims, to be informed by the prosecuting attorney of the right to restitution which shall be enforceable in the same manner as any other cause of action as otherwise provided by law;

(12) For victims and witnesses, to be informed by the court and the prosecuting attorney of procedures to be followed in order to apply for and receive any witness fee to which they are entitled;

(13) When a victim's property is no longer needed for evidentiary reasons or needs to be retained pending an appeal, the prosecuting attorney or any law enforcement agency having possession of the property shall, upon request of the victim, return such property to the victim within five working days unless the property is contraband or subject to forfeiture proceedings, or provide written explanation of the reason why such property shall not be returned;

(14) An employer may not discharge or discipline any witness, victim or member of a victim's immediate family for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or for participating in the preparation of a criminal proceeding, or require any witness, victim, or member of a victim's immediate family to use vacation time, personal time, or sick leave for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or participating in the preparation of a criminal proceeding;

(15) For victims, to be provided with creditor intercession services by the prosecuting attorney if the victim is unable, as a result of the crime, temporarily to meet financial obligations;

(16) For victims and witnesses, the right to speedy disposition of their cases, and for victims, the right to speedy appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare such defendant's defense. The attorney general shall provide victims, upon their written request, case status information throughout the appellate process of their cases. The provisions of this subdivision shall apply only to proceedings involving the particular case to which the person is a victim or witness;

(17) For victims and witnesses, to be provided by the court, a secure waiting area during court proceedings and to receive notification of the date, time and location of any hearing conducted by the court for reconsideration of any sentence imposed, modification of such sentence or recall and release of any defendant from incarceration;

(18) For victims, the right to receive upon request from the department of corrections a photograph taken of the defendant prior to release from incarceration.

2. The provisions of subsection 1 of this section shall not be construed to imply any victim who is incarcerated by the department of corrections or any local law enforcement agency has a right to be released to attend any hearing or that the department of corrections or the local law enforcement agency has any duty to transport such incarcerated victim to any hearing.

3. Those persons entitled to notice of events pursuant to the provisions of subsection 1 of this section shall provide the appropriate person or agency with their current addresses**, electronic mail addresses,** and telephone numbers or the addresses**, electronic mail addresses,** or telephone numbers at which they wish notification to be given.

4. Notification by the appropriate person or agency utilizing the statewide automated crime victim notification system as established in section 650.310 shall constitute compliance with the victim notification requirement of this section. If notification utilizing the statewide automated crime victim notification system cannot be used, then written notification shall be sent by certified mail **or electronic mail** to the most current address **or electronic mail address** provided by the victim.

5. Victims' rights as established in Section 32 of Article I of the Missouri Constitution or the laws of this state pertaining to the rights of victims of crime shall be granted and enforced regardless of the desires of a defendant and no privileges of confidentiality shall exist in favor of the defendant to exclude victims or prevent their full participation in each and every phase of parole hearings or probation revocation hearings. The rights of the victims granted in this section are absolute and the policy of this state is that the victim's rights are paramount to the defendant's rights. The victim has an absolute right to be present at any hearing in which the defendant is present before a probation and parole hearing officer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 2** was adopted.

Representative Cook offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 71, Section 559.125, Lines 11-12, by deleting all of said lines and inserting in lieu thereof the following:

"2. **[**~~Information and data obtained by a probation or parole officer shall be privileged information and shall not be receivable in any court.~~**]** **Except in criminal proceedings, information and data obtained by a probation or parole officer is privileged information not receivable in any court unless for lawful criminal matters.** Such"; and

Further amend said bill, Page 106, Section 610.021, Line 137, by inserting after said section and line the following:

"632.305. 1. An application for detention for evaluation and treatment may be executed by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, on a form provided by the court for such purpose, and shall allege under oath, without a notarization requirement, that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or to others. The application shall specify the factual information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, shall authorize the applicant to bring the matter before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, **declarations, or other supporting documentation,** to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or others, it shall direct a peace officer to take the respondent into custody and transport him or her to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A mental health coordinator may request a peace officer to take or a peace officer may take a person into custody for detention for evaluation and treatment for a period not to exceed ninety-six hours only when such mental health coordinator or peace officer has reasonable cause to believe that such person is suffering from a

mental disorder and that the likelihood of serious harm by such person to himself or herself or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer or mental health coordinator who conveyed such person or caused him or her to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his or her own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself or herself or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself or herself or others unless he or she is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his or her own personal observations or investigation and shall contain the information required in subsection 1 of this section.

5. **[**~~Any oath required by the provisions of this section~~**] No notarization shall be required for an application or for any affidavits, declarations, or other documents supporting an application. The application and any affidavits, declarations, or other documents supporting the application** shall be subject to the provisions of section 492.060 **allowing for declaration under penalty of perjury**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 3** was adopted.

Representative Hicks offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Pages 58-59, Section 509.520, Lines 1-46, by deleting said lines and inserting in lieu thereof the following:

"509.520. 1. Notwithstanding any provision of law to the contrary, beginning August 28, **[**~~2009~~**] 2023**, pleadings, attachments, **[**~~or~~**]** exhibits filed with the court in any case, as well as any judgments **or orders** issued by the court, **or other records of the court** shall not include **the following confidential and personal identifying information**:

(1) The full Social Security number of any party or any child **[**~~who is the subject to an order of custody or support~~**]**;

(2) The full credit card number **[**~~or other~~**],** financial **institution** account number**, personal identification number, or password used to secure an account** of any party**;**

(3) The full motor vehicle operator license number;

(4) Victim information, including the name, address, and other contact information of the victim;

(5) Witness information, including the name, address, and other contact information of the witness;

(6) Any other full state identification number;

(7) The name, address, and date of birth of a minor and, if applicable, any next friend; or

(8) The full date of birth of any party; however, the year of birth shall be made available, except for a minor.

2. **The information provided under subsection 1 of this section shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.**

3. Nothing in this section shall preclude an entity including, but not limited to, a financial institution, insurer, insurance support organization, or consumer reporting agency that is otherwise permitted by law to access state court records from using a person's unique identifying information to match such information contained in a court record to validate that person's record.

4. The Missouri supreme court shall promulgate rules to administer this section.

5. Contemporaneously with the filing of every petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the filing party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the petitioner or movant, if a person;

(2) If known to the petitioner or movant, the name and address of the current employer and the Social Security number of the respondent; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~3.~~**] 6.** Contemporaneously with the filing of every responsive pleading petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the responding party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the responding party, if a person;

(2) If known to the responding party, the name and address of the current employer and the Social Security number of the petitioner or movant; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~4.~~**] 7.** The full Social Security number of any party or child subject to an order of custody or support shall be retained by the court on the confidential case filing sheet or other confidential record maintained in conjunction with the administration of the case. The full credit card number or other financial account number of any party may be retained by the court on a confidential record if it is necessary to maintain the number in conjunction with the administration of the case.

[~~5.~~**] 8.** Any document described in subsection 1 of this section shall, in lieu of the full number, include only the last four digits of any such number.

[~~6.~~**] 9.** Except as provided in section 452.430, the clerk shall not be required to redact any document described in subsection 1 of this section issued or filed before August 28, 2009, prior to releasing the document to the public.

[~~7.~~**] 10.** For good cause shown, the court may release information contained on the confidential case filing sheet; except that, any state agency acting under authority of chapter 454 shall have access to information contained herein without court order in carrying out their official duty."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 4** was adopted.

Representative Mayhew offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 18, Section 211.453, Line 17, by inserting after all of said section and line the following:

"301.218. 1. No person shall, except as an incident to the sale, repair, rebuilding or servicing of vehicles by a licensed franchised motor vehicle dealer, carry on or conduct the following business unless licensed to do so by the department of revenue under sections 301.217 to 301.229:

(1) Selling used parts of or used accessories for vehicles as a used parts dealer, as defined in section 301.010;

(2) Salvaging, wrecking**,** or dismantling vehicles for resale of the parts thereof as a salvage dealer **[**~~or~~**] and** dismantler, as defined in section 301.010**, or otherwise engaging in the buying or selling of catalytic converters or the component parts of catalytic converters**;

(3) Rebuilding and repairing four or more wrecked or dismantled vehicles in a calendar year as a rebuilder or body shop, as defined in section 301.010;

(4) Processing scrapped vehicles or vehicle parts as a scrap processor, as defined in section 301.010.

2. Sales at a salvage pool or a salvage disposal sale shall be open only to and made to persons actually engaged in and holding a current license under sections 301.217 to 301.221 and 301.550 to 301.573 or any person from another state or jurisdiction who is legally allowed in his or her state of domicile to purchase for resale, rebuild, dismantle, crush, or scrap either motor vehicles or salvage vehicles, and to persons who reside in a foreign country that are purchasing salvage vehicles for export outside of the United States. Operators of salvage pools or salvage disposal sales shall keep a record, for three years, of sales of salvage vehicles with the purchasers' name and address, and the year, make, and vehicle identification number for each vehicle. These records shall be open for inspection as provided in section 301.225. Such records shall be submitted to the department on a quarterly basis.

3. The operator of a salvage pool or salvage disposal sale, or subsequent purchaser, who sells a nonrepairable motor vehicle or a salvage motor vehicle to a person who is not a resident of the United States at a salvage pool or a salvage disposal sale shall:

(1) Stamp on the face of the title so as not to obscure any name, date, or mileage statement on the title the words "FOR EXPORT ONLY" in capital letters that are black; and

(2) Stamp in each unused reassignment space on the back of the title the words "FOR EXPORT ONLY" and print the number of the dealer's salvage vehicle license, name of the salvage pool, or the name of the governmental entity, as applicable.

The words "FOR EXPORT ONLY" required under subdivisions (1) and (2) of this subsection shall be at least two inches wide and clearly legible. Copies of the stamped titles shall be forwarded to the department.

4. The director of revenue shall issue a separate license for each kind of business described in subsection 1 of this section, to be entitled and designated as either "used parts dealer"; "salvage dealer or dismantler"; "rebuilder or body shop"; or "scrap processor" license."; and

Further amend said bill, Page 20, Section 347.143, Line 23, by inserting after all of said section and line the following:

"407.300. 1. Every purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property who obtains items for resale or profit shall keep a register containing a written or electronic record for each purchase or **[**~~trade in which~~**]** **trade-in of** each type of material subject to the provisions of this section **[**~~is~~**]** obtained for value. There shall be a separate record for each transaction involving any:

(1) Copper, brass, or bronze;

(2) Aluminum wire, cable, pipe, tubing, bar, ingot, rod, fitting, or fastener;

(3) Material containing copper or aluminum that is knowingly used for farming purposes as farming is defined in section 350.010; whatever may be the condition or length of such metal;

(4) Detached catalytic converter; or

(5) Motor vehicle, heavy equipment, or tractor battery.

2. The record required by this section shall contain the following data:

(1) A copy of the driver's license**,** or **other** photo identification issued by the state or by the United States government or agency thereof**,** of the person from whom the material is obtained;

(2) The current address, gender, birth date, and a color photograph of the person from whom the material is obtained if not included or are different from the identification required in subdivision (1) of this subsection;

(3) The date, time, and place of the transaction;

(4) The license plate number of the vehicle used by the seller during the transaction; **[**~~and~~**]**

(5) A full description of the material, including the weight and purchase price**; and**

(6) If the purchase or trade-in includes a detached catalytic converter:

(a) Either proof the seller is a bona fide automobile repair shop or an affidavit that attests the detached catalytic converter was acquired lawfully; and

(b) The make, model, year, and vehicle identification number of the vehicle from which the detached catalytic converter originated.

3. **(1)** The records required under this section shall be maintained **in order of transaction date** for a minimum of **[**~~thirty-six months~~**] four years** from when such material is obtained and shall be available for inspection by any law enforcement officer.

(2) The department of revenue shall create and make available on the department website a standardized form for recording the records required under this section.

(3) At least monthly, a purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property shall submit to the department of revenue the records required under this section on the department's form, with copies of the purchaser's, collector's, or dealer's other records, if any, attached. The submission may be in either a paper or electronic format. The department of revenue may prescribe the format of forms submitted electronically.

4. No transaction that includes a detached catalytic converter shall occur at any location other than the fixed place of business of the purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property. No detached catalytic converter shall be altered, modified, disassembled, or destroyed until it has been in the purchaser's, collector's, or dealer's possession for five business days.

5. Anyone **[**~~licensed under section 301.218 who knowingly purchases a stolen detached catalytic converter shall be subject to the following penalties:~~

~~(1) For a first violation, a fine in the amount of five thousand dollars;~~

~~(2) For a second violation, a fine in the amount of ten thousand dollars; and~~

~~(3) For a third violation, revocation of the~~**] convicted of violating this section shall be guilty of a class E felony and shall be subject to having any** license for a business described under section 301.218 **revoked**.

6. This section shall not apply to **[**~~either of~~**]** the following transactions:

(1) Any transaction for which the seller has an existing business relationship with the scrap metal dealer and is known to the scrap metal dealer making the purchase to be an established business or political subdivision that operates a business with a fixed location that can be reasonably expected to generate regulated scrap metal and can be reasonably identified as such a business, and for which the seller is paid by check or by electronic funds transfer, or the seller produces an acceptable identification, which shall be a copy of the driver's license or photo identification issued by the state or by the United States government or agency thereof, and a copy is retained by the purchaser; or

(2) Any transaction for which the type of metal subject to subsection 1 of this section is a minor part of a larger item, except **[**~~for~~**] that minor parts of** heating and cooling equipment or **of** equipment used in the generation and transmission of electrical power or telecommunications**, including any catalytic converter of such equipment, shall remain subject to this section**.

7. As used in this section, "catalytic converter" means any device designed to be used as an emissions control device when connected to an internal combustion engine, including the constituent parts of such a device, whether assembled into a complete unit or disassembled into separate constituent parts or components."; and

Further amend said bill, Page 78, Section 570.030, Line 6, by deleting the word "or" and inserting in lieu thereof the word "**[**~~or~~**]**"; and

Further amend said bill, page, and section, Line 9, by deleting said line and inserting in lieu thereof the following:

"had been stolen**; or**

(4) For the purpose of depriving the owner of a lawful interest therein, receives, retains, or disposes of a catalytic converter, as defined in subsection 7 of section 407.300, and knows that it has been stolen, believes that it has been stolen, or reasonably should suspect that it has been stolen."; and

Further amend said bill and section, Page 80, Line 71, by inserting after the word "converter" the phrase "**, as defined in subsection 7 of section 407.300**"; and

Further amend said bill, page, and section, Line 94, by inserting after all of said section and line the following:

"**570.031. 1. A person commits the offense of unlawful possession of a detached catalytic converter if the person possesses a catalytic converter that is detached from a motor vehicle with the intent to sell the catalytic converter unless:**

(1) The detached catalytic converter is possessed in the course of a legitimate business purpose;

(2) The detached catalytic converter is a component or constituent part of an item or equipment owned by the person; or

(3) The possession of the detached catalytic converter is for some other lawful purpose.

2. The offense of unlawful possession of a detached catalytic converter is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 5** was adopted.

Representative Shields offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 109, Section 650.340, Line 30, by inserting after all of said section and line the following:

"[~~217.785. 1. As used in this section, the term "Missouri postconviction drug treatment program" means a program of noninstitutional and institutional correctional programs for the monitoring, control and treatment of certain drug abuse offenders.~~

~~2. The department of corrections shall establish by regulation the "Missouri Postconviction Drug Treatment Program". The program shall include noninstitutional and institutional placement. The institutional phase of the program may include any offender under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.~~

~~3. Any first-time offender who has been found guilty of violating the provisions of chapter 195 or 579, or whose controlled substance abuse was a precipitating or contributing factor in the commission of his offense, and who is placed on probation may be required to participate in the noninstitutional phase of the program, which may include education, treatment and rehabilitation programs. Persons required to attend a program pursuant to this section may be charged a reasonable fee to cover the costs of the program. Failure of an offender to complete successfully the noninstitutional phase of the program shall be sufficient cause for the offender to be remanded to the sentencing court for assignment to the institutional phase of the program or any other authorized disposition.~~

~~4. A probationer shall be eligible for assignment to the institutional phase of the postconviction drug treatment program if he has failed to complete successfully the noninstitutional phase of the program. If space is available, the sentencing court may assign the offender to the institutional phase of the program as a special condition of probation, without the necessity of formal revocation of probation.~~

~~5. The availability of space in the institutional program shall be determined by the department of corrections. If the sentencing court is advised that there is no space available, then the court shall consider other authorized dispositions.~~

~~6. Any time after ninety days and prior to one hundred twenty days after assignment of the offender to the institutional phase of the program, the department shall submit to the court a report outlining the performance of the offender in the program. If the department determines that the offender will not participate or has failed to complete the program, the department shall advise the sentencing court, who shall cause the offender to be brought before the court for consideration of revocation of the probation or other authorized disposition. If the offender successfully completes the program, the department shall release the individual to the appropriate probation and parole district office and so advise the court.~~

~~7. Time spent in the institutional phase of the program shall count as time served on the sentence.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 6** was adopted.

Representative West offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 50, Section 476.1313, Line 56, by inserting after all of the said section and line the following:

"478.600. 1. There shall be four circuit judges in the eleventh judicial circuit. These judges shall sit in divisions numbered one, two, three and four. Beginning on January 1, 2007, there shall be six circuit judges in the eleventh judicial circuit and these judges shall sit in divisions numbered one, two, three, four, five, and seven. The division five associate circuit judge position and the division seven associate circuit judge position shall become circuit judge positions beginning January 1, 2007, and shall be numbered as divisions five and seven.

2. The circuit judge in division two shall be elected in 1980. The circuit judge in division four shall be elected in 1982. The circuit judge in division one shall be elected in 1984. The circuit judge in division three shall be elected in 1992. The circuit judges in divisions five and seven shall be elected for a six-year term in 2006.

3. Beginning January 1, 2007, the family court commissioner positions in the eleventh judicial circuit appointed under section 487.020 shall become associate circuit judge positions in all respects and shall be designated as divisions nine and ten respectively. These positions may retain the duties and responsibilities with regard to the family court. The associate circuit judges in divisions nine and ten shall be elected in 2006 for full four-year terms.

4. Beginning on January 1, 2007, the treatment court commissioner position in the eleventh judicial circuit appointed under section 478.003 shall become an associate circuit judge position in all respects and shall be designated as division eleven. This position **[**~~retains~~**] may retain** the duties and responsibilities with regard to the treatment court. Such associate circuit judge shall be elected in 2006 for a full four-year term. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional associate circuit judgeships per county under section 478.320.

5. Beginning in fiscal year 2015, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2016. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional circuit judgeships per county under section 478.320. Beginning in fiscal year 2019, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2020. This associate circuit judgeship shall not be included in the statutory formula for authorizing additional circuit judgeships per county under section 478.320.

6. Beginning in fiscal year 2024, there shall be one additional associate circuit judge position in the eleventh judicial circuit. The associate circuit judge shall be elected in 2024. This associate circuit judgeship shall be included in the statutory formula for authorizing additional associate circuit judgeships per county under section 478.320."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative West, **House Amendment No. 7** was adopted.

Representative Thompson offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 66, Section 552.020, Line 123, by deleting the number "7" and inserting in lieu thereof the number "**[~~7~~] 8**"; and

Further amend said bill and section, Page 67, Line 133, by deleting the number "9" and inserting in lieu thereof the number "**[~~9~~] 10**"; and

Further amend said bill, section, and page, Line 135, by deleting the number "9" and inserting in lieu thereof the number "**[~~9~~] 10**"; and

Further amend said bill and section, Page 68, Line 198, by deleting the number "11" and inserting in lieu thereof the number "**[~~11~~] 12**"; and

Further amend said bill and section, Page 69, Line 212, by inserting after all of said section and line the following:

"552.030. 1. A person is not responsible for criminal conduct if, at the time of such conduct, as a result of mental disease or defect such person was incapable of knowing and appreciating the nature, quality, or wrongfulness of such person's conduct.

2. Evidence of mental disease or defect excluding responsibility shall not be admissible at trial of the accused unless the accused, at the time of entering such accused's plea to the charge, pleads not guilty by reason of mental disease or defect excluding responsibility, or unless within ten days after a plea of not guilty, or at such later date as the court may for good cause permit, the accused files a written notice of such accused's purpose to rely on such defense. Such a plea or notice shall not deprive the accused of other defenses. The state may accept a defense of mental disease or defect excluding responsibility, whether raised by plea or written notice, if the accused has no other defense and files a written notice to that effect. The state shall not accept a defense of mental disease or defect excluding responsibility in the absence of any pretrial evaluation as described in this section or section 552.020. Upon the state's acceptance of the defense of mental disease or defect excluding responsibility, the court shall proceed to order the commitment of the accused as provided in section 552.040 in cases of persons acquitted on the ground of mental disease or defect excluding responsibility, and further proceedings shall be had regarding the confinement and release of the accused as provided in section 552.040.

3. Whenever the accused has pleaded mental disease or defect excluding responsibility or has given the written notice provided in subsection 2 of this section, and such defense has not been accepted as provided in subsection 2 of this section, the court shall, after notice and upon motion of either the state or the accused, by order of record, appoint one or more private psychiatrists or psychologists, as defined in section 632.005, or physicians with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness, who are neither employees nor contractors of the department of mental health for purposes of performing the examination in question, to examine the accused, or shall direct the director of the department of mental health, or the director's designee, to have the accused so examined by one or more psychiatrists or psychologists, as defined in section 632.005, or physicians with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness designated by the director, or the director's designee, as qualified to perform examinations pursuant to this chapter. The order shall direct that written report or reports of such examination be filed with the clerk of the court. No private psychiatrist, psychologist, or physician shall be appointed by the court unless such psychiatrist, psychologist or physician has consented to act. The examinations ordered shall be made at such time and place and under such conditions as the court deems proper; except that, if the order directs the director of the department of mental health to have the accused examined, the director, or the director's designee, shall determine the time, place and conditions under which the examination shall be conducted. The order may include provisions for the interview of witnesses and may require the provision of police reports to the department for use in evaluation. If an examination provided in section 552.020 was made and the report of such examination included an opinion as to whether, at the time of the alleged criminal conduct, the accused, as a result of mental disease or defect, did not know or appreciate the nature, quality or wrongfulness of such accused's conduct or as a result of mental disease or defect was incapable of conforming such accused's conduct to the requirements of law, such report may be received in evidence, and no new examination shall be required by the court unless, in the discretion of the court, another examination is necessary. If an examination is ordered pursuant to this section, the report shall

contain the information required in subsections 3 and **[**4**]** **5** of section 552.020. Within ten days after receiving a copy of such report, both the accused and the state shall, upon written request, be entitled to an order granting them an examination of the accused by an examiner of such accused's or its own choosing and at such accused's or its expense. The clerk of the court shall deliver copies of the report or reports to the prosecuting or circuit attorney and to the accused or his counsel. No reports required by this subsection shall be public records or be open to the public. Any examination performed pursuant to this subsection shall be completed and the results shall be filed with the court within sixty days of the date it is received by the department or private psychiatrist, psychologist or physician unless the court, for good cause, orders otherwise.

4. If the report contains the recommendation that the accused should be held in custody in a suitable hospital facility pending trial, and if the accused is not admitted to bail, or released on other conditions, the court may order that the accused be committed to or held in a suitable hospital facility pending trial.

5. No statement made by the accused in the course of any such examination and no information received by any physician or other person in the course thereof, whether such examination was made with or without the consent of the accused or upon the accused's motion or upon that of others, shall be admitted in evidence against the accused on the issue of whether the accused committed the act charged against the accused in any criminal proceeding then or thereafter pending in any court, state or federal. The statement or information shall be admissible in evidence for or against the accused only on the issue of the accused's mental condition, whether or not it would otherwise be deemed to be a privileged communication. If the statement or information is admitted for or against the accused on the issue of the accused's mental condition, the court shall, both orally at the time of its admission and later by instruction, inform the jury that it must not consider such statement or information as any evidence of whether the accused committed the act charged against the accused.

6. All persons are presumed to be free of mental disease or defect excluding responsibility for their conduct, whether or not previously adjudicated in this or any other state to be or to have been sexual or social psychopaths, or incompetent; provided, however, the court may admit evidence presented at such adjudication based on its probative value. The issue of whether any person had a mental disease or defect excluding responsibility for such person's conduct is one for the trier of fact to decide upon the introduction of substantial evidence of lack of such responsibility. But, in the absence of such evidence, the presumption shall be conclusive. Upon the introduction of substantial evidence of lack of such responsibility, the presumption shall not disappear and shall alone be sufficient to take that issue to the trier of fact. The jury shall be instructed as to the existence and nature of such presumption when requested by the state and, where the issue of such responsibility is one for the jury to decide, the jury shall be told that the burden rests upon the accused to show by a preponderance or greater weight of the credible evidence that the defendant was suffering from a mental disease or defect excluding responsibility at the time of the conduct charged against the defendant. At the request of the defense the jury shall be instructed by the court as to the contents of subsection 2 of section 552.040.

7. When the accused is acquitted on the ground of mental disease or defect excluding responsibility, the verdict and the judgment shall so state as well as state the offense for which the accused was acquitted. The clerk of the court shall furnish a copy of any judgment or order of commitment to the department of mental health pursuant to this section to the criminal records central repository pursuant to section 43.503.

552.040. 1. For the purposes of this section, the following words mean:

(1) "Prosecutor of the jurisdiction", the prosecuting attorney in a county or the circuit attorney of a city not within a county;

(2) "Secure facility", a state mental health facility, state developmental disability facility, private facility under contract with the department of mental health, or a section within any of these facilities, in which persons committed to the department of mental health pursuant to this chapter shall not be permitted to move about the facility or section of the facility, nor to leave the facility or section of the facility, without approval by the head of the facility or such head's designee and adequate supervision consistent with the safety of the public and the person's treatment, habilitation or rehabilitation plan;

(3) "Tried and acquitted" includes both pleas of mental disease or defect excluding responsibility that are accepted by the court and acquittals on the ground of mental disease or defect excluding responsibility following the proceedings set forth in section 552.030.

2. When an accused is tried and acquitted on the ground of mental disease or defect excluding responsibility, the court shall order such person committed to the director of the department of mental health for custody. The court shall also order custody and care in a state mental health or intellectual disability facility unless an immediate conditional release is granted pursuant to this section. If the accused has not been charged with a dangerous felony as

defined in section 556.061, or with murder in the first degree pursuant to section 565.020, or sexual assault pursuant to section 566.040, or the attempts thereof, and the examination contains an opinion that the accused should be immediately conditionally released to the community by the court, the court shall hold a hearing to determine if an immediate conditional release is appropriate pursuant to the procedures for conditional release set out in subsections 10 to 14 of this section. Prior to the hearing, the court shall direct the director of the department of mental health, or the director's designee, to have the accused examined to determine conditions of confinement in accordance with subsection **[**4**]** **5** of section 552.020. The provisions of subsection 16 of this section shall be applicable to defendants granted an immediate conditional release and the director shall honor the immediate conditional release as granted by the court. If the court determines that an immediate conditional release is warranted, the court shall order the person committed to the director of the department of mental health before ordering such a release. The court granting the immediate conditional release shall retain jurisdiction over the case for the duration of the conditional release. This shall not limit the authority of the director of the department of mental health or the director's designee to revoke the conditional release or the trial release of any committed person pursuant to subsection 17 of this section. If the accused is committed to a mental health or developmental disability facility, the director of the department of mental health, or the director's designee, shall determine the time, place and conditions of confinement.

3. The provisions of sections 630.110, 630.115, 630.130, 630.133, 630.135, 630.140, 630.145, 630.150, 630.180, 630.183, 630.192, 630.194, 630.196, 630.198, 630.805, 632.370, 632.395, and 632.435 shall apply to persons committed pursuant to subsection 2 of this section. If the department does not have a treatment or rehabilitation program for a mental disease or defect of an individual, that fact may not be the basis for a release from commitment. Notwithstanding any other provision of law to the contrary, no person committed to the department of mental health who has been tried and acquitted by reason of mental disease or defect as provided in section 552.030 shall be conditionally or unconditionally released unless the procedures set out in this section are followed. Upon request by an indigent committed person, the appropriate court may appoint the office of the public defender to represent such person in any conditional or unconditional release proceeding under this section.

4. Notwithstanding section 630.115, any person committed pursuant to subsection 2 of this section shall be kept in a secure facility until such time as a court of competent jurisdiction enters an order granting a conditional or unconditional release to a nonsecure facility.

5. The committed person or the head of the facility where the person is committed may file an application in the court that committed the person seeking an order releasing the committed person unconditionally; except that any person who has been denied an application for a conditional release pursuant to subsection 13 of this section shall not be eligible to file for an unconditional release until the expiration of one year from such denial. In the case of a person who was immediately conditionally released after being committed to the department of mental health, the released person or the director of the department of mental health, or the director's designee, may file an application in the same court that released the committed person seeking an order releasing the committed person unconditionally. Copies of the application shall be served personally or by certified mail upon the head of the facility unless the head of the facility files the application, the committed person unless the committed person files the application, or unless the committed person was immediately conditionally released, the director of the department of mental health, and the prosecutor of the jurisdiction where the committed person was tried and acquitted. Any party objecting to the proposed release must do so in writing within thirty days after service. Within a reasonable period of time after any written objection is filed, which period shall not exceed sixty days unless otherwise agreed upon by the parties, the court shall hold a hearing upon notice to the committed person, the head of the facility, if necessary, the director of the department of mental health, and the prosecutor of the jurisdiction where the person was tried. Prior to the hearing any of the parties, upon written application, shall be entitled to an examination of the committed person, by a psychiatrist or psychologist, as defined in section 632.005, or a physician with a minimum of one year training or experience in providing treatment or services to intellectually disabled or mentally ill individuals of its own choosing and at its expense. The report of the mental condition of the committed person shall accompany the application. By agreement of all parties to the proceeding any report of the mental condition of the committed person which may accompany the application for release or which is filed in objection thereto may be received by evidence, but the party contesting any opinion therein shall have the right to summon and to cross-examine the examiner who rendered such opinion and to offer evidence upon the issue.

6. By agreement of all the parties and leave of court, the hearing may be waived, in which case an order granting an unconditional release shall be entered in accordance with subsection 8 of this section.

7. At a hearing to determine if the committed person should be unconditionally released, the court shall consider the following factors in addition to any other relevant evidence:

(1) Whether or not the committed person presently has a mental disease or defect;

(2) The nature of the offense for which the committed person was committed;

(3) The committed person's behavior while confined in a mental health facility;

(4) The elapsed time between the hearing and the last reported unlawful or dangerous act;

(5) Whether the person has had conditional releases without incident; and

(6) Whether the determination that the committed person is not dangerous to himself or others is dependent on the person's taking drugs, medicine or narcotics.

The burden of persuasion for any person committed to a mental health facility under the provisions of this section upon acquittal on the grounds of mental disease or defect excluding responsibility shall be on the party seeking unconditional release to prove by clear and convincing evidence that the person for whom unconditional release is sought does not have, and in the reasonable future is not likely to have, a mental disease or defect rendering the person dangerous to the safety of himself or others.

8. The court shall enter an order either denying the application for unconditional release or granting an unconditional release. An order denying the application shall be without prejudice to the filing of another application after the expiration of one year from the denial of the last application.

9. No committed person shall be unconditionally released unless it is determined through the procedures in this section that the person does not have, and in the reasonable future is not likely to have, a mental disease or defect rendering the person dangerous to the safety of himself or others.

10. The committed person or the head of the facility where the person is committed may file an application in the court having probate jurisdiction over the facility where the person is detained for a hearing to determine whether the committed person shall be released conditionally. In the case of a person committed to a mental health facility upon acquittal on the grounds of mental disease or defect excluding responsibility for a dangerous felony as defined in section 556.061, murder in the first degree pursuant to section 565.020, or sexual assault pursuant to section 566.040, any such application shall be filed in the court that committed the person. In such cases, jurisdiction over the application for conditional release shall be in the committing court. In the case of a person who was immediately conditionally released after being committed to the department of mental health, the released person or the director of the department of mental health, or the director's designee, may file an application in the same court that released the person seeking to amend or modify the existing release. The procedures for application for unconditional releases set out in subsection 5 of this section shall apply, with the following additional requirements:

(1) A copy of the application shall also be served upon the prosecutor of the jurisdiction where the person is being detained, unless the released person was immediately conditionally released after being committed to the department of mental health, or unless the application was required to be filed in the court that committed the person in which case a copy of the application shall be served upon the prosecutor of the jurisdiction where the person was tried and acquitted and the prosecutor of the jurisdiction into which the committed person is to be released;

(2) The prosecutor of the jurisdiction where the person was tried and acquitted shall use their best efforts to notify the victims of dangerous felonies. Notification by the appropriate person or agency by certified mail to the most current address provided by the victim shall constitute compliance with the victim notification requirement of this section;

(3) The application shall specify the conditions and duration of the proposed release;

(4) The prosecutor of the jurisdiction where the person is being detained shall represent the public safety interest at the hearing unless the prosecutor of the jurisdiction where the person was tried and acquitted decides to appear to represent the public safety interest.

If the application for release was required to be filed in the committing court, the prosecutor of the jurisdiction where the person was tried and acquitted shall represent the public safety interest. In the case of a person who was immediately conditionally released after being committed to the department of mental health, the prosecutor of the jurisdiction where the person was tried and acquitted shall appear and represent the public safety interest.

11. By agreement of all the parties, the hearing may be waived, in which case an order granting a conditional release, stating the conditions and duration agreed upon by all the parties and the court, shall be entered in accordance with subsection 13 of this section.

12. At a hearing to determine if the committed person should be conditionally released, the court shall consider the following factors in addition to any other relevant evidence:

(1) The nature of the offense for which the committed person was committed;

(2) The person's behavior while confined in a mental health facility;

(3) The elapsed time between the hearing and the last reported unlawful or dangerous act;

(4) The nature of the person's proposed release plan;

(5) The presence or absence in the community of family or others willing to take responsibility to help the defendant adhere to the conditions of the release; and

(6) Whether the person has had previous conditional releases without incident.

The burden of persuasion for any person committed to a mental health facility under the provisions of this section upon acquittal on the grounds of mental disease or defect excluding responsibility shall be on the party seeking release to prove by clear and convincing evidence that the person for whom release is sought is not likely to be dangerous to others while on conditional release.

13. The court shall enter an order either denying the application for a conditional release or granting conditional release. An order denying the application shall be without prejudice to the filing of another application after the expiration of one year from the denial of the last application.

14. No committed person shall be conditionally released until it is determined that the committed person is not likely to be dangerous to others while on conditional release.

15. If, in the opinion of the head of a facility where a committed person is being detained, that person can be released without danger to others, that person may be released from the facility for a trial release of up to ninety-six hours under the following procedure:

(1) The head of the facility where the person is committed shall notify the prosecutor of the jurisdiction where the committed person was tried and acquitted and the prosecutor of the jurisdiction into which the committed person is to be released at least thirty days before the date of the proposed trial release;

(2) The notice shall specify the conditions and duration of the release;

(3) If no prosecutor to whom notice is required objects to the trial release, the committed person shall be released according to conditions and duration specified in the notice;

(4) If any prosecutor objects to the trial release, the head of the facility may file an application with the court having probate jurisdiction over the facility where the person is detained for a hearing under the procedures set out in subsections 5 and 10 of this section with the following additional requirements:

(a) A copy of the application shall also be served upon the prosecutor of the jurisdiction into which the committed person is to be released; and

(b) The prosecutor or prosecutors who objected to the trial release shall represent the public safety interest at the hearing; and

(5) The release criteria of subsections 12 to 14 of this section shall apply at such a hearing.

16. The department shall provide or shall arrange for follow-up care and monitoring for all persons conditionally released under this section and shall make or arrange for reviews and visits with the client at least monthly, or more frequently as set out in the release plan, and whether the client is receiving care, treatment, habilitation or rehabilitation consistent with his needs, condition and public safety. The department shall identify the facilities, programs or specialized services operated or funded by the department which shall provide necessary levels of follow-up care, aftercare, rehabilitation or treatment to the persons in geographical areas where they are released.

17. The director of the department of mental health, or the director's designee, may revoke the conditional release or the trial release and request the return of the committed person if such director or coordinator has reasonable cause to believe that the person has violated the conditions of such release. If requested to do so by the director or coordinator, a peace officer of a jurisdiction in which a patient on conditional release is found shall apprehend and return such patient to the facility. No peace officer responsible for apprehending and returning the committed person to the facility upon the request of the director or coordinator shall be civilly liable for apprehending or transporting such patient to the facility so long as such duties were performed in good faith and without negligence. If a person on conditional release is returned to a facility under the provisions of this subsection, a hearing shall be held within ninety-six hours, excluding Saturdays, Sundays and state holidays, to determine whether the person violated the conditions of the release or whether resumption of full-time hospitalization is the least restrictive alternative consistent with the person's needs and public safety. The director of the department of mental health, or the director's designee, shall conduct the hearing. The person shall be given notice at least twenty-four hours in advance of the hearing and shall have the right to have an advocate present.

18. At any time during the period of a conditional release or trial release, the court which ordered the release may issue a notice to the released person to appear to answer a charge of a violation of the terms of the release and the court may issue a warrant of arrest for the violation. Such notice shall be personally served upon the released person. The warrant shall authorize the return of the released person to the custody of the court or to the custody of the director of mental health or the director's designee.

19. The head of a mental health facility, upon any notice that a committed person has escaped confinement, or left the facility or its grounds without authorization, shall immediately notify the prosecutor and sheriff of the county wherein the committed person is detained of the escape or unauthorized leaving of grounds and the prosecutor and sheriff of the county where the person was tried and acquitted.

20. Any person committed to a mental health facility under the provisions of this section upon acquittal on the grounds of mental disease or defect excluding responsibility for a dangerous felony as defined in section 556.061, murder in the first degree pursuant to section 565.020, or sexual assault pursuant to section 566.040 shall not be eligible for conditional or unconditional release under the provisions of this section unless, in addition to the requirements of this section, the court finds that the following criteria are met:

(1) Such person is not now and is not likely in the reasonable future to commit another violent crime against another person because of such person's mental illness; and

(2) Such person is aware of the nature of the violent crime committed against another person and presently possesses the capacity to appreciate the criminality of the violent crime against another person and the capacity to conform such person's conduct to the requirements of law in the future.

552.080. 1. Notwithstanding any other provisions of law, the court in which the proceedings are pending shall, upon application and approval, order the payment of or tax as costs the following expenses and fees, which in each case shall be reasonable, and so found by the court:

(1) Expenses and fees for examinations, reports and expert testimony of private psychiatrists who are neither employees nor contractors of the department of mental health for purposes of performing such services and who are appointed by the court to examine the accused under sections 552.020 and 552.030;

(2) The expenses of conveying any prisoner from a jail to a facility of the department of mental health and the expense of returning him to a jail under the provisions of section 552.020, 552.030, 552.040 or 552.050.

Such expenses and fees shall be paid, no matter how taxed as costs or collected, by the state, county or defendant, when liable for such costs under the provisions of chapter 550. Such order may be made at any time before or after the final disposition of the case and whether or not the accused is convicted or sentenced to the custody of the division of corrections or county jail, as the case may be, or placed upon probation or granted parole.

2. The expenses and fees provided in subsection 1 of this section may be levied and collected under execution; except that, if the state or county has by inadvertence or mistake paid expenses or fees as provided in subsection 1 of this section, the political entity having made such a mistake or inadvertent payment shall be entitled to recover the same from the entity responsible for such payment.

3. If a person is ordered held or hospitalized by the director of the department of mental health or in one of the facilities of the department of mental health pursuant to the following provisions, the liability for hospitalization shall be paid by the person, his estate or those responsible for his support in accordance with chapter 630:

(1) Following determination of lack of mental fitness to proceed under subsection **[**~~7~~**]** **8** of section 552.020;

(2) Following acquittal because of lack of responsibility due to mental disease or defect under section 552.030, and subsequent order of commitment to the director of the department of mental health under section 552.040.

4. The method of collecting the costs and expenses herein provided or otherwise incurred in connection with the custody, examination, trial, transportation or treatment of any person accused or convicted of any offense shall not be exclusive and same may be collected in any other manner provided by law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Thompson, **House Amendment No. 8** was adopted.

Representative Reedy offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 41, Section 475.010, Line 115, by inserting after said section and line the following:

"475.040. If it appears to the court, acting on the petition of the guardian, the conservator, the respondent or of a ward over the age of fourteen, or on its own motion, at any time before the termination of the guardianship or conservatorship, that the proceeding was commenced in the wrong county, or that the domicile **[**~~or residence~~**]** of the ward or protectee has **[**~~been~~**]** changed to another county, or in case of conservatorship of the estate that it would be for the best interest of the ward or disabled person and his estate, the court may order the proceeding with all papers, files and a transcript of the proceedings transferred to the probate division of the circuit court of another county. The court to which the transfer is made shall take jurisdiction of the case, place the transcript of record and proceed to the final settlement of the case as if the appointment originally had been made by it."; and

Further amend said bill, Page 43, Section 475.063, Line 22, by inserting after all of said section and line the following:

"475.275. 1. The conservator, at the time of filing any settlement with the court, shall exhibit all securities or investments held by him to an officer of the bank or other depositary wherein the securities or investments are held for safekeeping or to an authorized representative of the corporation which is surety on his bond, or to the judge or clerk of a court of record in this state, or upon request of the conservator or other interested party, to any other reputable person designated by the court, who shall certify in writing that he has examined the securities or investments and identified them with those described in the account and shall note any omission or discrepancies. If the depositary is the conservator, the certifying officer shall not be the officer verifying the account. The conservator may exhibit the securities or investments to the judge of the court, who shall endorse on the account and copy thereof, a certificate that the securities or investments shown therein as held by the conservator were each in fact exhibited to him and that those exhibited to him were the same as those in the account and noting any omission or discrepancy. The certificate, and the certificate of an official of the bank in which are deposited any funds for which the conservator is accountable, showing the amount on deposit, shall be prepared and signed in duplicate and one of each shall be filed by the conservator with his account.

2. (1) As used in and pursuant to this section, a "pooled account" is an account within the meaning of this section and means any account maintained by a fiduciary for more than one principal and is established for the purpose of managing and investing and to manage and invest the funds of such principals. No fiduciary shall or may place funds into a pooled account unless the account meets the following criteria:

(a) The pooled account is maintained at a bank or savings and loan institution;

(b) The pooled account is titled in such a way as to reflect that the account is being held by a fiduciary in a custodial capacity;

(c) The fiduciary maintains, or causes to be maintained, records containing information as to the name and ownership interest of each principal in the pooled account;

(d) The fiduciary's records contain a statement of all accretions and disbursements; and

(e) The fiduciary's records are maintained in the ordinary course of business and in good faith.

(2) The public administrator of any county **[**~~with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants~~**]** serving as a conservator **or personal representative** and using and utilizing pooled accounts for the investing**[**~~, investment,~~**]** and management of **[**~~conservatorship~~**] estate** funds shall have any such accounts **[**~~audited~~**] examined** on at least an annual basis **[**~~and no less than one time per year~~**]** by an independent certified public accountant. **[**~~The audit provided shall review the records of the receipts and disbursements of each estate account. Upon completion of the investigation, the certified public accountant shall render a report to the judge of record in this state showing the receipts, disbursements, and account balances as to each estate and as well as the total assets on deposit in the pooled account on the last calendar day of each year.~~**] The examination shall:**

(a) Compare the pooled account's year-end bank statement and obtain the reconciliation of the pooled account from the bank statement to the fiduciary's general ledger balance on the same day;

(b) Reconcile the total of individual accounts in the fiduciary's records to the reconciled pooled account's balance and note any difference;

(c) Confirm if collateral is pledged to secure amounts on deposit in the pooled account in excess of Federal Deposit Insurance Corporation coverage; and

(d) Confirm the account balance with the financial institution.

(3) A public administrator using and utilizing pooled accounts as provided by this section shall certify by affidavit that he or she has met the conditions for establishing a pooled account as set forth in subdivision (2) of this subsection.

(4) The county shall provide for the expense of **[**~~such audit~~**] the report**. If and where the public administrator has provided the judge with **[**~~the audit~~**] the report** pursuant to and required by this subsection and section, the public administrator shall not be required to obtain the written **[**~~certification~~**] verification** of an officer of a bank or other depository on any estate asset maintained within the pooled account as otherwise required in and under subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reedy, **House Amendment No. 9** was adopted.

Representative Dinkins offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 15, Section 193.265, Line 73, by inserting after said line the following:

"**7. (1) Notwithstanding any provision of law, no fee shall be required or collected for a certification of birth if the request is made by a victim of domestic violence or abuse, as those terms are defined in section 455.010, and the victim provides documentation signed by an employee, agent, or volunteer of a victim service provider, an attorney, or a health care or mental health professional, from whom the victim has sought assistance relating to the domestic violence or abuse. Such documentation shall state that, under penalty of perjury, the employee, agent, or volunteer of a victim service provider, the attorney, or the health care or mental health professional believes the victim has been involved in an incident of domestic violence or abuse.**

(2) A victim may be eligible only one time for a fee waiver under this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 10** was adopted.

Representative Christ offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 11, Section 70.631, Line 24, by inserting after all of said section and line the following:

"**105.1525. Notwithstanding any other provision of law to the contrary, no public official removed from office through a quo warranto proceeding shall be eligible as a candidate for the office from which he or she was removed.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Christofanelli offered **House Amendment No. 1 to House Amendment No. 11**.

House Amendment No. 1
to
House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 1, Line 7, by inserting after all of the said line the following:

"Further amend said bill, Page 53, Section 488.2300, Line 43, by inserting after all of the said section and line the following:

"**490.750. 1. This section shall be known and may be cited as the "Restoring Artistic Protection Act of 2023".**

2. As used in this section, the term "creative or artistic expression" means the expression or application of creativity or imagination in the production or arrangement of forms, sounds, words, movements, or symbols, including music, dance, performance art, visual art, poetry, literature, film, and other such objects or media.

3. Except as provided under subsection 4 of this section, evidence of a defendant's creative or artistic expression, whether original or derivative, is not admissible against such defendant in a criminal case.

4. A court may admit evidence described in subsection 3 of this section in a hearing conducted in camera if the state proves by clear and convincing evidence:

(1) (a) If the expression is original, that the defendant intended a literal meaning rather than a figurative or fictional meaning; or

(b) If the expression is derivative, that the defendant intended to adopt the literal meaning of the expression as the defendant's own thought or statement;

(2) That the creative expression refers to the specific facts of the crime alleged;

(3) That the expression is relevant to an issue of fact that is disputed; and

(4) That the expression has distinct probative value not provided by other admissible evidence.

5. In any hearing under subsection 4 of this section, the court shall make its ruling on the record and shall include its findings of fact essential to its ruling.

6. If the court admits any evidence described under subsection 3 of this section under the exception under subsection 4 of this section, the court shall:

(1) Ensure that the expression is redacted in a manner to limit the evidence presented to the jury to that which is specifically excepted under subsection 4 of this section; and

(2) Provide appropriate limiting instructions to the jury."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 1 to House Amendment No. 11** was adopted.

On motion of Representative Christ, **House Amendment No. 11, as amended**, was adopted.

Representative Perkins offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 60, Section 510.521, Line 2, by inserting after said section and line the following:

"**537.529. 1. This section shall be known and may be cited as the "Uniform Public Expression Protection Act".**

2. (1) As used in this section:

(a) "Goods or services", does not include a dramatic, literary, musical, political, journalistic, or artistic work;

(b) "Governmental unit" means any city, county, or other political subdivision of this state, or any department, division, board, or other agency of any political subdivision of this state;

(c) "Person" means an individual, estate, trust, partnership, business or nonprofit entity, governmental unit, or other legal entity.

(2) Except as otherwise provided in subdivision (3) of this subsection, this section applies to a cause of action asserted in a civil action against a person based on the person's:

(a) Communication in a legislative, executive, judicial, administrative, or other governmental proceeding;

(b) Communication on an issue under consideration or review in a legislative, executive, judicial, administrative, or other governmental proceeding; or

(c) Exercise of the right of freedom of speech or of the press, the right to assemble or petition, or the right of association, guaranteed by the Constitution of the United States or the Constitution of Missouri, on a matter of public concern.

(3) This section does not apply to a cause of action asserted:

(a) Against a governmental unit or an employee or agent of a governmental unit acting or purporting to act in an official capacity;

(b) By a governmental unit or an employee or agent of a governmental unit acting in an official capacity to enforce a law to protect against an imminent threat to public health or safety; or

(c) Against a person primarily engaged in the business of selling or leasing goods or services if the cause of action arises out of a communication related to the person's sale or lease of the goods or services.

3. No later than sixty days after a party is served with a complaint, crossclaim, counterclaim, third-party claim, or other pleading that asserts a cause of action to which this section applies, or at a later time on a showing of good cause, the party may file a special motion to dismiss the cause of action or part of the cause of action.

4. (1) Except as otherwise provided in this subsection:

(a) All other proceedings between the moving party and responding party in an action, including discovery and a pending hearing or motion, are stayed on the filing of a motion under subsection 3 of this section; and

(b) On motion by the moving party, the court may stay:

a. A hearing or motion involving another party if the ruling on the hearing or motion would adjudicate a legal or factual issue that is material to the motion under subsection 3 of this section; or

b. Discovery by another party if the discovery relates to the issue.

(2) A stay under subdivision (1) of this subsection remains in effect until entry of an order ruling on the motion filed under subsection 3 of this section and the expiration of the time to appeal the order.

(3) If a party appeals from an order ruling on a motion under subsection 3 of this section, all proceedings between all parties in an action are stayed. The stay remains in effect until the conclusion of the appeal.

(4) During a stay under subdivision (1) of this subsection, the court may allow limited discovery if a party shows that specific information is necessary to establish whether a party has satisfied or failed to satisfy a burden imposed by subdivision (1) of subsection 7 of this section and is not reasonably available without discovery.

(5) A motion for costs and expenses under subsection 10 of this section shall not be subject to a stay under this section.

(6) A stay under this subsection does not affect a party's ability to voluntarily dismiss a cause of action or part of a cause of action or move to sever a cause of action.

(7) During a stay under this section, the court for good cause may hear and rule on:

(a) A motion unrelated to the motion under subsection 3 of this section; and

(b) A motion seeking a special or preliminary injunction to protect against an imminent threat to public health or safety.

5. (1) The court shall hear a motion under subsection 3 of this section no later than sixty days after filing of the motion, unless the court orders a later hearing:

(a) To allow discovery under subdivision (4) of subsection 4 of this section; or

(b) For other good cause.

(2) If the court orders a later hearing under paragraph (a) of subdivision (1) of this subsection, the court shall hear the motion under subsection 3 of this section no later than sixty days after the court order allowing the discovery, subject to paragraph (b) of subdivision (1) of this subsection.

6. In ruling on a motion under subsection 3 of this section, the court shall consider the parties' pleadings, the motion, any replies and responses to the motion, and any evidence that could be considered in ruling on a motion for summary judgment.

7. (1) In ruling on a motion under subsection 3 of this section, the court shall dismiss with prejudice a cause of action or part of a cause of action if:

(a) The moving party establishes under subdivision (2) of subsection 2 of this section that this section applies;

(b) The responding party fails to establish under subdivision (3) of subsection 2 of this section that this section does not apply; and

(c) Either:

a. The responding party fails to establish a prima facie case as to each essential element of the cause of action; or

b. The moving party establishes that:

(i) The responding party failed to state a cause of action upon which relief can be granted; or

(ii) There is no genuine issue as to any material fact and the party is entitled to judgment as a matter of law on the cause of action or part of the cause of action.

(2) A voluntary dismissal without prejudice of a responding party's cause of action, or part of a cause of action, that is the subject of a motion under subsection 3 of this section does not affect a moving party's right to obtain a ruling on the motion and seek costs, reasonable attorney's fees, and reasonable litigation expenses under subsection 10 of this section.

(3) A voluntary dismissal with prejudice of a responding party's cause of action, or part of a cause of action, that is the subject of a motion under subsection 3 of this section establishes for the purpose of subsection 10 of this section that the moving party prevailed on the motion.

8. The court shall rule on a motion under subsection 3 of this section no later than sixty days after the hearing under subsection 5 of this section.

9. A moving party may appeal within twenty-one days as a matter of right from an order denying, in whole or in part, a motion under subsection 3 of this section.

10. On a motion under subsection 3 of this section, the court shall award costs, reasonable attorney's fees, and reasonable litigation expenses related to the motion:

(1) To the moving party if the moving party prevails on the motion; or

(2) To the responding party if the responding party prevails on the motion and the court finds that the motion was frivolous or filed solely with intent to delay the proceeding.

11. This section shall be broadly construed and applied to protect the exercise of the right of freedom of speech and of the press, the right to assemble and petition, and the right of association, guaranteed by the Constitution of the United States or the Constitution of Missouri.

12. In applying and construing this section, consideration shall be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

13. This section applies to a civil action filed or cause of action asserted in a civil action on or after August 28, 2023."; and

Further amend said bill, Page 110, Section 435.014, Line 14, by inserting after said section and line the following:

"[~~537.528. 1. Any action against a person for conduct or speech undertaken or made in connection with a public hearing or public meeting, in a quasi-judicial proceeding before a tribunal or decision-making body of the state or any political subdivision of the state is subject~~

~~to a special motion to dismiss, motion for judgment on the pleadings, or motion for summary judgment that shall be considered by the court on a priority or expedited basis to ensure the early consideration of the issues raised by the motion and to prevent the unnecessary expense of litigation. Upon the filing of any special motion described in this subsection, all discovery shall be suspended pending a decision on the motion by the court and the exhaustion of all appeals regarding the special motion.~~

~~2. If the rights afforded by this section are raised as an affirmative defense and if a court grants a motion to dismiss, a motion for judgment on the pleadings or a motion for summary judgment filed within ninety days of the filing of the moving party's answer, the court shall award reasonable attorney fees and costs incurred by the moving party in defending the action. If the court finds that a special motion to dismiss or motion for summary judgment is frivolous or solely intended to cause unnecessary delay, the court shall award costs and reasonable attorney fees to the party prevailing on the motion.~~

~~3. Any party shall have the right to an expedited appeal from a trial court order on the special motions described in subsection 2 of this section or from a trial court's failure to rule on the motion on an expedited basis.~~

~~4. As used in this section, a "public meeting in a quasi-judicial proceeding" means and includes any meeting established and held by a state or local governmental entity, including without limitations meetings or presentations before state, county, city, town or village councils, planning commissions, review boards or commissions.~~

~~5. Nothing in this section limits or prohibits the exercise of a right or remedy of a party granted pursuant to another constitutional, statutory, common law or administrative provision, including civil actions for defamation.~~

~~6. If any provision of this section or the application of any provision of this section to a person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable.~~

~~7. The provisions of this section shall apply to all causes of actions.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bosley offered **House Amendment No. 1 to House Amendment No. 12**.

House Amendment No. 1
to
House Amendment No. 12

AMEND House Amendment No. 12 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 1, Line 2, by inserting after the number "72," the following:

"Page 58, Section 494.455, Line 45, by inserting after said section and line the following:

"**506.400. 1. If, at the time of the judgment entry, the claimant has won a monetary award against the state or any political subdivision thereof in a civil action related to the same subject, or has entered into a settlement agreement with the state or any political subdivision thereof related to the same subject, the amount of the award in the action or the amount received in the settlement agreement, less any sums paid to attorneys or for costs in litigating the other civil action or obtaining the settlement agreement, shall be deducted from the sum of moneys to which the claimant is entitled under this section. The court shall include in the judgment entry an award to the state of any amount deducted under this subsection.**

2. If subsection 1 of this section does not apply and if, after the time of the judgment entry, the claimant wins a monetary award against the state or any political subdivision thereof in a civil action related to the same subject, or enters into a settlement agreement with the state or any political subdivision thereof related to the same subject, the claimant shall reimburse the state for the sum of moneys paid under the

judgment entry , less any sums paid to attorneys or for costs in litigating the other civil action or obtaining the settlement agreement. A reimbursement required under this subsection shall not exceed the amount of the monetary award the claimant wins for damages in the other civil action or the amount received in the settlement agreement."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Burger	Busick	Byrnes
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Francis
Gallick	Gragg	Griffith	Haden	Haffner
Haley	Hardwick	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 041

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Crossley	Doll
Ealy	Fogle	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 022

Appelbaum	Bland Manlove	Brown 16	Buchheit-Courtway	Casteel
Collins	Farnan	Fountain Henderson	Gray	Gregory
Hausman	Henderson	McGirl	McMullen	Merideth

Mosley	Pollitt	Sharp 37	Smith 163	Thompson
Walsh Moore	Windham			

VACANCIES: 001

Representative Bosley moved that **House Amendment No. 1 to House Amendment No. 12** be adopted.

Which motion was defeated.

Representative Falkner offered **House Amendment No. 2 to House Amendment No. 12**.

House Amendment No. 2
to
House Amendment No. 12

AMEND House Amendment No. 12 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 1, Line 2, by inserting after the number "72," the following:

"Page 11, Section 70.631, Line 24, by inserting after all of said section and line the following:

"107.170. 1. As used in this section, the following terms mean:

(1) "Contractor":

(a) A person or business entity who:

a. Provides or arranges for construction services on a public works project under contract to a public entity for a governmental **[**~~purpose~~**] use**; or

b. Contracts, provides, or arranges for construction services on a public works project for a nongovernmental **[**~~purpose~~**] use** when acting as a lessee, agent, designee, or representative of a public entity;

(b) Contractor shall not include:

a. Professional engineers, architects or land surveyors licensed pursuant to chapter 327;

b. Those who provide environmental assessment services;

c. Those who design, create or otherwise provide works of art under a city's formally established program for the acquisition and installation of works of art and other aesthetic adornments to public buildings and property; or

d. A construction manager not-at-risk within the meaning of section 8.675, or who does not otherwise enter into contracts with contractors for the furnishing of labor, materials, or services to the public works project;

(2) "Public entity", **[**~~any official, board, commission or agency of~~**]** this state **[**~~or~~**];** any county, city, town, township, **municipality,** school**[**~~, road~~**]** district**,** or other political subdivision of this state**; or any official, board, commission, or agency of any of the preceding entities**;

(3) **"Public official", any official, officer, employee, or member of a governing body or board of a public entity, whether elected, employed, or appointed, and any person serving in a capacity that could, under applicable law or at equity, be personally liable for the failure to require the furnishing of a payment bond under this section;**

(4) "Public works", the erection, construction, alteration, repair or improvement of any building, road, street, public utility or other public facility owned by the public entity, including work for nongovernmental **[**~~purposes~~**] uses**.

2. It is hereby made the duty of all public entities in this state, in making contracts for public works **exempt from attachment and execution under section 513.455**, the cost of which is estimated to exceed fifty thousand dollars, to be performed for:

(1) The public entity; or

(2) The public entity's lessee, agent, designee, or representative on work for nongovernmental **[**~~purposes~~**] uses**,

to require every contractor for such work to furnish to the public entity a bond with good and sufficient sureties, in an amount fixed by the public entity. Such bond, among other conditions, shall be conditioned for the payment of any and all materials, incorporated, consumed or used in connection with the construction of such work; all insurance premiums, both for compensation, and for all other kinds of insurance, on said work; and for all labor performed in such work whether by a subcontractor, a supplier at any tier, or otherwise. Remote suppliers shall not be entitled to recovery under the bond required by this section, unless such suppliers shall have given written notice to the contractor that it has not been paid within ninety days of the time the supplier last supplied materials on the public works project. For purposes of this provision, a "remote supplier" is any material supplier to a public works project having a contract with a second, or lower, tier subcontractor, or with another material supplier of any tier.

3. All bonds executed and furnished under the provisions of this section shall be deemed to contain the requirements and conditions as herein set out, regardless of whether the same be set forth in said bond, or of any terms or provisions of said bond to the contrary notwithstanding.

4. Nothing in this section shall be construed to require a **[**~~member of the school board of any public school district of this state~~**] public official** to independently confirm the existence or solvency of any bonding company if a contractor represents to the **[**~~member~~**] public official** that the bonding company is solvent and that the representations made in the purported bond are true and correct. This subsection shall not relieve from any liability any **[**~~school board member~~**] public official** who has any actual knowledge of the insolvency of any bonding company, or any **[**~~school board member~~**] public official** who does not act in good faith in complying with the provisions of subsection 2 of this section.

5. **(1) No public official or other person who would otherwise be personally liable under applicable law or at equity to a contractor, subcontractor, supplier at any tier, or otherwise, by reason of the failure of a public entity to require a contractor to furnish a payment bond as required by this section shall be so liable unless the contractor provides, prior to the time the contract is executed, to the presiding official or officer and to the secretary, clerk, or similar official or officer of the public entity a written notice in bold, ten-point or greater type identifying the persons who will have personal liability for payment and otherwise providing as follows:**

NOTICE OF PERSONAL LIABILITY

Failure of the [insert the legal name of the public entity] to pay [insert the legal name of the contractor], the contractor furnishing this notice, under the contract for [identify the construction services or public works project], or the failure of the contractor to pay any person who supplies materials or services for the work described in the contract, can result in the personal liability of [identify all the public officials or other persons to be held liable, by title and legal name] and their estate(s) for such payment if no payment bond meeting the requirements of section 107.170, RSMo, has been furnished.

(2) Compliance with this subsection shall be a condition precedent to the personal liability of any public official or other person with respect to the claim for payment of such original contractor, any subcontractor or supplier, or any other person under or with respect to a contract for any work that is the subject of this section.

(3) Any original contractor who fails to provide the written notice set out in this subsection, with intent to defraud, shall be guilty of a class B misdemeanor.

(4) A public entity may defend, save harmless and indemnify any of its **[**~~officers and employees~~**] public officials**, whether **[**~~elective or appointive~~**] elected, employed, or appointed**, against any claim or demand, whether groundless or otherwise arising out of an alleged act or omission occurring in the performance of a duty under this section. The provisions of this subsection do not apply in case of malfeasance in office or willful or wanton neglect of duty.

6. **[**~~Nothing in this section shall be deemed to require any contractor who provides construction services for a public works project used for nongovernmental purposes and who contracts with a public entity's lessee, agent, designee, or representative on such public works project used for nongovernmental purposes to furnish a bond when the public entity's lessee, agent, designee, or representative is required under this section to furnish a bond~~**] If consent that meets the requirements of subsection 2 of section 513.455 has been executed and recorded as therein required, no bond is required to be furnished under this section**.

7. **Nothing in this section shall be deemed to require any public entity's lessee, agent, designee, or representative that contracts with a contractor to provide construction services for a public works project to be used for nongovernmental uses to furnish a bond when the contractor is required to furnish a bond under this section or in fact furnishes a complying bond.**

8. The providing of a bond under this section shall preclude the filing of a mechanic's lien under chapter 429 by any subcontractor or supplier. Any mechanic's lien filed in violation hereof shall be void and unenforceable and shall be summarily discharged by a judge of the county in which the mechanic's lien is filed."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Falkner, **House Amendment No. 2 to House Amendment No. 12** was adopted.

Representative Coleman offered **House Amendment No. 3 to House Amendment No. 12**.

House Amendment No. 3
to
House Amendment No. 12

AMEND House Amendment No. 12 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 1, Lines 2-3, by deleting said lines and inserting in lieu thereof the following:

"Senate Bill No. 72, Page 10, Section 67.145, Line 10, by inserting after said section and line the following:

"67.1850. 1. As used in this section, the following terms mean:

(1) "Community", any municipality or county as defined in this section;

(2) "County", any county form of government;

(3) "Geographical information system", a computerized, spatial coordinate mapping and relational database technology which:

(a) Captures, assembles, stores, converts, manages, analyzes, amalgamates and records, in the digital mode, all kinds and types of information and data;

(b) Transforms such information and data into intelligence and subsequently retrieves, presents and distributes that intelligence to a user for use in making the intelligent decisions necessary for sound management;

(4) "Municipality", any city located in any county.

2. The development of geographical information systems has not been undertaken in any large-scale and useful way by private enterprise. The use of modern technology can enhance the planning and decision-making processes of communities. The development of geographical information systems is a time-consuming and expensive activity. In the interest of maintaining community governments open and accessible to the public, information gathered by communities for use in a geographical information system, unless properly made a closed record, should be available to the public. However, access to the information in a way by which a person could render the investment of the public in a geographical information system a special benefit to that person, and not to the public, should not be permitted.

3. Any community as defined in this section may create a geographical information system for the community. The scope of the geographical information system shall be determined by the governing body of the community. The method of creation, maintenance, use and distribution of the geographical information system shall be determined by the governing body of the community. A community shall not mandate the use of this system or allocate the costs of the system to nonusers.

4. The information collected or assimilated by a community for use in a geographical information system shall not be withheld from the public, unless otherwise properly made a closed record of the community as provided

by section 610.021. The information collected or assimilated by a community for use in a geographical information system need not be disclosed in a form which may be read or manipulated by computer, absent a license agreement between the community and the person requesting the information.

5. Information collected or assimilated by a community for use in a geographical information system and disclosed in any form, other than in a form which may be read or manipulated by computer, shall be provided for a reasonable fee, as established by section 610.026. A community maintaining a geographical information system shall make maps and other products of the system available to the public. The cost of the map or other product shall not exceed a reasonable fee representing the **replacement** cost **[**~~to the community of time, equipment and personnel in the production of the map or other product~~**] of the materials provided**. A community may license the use of a geographical information system. The total cost of licensing a geographical information system may not exceed the cost, as established by section 610.026, of the:

(1) Cost to the community **[**~~of time, equipment and personnel~~**]** in the production of the information in a geographical information system or the production of the geographical information system; and

(2) Cost to the community of the creation, purchase, or other acquisition of the information in a geographical information system or of the geographical information system.

6. The provisions of this section shall not hinder the daily or routine collection of data from the geographical information system by real estate brokers and agents, title collectors, developers, surveyors, utility companies, banks, news media or mortgage companies, nor shall the provisions allow for the charging of fees for the collection of such data exceeding that allowed pursuant to section 610.026 **or the reasonable replacement costs of the materials provided, whichever is less**. The provisions of this section, however, shall allow a community maintaining a geographical information system to license and establish costs for the use of the system's computer program and computer software, and may also establish costs for the use of computer programs and computer software that provide access to information aggregated with geographic information system information.

7. A community distributing information used in a geographical information system or distributing a geographical information system shall not be liable for any damages which may arise from any error which may exist in the information or the geographical information system."; and

Further amend said bill, Page 60, Section 510.521, Line 2, by inserting after said section and line the following:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman, **House Amendment No. 3 to House Amendment No. 12** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Bromley	Brown 149
Brown 16	Burger	Busick	Byrnes	Casteel
Christ	Christofanelli	Coleman	Cook	Copeland
Cupps	Davidson	Deaton	Diehl	Dinkins
Evans	Falkner	Francis	Gallick	Gragg
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Marquart
Matthiesen	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt

Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 046

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Boyd	Brown 87	Burnett
Burton	Butz	Chappell	Clemens	Crossley
Davis	Doll	Ealy	Fogle	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Lovasco
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sander	Sauls	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Weber	Woods
Young				

PRESENT: 001

Lonsdale

ABSENT WITH LEAVE: 018

Appelbaum	Bland Manlove	Boggs	Brown 27	Buchheit-Courtway
Collins	Farnan	Fountain Henderson	Gray	Gregory
Johnson 23	Knight	Lewis 6	Mayhew	Sharp 37
Smith 163	Walsh Moore	Windham		

VACANCIES: 001

On motion of Representative Perkins, **House Amendment No. 12, as amended**, was adopted.

Representative West offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, Page 20, Section 347.143, Line 23, by inserting after all of said section and line the following:

"374.702. 1. No person shall engage in the bail bond business as a bail bond agent or a general bail bond agent without being licensed as provided in sections 374.695 to 374.775.

2. No judge, attorney, court official, **or** law enforcement officer, **[**~~state, county, or municipal employee who is~~**]** either elected or appointed shall be licensed as a bail bond agent or a general bail bond agent.

3. A licensed bail bond agent shall not execute or issue an appearance bond in this state without holding a valid appointment from a general bail bond agent and without attaching to the appearance bond an executed and prenumbered power of attorney referencing the general bail bond agent or insurer.

4. A person licensed as an active bail bond agent shall hold the license for at least two years prior to owning or being an officer of a licensed general bail bond agent.

5. A general bail bond agent shall not engage in the bail bond business:

(1) Without having been licensed as a general bail bond agent pursuant to sections 374.695 to 374.775; or

(2) Except through an agent licensed as a bail bond agent pursuant to sections 374.695 to 374.775.

6. A general bail bond agent shall not permit any unlicensed person to solicit or engage in the bail bond business on the general bail bond agent's behalf, except for individuals who are employed solely for the performance of clerical, stenographic, investigative, or other administrative duties which do not require a license pursuant to sections 374.695 to 374.789.

7. Any person who is convicted of a violation of this section is guilty of a class A misdemeanor. For any subsequent convictions, a person who is convicted of a violation of this section is guilty of a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative West, **House Amendment No. 13** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Allen	Amato	Baker	Banderman	Billington
Black	Boyd	Bromley	Brown 149	Burger
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Knight	Lewis 6	Lonsdale	Lovasco
Matthiesen	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Shields	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 035

Adams	Anderson	Aune	Bangert	Baringer
Bosley	Brown 27	Brown 87	Butz	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Hein
Ingle	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Nickson-Clark	Nurrenbern	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Weber	Woods

PRESENT: 000

ABSENT WITH LEAVE: 032

Appelbaum	Atchison	Barnes	Bland Manlove	Boggs
Bonacker	Brown 16	Buchheit-Courtway	Burnett	Burton

Busick	Casteel	Clemens	Doll	Gragg
Gray	Hovis	Johnson 12	Kelly 141	Marquart
Mayhew	Mosley	Owen	Phifer	Plank
Sharpe 4	Smith 155	Smith 163	Unsicker	Walsh Moore
Windham	Young			

VACANCIES: 001

On motion of Representative Christofanelli, **HCS SS SCS SB 72, as amended**, was adopted.

On motion of Representative Christofanelli, **HCS SS SCS SB 72, as amended**, was read the third time and passed by the following vote:

AYES: 124

Adams	Allen	Amato	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Boggs	Bonacker	Bromley
Brown 149	Brown 16	Brown 87	Burger	Burton
Butz	Byrnes	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Ealy	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Jones
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lewis 6	Lonsdale	Lovasco	Mackey	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schulte	Schwadron	Sharp 37
Sharpe 4	Shields	Smith 163	Smith 46	Sparks
Stacy	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
West	Wilson	Woods	Mr. Speaker	

NOES: 008

Bosley	Boyd	Burnett	Busick	Lavender
Phifer	Seitz	Terry		

PRESENT: 015

Anderson	Clemens	Collins	Doll	Fountain Henderson
Johnson 23	Lewis 25	Mann	Merideth	Mosley
Nickson-Clark	Proudie	Quade	Weber	Young

ABSENT WITH LEAVE: 015

Appelbaum	Bland Manlove	Brown 27	Buchheit-Courtway	Casteel
Gray	Johnson 12	Kelly 141	Plank	Schnelting
Smith 155	Steinhoff	Walsh Moore	Windham	Wright

VACANCIES: 001

Speaker Plocher declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 096

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Burger	Busick
Byrnes	Christ	Christofanelli	Coleman	Cook
Cupps	Davidson	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Justus	Kalberloh	Kelley 127	Knight	Lewis 6
Lonsdale	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schulte	Schwadron	Sharpe 4
Shields	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 047

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Chappell	Clemens	Copeland
Crossley	Davis	Doll	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Jones	Keathley	Lavender	Lewis 25
Lovasco	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Seitz	Sharp 37	Steinhoff	Strickler
Taylor 84	Terry	Titus	Walsh Moore	Weber
Woods	Young			

PRESENT: 003

Nurrenbern	Proudie	Smith 46

ABSENT WITH LEAVE: 016

Appelbaum	Bland Manlove	Buchheit-Courtway	Casteel	Collins
Kelly 141	Phifer	Plank	Quade	Sauls

Schnelting Smith 155 Smith 163 Unsicker Windham Wright

VACANCIES: 001

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS SB 127, as amended: Representatives Francis, Buchheit-Courtway, Sparks, Baringer and Woods
HCS SB 186, as amended: Representatives Riley, Evans, Roberts, Sharp (37) and Sauls
HCS SS SB 222, as amended: Representatives Brown (16), Parker, Riley, Proudie and Bangert

THIRD READING OF SENATE BILLS - INFORMAL

Representative Hudson assumed the Chair.

SS SB 139, relating to the designation of a historic region, was taken up by Representative Griffith.

On motion of Representative Griffith, the title of **SS SB 139** was agreed to.

Representative Boyd offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of the said section and line the following:

"**10.246. The Hawken rifle, a muzzle-loading rifle first manufactured in St. Louis and widely used by fur trappers, traders, and explorers in the early to mid-nineteenth century, is selected for and shall be known as the official state rifle of the state of Missouri.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Aune raised a point of order that **House Amendment No. 1** is beyond the scope of the bill.

Representative Hudson requested a parliamentary ruling.

Speaker Plocher resumed the Chair.

The Chair ruled the point of order not timely.

Representative Hudson resumed the Chair.

On motion of Representative Boyd, **House Amendment No. 1** was adopted.

MOTION

Representative Patterson, having voted on the prevailing side, moved that the vote by which the title of **SS SB 13** was agreed to be reconsidered.

Which motion was adopted by the following vote:

AYES: 135

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Burger
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Clemens	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 25	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Peters	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Sparks	Stacy
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	Wilson	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 027

Appelbaum	Barnes	Bland Manlove	Bosley	Brown 87
Buchheit-Courtway	Casteel	Christofanelli	Collins	Hein
Lavender	Lewis 6	McMullen	Merideth	Morse
Mosley	Perkins	Phifer	Plank	Sauls
Schnelting	Smith 163	Steinhoff	Unsicker	West
Windham	Woods			

VACANCIES: 001

Representative Seitz offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Bill No. 139, Page 1, In the Title, Lines 2 to 3, by deleting the phrase "the designation of a historic region" and inserting in lieu thereof the words "state designations"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Seitz, **House Amendment No. 2** was adopted.

Representative Morse offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of the said section and line the following:

"**9.368. The month of January each year shall be known as "State Legislator Remembrance Month" in memory of all state legislators who died while in office. Citizens of this state are encouraged to participate in appropriate events and activities to recognize those who lost their life while serving in the general assembly.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Morse, **House Amendment No. 3** was adopted.

Representative Dinkins offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**10.247. The city of Piedmont and the county of Wayne are hereby selected for and shall be known as the "UFO Capitals of Missouri". Hundreds of UFO sightings occurred in Piedmont and Wayne County, Missouri, between February and April 1973. These incidents were part of a large pattern of UFO sightings throughout the United States in 1973.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 4** was adopted.

Representative Christ offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section 226.1160, Line 11, by inserting after said section and line the following:

"**227.834. The portion of Interstate 64 from the Interstate 64 ramp to Interstate 270 continuing east to Spoede Road in St. Louis County shall be designated the "Major Lee Berra Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christ, **House Amendment No. 5** was adopted.

Representative Cook offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**9.385. March twenty-sixth of each year is hereby designated as "Pediatric Acute-Onset Neuropsychiatric Syndrome (PANS) / Pediatric Autoimmune Neuropsychiatric Disorder Associated with Streptococcus (PANDAS) Awareness Day". The citizens of this state are encouraged to participate in appropriate events and activities to raise PANS / PANDAS awareness.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 6** was adopted.

Representative Haley offered **House Amendment No. 7**.

House Amendment No. 7

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of the said section and line the following:

"9.138. The governor shall annually issue a proclamation setting apart the first week of March as **[**~~"Math, Engineering, Technology and Science (METS) Week"~~**] "Science, Technology, Engineering, and Math (STEM) Week"**, and recommending to the people of the state that the week be appropriately observed through activities that will result in an increased awareness of the importance of advancing community interest in **[**~~math, engineering, technology, and science~~**] science, technology, engineering, and math** programs, and promote **[**~~METS~~**] STEM** careers statewide in order to advance Missouri's workforce. The proclamation shall also recommend that the week be observed with appropriate activities in public schools. Public and private involvement in **[**~~METS~~**] STEM** week demonstrates that fostering and encouraging interest in the sciences is a major factor in determining growth and success in school and will help students develop a focus on technology-based careers after graduation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haley, **House Amendment No. 7** was adopted.

Representative Seitz offered **House Amendment No. 8**.

House Amendment No. 8

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of the said section and line the following:

"**9.005. Beginning January 1, 2024, in order for a day to be designated by the general assembly in honor of a deceased individual, such individual shall be deceased for at least three years. If the individual was killed in combat while on active duty in the military or killed in the line of duty as a first responder, such individual shall be deceased for at least one year.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Byrnes offered **House Amendment No. 1 to House Amendment No. 8**.

House Amendment No. 1
to
House Amendment No. 8

AMEND House Amendment No. 8 to Senate Substitute for Senate Bill No. 139, Page 1, Line 7, by inserting after said line the following:

"Further amend said bill and page, Section 226.1160, Line 11, by inserting after all of said section and line the following:

"227.296. 1. This section shall be known as the "FA Paul Akers Jr and LCPL Jared Schmitz Memorial Sign Funding Act".

2. Notwithstanding any provision of law to the contrary, beginning August 28, 2023, for designations on the state highway system honoring members of the Armed Forces killed in the line of duty, members of the Armed Forces who are missing in action, Missouri recipients of the medal of honor, emergency personnel killed while performing duties relating to their employment, or state employees killed while serving the state, no fees shall be assessed and all costs associated with such designations shall be funded by the department of transportation.

227.297. 1. This section establishes a designation program, to be known as the "Heroes Way Designation Program", to honor the fallen Missouri heroes who have been killed in action while performing active military duty with the Armed Forces. The signs shall be placed upon interstate or state-numbered highway interchanges or upon bridges or segments of highway on the state highway system in accordance with this section, and any applicable federal and state limitations or conditions on highway signage, including location and spacing.

2. Any person who is related by marriage, adoption, or consanguinity within the second degree to a member of the United States Armed Forces who was killed in action while performing active military duty with the Armed Forces, and who was a resident of this state at the time he or she was killed in action, may apply for a designation under the provisions of this section.

3. Any person described under subsection 2 of this section who desires to have an interstate or state-numbered highway interchange or bridge or segment of highway on the state highway system designated after his or her family member shall petition the department of transportation by submitting the following:

(1) An application in a form prescribed by the director, describing the interstate or state-numbered highway interchange or bridge or segment of highway on the state highway system for which the designation is sought and the proposed name of the interchange, bridge or relevant segment of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the designation. The application may contain written testimony for support of the designation;

(2) Proof that the family member killed in action was a member of the United States Armed Forces and proof that such family member was in fact killed in action while performing active military duty with the United States Armed Forces. Acceptable proof shall be a statement from the Missouri veterans commission or the United States Department of Veterans Affairs so certifying such facts; **and**

(3) By signing a form provided by the Missouri transportation department, the applicant shall certify that the applicant is related by marriage, adoption, or consanguinity within the second degree to the member of the United States Armed Forces who was killed in action; **[**~~and~~

~~(4) A fee to be determined by the commission to cover the costs of constructing and maintaining the proposed interchange, bridge, or highway signs. The fee shall not exceed the cost of constructing and maintaining each sign.~~

~~4. All moneys received by the department of transportation for the construction and maintenance of interchange, bridge, or highway signs shall be deposited in the state treasury to the credit of the state road fund.~~

~~5.~~**]** **4.** The documents **[**~~and fees~~**]** required under this section shall be submitted to the department of transportation.

[~~6.~~**]** **5.** The department of transportation shall submit for approval or disapproval all applications for designations to the joint committee on transportation oversight. The joint committee on transportation oversight may review such applications at any scheduled meeting convened pursuant to section 21.795. If satisfied with the application and all its contents, the committee shall approve the application. The committee shall notify the department of transportation upon the approval or denial of an application for a designation.

[~~7.~~**]** **6.** The department of transportation shall give notice of any proposed designation under this section in a manner reasonably calculated to advise the public of such proposal. Reasonable notice shall include posting the proposal for the designation on the department's official public website and making available copies of the sign designation application to any representative of the news media or public upon request and posting the application on a bulletin board or other prominent public place which is easily accessible to the public and clearly designated for that purpose at the principal office.

[~~8. If the memorial designation request is not approved by the joint committee on transportation oversight, ninety-seven percent of the application fee shall be refunded to the applicant.~~

~~9.~~**]** **7.** Two signs shall be erected for each interchange, bridge, or highway designation processed under this section.

[~~10.~~**]** **8.** No interchange, bridge, or highway may be named or designated after more than one member of the United States Armed Forces killed in action. Such person shall only be eligible for one interchange, bridge, or highway designation under the provisions of this section.

[~~11.~~**]** **9.** Any highway signs erected for any designation under the provisions of this section shall be erected and maintained for a twenty-year period. After such period, the signs shall be subject to removal by the department of transportation and the interchange, bridge, or highway may be designated to honor persons other than the current designee. An existing designation processed under the provisions of this section may be retained for additional twenty-year increments if, at least one year before the designation's expiration, an application to the department of transportation is made to retain the designation along with the **[**~~required~~**]** documents **[**~~and all applicable fees~~**]** required under this section.

227.299. 1. Except as provided in subsection 7 of this section, an organization or person that seeks a bridge or highway designation on the state highway system to honor an event, place, organization, or person who has been deceased for more than two years shall petition the department of transportation by submitting the following:

(1) An application in a form prescribed by the director, describing the bridge or segment of highway for which designation is sought and the proposed name of the bridge or relevant portion of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the bridge or highway designation. The application may contain written testimony for support of the bridge or highway designation;

(2) A list of at least one hundred signatures of individuals who support the naming of the bridge or highway; and

(3) A fee to be determined by the commission to cover the costs of constructing and maintaining the proposed signs. The fee shall not exceed the cost of constructing and maintaining each sign.

2. All moneys received by the department of transportation for the construction and maintenance of bridge or highway signs on the state highway system shall be deposited in the state treasury to the credit of the state road fund.

3. The documents and fees required under this section shall be submitted to the department of transportation no later than November first prior to the next regular session of the general assembly to be approved or denied by the joint committee on transportation oversight during such legislative session.

4. The department of transportation shall give notice of any proposed bridge or highway designation on the state highway system in a manner reasonably calculated to advise the public of such proposal. Reasonable notice shall include posting the proposal for the designation on the department's official public website, and making available copies of the sign designation application to any representative of the news media or public upon request and posting the application on a bulletin board or other prominent public place which is easily accessible to the public and clearly designated for that purpose at the principal office.

5. If the memorial highway designation requested by the organization is not approved by the joint committee on transportation oversight, ninety-seven percent of the application fee shall be refunded to the requesting organization.

6. Two highway signs shall be erected for each bridge and highway designation on the state highway system processed under this section. When a named section of a highway crosses two or more county lines, consideration shall be given by the department of transportation to allow additional signage at the county lines or major intersections.

7. **[**~~(1)~~**]** Highway or bridge designations on the state highway system honoring fallen law enforcement officers, members of the Armed Forces killed in the line of duty, Missouri recipients of the medal of honor, emergency personnel killed while performing duties relating to their employment, or state employees killed while serving the state shall not be subject to the provisions of this section.

[~~(2) Notwithstanding any provision of law to the contrary, beginning August 28, 2021, for designations honoring Missouri medal of honor recipients, no fees shall be assessed and all costs associated with such designations shall be funded by the department of transportation.~~**]**

8. No bridge or portion of a highway on the state highway system may be named or designated after more than one event, place, organization, or person. Each event, place, organization, or person shall only be eligible for one bridge or highway designation.

9. Any highway signs erected for any bridge or highway designation on the state highway system under the provisions of this section shall be erected and maintained for a twenty-year period. After such period, the signs shall be subject to removal by the department of transportation and the bridge or highway may be designated to honor events, places, organizations, or persons other than the current designee. An existing highway or bridge designation processed under the provisions of this section may be retained for additional twenty-year increments if, at least one year before the designation's expiration, an application to the department of transportation is made to retain the designation along with the required documents and all applicable fees required under this section.

10. For persons honored with designations on the state highway system under this chapter after August 28, 2021, the department of transportation shall post a link on its website to biographical information of such persons.

11. The provisions of this section shall apply to bridge or highway designations sought after August 28, 2006."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Byrnes, **House Amendment No. 1 to House Amendment No. 8** was adopted.

On motion of Representative Seitz, **House Amendment No. 8, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative Seitz:

AYES: 100

Allen	Amato	Atchison	Baker	Billington
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Burger	Burton	Busick	Byrnes
Christ	Christofanelli	Coleman	Cook	Copeland
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Johnson 12	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
Nickson-Clark	Oehlerking	Owen	Parker	Patterson

Peters	Pollitt	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stephens	Stinnett	Taylor 48	Taylor 84	Thomas
Thompson	Titus	Toalson Reisch	Veit	Voss
Waller	Wilson	Woods	Wright	Mr. Speaker

NOES: 032

Adams	Appelbaum	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Burnett	Butz
Davis	Doll	Fogle	Fountain Henderson	Gray
Ingle	Johnson 23	Lewis 25	Merideth	Mosley
Nurrenbern	Phifer	Plank	Proudie	Quade
Sharp 37	Steinhoff	Terry	Walsh Moore	Weber
Windham	Young			

PRESENT: 008

Anderson	Brown 87	Clemens	Crossley	Ealy
Hein	Mann	Strickler		

ABSENT WITH LEAVE: 022

Banderman	Black	Bland Manlove	Buchheit-Courtway	Casteel
Chappell	Collins	Cupps	Houx	Jones
Justus	Lavender	Lewis 6	Mackey	O'Donnell
Perkins	Pouche	Reuter	Stacy	Unsicker
Van Schoiack	West			

VACANCIES: 001

Representative Davis offered **House Amendment No. 9**.

House Amendment No. 9

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**9.387. April sixteenth of each year is hereby designated as "Baker Service Appreciation Day". The citizens of this state are encouraged to participate in appropriate events and activities to honor the memories of David and Brian Baker and their lives of service to others.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davis, **House Amendment No. 9** was adopted.

Representative Burger offered **House Amendment No. 10**.

House Amendment No. 10

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of the said section and line the following:

"9.205. The first week of February is hereby designated as "**[**~~National~~**] Saving Missouri** Girls and Women in Sports **[**~~Day~~**] Week**" in Missouri. Citizens of this state are encouraged to recognize the **[**~~day~~**] week** with appropriate events and activities to express appreciation for girls and women in sports."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 10 was withdrawn.

Representative Schwadron offered **House Amendment No. 11**.

House Amendment No. 11

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**10.248. Provel cheese is selected for and shall be known as the official cheese of the state of Missouri.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baker offered **House Amendment No. 1 to House Amendment No. 11**.

House Amendment No. 1
to
House Amendment No. 11

AMEND House Amendment No. 11 to Senate Substitute for Senate Bill No. 139, Page 1, Lines 4-5, by deleting said lines and inserting in lieu thereof the following:

"**9.358. April twenty-second each year is hereby designated as "Missouri Black Bear Awareness Day". Citizens of this state are encouraged to participate in appropriate events and activities to provide education about efforts to conserve Missouri's black bear population.**

10.248 Provel cheese is selected for and shall be known as the official cheese of the state of Missouri."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 1 to House Amendment No. 11** was adopted.

Representative Gregory offered **House Amendment No. 2 to House Amendment No. 11**.

House Amendment No. 2
to
House Amendment No. 11

AMEND House Amendment No. 11 to Senate Substitute for Senate Bill No. 139, Page 1, Line 5, by inserting after all of said section and line the following:

"Further amend said bill and page, Section 226.1160, Line 11, by inserting after said section and line the following:

"**Section 1. The city of Waverly shall be known as the "Apple Capital of Missouri".**

Section 2. The city of Concordia shall be known as the "Patriotic Mural City of Missouri"."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 2 to House Amendment No. 11** was adopted.

Representative Knight offered **House Amendment No. 3 to House Amendment No. 11**.

House Amendment No. 3
to
House Amendment No. 11

AMEND House Amendment No. 11 to Senate Substitute for Senate Bill No. 139, Page 1, Line 5, by inserting after all of said line the following:

"Further amend said bill and page, Section 226.1160, Line 11, by inserting after all of said section and line the following:

"**Section 1. The black vulture shall be the official bird of Barry County in the state of Missouri.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 3 to House Amendment No. 11 was withdrawn.

On motion of Representative Schwadron, **House Amendment No. 11, as amended**, was adopted.

Representative Francis offered **House Amendment No. 12**.

House Amendment No. 12

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"226.1150. The counties located along the Missouri River that were greatly influenced by early German settlers including Boone, Chariton, Saline, Lafayette, Cooper, Howard, Moniteau, Cole, Callaway, Osage, Gasconade, Montgomery, Warren, Franklin, St. Charles, **[**~~and~~**]** St. Louis, **and Perry,** and the City of St. Louis, shall be designated the "German Heritage Corridor of Missouri". The department of transportation may place suitable markings and informational signs in the designated areas. Costs for such designation shall be paid by private donations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wright offered **House Amendment No. 1 to House Amendment No. 12**.

House Amendment No. 1
to
House Amendment No. 12

AMEND House Amendment No. 12 to Senate Substitute for Senate Bill No. 139, Page 1, Line 9, by inserting after all of said line the following:

"Further amend said bill and page, Section 226.1160, Line 11, by inserting after all of said section and line the following:

"**227.822. The Missouri portion of the new bridge (Chester Bridge) on State Highway 51 crossing over the Mississippi River in Perry County to the Missouri/Illinois state line shall be designated the "Don Welge Memorial Bridge". The Missouri department of transportation shall collaborate with the Illinois department of transportation in designating, erecting, and maintaining appropriate signs designating each state's portion of the bridge, with the costs to be paid by private donations.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wright, **House Amendment No. 1 to House Amendment No. 12** was adopted.

On motion of Representative Francis, **House Amendment No. 12, as amended**, was adopted.

Representative Anderson offered **House Amendment No. 13**.

House Amendment No. 13

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**9.373. January sixteenth each year is hereby designated as "Albert Pujols Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to celebrate the legendary St. Louis Cardinals first baseman who retired in 2022 with more than three thousand career hits and more than seven hundred career home runs.**

9.374. May third each year is hereby designated as "Shelley v. Kraemer Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to recognize the historical impact of the United States Supreme Court case originating in St. Louis that held racially restrictive covenants in residential neighborhoods are not enforceable in state court.

9.377. November twenty-third each year is hereby designated as "K.C. Wolf Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to celebrate the mascot of the Kansas City Chiefs football team.

9.378. March nineteenth is hereby designated as "Lloyd Gaines Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to remember Gaines and his important role in the early twentieth century civil rights movement. Gaines was denied admission to the University of Missouri School of Law and won his court case requiring the state to admit him or establish a second law school for black students. The state opted to establish a second law school, but Gaines went missing before he could enroll."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bosley offered **House Amendment No. 1 to House Amendment No. 13**.

House Amendment No. 1
to
House Amendment No. 13

AMEND House Amendment No. 13 to Senate Substitute for Senate Bill No. 139, Page 1, Line 20, by inserting after said line the following:

"Further amend said bill and page, Section 226.1160, Line 11, by inserting after all of said section and line the following:

"**Section 1. December first is hereby designated as "Freeman Bosley, Sr. Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to celebrate the legendary St. Louis City politician who retired in 2017, serving over thirty years in the City of St. Louis municipal government to empower young people to participate in government and engage in public service.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bosley, **House Amendment No. 1 to House Amendment No. 13** was adopted.

Representative Weber offered **House Amendment No. 2 to House Amendment No. 13**.

House Amendment No. 2
to
House Amendment No. 13

AMEND House Amendment No. 13 to Senate Substitute for Senate Bill No. 139, Page 1, Line 20, by deleting said line and inserting in lieu thereof the following:

"**second law school, but Gaines went missing before he could enroll.**

9.379. The month of May is hereby designated as "Asian and Pacific Islander Heritage Month" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to recognize the generations of Asian and Pacific Islander Americans who have positively influenced and enriched our state and society."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Weber, **House Amendment No. 2 to House Amendment No. 13** was adopted.

On motion of Representative Anderson, **House Amendment No. 13, as amended**, was adopted.

Representative Nickson-Clark offered **House Amendment No. 14**.

House Amendment No. 14

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of the said section and line the following:

"**9.371. The first Saturday of October of each year is hereby designated as "Breast Cancer Awareness Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to raise awareness and celebrate survivors of breast cancer, the most commonly occurring cancer among women in the United States.**

9.372. The third Saturday of October for each year is hereby designated as "Domestic Violence Awareness Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities to bring awareness to domestic violence and its impacts on individuals regardless of race, ethnicity, gender, religion, or socioeconomic status."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Nickson-Clark, **House Amendment No. 14** was adopted.

Representative Smith (46) offered **House Amendment No. 15**.

House Amendment No. 15

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"**9.369. June twelfth of each year is hereby designated as "Women Veterans Appreciation Day". Citizens of this state are encouraged to engage in appropriate events and activities to recognize and address disparities in care, recognition, and benefits that our women veterans receive; to highlight the growing presence of women in the Armed Forces and the National Guard; and to pay respect to women veterans for their dutiful military service.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (46), **House Amendment No. 15** was adopted.

Representative Windham offered **House Amendment No. 16**.

House Amendment No. 16

AMEND Senate Substitute for Senate Bill No. 139, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"9.205. The first week of February is hereby designated as "**[**~~National~~**]** **Missouri** Girls and Women in Sports **[**~~Day~~**]** **Week**" in Missouri. Citizens of this state are encouraged to recognize the **[**~~day~~**]** **week** with appropriate events and activities to express appreciation for girls and women in sports.

9.345. The month of September each year is hereby designated as "Polycystic Ovary Syndrome (PCOS) Awareness **[**~~Day~~**]** **Month**" in Missouri. Citizens of this state are encouraged to participate in appropriate events and activities to raise awareness about PCOS, a common hormonal disorder that causes ovarian cysts, infertility, menstrual irregularity, and obesity in women.

9.380. The first Sunday in August each year is hereby designated as "Pennytown Day" in Missouri. The citizens of this state are encouraged to participate in appropriate events and activities in remembrance of Pennytown, Missouri, which was once the largest African American community in central Missouri."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Windham, **House Amendment No. 16** was adopted.

On motion of Representative Griffith, **SS SB 139, as amended**, was read the third time and passed by the following vote:

AYES: 135

Adams	Allen	Amato	Anderson	Appelbaum
Aune	Baker	Banderman	Bangert	Baringer
Billington	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Griffith
Haden	Haffner	Haley	Hardwick	Hein
Henderson	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Jones	Justus
Kalberloh	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lonsdale	Mann	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Stacy
Steinhoff	Stinnett	Strickler	Taylor 48	Terry
Thomas	Thompson	Titus	Unsicker	Veit
Voss	Waller	Walsh Moore	Weber	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 027

Atchison	Barnes	Black	Bland Manlove	Boggs
Bosley	Buchheit-Courtway	Davis	Gray	Gregory
Hausman	Hicks	Johnson 23	Keathley	Lewis 6
Lovasco	Mackey	Marquart	Merideth	Oehlerking
Reedy	Sparks	Stephens	Taylor 84	Toalson Reisch
Van Schoiack	West			

VACANCIES: 001

Representative Hudson declared the bill passed.

Speaker Plocher resumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS#3 HCS HJR 43** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **SB 28** with **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9**, **House Substitute Amendment No. 1 for House Amendment No. 9, as amended**, **House Amendment No. 1 to House Amendment No. 10**, **House Amendment No. 10, as amended**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 3 to House Amendment No. 11**, and **House Amendment No. 11, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SBs 45 & 90, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 247, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

SB 28 with House Amendment No. 2, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9**, **House Substitute Amendment No. 1 for House Amendment No. 9, as amended**, **House Amendment No. 1 to House Amendment No. 10**, **House Amendment No. 10, as amended**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 3 to House Amendment No. 11**, and **House Amendment No. 11, as amended**, relating to access to certain records, was taken up by Representative Roberts.

Representative Roberts moved that the House refuse to recede from its position on **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9**, **House Substitute Amendment No. 1 for House Amendment No. 9, as amended**, **House Amendment No. 1 to House Amendment No. 10**, **House Amendment No. 10, as amended**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 3 to House Amendment No. 11**, and **House Amendment No. 11, as amended**, to **SB 28** and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SBs 45 & 90, as amended, relating to health care, was taken up by Representative Stinnett.

Representative Stinnett moved that the House refuse to recede from its position on **HCS SS SCS SBs 45 & 90, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 247, as amended, relating to taxation, was taken up by Representative Baker.

Representative Baker moved that the House refuse to recede from its position on **HCS SB 247, as amended**, and grant the Senate a conference.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 655, as amended, relating to property and casualty insurance, was taken up by Representative Knight.

Representative Knight moved that the House refuse to adopt **SS SCS HCS HB 655, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS#3 HCS HJR 43: Representatives Henderson, Francis, Falkner, Sauls and Butz
SB 28, as amended: Representatives Roberts, Perkins, Copeland, Anderson and Burton
HCS SS SCS SBs 45 & 90, as amended: Representatives Stinnett, Kelly (141), Haden, Crossley and Baringer
HCS SB 247, as amended: Representatives Baker, Hudson, O'Donnell, Burton and Brown (87)

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 649**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Billington, Butz, Dinkins, O'Donnell, Owen, Sander, Thompson and Titus

Noes (0)

Absent (6): Adams, Clemens, Francis, McGirl, Mosley and Oehlerking

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1216**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Billington, Butz, Dinkins, O'Donnell, Owen, Sander, Thompson and Titus

Noes (0)

Absent (6): Adams, Clemens, Francis, McGirl, Mosley and Oehlerking

Committee on Government Efficiency and Downsizing, Chairman Murphy reporting:

Mr. Speaker: Your Committee on Government Efficiency and Downsizing, to which was referred **SS SB 115**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Baker, Boggs, Chappell, Lovasco, Murphy, Riggs, Schulte and Van Schoiack

Noes (4): Bangert, Sauls, Schwadron and Strickler

Absent (2): Davis and Nickson-Clark

Committee on Health and Mental Health Policy, Chairman Stephens reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1098**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Amato, Appelbaum, Clemens, Griffith, Lewis (25), Schwadron, Stephens, Thomas and Wright

Noes (0)

Absent (5): Cook, Davis, Doll, Kelley (127) and Peters

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SCR 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Amato, Appelbaum, Clemens, Griffith, Lewis (25), Schwadron, Stephens, Thomas and Wright

Noes (0)

Absent (5): Cook, Davis, Doll, Kelley (127) and Peters

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 296**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Adams, Amato, Bangert, Baringer, Burger, Chappell, Diehl, Falkner, Perkins, Reedy and Walsh Moore

Noes (1): Hinman

Absent (2): Byrnes and Lonsdale

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1049**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Adams, Amato, Bangert, Baringer, Burger, Diehl, Falkner, Hinman, Perkins, Reedy and Walsh Moore

Noes (0)

Absent (3): Byrnes, Chappell and Lonsdale

Special Committee on Tax Reform, Chairman Baker reporting:

Mr. Speaker: Your Special Committee on Tax Reform, to which was referred **SS SB 190**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Baker, Hinman, Hudson, Hurlbert, Justus, Lavender, McMullen, Merideth, Richey and Strickler

Noes (0)

Absent (4): Butz, Davidson, Deaton and Peters

Committee on Legislative Review, Chairman Davidson reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS SS#2 SCS SB 96**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (10): Burger, Burnett, Crossley, Davidson, Francis, Henderson, Houx, Ingle, Smith (155) and Veit

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS SS SCS SB 133**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (6): Burger, Davidson, Francis, Henderson, Smith (155) and Veit

Noes (3): Burnett, Crossley and Ingle

Absent (1): Houx

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SBs 56 & 61**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 63**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 198**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Houx

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS SS SCS SB 92**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Gregory, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (2): Cupps and Haffner

Absent (2): Evans and Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **SS SB 227**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 1815 - Consent and House Procedure

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 66 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SBs 56 & 61 - Fiscal Review
HCS SS SCS SB 92 - Fiscal Review
HS HCS SS#2 SCS SB 96 - Fiscal Review
HS HCS SS SCS SB 133 - Fiscal Review
HCS SS SB 198 - Fiscal Review
SS SB 80 - General Laws
SS#2 SCS SB 88 - General Laws
SS SB 265 - Transportation Infrastructure

REFERRAL OF SENATE CONCURRENT RESOLUTIONS - RULES

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 6 - Rules - Legislative Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

SS SB 115 - Rules - Administrative Oversight
SS SB 190 - Rules - Administrative Oversight

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Wednesday, May 3, 2023.

CORRECTIONS TO THE HOUSE JOURNAL

HOUSE JOURNAL CORRECTION AFFIDAVIT

I, State Representative Anthony Ealy, District 36, hereby state and affirm that on Pages 2408-2409 of the Journal of the House, my vote by which HCS SB 247 was read the third time and passed, was incorrectly recorded as "Absent with Leave". Pursuant to House Rule 93, I am requesting that the Journal be corrected to show that I was in fact present in the chamber when the vote was taken. I did in fact vote, my vote was incorrectly recorded, and should have been recorded as "No".

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May, 2023.

/s/ Anthony Ealy
State Representative

FOR NOTARY USE

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn before me this 2nd of May in the year 2023.

/s/ Sandra Kay Melton
Notary Public

HOUSE JOURNAL CORRECTION AFFIDAVIT

I, State Representative Maggie Nurrenbern, District 15, hereby state and affirm that on Pages 2408-2409 of the Journal of the House, my vote by which HCS SB 247 was read the third time and passed, was incorrectly recorded as "Absent with Leave". Pursuant to House Rule 93, I am requesting that the Journal be corrected to show that I was in fact present in the chamber when the vote was taken. I did in fact vote, my vote was incorrectly recorded, and should have been recorded as "No".

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May, 2023.

/s/ Maggie Nurrenbern
State Representative

FOR NOTARY USE

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn before me this 2nd of May in the year 2023.

/s/ Beth Oetting
Notary Public

HOUSE JOURNAL CORRECTION AFFIDAVIT

I, State Representative Justin Sparks, District 110, hereby state and affirm that on Pages 2408-2409 of the Journal of the House, my vote by which HCS SB 247 was read the third time and passed, was incorrectly recorded as "Absent with Leave". Pursuant to House Rule 93, I am requesting that the Journal be corrected to show that I was in fact present in the chamber when the vote was taken. I did in fact vote, my vote was incorrectly recorded, and should have been recorded as "Aye".

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May, 2023.

/s/ Justin Sparks
State Representative

FOR NOTARY USE

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn before me this 2nd of May in the year 2023.

/s/ Beth Oetting
Notary Public

COMMITTEE HEARINGS

CONFERENCE COMMITTEE ON BUDGET
Wednesday, May 3, 2023, 8:00 AM, Joint Hearing Room (117).
Conference Committee on Budget for SS SCS HCS HB 2, SCS HCS HB 3, SCS HCS HB 4, SS SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SS SCS HCS HB 8, SCS HCS HB 9, SCS HCS HB 10, SCS HCS HB 11, SS SCS HCS HB 12, SCS HCS HB 13, and SCS HCS HB 15.

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, May 4, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: HB 1227

ELEMENTARY AND SECONDARY EDUCATION
Wednesday, May 3, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: SB 122

FISCAL REVIEW
Wednesday, May 3, 2023, 8:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

FISCAL REVIEW
Thursday, May 4, 2023, 8:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

LEGISLATIVE REVIEW
Wednesday, May 3, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Executive session will be held: HCS SS#2 SCS SB 96
CANCELLED

LOCAL GOVERNMENT
Wednesday, May 3, 2023, 8:00 AM, House Hearing Room 5.
Executive session will be held: SS SB 148

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 4, 2023, 10:30 AM or upon morning recess (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS SB 275, SS SB 115
Executive session may be held on any matter referred to the committee.
Added SB 115.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Wednesday, May 3, 2023, 1:00 PM or upon morning recess (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS SS SCS SBs 119 & 120, HCS SS SCS SB 398
Executive session may be held on any matter referred to the committee.

RULES - REGULATORY OVERSIGHT
Wednesday, May 3, 2023, 4:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS HB 1071, HCS SS#3 SCS SB 131, HCS SS SB 143, SB 542, SJR 21
Executive session may be held on any matter referred to the committee.

UTILITIES
Wednesday, May 3, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 637
CANCELLED

HOUSE CALENDAR

SIXTY-FIFTH DAY, WEDNESDAY, MAY 3, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson

HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HCS HB 198 - Wright
HB 822 - Smith (155)

HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HB 697 - Hovis
HB 734 - Knight
HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner
HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992, with HA 1, pending - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 152 - Thomas
HB 369 - West

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 66, (Fiscal Review 5/2/23) - Baker

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 536 - Keathley
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HB 1208 - Casteel
HCS HB 48 - Haley
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

HCS SS SB 24 - Schwadron
HCS SS SCS SB 157 - Coleman
HCS SS SCS SBs 56 & 61, (Fiscal Review 5/2/23) - Hovis
HCS SS SCS SB 92, (Fiscal Review 5/2/23) - Houx
HCS SS SB 198, (Fiscal Review 5/2/23) - Dinkins

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SB 109 - Houx
HS HCS SS SCS SB 133, (Fiscal Review 5/2/23) - Baker
HS HCS SS#2 SCS SB 96, (Fiscal Review 5/2/23) - Baker
HCS SB 47 - Riley
SS SCS SBs 167 & 171 - Mayhew
HCS SS SB 138, E.C. - Kelly (141)
SS SCS SBs 94, 52, 57, 58 & 67 - Hudson
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli
HCS SB 101 - Knight
HCS SCS SB 103 - Veit
HCS SS SB 75 - Hovis
HCS SS SCS SB 70 - Coleman

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 8 - Parker

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS HB 402, as amended - Henderson

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 655, as amended (request Senate recede/grant conference) - Knight

BILLS IN CONFERENCE

SS SCS HCS HB 2 - Smith (163)
SCS HCS HB 3 - Smith (163)
SCS HCS HB 4 - Smith (163)
SS SCS HCS HB 5 - Smith (163)

SCS HCS HB 6 - Smith (163)
SCS HCS HB 7 - Smith (163)
SS SCS HCS HB 8 - Smith (163)
SCS HCS HB 9 - Smith (163)
SCS HCS HB 10 - Smith (163)
SCS HCS HB 11 - Smith (163)
SS SCS HCS HB 12 - Smith (163)
SCS HCS HB 13 - Smith (163)
SCS HCS HB 15 - Smith (163)
SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner
SS SCS SB 127, with HA 1, HA 2, HA 1 HA 3, HA 3, as amended, HA 4, HA 1 HA 5, HA 2 HA 5, and HA 5, as amended - Francis
HCS SB 186, as amended, E.C. - Riley
HCS SS SB 222, as amended - Brown (16)
SS#3 HCS HJR 43 - Henderson
SB 28, with HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 1 HSA 1 HA 9, HSA 1 HA 9, as amended, HA 1 HA 10, HA 10, as amended, HA 1 HA 11, HA 2 HA 11, HA 3 HA 11, and HA 11, as amended - Roberts
HCS SS SCS SBs 45 & 90, as amended, E.C. - Stinnett
HCS SB 247, as amended - Baker

HOUSE RESOLUTIONS

HCS HR 12 - Owen

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTY-FIFTH DAY, WEDNESDAY, MAY 3, 2023

The House met pursuant to adjournment.

Representative Kelly (141) in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"The ways of the Lord are right and the just shall walk in them." (Hosea 14:9)

O Powerful God whose spirit supports us in every noble effort and whose strength sustains us as we work for the betterment of our fellow citizens, bless us with the realization of Your presence as we begin another day and enable us to walk in the way of Your commandments and to live in the spirit of trust and cooperation.

Let us never forget that You have brought us here this morning for us to be representatives dedicated to the good of all of our citizens. Help us to maintain our decorum in the spirit of justice and good will. Save our House from barriers and divisions. Guide our people that they may see that which produces more unity and promotes mutual understanding.

Strengthen us that we may walk with You as we make decisions and carry responsibilities. Together may we and our people strive by honorable service and humble spirits to bring beneficial debate and discussion to our state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-fourth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 66**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (3): Houx, Kelly (141) and Owen

Noes (2): Baringer and Fogle

Absent (2): Hudson and Pollitt

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SBs 56 & 61**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 92**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 198**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS#3 HCS HJR 43**.

Senators: Crawford, Koenig, Cierpiot, Beck, Arthur

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 2**.

Senators: Hough, Luetkemeyer, Brown (16), Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 3**.

Senators: Hough, Luetkemeyer, Brown (16), Arthur, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 4**.

Senators: Hough, Luetkemeyer, Fitzwater, Arthur, Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 5**.

Senators: Hough, Luetkemeyer, Fitzwater, Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 6**.

Senators: Hough, Luetkemeyer, Brown (16), Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 7**.

Senators: Hough, Luetkemeyer, Brown (16), Arthur, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 8**.

Senators: Hough, Luetkemeyer, Cierpiot, Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 9**.

Senators: Hough, Luetkemeyer, Cierpiot, Arthur, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 10**.

Senators: Hough, Luetkemeyer, Cierpiot, Arthur, Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 11**.

Senators: Hough, Luetkemeyer, Crawford, Arthur, Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 12**.

Senators: Hough, Luetkemeyer, Crawford, Washington, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 13**.

Senators: Hough, Luetkemeyer, Crawford, Arthur, Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 15**.

Senators: Hough, Luetkemeyer, Crawford, Arthur, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HBs 903, 465, 430 & 499, as amended**.

Senators: Brattin, Black, Fitzwater, Beck, McCreery

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS SB 127, as amended**.

Senators: Thompson Rehder, Fitzwater, Bean, Roberts, Williams

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 186, as amended**.

Senators: Brown (16), Luetkemeyer, Trent, Beck, May

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 222, as amended**.

Senators: Trent, Luetkemeyer, Coleman, Beck, McCreery

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 75, relating to retirement systems, was taken up by Representative Hovis.

On motion of Representative Hovis, the title of **HCS SS SB 75** was agreed to.

Representative Hovis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 75, Page 17, Section 169.560, Line 48, by deleting the number "**404.420**" and inserting in lieu thereof the number "**404.430**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 1** was adopted.

Representative Hovis offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 75, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"57.952. **1.** There is hereby authorized a "Sheriffs' Retirement Fund" which shall be under the management of a board of directors described in section 57.958. The board of directors shall be responsible for the administration and the investment of the funds of such sheriffs' retirement fund. **[**~~Neither~~**]** The general assembly **[**~~nor~~**] and** the governing body of a county **[**~~shall~~**] may** appropriate funds for deposit in the sheriffs' retirement fund. If insufficient funds are generated to provide the benefits payable pursuant to the provisions of sections 57.949 to 57.997, the board shall proportion the benefits according to the funds available.

2. The board may accept gifts, donations, grants, and bequests from public or private sources to the sheriffs' retirement fund.

3. Each county shall make the payroll deductions for member contributions mandated under section 57.961, and the county shall transmit such moneys to the board for deposit into the sheriffs' retirement fund.

57.961. 1. On and after the effective date of the establishment of the system, as an incident to his **or her** employment or continued employment, each person employed as an elected or appointed sheriff of a county shall become a member of the system. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997.

2. Notwithstanding any other provision of law to the contrary, each person who is a member of the system on or after January 1, 2024, shall be required to contribute five percent of the member's pay to the retirement system. Such contribution shall be made notwithstanding that the minimum salary or wages provided by law for any member shall thereby be changed. Each member shall be deemed to consent and agree to the deduction made and provided for herein. Payment of a member's compensation less such deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered by him or her to a county, except as to benefits provided by this system.

3. The officer or officers responsible for making up the payrolls for each county shall cause the contribution provided for in this section to be deducted from the compensation of the member in the employ of the county, on each and every payroll, for each and every payroll to the date his or her membership terminates. When deducted, each contribution shall be paid by the county to the system; the payments shall be made in the manner and shall be accompanied by such supporting data as the board shall from time to time prescribe. When paid to the system, each of the contributions shall be credited to the member from whose compensation the contributions were deducted. The contributions so deducted shall be treated as employee contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes.

4. Member contributions deducted and paid into the system by the county shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This

deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system under this chapter.

5. The contributions, although designated as employee contributions, shall be paid by the county in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the county to the retirement system.

6. A former member who is not vested may request a refund of his or her contributions. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later, and shall include all contributions made to any retirement plan administered by the system.

[~~2.~~**] 7.** Beginning September 1, 1986, any city not within a county and any county having a charter form of government may elect, by a majority vote of its governing body, to come under the provisions of sections 57.949 to 57.997 except for the provisions of section 57.955. Notice in writing of such election shall be given to the board, and the person employed as sheriff of such county, as an incident of his contract of employment or continued employment, shall become a member of the system on the first day of the month immediately following the date the board receives notice. Such membership shall continue as long as the person continues to be an employee, or receives or is eligible to receive benefits under the provisions of sections 57.949 to 57.997, and upon becoming a member he shall receive credit for all prior service as if he had become a member on December 22, 1983.

8. Subject to the limitations under sections 57.949 to 57.997, the board shall have the authority to formulate and adopt rules and regulations for the administration of these provisions.

57.967. 1. The normal annuity of a retired member shall equal two percent of the final average compensation of the retired member multiplied by the number of years of creditable service of the retired member, except that the normal annuity shall not exceed seventy-five percent of the retired member's average final compensation. **Such annuity shall be not less than one thousand dollars per month.**

2. The board, at its last meeting of each calendar year, shall determine the monthly amount for medical insurance premiums to be paid to each retired member during the next following calendar year. The monthly amount shall not exceed four hundred fifty dollars. The monthly payments are at the discretion of the board on the advice of the actuary. The anticipated sum of all such payments during the year plus the annual normal cost plus the annual amount to amortize the unfunded actuarial accrued liability in no more than thirty years shall not exceed the anticipated moneys credited to the system pursuant to **[**~~section~~**] sections 57.952 and** 57.955. The money amount granted here shall not be continued to any survivor.

3. If a member with eight or more years of service dies before becoming eligible for retirement, the member's surviving spouse, if he or she has been married to the member for at least two years prior to the member's death, shall be entitled to survivor benefits under option 1 as set forth in section 57.979 as if the member had retired on the date of the member's death. The member's monthly benefit shall be calculated as the member's accrued benefit at his or her death reduced by one-fourth of one percent per month for an early commencement from the member's normal retirement date: age fifty-five with twelve or more years of creditable service or age sixty-two with eight years of creditable service, to the member's date of death. Such benefit shall be payable on the first day of the month following the member's death and shall be payable during the surviving spouse's lifetime.

57.991. **1. For members of the system prior to December 31, 2023,** the benefits provided for by sections 57.949 to 57.997 shall in no way affect any person's eligibility for retirement benefits under the local government employees' retirement system, sections 70.600 to 70.755, or any other local government retirement or pension system, or in any way have the effect of reducing retirement benefits in such systems, or reducing compensation or mileage reimbursement of employees, anything to the contrary notwithstanding.

2. Any new members employed under this section, on or after January 1, 2024, shall be subject to the following provisions:

(1) A member of another state or local retirement or pension system who begins employment in a position covered by the sheriffs' retirement system shall become a member of the sheriffs' retirement system upon employment. Any membership in any other state or local retirement or pension system shall cease, except that the member shall be entitled to benefits accrued through December 31, 2023, or the commencement of membership in the sheriffs' retirement system, whichever is later; and

(2) Subject to the limitations under sections 57.949 to 57.997, the board shall have the authority to formulate and adopt rules and regulations for the administration of these provisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 2** was adopted.

Representative Roberts offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 75, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"86.253. 1. Upon termination of employment as a police officer and actual retirement for service, a member shall receive a service retirement allowance which shall be an amount equal to two percent of the member's average final compensation multiplied by the number of years of the member's creditable service, up to twenty-five years, plus an amount equal to four percent of the member's average final compensation for each year of creditable service in excess of twenty-five years but not in excess of thirty years; plus an additional five percent of the member's average final compensation for any creditable service in excess of thirty years. Notwithstanding the foregoing, the service retirement allowance of a member who does not earn any creditable service after August 11, 1999, shall not exceed an amount equal to seventy percent of the member's average final compensation, and the service retirement allowance of a member who earns creditable service on or after August 12, 1999, shall not exceed an amount equal to seventy-five percent of the member's average final compensation; provided, however, that the service retirement allowance of a member who is participating in the DROP pursuant to section 86.251 on August 12, 1999, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer and actually retires for reasons other than death or disability before earning at least two years of creditable service after such return shall be the sum of (1) the member's service retirement allowance as of the date the member entered DROP and (2) an additional service retirement allowance based solely on the creditable service earned by the member following the member's return to active participation. The member's total years of creditable service shall be taken into account for the purpose of determining whether the additional allowance attributable to such additional creditable service is two percent, four percent or five percent of the member's average final compensation.

2. If, at any time since first becoming a member of the retirement system, the member has served in the Armed Forces of the United States, and has subsequently been reinstated as a policeman within ninety days after the member's discharge, the member shall be granted credit for such service as if the member's service in the police department of such city had not been interrupted by the member's induction into the Armed Forces of the United States. If earnable compensation is needed for such period in computation of benefits it shall be calculated on the basis of the compensation payable to the officers of the member's rank during the period of the member's absence. Notwithstanding any provision of sections 86.200 to 86.366 to the contrary, the retirement system governed by sections 86.200 to 86.366 shall be operated and administered in accordance with the applicable provisions of the Uniformed Services Employment and Reemployment Rights Act of 1994, as amended.

3. The service retirement allowance of each present and future retired member who terminated employment as a police officer and actually retired from service after attaining age fifty-five or after completing twenty years of creditable service shall be increased annually at a rate not to exceed three percent as approved by the board of trustees beginning with the first increase in the second October following the member's retirement and subsequent increases in each October thereafter, provided that each increase is subject to a determination by the board of trustees that the consumer price index (United States City Average Index) as published by the United States Department of Labor shows an increase of not less than the approved rate during the latest twelve-month period for which the index is available at the date of determination; and provided further, that if the increase is in excess of the approved rate for any year, such excess shall be accumulated as to any retired member and increases may be granted in subsequent years subject to a maximum of three percent for each full year from October following the member's retirement but not to exceed a total percentage increase of thirty percent. In no event shall the increase described under this subsection be applied to the amount, if any, paid to a member or surviving spouse of a deceased member for services as a special consultant under subsection 5 of this section **[**~~or, if applicable, subsection 6 of this section~~**]**. If the board of trustees determines that the index has decreased for any year, the benefits of any retired member that

have been increased shall be decreased but not below the member's initial benefit. No annual increase shall be made of less than one percent and no decrease of less than three percent except that any decrease may be limited in amount by the initial benefit.

4. In addition to any other retirement allowance payable under this section and section 86.250, a member, upon termination of employment as police officer and actual service retirement, may request payment of the total amount of the member's mandatory contributions to the retirement system without interest. Upon receipt of such request, the board shall pay the retired member such total amount of the member's mandatory contributions to the retirement system to be paid pursuant to this subsection within sixty days after such retired member's date of termination of employment as a police officer and actual retirement.

5. Any person who is receiving retirement benefits from the retirement system, upon application to the board of trustees, shall be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters, for the remainder of the person's life or, in the case of a deceased member's surviving spouse, until **[**~~the earlier of~~**]** the person's death **[**~~or remarriage~~**]**, and upon request of the board of trustees shall give opinions and be available to give opinions in writing or orally, in response to such requests, as may be required. For such services the special consultant shall be compensated monthly, in an amount which, when added to any monthly retirement benefits being received from the retirement system, including any cost-of-living increases under subsection 3 of this section, shall total six hundred fifty dollars a month. This employment shall in no way affect any person's eligibility for retirement benefits under this chapter, or in any way have the effect of reducing retirement benefits, notwithstanding any provisions of law to the contrary.

86.254. 1. Beginning July 1, 1994, in addition to any other annuity, benefits, or retirement allowance provided pursuant to sections 86.200 to 86.366, each present and future retired member after attaining the age of sixty years shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters, for the remainder of the retired member's life, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

2. For the performance of duties required in subsection 1 of this section, each retired member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the retired member is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually. No funding shall be required prior to the effective date of this benefit.

3. Beginning October 1, 1999, in addition to any other benefit provided to any surviving spouse pursuant to sections 86.200 to 86.366, each present and future surviving spouse of a member after attaining the age of sixty years shall upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters for the remainder of the surviving spouse's life **[**~~or until the surviving spouse remarries, whichever is earlier~~**]**, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

4. For the performance of duties required in subsection 3 of this section, each surviving spouse of a member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the surviving spouse is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually.

86.280. Upon the receipt of proper proofs of the death of a member in service and provided no other benefits are payable under the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to the provisions of this section immediately prior to October 1, 1999, shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, the surviving spouse shall receive additional monthly compensation in an amount equal to fifteen percent of the deceased member's average final

compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply, pursuant to subdivision (8) of this section, to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse shall be divided among the unmarried dependent children under age eighteen and such unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefit shall be paid for one child;

(4) If there is no surviving spouse or dependent children, the return of accumulated contributions to the designated beneficiary as set forth in section 86.293;

(5) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(6) Wherever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a member who died in service after attaining the age of fifty-five or completing twenty years of creditable service shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member**;**

(9) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(10) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1) and (2) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1) and (2) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023.

86.283. Upon receipt of proper proofs of the death of a retired member who retired while in service, including retirement for service, ordinary disability or accidental disability, and provided no other benefits are payable from the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters

while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, determined without regard to any increase applied to such benefits prior to October 1, 1999, pursuant to subdivision (8) of this section, will increase the surviving spouse's total monthly payment pursuant to this section to forty percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse, determined without regard to any increase which would have applied to the surviving spouse's benefits pursuant to subdivision (8) of this section, shall be divided among the unmarried dependent children under age eighteen and unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefits shall be paid for one child;

(4) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(5) Whenever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(6) In the event of the death of a retired member receiving accidental disability benefits before such benefits have been paid for five years, the member's surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, shall receive an additional pension of ten percent of the deceased member's final average compensation;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a retired member who received or was entitled to receive a service retirement allowance shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member**;**

(9) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(10) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1), (2), and (6) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1), (2), and (6) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023.

86.287. Upon the receipt by the board of trustees of evidence and proof that the death of a member was the natural and proximate result of an accident occurring at some definite time and place while the member was in the actual performance of duty and not caused by negligence on the part of the member, there shall be paid in lieu of the benefits pursuant to sections 86.280 to 86.283:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies **[**~~or remarries, whichever is earlier~~**]**, of seventy-five percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, will increase the surviving spouse's total monthly benefit payment pursuant to this section to seventy-five percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse shall be divided among the unmarried dependent children under age eighteen and such unmarried dependent children, regardless of age, who are totally and permanently disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefit shall be paid for one child;

(4) If there is no surviving spouse or unmarried dependent children of either class mentioned in subdivision (3) of this section, then an amount equal to the surviving spouse's benefit shall be paid to the member's dependent father or dependent mother to continue until remarriage or death;

(5) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(6) Wherever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years in those cases where the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university**;**

(8) In the event a surviving spouse receiving death benefits as a result of a prior marriage to a deceased member subsequently remarries another member who also predeceases the surviving spouse, the surviving spouse shall receive a single death benefit pension, which, upon application to the board of trustees, shall be computed under subdivision (1) of this section using the highest of the average final compensations of the deceased members to which the surviving spouse was previously married;

(9) Beginning on August 28, 2023, any surviving spouse that had, prior to August 28, 2023, become ineligible for benefits under subdivisions (1) and (2) of this section as a result of remarrying shall, upon application to the board of trustees, have reinstated all future benefits under subdivisions (1) and (2) of this section. Any such reinstatement shall be as to future benefits only and shall not be retroactive prior to August 28, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 3** was adopted.

Representative Brown (27) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 75, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"104.010. 1. The following words and phrases as used in sections 104.010 to 104.800, unless a different meaning is plainly required by the context, shall mean:

(1) "Accumulated contributions", the sum of all deductions for retirement benefit purposes from a member's compensation which shall be credited to the member's individual account and interest allowed thereon;

(2) "Active armed warfare", any declared war, or the Korean or Vietnamese Conflict;

(3) "Actuarial equivalent", a benefit which, when computed upon the basis of specified actuarial assumptions approved by the board, is equal in value to a certain amount or other benefit;

(4) "Actuarial tables", the actuarial tables approved and in use by a board at any given time;

(5) "Actuary", the actuary who is a member of the American Academy of Actuaries or who is an enrolled actuary under the Employee Retirement Income Security Act of 1974 and who is employed by a board at any given time;

(6) "Annuity", annual payments, made in equal monthly installments, to a retired member from funds provided for in, or authorized by, this chapter;

(7) "Annuity starting date", the first day of the first month with respect to which an amount is paid as an annuity under sections 104.010 to 104.800, and the terms retirement, time of retirement, and date of retirement shall mean annuity starting date as defined in this subdivision unless the context in which the term is used indicates otherwise;

(8) "Average compensation", the average compensation of a member for the thirty-six consecutive months of service prior to retirement when the member's compensation was greatest; or if the member is on workers' compensation leave of absence or a medical leave of absence due to an employee illness, the amount of compensation the member would have received may be used, as reported and verified by the employing department; or if the member had less than thirty-six months of service, the average annual compensation paid to the member during the period up to thirty-six months for which the member received creditable service when the member's compensation was the greatest; or if the member is on military leave, the amount of compensation the member would have received may be used as reported and verified by the employing department or, if such amount is not determinable, the amount of the employee's average rate of compensation during the twelve-month period immediately preceding such period of leave, or if shorter, the period of employment immediately preceding such period of leave. The board of each system may promulgate rules for purposes of calculating average compensation and other retirement provisions to accommodate for any state payroll system in which compensation is received on a monthly, semimonthly, biweekly, or other basis;

(9) "Beneficiary", any persons or entities entitled to or nominated by a member or retiree who may be legally entitled to receive benefits pursuant to this chapter;

(10) "Biennial assembly", the completion of no less than two years of creditable service or creditable prior service by a member of the general assembly;

(11) "Board of trustees", "board", or "trustees", a board of trustees as established for the applicable system pursuant to this chapter;

(12) "Chapter", sections 104.010 to 104.800;

(13) "Compensation":

(a) All salary and wages payable out of any state, federal, trust, or other funds to an employee for personal services performed for a department; but including only amounts for which contributions have been made in accordance with section 104.436, or section 104.070, whichever is applicable, and excluding any nonrecurring single sum payments or amounts paid after the member's termination of employment unless such amounts paid after such termination are a final installment of salary or wages at the same rate as in effect immediately prior to termination of employment in accordance with a state payroll system adopted on or after January 1, 2000, or any other one-time payments made as a result of such payroll system;

(b) All salary and wages which would have been payable out of any state, federal, trust or other funds to an employee on workers' compensation leave of absence during the period the employee is receiving a weekly workers' compensation benefit, as reported and verified by the employing department;

(c) Effective December 31, 1995, compensation in excess of the limitations set forth in Internal Revenue Code Section 401(a)(17) shall be disregarded. The limitation on compensation for eligible employees shall not be less than the amount which was allowed to be taken into account under the system as in effect on July 1, 1993. For this purpose, an "eligible employee" is an individual who was a member of the system before the first plan year beginning after December 31, 1995;

(d) The board by its rules may further define "compensation" in a manner consistent with this definition;

(14) "Consumer price index", the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as approved by a board, as such index is defined and officially reported by the United States Department of Labor, or its successor agency;

(15) "Creditable prior service", the service of an employee which was either rendered prior to the establishment of a system, or prior to the date the employee last became a member of a system, and which is recognized in determining the member's eligibility and for the amount of the member's benefits under a system;

(16) "Creditable service", the sum of membership service and creditable prior service, to the extent such service is standing to a member's credit as provided in this chapter; except that in no case shall more than one day of creditable service or creditable prior service be credited any member for any one calendar day of eligible service credit as provided by law;

(17) "Deferred normal annuity", the annuity payable to any former employee who terminated employment as an employee or otherwise withdrew from service with a vested right to a normal annuity, payable at a future date;

(18) "Department", any department or agency of the executive, legislative or judicial branch of the state of Missouri receiving state appropriations, including allocated funds from the federal government but not including any body corporate or politic unless its employees are eligible for retirement coverage from a system pursuant to this chapter as otherwise provided by law;

(19) "Disability benefits", benefits paid to any employee while totally disabled as provided in this chapter;

(20) "Early retirement age", a member's attainment of fifty-five years of age and the completion of ten or more years of creditable service, except for uniformed members of the water patrol;

(21) "Employee":

(a) Effective August 28, 2007, any elective or appointive officer or person employed by the state who is employed, promoted or transferred by a department into a new or existing position and earns a salary or wage in a position normally requiring the performance by the person of duties during not less than one thousand forty hours per year, including each member of the general assembly but not including any patient or inmate of any state, charitable, penal or correctional institution. However, persons who are members of the public school retirement system and who are employed by a state agency other than an institution of higher learning shall be deemed employees for purposes of participating in all insurance programs administered by a board established pursuant to section 104.450. This definition shall not exclude any employee as defined in this subdivision who is covered only under the federal Old Age and Survivors' Insurance Act, as amended. As used in this chapter, the term "employee" shall include:

a. Persons who are currently receiving annuities or other retirement benefits from some other retirement or benefit fund, so long as they are not simultaneously accumulating creditable service in another retirement or benefit system which will be used to determine eligibility for or the amount of a future retirement benefit;

b. Persons who have elected to become or who have been made members of a system pursuant to section 104.342;

(b) Any person who is not a retiree and has performed services in the employ of the general assembly or either house thereof, or any employee of any member of the general assembly while acting in the person's official capacity as a member, and whose position does not normally require the person to perform duties during at least one thousand forty hours per year, with a month of service being any monthly pay period in which the employee was paid for full-time employment for that monthly period; except that persons described in this paragraph shall not include any such persons who are employed on or after August 28, 2007, and who have not previously been employed in such positions;

(c) "Employee" does not include special consultants employed pursuant to section 104.610;

(d) The system shall consider a person who is employed in multiple positions simultaneously within a single agency to be working in a single position for purposes of determining whether the person is an employee as defined in this subdivision;

(22) "Employer", a department of the state;

(23) "Executive director", the executive director employed by a board established pursuant to the provisions of this chapter;

(24) "Fiscal year", the period beginning July first in any year and ending June thirtieth the following year;

(25) "Full biennial assembly", the period of time beginning on the first day the general assembly convenes for a first regular session until the last day of the following year;

(26) "Fund", the benefit fund of a system established pursuant to this chapter;

(27) "Interest", interest at such rate as shall be determined and prescribed from time to time by a board;

(28) "Member", as used in sections 104.010 to 104.272 or 104.601 to 104.800 shall mean an employee, retiree, or former employee entitled to a deferred annuity covered by the Missouri department of transportation and highway patrol employees' retirement system. "Member", as used in this section and sections 104.312 to 104.800, shall mean an employee, retiree, or former employee entitled to deferred annuity covered by the Missouri state employees' retirement system;

(29) "Membership service", the service after becoming a member that is recognized in determining a member's eligibility for and the amount of a member's benefits under a system;

(30) "Military service", all active service performed in the United States Army, Air Force, Navy, Marine Corps, Coast Guard, and members of the United States Public Health Service or any women's auxiliary thereof; and service in the Army National Guard and Air National Guard when engaged in active duty for training, inactive duty training or full-time National Guard duty, and service by any other category of persons designated by the President in time of war or emergency;

(31) "Normal annuity", the annuity provided to a member upon retirement at or after the member's normal retirement age;

(32) "Normal retirement age", an employee's attainment of sixty-five years of age and the completion of four years of creditable service or the attainment of age sixty-five years of age and the completion of five years of creditable service by a member who has terminated employment and is entitled to a deferred normal annuity or the member's attainment of age sixty and the completion of fifteen years of creditable service, except that normal retirement age for uniformed members of the highway patrol shall be fifty-five years of age and the completion of four years of creditable service and uniformed employees of the water patrol shall be fifty-five years of age and the completion of four years of creditable service or the attainment of age fifty-five and the completion of five years of creditable service by a member of the water patrol who has terminated employment and is entitled to a deferred normal annuity and members of the general assembly shall be fifty-five years of age and the completion of three full biennial assemblies. Notwithstanding any other provision of law to the contrary, a member of the Missouri department of transportation and highway patrol employees' retirement system or a member of the Missouri state employees' retirement system shall be entitled to retire with a normal annuity and shall be entitled to elect any of the survivor benefit options and shall also be entitled to any other provisions of this chapter that relate to retirement with a normal annuity if the sum of the member's age and creditable service equals eighty years or more and if the member is at least forty-eight years of age;

(33) "Payroll deduction", deductions made from an employee's compensation;

(34) "Prior service credit", the service of an employee rendered prior to the date the employee became a member which service is recognized in determining the member's eligibility for benefits from a system but not in determining the amount of the member's benefit;

(35) "Reduced annuity", an actuarial equivalent of a normal annuity;

(36) "Retiree", a member who is not an employee and who is receiving an annuity from a system pursuant to this chapter;

(37) "System" or "retirement system", the Missouri department of transportation and highway patrol employees' retirement system, as created by sections 104.010 to 104.270, or sections 104.601 to 104.800, or the Missouri state employees' retirement system as created by sections 104.320 to 104.800;

(38) "Uniformed members of the highway patrol", the superintendent, lieutenant colonel, majors, captains, director of radio, lieutenants, sergeants, corporals, and patrolmen of the Missouri state highway patrol who normally appear in uniform;

(39) "Uniformed members of the water patrol", employees of the Missouri state water patrol of the department of public safety who are classified as water patrol officers who have taken the oath of office prescribed by the provisions of chapter 306 and who have those peace officer powers given by the provisions of chapter 306;

(40) "Vesting service", the sum of a member's prior service credit and creditable service which is recognized in determining the member's eligibility for benefits under the system.

2. Benefits paid pursuant to the provisions of this chapter shall not exceed the limitations of Internal Revenue Code Section 415, the provisions of which are hereby incorporated by reference. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan under Section 415(m) of the Internal Revenue Code of 1986, as amended. Such plan shall be created solely for the purposes described in Section 415(m)(3)(A) of the Internal Revenue Code of 1986, as amended. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

104.020. There is hereby created the "Missouri Department of Transportation and Highway Patrol Employees' Retirement System", which shall be a body corporate and an instrumentality of the state. In such system shall be vested the powers and duties specified in sections 104.010 to **[**~~104.270~~**] 104.312** and such other powers as may be necessary or proper to enable it, its officers, employees, and agents to carry out fully and effectively all the purposes of sections 104.010 to **[**~~104.270~~**] 104.312**.

104.035. 1. Any member whose employment terminated prior to August 13, 1976, and who had served twenty years or more as an employee shall be entitled to a deferred normal annuity based on his creditable service, average compensation, and the act in effect at the time his employment was terminated.

2. Any member whose employment terminates on or after August 13, 1976, and prior to June 1, 1981, and who had served fifteen or more years' creditable service as an employee or had served ten or more years of creditable service as an employee and was at least thirty-five years of age at the date of termination of employment shall be entitled to a deferred normal annuity based on his creditable service, average compensation, and the act in effect at the time his employment was terminated.

3. Any member whose employment terminates on or after June 1, 1981, and who has ten or more years of creditable service at the date of termination of employment shall be entitled to a deferred normal annuity based on the member's creditable service, average compensation and the act in effect at the time the member's employment is terminated.

4. Any member entitled to a deferred normal annuity as provided in subsection 1, 2, 3 or 5 of this section who reenters the service of a department and again becomes a member of the system **[**~~and thereafter serves for one continuous year~~**]** shall have his prior period of service restored, so that benefits determined by reason of his retirement or subsequent withdrawal from service will include the sum of all periods of creditable service, and his annuity shall be based on his creditable service, average compensation, and the act in effect at the time of his retirement or subsequent withdrawal from service.

5. Notwithstanding any other law to the contrary, any member of the transportation department and highway patrol retirement system whose employment terminated on or after September 28, 1992, who has five or more years of vesting service as an employee at the date of termination of employment shall be entitled to a deferred normal annuity based on the member's creditable service, average compensation, and the act in effect at the time the member's employment was terminated.

104.090. 1. The normal annuity of a member shall equal one and six-tenths percent of the average compensation of the member multiplied by the number of years of creditable service of such member. In addition, the normal annuity of a uniformed member of the patrol shall be increased by thirty-three and one-third percent.

2. In addition, a uniformed member of the highway patrol who is retiring with a normal annuity after attaining normal retirement age shall receive an additional sum of ninety dollars per month as a contribution by the system until such member attains the age of sixty-five years, when such contribution shall cease. To qualify for the contribution provided in this subsection by the system, the retired uniformed member of the highway patrol is made, constituted, appointed and employed by the board as a special consultant on the problems of retirement, aging and other state matters. Such additional contribution shall be reduced each month by such amount earned by the retired uniformed member of the highway patrol in gainful employment. In order to qualify for the additional contribution provided in this subsection, the retired uniformed member of the highway patrol shall have been:

(1) Hired by the Missouri state highway patrol prior to January 1, 1995; and

(2) Employed by the Missouri state highway patrol or receiving long-term disability or work-related disability benefits on the day before the effective date of the member's retirement.

3. In lieu of the annuity payable to the member pursuant to section 104.100, a member whose age at retirement is forty-eight or more may elect in the member's application for retirement to receive one of the following:

Option 1.

An actuarial reduction approved by the board of the member's annuity in reduced monthly payments for life during retirement with the provision that upon the member's death the reduced annuity at date of death shall be continued throughout the life of, and be paid to, the member's spouse; or

Option 2.

The member's normal annuity in regular monthly payments for life during retirement with the provision that upon the member's death a survivor's benefit equal to one-half the member's normal annuity at date of death shall be paid to the member's spouse in regular monthly payments for life; or

Option 3.

An actuarial reduction approved by the board of the member's normal annuity in reduced monthly payments for the member's life with the provision that if the member dies prior to the member's having received one hundred twenty monthly payments of the member's reduced annuity, the member's reduced allowance to which the member would have been entitled had the member lived shall be paid for the remainder of the one hundred twenty-month period to such beneficiary as the member shall have nominated by written designation duly executed and filed with the board. If there is no beneficiary surviving the retiree, the reserve for such allowance for the remainder of such one hundred twenty-month period shall be paid to the retiree's estate; or

Option 4.

An actuarial reduction approved by the board of the member's normal annuity in reduced monthly payments for the member's life with the provision that if the member dies prior to the member having received sixty monthly payments of the member's reduced annuity, the member's reduced allowance to which the member would have been entitled had the member lived shall be paid for the remainder of the sixty-month period to such beneficiary as the member shall have nominated by written designation duly executed and filed with the board. If there is no beneficiary surviving the retiree, the reserve for such allowance for the remainder of such sixty-month period shall be paid to the retiree's estate.

4. The election may be made only in the application for retirement, and such application shall be filed at least thirty days but not more than ninety days prior to the date on which the retirement of the member is to be effective, provided that if either the member or the spouse nominated to receive the survivorship payment dies before the effective date of retirement, the election shall not be effective. If after the reduced annuity commences, the spouse predeceases the retired member, the reduced annuity continues to the retired member during the member's lifetime.

5. Effective July 1, 2000, a member may make an election under option 1 or 2 after the date retirement benefits are initiated if the member makes the election within one year from the date of marriage or July 1, 2000, whichever is later, under any of the following circumstances:

(1) The member elected to receive a normal annuity and was not eligible to elect option 1 or 2 on the date retirement benefits were initiated; or

(2) The member's annuity reverted to a normal annuity pursuant to subsection 7 of this section or subsection **[**~~7 or~~**]** 8 of section 104.103 and the member remarried; or

(3) The member elected option 1 or 2 but the member's spouse at the time of retirement has died and the member has remarried.

6. Any person who terminates employment or retires prior to July 1, 2000, shall be made, constituted, appointed and employed by the board as a special consultant on the problems of retirement, aging and other state matters, and for such services shall be eligible to elect to receive the benefits described in subsection 5 of this section.

7. For retirement applications filed on or after August 28, 2004, the beneficiary for either option 1 or option 2 of subsection 3 of this section shall be the member's spouse at the time of retirement. If the member's marriage ends after retirement as a result of a dissolution of marriage, such dissolution shall not affect the option election and the former spouse shall continue to be eligible to receive survivor benefits upon death of the member, except a member may cancel his or her election if:

(1) The dissolution of marriage of the member and former spouse occurred on or after January 1, 2021, and the dissolution decree provides for sole retention by the member of all rights in the annuity and provides that the former spouse shall not be entitled to any survivor benefits pursuant to this chapter; or

(2) The dissolution of marriage of the member and former spouse occurred prior to January 1, 2021, and:

(a) The dissolution decree provided for the sole retention by the member of all rights in the annuity pursuant to this chapter, and the parties obtained an amended or modified dissolution decree after January 1, 2021, providing for immediate removal of the former spouse as the beneficiary entitled to survivor benefits to the satisfaction of the system; or

(b) The dissolution decree does not provide for the sole retention by the member of all rights in the annuity and the parties obtained an amended or modified dissolution decree after January 1, 2021, which provides for the sole retention by the member of all rights in the annuity and provides that the former spouse shall not be entitled to any survivor benefits pursuant to this chapter.

Upon meeting the requirements of subdivision (1) or (2) of this subsection, the monthly benefit payable for the lifetime of the member shall be the actuarial equivalent of the annuity payable pursuant to the provisions of option 1 or option 2 of subsection 3 of this section, as adjusted for early retirement if applicable. In no event shall the monthly benefit payable for the lifetime of the member be greater than the amount that would have been payable to the member under subsection 7 or 8 of section 104.103, whichever is applicable, had the former spouse died on the date of the dissolution of marriage. Any increase in the annuity amount pursuant to this subsection shall be prospective and effective the first of the month following the date of receipt by the system of a certified copy of the dissolution decree that meets the requirements of this subsection.

8. Any application for retirement shall only become effective on the first day of the month."; and

Further amend said bill, Page 2, Section 104.160, Line 27, by inserting after all of said section and line the following:

"104.170. 1. The board shall elect **[**~~by secret ballot~~**]** one member as chair and one member as vice chair at the first board meeting of each year. The chair may not serve more than two consecutive terms beginning after August 13, 1988. The chair shall preside over meetings of the board and perform such other duties as may be required by action of the board. The vice chair shall perform the duties of the chair in the absence of the latter or upon the chair's inability or refusal to act.

2. The board shall appoint a full-time executive director, who shall not be compensated for any other duties under the state highways and transportation commission. The executive director shall have charge of the offices and records and shall hire such employees that the executive director deems necessary subject to the direction of the board. The executive director and all other employees of the system shall be members of the system and the board shall make contributions to provide the insurance benefits available pursuant to section 104.270 on the same basis as provided for other state employees pursuant to the provisions of section 104.515, and also shall make contributions to provide the retirement benefits on the same basis as provided for other employees pursuant to the provisions of sections 104.090 to 104.260. The executive director is authorized to execute all documents including contracts necessary to carry out any and all actions of the board.

3. Any summons or other writ issued by the courts of the state shall be served upon the executive director or, in the executive director's absence, on the assistant director.

104.200. Should any error in any records result in any **[**~~member's~~**] member** or **[**~~beneficiary's~~**] beneficiary** receiving more or less than he **or she** would have been entitled to receive had the records been correct, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**] member's annuity starting date or** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern for the amount of time that has passed**.

104.312. 1. The provisions of subsection 2 of section 104.250, subsection 2 of section 104.540, subsection 2 of section 287.820, and section 476.688 to the contrary notwithstanding, any pension, annuity, benefit, right, or retirement allowance provided pursuant to this chapter, chapter 287, or chapter 476 is marital property and after

August 28, 1994, a court of competent jurisdiction may divide the pension, annuity, benefits, rights, and retirement allowance provided pursuant to this chapter, chapter 287, or chapter 476 between the parties to any action for dissolution of marriage. A division of benefits order issued pursuant to this section:

(1) Shall not require the applicable retirement system to provide any form or type of annuity or retirement plan not selected by the member and not normally made available by that system;

(2) Shall not require the applicable retirement system to commence payments until the member submits a valid application for an annuity and the annuity becomes payable in accordance with the application;

(3) Shall identify the monthly amount to be paid to the alternate payee, which shall be expressed as a percentage and which shall not exceed fifty percent of the amount of the member's annuity accrued during all or part of the time while the member and alternate payee were married **excluding service accrued under 104.601**; and which shall be based on the member's vested annuity on the date of the dissolution of marriage or an earlier date as specified in the order, which amount shall be adjusted proportionately if the member's annuity is reduced due to early retirement or the member's annuity is reduced pursuant to section 104.395 under an annuity option in which the member named the alternate payee as beneficiary prior to the dissolution of marriage or pursuant to section 104.090 under an annuity option in which the member on or after August 28, 2007, named the alternative payee as beneficiary prior to the dissolution of marriage, and the percentage established shall be applied to the pro rata portion of any lump sum distribution pursuant to subsection 6 of section 104.335, accrued during the time while the member and alternate payee were married;

(4) Shall not require the payment of an annuity amount to the member and alternate payee which in total exceeds the amount which the member would have received without regard to the order;

(5) Shall provide that any benefit formula increases, additional years of service, increased average compensation or other type of increases accrued after the date of the dissolution of marriage shall accrue solely to the benefit of the member; except that on or after September 1, 2001, any annual benefit increase **paid after the member's annuity starting date** shall not be considered to be an increase accrued after the date of termination of marriage and shall be part of the monthly amount subject to division pursuant to any order issued after September 1, 2001;

(6) Shall terminate upon the death of either the member or the alternate payee, whichever occurs first;

(7) Shall not create an interest which is assignable or subject to any legal process;

(8) Shall include the name, address, and date of birth of both the member and the alternate payee, and the identity of the retirement system to which it applies;

(9) Shall be consistent with any other division of benefits orders which are applicable to the same member;

(10) Shall not require the applicable retirement system to continue payments to the alternate payee if the member's retirement benefit is suspended or waived as provided by this chapter but such payments shall resume when the retiree begins to receive retirement benefits in the future.

2. A system established by this chapter shall provide the court having jurisdiction of a dissolution of marriage proceeding or the parties to the proceeding with information necessary to issue a division of benefits order concerning a member of the system, upon written request from either the court, the member or the member's spouse, which cites this section and identifies the case number and parties.

3. A system established by this chapter shall have the discretionary authority to reject a division of benefits order for the following reasons:

(1) The order does not clearly state the rights of the member and the alternate payee;

(2) The order is inconsistent with any law governing the retirement system.

4. The amount paid to an alternate payee under an order issued pursuant to this section shall be based on the plan the member was in on the date of the dissolution of marriage; except that any annual benefit increases subject to division shall be based on the actual annual benefit increases received after the retirement plan election.

5. Any annuity payable under section 104.625 that is subject to a division of benefit order under this section shall be calculated as follows:

(1) In instances of divorce after retirement, any service or compensation of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service or compensation; and

(2) The lump-sum payment described in subdivision (3) of section 104.625 shall not be subject to any division of benefit order."; and

Further amend said bill, Page 3, Section 104.380, Line 34, by inserting after all of said section and line the following:

"104.410. 1. Any uniformed member of the water patrol who shall be affirmatively found by the board to be wholly and permanently incapable of holding any position of gainful employment as a result of injuries or illness incurred in the performance of the member's duties shall be entitled to receive disability benefits in an amount equal to one-half of the compensation that the employee was receiving at the time of the occurrence of the injury entitling the employee to such disability benefits. Any disability benefit payable pursuant to this subsection shall be decreased by any amount paid to such uniformed member of the water patrol by reason of the workers' compensation laws of this state. After termination of payment under workers' compensation, however, any such reduction and disability benefits shall be restored.

2. The board of trustees may require a medical examination of any uniformed member of the water patrol who is receiving disability benefits pursuant to this section at any time by a designated physician, and disability benefits shall be discontinued if the board finds that such member is able to perform the duties of the member's former position, or if such member refuses to submit to such an examination.

3. The disability benefits described in this section shall not be paid to any uniformed member of the water patrol who has retained or regained more than fifty percent of the member's earning capacity. If any uniformed member of the water patrol who has been receiving disability benefits again becomes an employee, the member's disability benefits shall be discontinued, the member's prior period of creditable service shall be restored, and any subsequent determination of benefits due the member or the member's survivors shall be based on the sum of the member's creditable service accrued to the date the member's disability benefits commenced and the period of creditable service after the member's return to employment.

4. Any uniformed member of the water patrol receiving benefits pursuant to the provisions of this section for five or more years immediately prior to attainment of age fifty-five shall be considered a normal retirant at age fifty-five, and may elect, within thirty days preceding the attainment of age fifty-five, option 1 of section 104.395, but only for the member's spouse who was the member's spouse for two or more years prior to the member's attainment of age fifty-five.

5. Any member who is receiving disability benefits as of December 31, 1985, or any member who is disabled on December 31, 1985, and would have been entitled to receive disability benefits pursuant to this section as the provisions of this section existed immediately prior to September 28, 1985, shall be eligible to receive or shall continue to receive benefits in accordance with such prior provisions of this section until the member again becomes an employee; however, all employees of the department of conservation who are disabled shall receive benefits pursuant only to this section or section 104.518, whichever is applicable, and shall not be eligible for benefits under any other plan or program purchased or provided after September 28, 1985.

6. Any member who qualifies for disability benefits pursuant to subsection 1 of this section or pursuant to the provisions of section 104.518, or under a long-term disability program provided by the member's employing department as a consequence of employment by the department, shall continue to accrue creditable service based on the member's rate of pay immediately prior to the date the member became disabled in accordance with sections 104.370, 104.371, 104.374 and 104.615, until the date the member's retirement benefit goes into pay status, the disability benefits cease being paid to the member, or the member is no longer disabled, whichever comes first. Persons covered by the provisions of sections 476.515 to 476.565 or sections 287.812 to 287.855, who qualify for disability benefits pursuant to the provisions of section 104.518, at the date the person becomes disabled, shall continue to accrue creditable service based on the person's rate of pay immediately prior to the date the person becomes disabled until the date the person's retirement benefit goes into pay status, the disability benefits cease being paid to the person or the person is no longer disabled, whichever comes first. Members or persons continuing to accrue creditable service pursuant to this subsection shall be entitled to continue their life insurance coverage subject to the provisions of the life insurance plan administered by the board pursuant to section 104.517. The rate of pay for purposes of calculating retirement benefits for a member or person described in this subsection who becomes disabled and retires on or after August 28, 1999, shall be the member's or person's regular monthly compensation received at the time of disablement, increased thereafter for any increases in the consumer price index. Such increases in the member's monthly pay shall be made annually beginning twelve months after disablement and shall be equal to eighty percent of the increase in the consumer price index during the calendar year prior to the adjustment, but not more than five percent of the member's monthly pay immediately before the increase. Such accruals shall continue until the earliest of: receipt of an early retirement annuity, attainment of normal retirement eligibility or termination of disability benefits.

7. A member or person who continues to be disabled as provided in subsection 6 of this section until the member's normal retirement age shall be eligible to retire on the first day of the month next following the member's or person's final payment pursuant to section 104.518 or, if applicable, subsection 1 of this section. A member or person who retires pursuant to this subsection shall receive the greater of the normal annuity or the minimum annuity, if applicable, determined pursuant to sections 104.370, 104.371, 104.374 and 104.615, and section 287.820, and section 476.530 as if the member or person had continued in the active employ of the employer until the member's or person's retirement benefit goes into pay status, the disability benefits cease being paid to the member or person, or the member or person is no longer disabled, whichever comes first and the member's or person's compensation for such period had been the member's or person's rate of pay immediately preceding the date the member or person became disabled.

8. If a member who has been disabled becomes an employee again and if the member was disabled during the entire period of the member's absence, then the member shall resume active participation as of the date of reemployment. Such a member shall receive creditable service for the entire period the member was disabled as provided in subsection 6 of this section.

9. If a member ceases to be disabled and if the member does not return to work as provided in subsection 8 of this section, the member's rights to further benefits shall be determined in accordance with sections 104.335, 104.380, 104.400, 104.420 and 104.615 as though the member had withdrawn from service as of the date the member ceased to be disabled, as determined by the system.

10. Members of the general assembly who are accruing service under subsection 6 of this section shall continue to accrue service until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the member's constitutionally mandated limit on service as a member of the general assembly for the chamber in which the member was serving at the time of disablement.

11. Statewide elected officials who are accruing service under subsection 6 of this section shall continue to accrue service until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the statewide elected official's constitutionally mandated limit on service as a statewide elected official for the office in which the statewide elected official was serving at the time of disablement.

104.436. 1. The board intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent-of-payroll amortization~~**] calculation**.

2. At least ninety days before each regular session of the general assembly, the board shall certify to the division of budget the contribution rate necessary to cover the liabilities of the plan administered by the system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriation of the amount calculated pursuant to the provisions of this subsection. Following each pay period, the commissioner of administration shall requisition and certify the payment to the executive director of the Missouri state employees' retirement system. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement fund.

3. The employers of members of the system who are not paid out of funds that have been deposited in the state treasury shall remit promptly to the executive director an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement system fund.

4. These amounts are funds of the system, and shall not be commingled with any funds in the state treasury.

104.490. 1. Should any error result in any member or beneficiary receiving more or less than he or she would have been entitled to receive had the error not occurred, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the benefit to which such member or beneficiary was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**] member's annuity starting date or** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern to the amount of time that has passed**.

2. A person who knowingly makes a false statement, or falsifies or permits to be falsified a record of the system, in an attempt to defraud the system is subject to fine or imprisonment pursuant to the Missouri revised statutes.

3. The board of trustees of the Missouri state employees' retirement system shall cease paying benefits to any survivor or beneficiary who is charged with the intentional killing of a member without legal excuse or justification. A survivor or beneficiary who is convicted of such charge shall no longer be entitled to receive benefits. If the survivor or beneficiary is not convicted of such charge, the board shall resume payment of benefits and shall pay the survivor or beneficiary any benefits that were suspended pending resolution of such charge.

104.515. 1. Separate accounts for medical, life insurance and disability benefits provided pursuant to sections 104.517 and 104.518 shall be established as part of the fund. The funds, property and return on investments of the separate account shall not be commingled with any other funds, property and investment return of the system. All benefits and premiums are paid solely from the separate account for medical, life insurance and disability benefits provided pursuant to this section.

2. The state shall contribute an amount as appropriated by law and approved by the governor per month for medical benefits, life insurance and long-term disability benefits as provided pursuant to this section and sections 104.517 and 104.518. Such amounts shall include the cost of providing life insurance benefits for each active employee who is a member of the Missouri state employees' retirement system, a member of the public school retirement system and who is employed by a state agency other than an institution of higher learning, a member of the retirement system established by sections 287.812 to 287.855, the judicial retirement system, each legislator and official holding an elective state office, members not on payroll status who are receiving workers' compensation benefits, and if the state highways and transportation commission so elects, those employees who are members of the state transportation department employees' and highway patrol retirement system; if the state highways and transportation commission so elects to join the plan, the state shall contribute an amount as appropriated by law for medical benefits for those employees who are members of the transportation department employees' and highway patrol retirement system; an additional amount equal to the amount required, based on competitive bidding or determined actuarially, to fund the retired members' death benefit or life insurance benefit, or both, provided in subsection 4 of this section and the disability benefits provided in section 104.518. This amount shall be reported as a separate item in the monthly certification of required contributions which the commissioner of administration submits to the state treasurer and shall be deposited to the separate account for medical, life insurance and disability benefits. All contributions made on behalf of members of the state transportation department employees' and highway patrol retirement system shall be made from highway funds. If the highways and transportation commission so elects, the spouses and unemancipated children under twenty-three years of age of employees who are members of the state transportation department employees' and highway patrol retirement system shall be able to participate in the program of insurance benefits to cover medical expenses pursuant to the provisions of subsection 3 of this section.

3. The board shall determine the premium amounts required for participating employees. The premium amounts shall be the amount, which, together with the state's contribution, is required to fund the benefits provided, taking into account necessary actuarial reserves. Separate premiums shall be established for employees' benefits and a separate premium or schedule of premiums shall be established for benefits for spouses and unemancipated children under twenty-three years of age of participating employees. The employee's premiums for spouse and children benefits shall be established to cover that portion of the cost of such benefits which is not paid for by contributions by the state. All such premium amounts shall be paid to the board of trustees at the time that each employee's wages or salary would normally be paid. The premium amounts so remitted will be placed in the separate account for medical, life insurance and disability benefits. In lieu of the availability of premium deductions, the board may establish alternative methods for the collection of premium amounts.

4. Each special consultant eligible for life benefits employed by a board of trustees of a retirement system as provided in section 104.610 who is a member of the Missouri state life insurance plan or Missouri state transportation department and Missouri state highway patrol life insurance plan shall, in addition to duties prescribed in section 104.610 or any other law, and upon request of the board of trustees, give the board, orally or in writing, a short detailed statement on life insurance and death benefit problems affecting retirees. As compensation for the extra duty imposed by this subsection, any special consultant as defined above, other than a special consultant entitled to a deferred normal annuity pursuant to section 104.035 or 104.335, who retires on or after September 28, 1985, shall receive as a part of compensation for these extra duties, a death benefit of five thousand

dollars, and any special consultant who terminates employment on or after August 28, 1999, after reaching normal or early retirement age and becomes a retiree within **[**~~sixty~~**] sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage. In addition, each special consultant who is a member of the transportation department employees' and highway patrol retirement system medical insurance plan shall also provide the board, upon request of the board, orally or in writing, a short detailed statement on physical, medical and health problems affecting retirees. As compensation for this extra duty, each special consultant as defined above shall receive, in addition to all other compensation provided by law, nine dollars, or an amount equivalent to that provided to other special consultants pursuant to the provisions of section 103.115. In addition, any special consultant as defined in section 287.820 or section 476.601 who terminates employment and immediately retires on or after August 28, 1995, shall receive as a part of compensation for these duties, a death benefit of five thousand dollars and any special consultant who terminates employment on or after August 28, 1999, after reaching the age of eligibility to receive retirement benefits and becomes a retiree within **[**~~sixty~~**] sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage.

5. Any former employee who is receiving disability income benefits from the Missouri state employees' retirement system or the transportation department employees' and highway patrol retirement system shall, upon application with the board of trustees of the Missouri consolidated health care plan or the transportation department employees and highway patrol medical plan, be made, constituted, appointed and employed by the respective board as a special consultant on the problems of the health of disability income recipients and, upon request of the board of trustees of each medical plan, give the board, orally or in writing, a short detailed statement of physical, medical and health problems affecting disability income recipients. As compensation for the extra duty imposed by this subsection, each such special consultant as defined in this subsection may receive, in addition to all other compensation provided by law, an amount contributed toward medical benefits coverage provided by the Missouri consolidated health care plan or the transportation employees and highway patrol medical plan pursuant to appropriations.

104.625. Effective July 1, 2002, any member retiring pursuant to the provisions of sections 104.010 to 104.801, except an elected official or a member of the general assembly, who has not been paid retirement benefits and continues employment for at least two years beyond normal retirement age, may elect to receive an annuity and lump sum payment or payments, determined as follows:

(1) A retroactive starting date shall be established which shall be a date selected by the member; provided, however, that the retroactive starting date selected by the member shall not be a date which is earlier than the date when a normal annuity would have first been payable. In addition, the retroactive starting date shall not be more than five years prior to the annuity starting date, which shall be the first day of the month with respect to which an amount is paid as an annuity pursuant to this section. The member's selection of a retroactive starting date shall be done in twelve-month increments, except this restriction shall not apply when the member selects the total available time between the retroactive starting date and the annuity starting date;

(2) The prospective annuity payable as of the annuity starting date shall be determined pursuant to the provisions otherwise applicable under the law, with the exception that it shall be the amount which would have been payable had the member actually retired on the retroactive starting date under the retirement plan selected by the member. Other than for the lump sum payment or payments specified in subdivision (3) of this section, no other amount shall be due for the period between the retroactive starting date and the annuity starting date;

(3) The lump sum payable shall be ninety percent of the annuity amounts which would have been paid to the member from the retroactive starting date to the annuity starting date had the member actually retired on the retroactive starting date and received a normal annuity. The member shall **[**~~elect to~~**]** receive the lump sum amount **[**~~either~~**]** in its entirety at the same time as the initial annuity payment is made **[**~~or in three equal annual installments with the first payment made at the same time as the initial annuity payment~~**]**; **and**

(4) **[**~~Any annuity payable pursuant to this section that is subject to a division of benefit order pursuant to section 104.312 shall be calculated as follows:~~

~~(a) Any service of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service except for purposes of calculating the division of benefit; and~~

~~(b) The lump sum payment described in subdivision (3) of this section shall not be subject to any division of benefit order; and~~

~~(5)~~**]** For purposes of determining annual benefit increases payable as part of the lump sum and annuity provided pursuant to this section, the retroactive starting date shall be considered the member's date of retirement.

104.810. 1. Employees of the Missouri state water patrol who are earning creditable service in the closed plan of the Missouri state employees' retirement system and who are transferred to the division of water patrol with the Missouri state highway patrol shall elect within ninety days of January 1, 2011, to either remain a member of the Missouri state employees' retirement system or transfer membership and creditable service to the closed plan of the Missouri department of transportation and highway patrol employees' retirement system. The election shall be made in writing after the employee has received a detailed analysis comparing retirement, life insurance, disability benefits, and medical benefits of a member of the Missouri state employees' retirement system with the corresponding benefits provided an employee of the highway patrol covered by the closed plan of the Missouri department of transportation and highway patrol employees' retirement system. In electing plan membership the employee shall acknowledge and agree that an election made under this subsection is irrevocable, and constitutes a waiver to receive retirement, life insurance, disability benefits, and medical benefits except as provided by the system elected by the employee. Furthermore, in connection with the election, the employee shall be required to acknowledge that the benefits provided by virtue of membership in either system, and any associated costs to the employee, may be different now or in the future as a result of the election and that the employee agrees to hold both systems harmless with regard to benefit differences resulting from the election. **In the event an employee terminates employment and later returns to the same position, the employee shall be a member of the system in which he or she was a member prior to termination. If the employee returns to any other position, the employee shall be a member of the system that currently covers that position.**

2. Employees of the Missouri state water patrol who are earning credited service in the year 2000 plan of the Missouri state employees' retirement system and who are transferred to the division of water patrol with the Missouri state highway patrol shall elect within ninety days of January 1, 2011, to either remain a member of the Missouri state employees' retirement system or transfer membership and creditable service to the year 2000 plan of the Missouri department of transportation and highway patrol employees' retirement system. The election shall be made in writing after the employee has received a detailed analysis comparing retirement, life insurance, disability benefits, and medical benefits of a member of the Missouri state employees' retirement system with the corresponding benefits provided an employee of the highway patrol covered by the year 2000 plan of the Missouri department of transportation and highway patrol employees' retirement system. In electing plan membership the employee shall acknowledge and agree that an election made under this subsection is irrevocable, and constitutes a waiver to receive retirement, life insurance, disability benefits, and medical benefits except as provided by the system elected by the employee. Furthermore, in connection with the election, the employee shall be required to acknowledge that the benefits provided by virtue of membership in either system, and any associated costs to the employee, may be different now or in the future as a result of the election and that the employee agrees to hold both systems harmless with regard to benefit differences resulting from the election.

3. The Missouri state employees' retirement system shall pay to the Missouri department of transportation and highway patrol employees' retirement system, by June 30, 2011, an amount actuarially determined to equal the liability at the time of the transfer for any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system, to the extent that liability is funded as of the most recent actuarial valuation and based on the actuarial value of assets not to exceed one hundred percent.

4. In no event shall any employee receive service credit for the same period of service under more than one retirement system as a result of the provisions of this section.

5. The only medical coverage available for any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system shall be the medical coverage provided in section 104.270. The effective date for commencement of medical coverage shall be July 1, 2011. However, this does not preclude medical coverage for the transferred employee as a dependent under any other health care plan.

6. Any employee who elects under subsection 1 or 2 of this section to transfer to the Missouri department of transportation and highway patrol employees' retirement system and who is also thereafter a uniformed member of the highway patrol shall be subject to the mandatory retirement age stated in section 104.081.

104.1003. 1. Unless a different meaning is plainly required by the context, the following words and phrases as used in sections 104.1003 to 104.1093 shall mean:

(1) "Act", the year 2000 plan created by sections 104.1003 to 104.1093;

(2) "Actuary", an actuary who is experienced in retirement plan financing and who is either a member of the American Academy of Actuaries or an enrolled actuary under the Employee Retirement Income Security Act of 1974;

(3) "Annuity", annual benefit amounts, paid in equal monthly installments, from funds provided for in, or authorized by, sections 104.1003 to 104.1093;

(4) "Annuity starting date" means the first day of the first month with respect to which an amount is paid as an annuity pursuant to sections 104.1003 to 104.1093;

(5) "Beneficiary", any persons or entities entitled to receive an annuity or other benefit pursuant to sections 104.1003 to 104.1093 based upon the employment record of another person;

(6) "Board of trustees", "board", or "trustees", a governing body or bodies established for the year 2000 plan pursuant to sections 104.1003 to 104.1093;

(7) "Closed plan", a benefit plan created pursuant to this chapter and administered by a system prior to July 1, 2000. No person first employed on or after July 1, 2000, shall become a member of the closed plan, but the closed plan shall continue to function for the benefit of persons covered by and remaining in the closed plan and their beneficiaries;

(8) "Consumer price index", the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as approved by the board, as such index is defined and officially reported by the United States Department of Labor, or its successor agency;

(9) "Credited service", the total credited service to a member's credit as provided in sections 104.1003 to 104.1093; except that in no case shall more than one day of credited service be credited to any member or vested former member for any one calendar day of eligible credit as provided by law;

(10) "Department", any department or agency of the executive, legislative, or judicial branch of the state of Missouri receiving state appropriations, including allocated funds from the federal government but not including any body corporate or politic unless its employees are eligible for retirement coverage from a system pursuant to this chapter as otherwise provided by law;

(11) "Early retirement eligibility", a member's attainment of fifty-seven years of age and the completion of at least five years of credited service;

(12) "Effective date", July 1, 2000;

(13) "Employee" shall be any person who is employed by a department and is paid a salary or wage by a department in a position normally requiring the performance of duties of not less than one thousand forty hours per year, provided:

(a) The term "employee" shall not include any patient or inmate of any state, charitable, penal or correctional institution, or any person who is employed by a department in a position that is covered by a state-sponsored defined benefit retirement plan not created by this chapter;

(b) The term "employee" shall be modified as provided by other provisions of sections 104.1003 to 104.1093;

(c) The system shall consider a person who is employed in multiple positions simultaneously within a single agency to be working in a single position for purposes of determining whether the person is an employee as defined in this subdivision;

(d) **[**~~Beginning September 1, 2001, the term "year" as used in this subdivision shall mean the twelve-month period beginning on the first day of employment;~~

~~(e)~~**]** The term "employee" shall include any person as defined under paragraph (b) of subdivision (21) of subsection 1 of section 104.010 who is first employed on or after July 1, 2000, but prior to August 28, 2007;

(14) "Employer", a department;

(15) "Executive director", the executive director employed by a board established pursuant to the provisions of sections 104.1003 to 104.1093;

(16) "Final average pay", the average pay of a member for the thirty-six full consecutive months of service before termination of employment when the member's pay was greatest; or if the member was on workers' compensation leave of absence or a medical leave of absence due to an employee illness, the amount of pay the member would have received but for such leave of absence as reported and verified by the employing department; or if the member was employed for less than thirty-six months, the average monthly pay of a member during the period for which the member was employed. The board of each system may promulgate rules for purposes of calculating final average pay and other retirement provisions to accommodate for any state payroll system in which pay is received on a monthly, semimonthly, biweekly, or other basis;

(17) "Fund", a fund of the year 2000 plan established pursuant to sections 104.1003 to 104.1093;

(18) "Investment return", or "interest", rates as shall be determined and prescribed from time to time by a board;

(19) "Member", a person who is included in the membership of the system, as set forth in section 104.1009;

(20) "Normal retirement eligibility", a member's attainment of at least sixty-two years of age and the completion of at least five or more years of credited service or, the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty or, in the case of a member of the highway patrol who shall be subject to the mandatory retirement provisions of section **[**~~104.080~~**]** **104.081**, the mandatory retirement age and completion of five years of credited service or, the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty;

(21) "Pay" shall include:

(a) All salary and wages payable to an employee for personal services performed for a department; but excluding:

a. Any amounts paid after an employee's employment is terminated, unless the payment is made as a final installment of salary or wages at the same rate as in effect immediately prior to termination of employment in accordance with a state payroll system adopted on or after January 1, 2000;

b. Any amounts paid upon termination of employment for unused annual leave or unused sick leave;

c. Pay in excess of the limitations set forth in Section 401(a)(17) of the Internal Revenue Code of 1986 as amended and other applicable federal laws or regulations;

d. Any nonrecurring single sum payments; and

e. Any amounts for which contributions have not been made in accordance with section 104.1066;

(b) All salary and wages which would have been payable to an employee on workers' compensation leave of absence during the period the employee is receiving a weekly workers' compensation benefit, as reported and verified by the employing department;

(c) All salary and wages which would have been payable to an employee on a medical leave due to employee illness, as reported and verified by the employing department;

(d) For purposes of members of the general assembly, pay shall be the annual salary provided to each senator and representative pursuant to section 21.140, plus any salary adjustment pursuant to section 21.140;

(e) The board by its rules may further define "pay" in a manner consistent with this definition;

(22) "Retiree", a person receiving an annuity from the year 2000 plan based upon the person's employment record;

(23) "State", the state of Missouri;

(24) "System" or "retirement system", the Missouri state employees' retirement system or the Missouri department of transportation and highway patrol employees' retirement system, as the case may be;

(25) "Vested former member", a person entitled to receive a deferred annuity pursuant to section 104.1036;

(26) "Year 2000 plan", the benefit plan created by sections 104.1003 to 104.1093.

2. Benefits paid under the provisions of this chapter shall not exceed the limitations of Internal Revenue Code Section 415, the provisions of which are hereby incorporated by reference. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan under Section 415(m) of the Internal Revenue Code of 1986, as amended. Such plan shall be created solely for the purposes described in Section 415(m)(3)(A) of the Internal Revenue Code of 1986, as amended. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

104.1018. 1. When a member is no longer employed in a position covered by the system, membership in the system shall thereupon cease. If a member has five or more years of credited service upon such member's termination of membership, such member shall be a vested former member entitled to a deferred annuity pursuant to section 104.1036**, except as otherwise provided in subsection 7 of section 104.1024**. If a member has fewer than five years of credited service upon termination of membership, such former member's credited service shall be forfeited, provided that if such former member becomes reemployed in a position covered by the system, such former member shall again become a member of the system and the forfeited credited service shall be restored after receiving creditable service continuously for one year.

2. Upon a member becoming a retiree, membership shall cease and, except as otherwise provided in section 104.1039, the person shall not again become a member of the system.

3. If a vested former member becomes reemployed in a position covered by the system before such vested former member's annuity starting date, membership shall be restored with the previous credited service and increased by such reemployment.

104.1024. 1. Any member who terminates employment may retire on or after attaining normal retirement eligibility by making application in written form and manner approved by the appropriate board. The written application shall set forth the annuity starting date which shall not be earlier than the first day of the second month following the month of the execution and filing of the member's application for retirement nor later than the first day of the fourth month following the month of the execution and filing of the member's application for retirement. The payment of the annuity shall be made the last working day of each month, providing all documentation required under section 104.1027 for the calculation and payment of the benefits is received by the board.

2. A member's annuity shall be paid in the form of a life annuity, except as provided in section 104.1027, and shall be an amount for life equal to one and seven-tenths percent of the final average pay of the member multiplied by the member's years of credited service.

3. The life annuity defined in subsection 2 of this section shall not be less than a monthly amount equal to fifteen dollars multiplied by the member's full years of credited service.

4. If as of the annuity starting date of a member who has attained normal retirement eligibility the sum of the member's years of age and years of credited service equals eighty or more years and if the member's age is at least forty-eight years but less than sixty-two years, or, in the case of a member of the highway patrol who shall be subject to the mandatory retirement provision of section **[**~~104.080~~**] 104.081**, the mandatory retirement age and completion of five years of credited service, then in addition to the life annuity described in subsection 2 of this section, the member shall receive a temporary annuity equal to eight-tenths of one percent of the member's final average pay multiplied by the member's years of credited service. The temporary annuity and any cost-of-living adjustments attributable to the temporary annuity pursuant to section 104.1045 shall terminate at the end of the calendar month in which the earlier of the following events occurs: the member's death or the member's attainment of the earliest age of eligibility for reduced Social Security retirement benefits, but no later than age sixty-two.

5. The annuity described in subsection 2 of this section for any person who has credited service not covered by the federal Social Security Act, as provided in **[**~~sections 105.300 to 105.430~~**] subdivision (1) of subsection 7 of section 104.342**, shall be calculated as follows: the life annuity shall be an amount equal to two and five-tenths percent of the final average pay of the member multiplied by the number of years of service not covered by the federal Social Security Act in addition to one and seven-tenths percent of the final average pay of the member multiplied by the member's years of credited service covered by the federal Social Security Act.

6. Effective July 1, 2002, any member, except an elected official or a member of the general assembly, who has not been paid retirement benefits and continues employment for at least two years beyond the date of normal retirement eligibility, may elect to receive an annuity and lump sum payment or payments, determined as follows:

(1) A retroactive starting date shall be established which shall be a date selected by the member; provided, however, that the retroactive starting date selected by the member shall not be a date which is earlier than the date when a normal annuity would have first been payable. In addition, the retroactive starting date shall not be more than five years prior to the annuity starting date. The member's selection of a retroactive starting date shall be done in twelve-month increments, except this restriction shall not apply when the member selects the total available time between the retroactive starting date and the annuity starting date;

(2) The prospective annuity payable as of the annuity starting date shall be determined pursuant to the provisions of this section, with the exception that it shall be the amount which would have been payable at the annuity starting date had the member actually retired on the retroactive starting date under the retirement plan selected by the member. Other than for the lump sum payment or payments specified in subdivision (3) of this subsection, no other amount shall be due for the period between the retroactive starting date and the annuity starting date;

(3) The lump sum payable shall be ninety percent of the annuity amounts which would have been paid to the member from the retroactive starting date to the annuity starting date had the member actually retired on the retroactive starting date and received a life annuity. The member shall **[**~~elect to~~**]** receive the lump sum amount **[**~~either~~**]** in its entirety at the same time as the initial annuity payment is made **[**~~or in three equal annual installments with the first payment made at the same time as the initial annuity payment~~**]**; **and**

(4) **[**~~Any annuity payable pursuant to this section that is subject to a division of benefit order pursuant to section 104.1051 shall be calculated as follows:~~

~~(a) Any service of a member between the retroactive starting date and the annuity starting date shall not be considered credited service except for purposes of calculating the division of benefit; and~~

~~(b) The lump sum payment described in subdivision (3) of this section shall not be subject to any division of benefit order; and~~

~~(5)~~**]** For purposes of determining annual benefit increases payable as part of the lump sum and annuity provided pursuant to this section, the retroactive starting date shall be considered the member's date of retirement.

7. Any vested former member who terminated employment after attaining normal retirement eligibility shall be considered a member for the purposes of this section."; and

Further amend said bill and page, Section 104.1039, Line 20, by inserting after all of said section and line the following:

"104.1051. 1. Any annuity provided pursuant to the year 2000 plan is marital property and a court of competent jurisdiction may divide such annuity between the parties to any action for dissolution of marriage if at the time of the dissolution the member has at least five years of credited service pursuant to sections 104.1003 to 104.1093. A division of benefits order issued pursuant to this section:

(1) Shall not require the applicable retirement system to provide any form or type of annuity or retirement plan not selected by the member;

(2) Shall not require the applicable retirement system to commence payments until the member's annuity starting date;

(3) Shall identify the monthly amount to be paid to the former spouse, which shall be expressed as a percentage and which shall not exceed fifty percent of the amount of the member's annuity accrued during all or part of the period of the marriage of the member and former spouse **excluding service accrued under subsection 2 of section 104.1021;** and which shall be based on the member's vested annuity on the date of the dissolution of marriage or an earlier date as specified in the order, which amount shall be adjusted proportionately upon the annuity starting date if the member's annuity is reduced due to the receipt of an early retirement annuity or the member's annuity is reduced pursuant to section 104.1027 under an annuity option in which the member named the alternate payee as beneficiary prior to the dissolution of marriage;

(4) Shall not require the payment of an annuity amount to the member and former spouse which in total exceeds the amount which the member would have received without regard to the order;

(5) Shall provide that any annuity increases, additional years of credited service, increased final average pay, increased pay pursuant to subsections 2 and 5 of section 104.1084, or other type of increases accrued after the date of the dissolution of marriage and any temporary annuity received pursuant to subsection 4 of section 104.1024 shall accrue solely to the benefit of the member; except that on or after September 1, 2001, any cost-of-living adjustment (COLA) due after the annuity starting date shall not be considered to be an increase accrued after the date of termination of marriage and shall be part of the monthly amount subject to division pursuant to any order issued after September 1, 2001;

(6) Shall terminate upon the death of either the member or the former spouse, whichever occurs first;

(7) Shall not create an interest which is assignable or subject to any legal process;

(8) Shall include the name, address, and date of birth of both the member and the former spouse, and the identity of the retirement system to which it applies;

(9) Shall be consistent with any other division of benefits orders which are applicable to the same member;

(10) Shall not require the applicable retirement system to continue payments to the alternate payee if the member's retirement benefit is suspended or waived as provided by this chapter but such payments shall resume when the retiree begins to receive retirement benefits in the future.

2. A system shall provide the court having jurisdiction of a dissolution of a marriage proceeding or the parties to the proceeding with information necessary to issue a division of benefits order concerning a member of the system, upon written request from either the court, the member, or the member's spouse, citing this section and identifying the case number and parties.

3. A system shall have the discretionary authority to reject a division of benefits order for the following reasons:

(1) The order does not clearly state the rights of the member and the former spouse;

(2) The order is inconsistent with any law governing the retirement system.

4. Any member of the closed plan who elected the year 2000 plan pursuant to section 104.1015 and then becomes divorced and subject to a division of benefits order shall have the division of benefits order calculated pursuant to the provisions of the year 2000 plan.

5. Any annuity payable under section 104.1024 that is subject to a division of benefit order under this section shall be calculated as follows:

(1) In instances of divorce after retirement, any service or pay of a member between the retroactive starting date and the annuity starting date shall not be considered creditable service or pay; and

(2) The lump-sum payment described in subdivision (3) of subsection 6 of section 104.1024 shall not be subject to any division of benefit order.

104.1060. 1. Should any error result in any person receiving more or less than the person would have been entitled to receive had the error not occurred, the board shall correct such error, and, as far as practicable, make future payments in such a manner that the actuarial equivalent of the annuity to which such person was entitled shall be paid, and to this end may recover any overpayments. In all cases in which such error has been made, no such error shall be corrected unless the system discovers or is notified of such error within ten years after the **[**~~initial~~**]** **member's annuity starting date or the** date of error**, whichever occurs later. In cases of fraud, any error discovered shall be corrected without concern to the amount of time that has passed**.

2. A person who knowingly makes a false statement, or falsifies or permits to be falsified a record of the system, in an attempt to defraud the system shall be subject to fine or imprisonment under the Missouri revised statutes.

3. A board shall not pay an annuity to any survivor or beneficiary who is charged with the intentional killing of a member, retiree or survivor without legal excuse or justification. A survivor or beneficiary who is convicted of such charge shall no longer be entitled to receive an annuity. If the survivor or beneficiary is not convicted of such charge, the board shall resume annuity payments and shall pay the survivor or beneficiary any annuity payments that were suspended pending resolution of such charge.

104.1066. 1. The year 2000 plan intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age-normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent-of-payroll amortization~~**]** **calculation**. For purposes of this subsection and section 104.436, the actuary shall determine a single contribution rate applicable to both closed plan and year 2000 plan participants and, in determining such rate, make estimates of the probabilities of closed plan participants transferring to the year 2000 plan.

2. At least ninety days before each regular session of the general assembly, the board of the Missouri state employees' retirement system shall certify to the division of budget the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriations based upon the contribution rate so certified. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay the contributions to the year 2000 plan.

3. The employers of members covered by the Missouri state employees' retirement system who are not paid out of funds that have been deposited in the state treasury shall remit following each pay period to the year 2000 plan an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. Such employers shall maintain payroll records for a minimum of five years and shall produce all such records as requested by the system. The system is authorized to request from the state office of administration an appropriation out of the annual budget of any such employer in the event such records indicate that such employer has not contributed the amounts required by this section. The office of administration shall request such appropriation which shall be equal to the amount necessary to replace any shortfall in contributions as determined by the system. From appropriations so made, the commissioner of administration shall certify contribution amounts to the state treasurer who in turn shall immediately pay such contributions to the year 2000 plan.

4. At least ninety days before each regular session of the general assembly, the board of the transportation department and highway patrol retirement system shall certify to the department of transportation and the department of public safety the contribution rate necessary to cover the liabilities of the year 2000 plan administered by such system, including costs of administration, expected to accrue during the next biennial or other appropriation

period. Each department shall include in its budget and in its request for appropriations for personal service the sum so certified to it by such board, and shall present the same to the general assembly for allowance. The sums so certified and appropriated, when available, shall be immediately paid to the system and deposited in the highway and transportation employees' and highway patrol retirement and benefit fund.

5. These amounts are funds of the year 2000 plan and shall not be commingled with any funds in the state treasury.

104.1072. 1. Each board shall provide or contract, or both, for life insurance benefits for employees covered pursuant to the year 2000 plan as follows:

(1) Employees shall be provided fifteen thousand dollars of life insurance until December 31, 2000. Effective January 1, 2001, the system shall provide or contract or both for basic life insurance for employees covered under any retirement plan administered by the system pursuant to this chapter, persons covered by sections 287.812 to 287.856, for employees who are members of the judicial retirement system as provided in section 476.590, and, at the election of the state highways and transportation commission, employees who are members of the **[**~~highways and~~**]** **Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system, in the amount equal to one times annual pay, subject to a minimum amount of fifteen thousand dollars. The board shall establish by rule or contract the method for determining the annual rate of pay and any other terms of such insurance as it deems necessary to implement the requirements pursuant to this section. Annual rate of pay shall not include overtime or any other irregular payments as determined by the board. Such life insurance shall provide for triple indemnity in the event the cause of death is a proximate result of a personal injury or disease arising out of and in the course of actual performance of duty as an employee;

(2) Any member who terminates employment after reaching normal or early retirement eligibility and becomes a retiree within **[**~~sixty~~**]** **sixty-five** days of such termination shall receive five thousand dollars of life insurance coverage.

2. (1) In addition to the life insurance authorized by the provisions of subsection 1 of this section, any person for whom life insurance is provided or contracted for pursuant to such subsection may purchase, at the person's own expense and only if monthly voluntary payroll deductions are authorized, additional life insurance at a cost to be stipulated in a contract with a private insurance company or as may be required by a system if the board of trustees determines that the system should provide such insurance itself. The maximum amount of additional life insurance which may be so purchased prior to January 1, 2004, is that amount which equals six times the amount of the person's annual rate of pay, subject to any maximum established by a board, except that if such maximum amount is not evenly divisible by one thousand dollars, then the maximum amount of additional insurance which may be purchased is the next higher amount evenly divisible by one thousand dollars. The maximum amount of additional life insurance which may be so purchased on or after January 1, 2004, is an amount to be stipulated in a contract with a private insurance company or as may be required by the system if the board of trustees determines that the system should provide the insurance itself.

(2) Any person defined in subdivision (1) of this subsection may retain an amount not to exceed sixty thousand dollars of life insurance following the date of his or her retirement if such person becomes a retiree the month following termination of employment and makes written application for such life insurance at the same time such person's application is made to the board for retirement benefits. Such life insurance shall only be provided if such person pays the entire cost of the insurance, as determined by the board, by allowing voluntary deductions from the member's annuity.

(3) In addition to the life insurance authorized in subdivision (1) of this subsection, any person for whom life insurance is provided or contracted for pursuant to this subsection may purchase, at the person's own expense and only if monthly voluntary payroll deductions are authorized, life insurance covering the person's children or the person's spouse or both at coverage amounts to be determined by the board at a cost to be stipulated in a contract with a private insurer or as may be required by the system if the board of trustees determines that the system should provide such insurance itself.

(4) Effective July 1, 2000, any member who applies and is eligible to receive an annuity based on the attainment of at least forty-eight years of age with a total of years of age and years of credited service which is at least eighty shall be eligible to retain any optional life insurance described in subdivision (1) of this subsection. The amount of such retained insurance shall not be greater than the amount in effect during the month prior to termination of employment. Such insurance may be retained until the member's attainment of the earliest age for

eligibility for reduced Social Security retirement benefits but no later than age sixty-two, at which time the amount of such insurance that may be retained shall be that amount permitted pursuant to subdivision (2) of this subsection.

3. The state highways and transportation commission may provide for insurance benefits to cover medical expenses for members of the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system. The state highways and transportation commission may provide medical benefits for dependents of members and for retired members. Contributions by the state highways and transportation commission to provide the benefits shall be on the same basis as provided for other state employees pursuant to the provisions of section 104.515. Except as otherwise provided by law, the cost of benefits for dependents of members and for retirees and their dependents shall be paid by the members or retirees. The commission may contract with other persons or entities including but not limited to third-party administrators, health network providers and health maintenance organizations for all, or any part of, the benefits provided for in this section. The commission may require reimbursement of any medical claims paid by the commission's medical plan for which there was third-party liability.

4. The **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system may request the state highways and transportation commission to provide life insurance benefits as required in subsections 1 and 2 of this section. If the state highways and transportation commission agrees to the request, the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system shall reimburse the state highways and transportation commission for any and all costs for life insurance provided pursuant to subdivision (2) of subsection 1 of this section. The person who is covered pursuant to subsection 2 of this section shall be solely responsible for the costs of any additional life insurance. In lieu of the life insurance benefit in subdivision (2) of subsection 1 of this section, the **[**~~highways and~~**] Missouri department of** transportation **[**~~employees'~~**]** and highway patrol **employees'** retirement system is authorized in its sole discretion to provide a death benefit of five thousand dollars.

5. To the extent that the board enters or has entered into any contract with any insurer or service organization to provide life insurance provided for pursuant to this section:

(1) The obligation to provide such life insurance shall be primarily that of the insurer or service organization and secondarily that of the board;

(2) Any member who has been denied life insurance benefits by the insurer or service organization and has exhausted all appeal procedures provided by the insurer or service organization may appeal such decision by filing a petition against the insurer or service organization in a court of law in the member's county of residence; and

(3) The board and the system shall not be liable for life insurance benefits provided by an insurer or service organization pursuant to this section and shall not be subject to any cause of action with regard to life insurance benefits or the denial of life insurance benefits by the insurer or service organization unless the member has obtained judgment against the insurer or service organization for life insurance benefits and the insurer or service organization is unable to satisfy that judgment.

104.1084. 1. For members of the general assembly, the provisions of this section shall supplement or replace the indicated other provisions of the year 2000 plan. "Normal retirement eligibility" means attainment of age fifty-five for a member who has served at least three full biennial assemblies or the attainment of at least age fifty for a member who has served at least three full biennial assemblies with a total of years of age and years of credited service which is at least eighty. A member shall receive two years of credited service for every full biennial assembly served. A full biennial assembly shall be equal to the period of time beginning on the first day the general assembly convenes for a first regular session until the last day of the following year. If a member serves less than a full biennial assembly, the member shall receive credited service for the pro rata portion of the full biennial assembly served.

2. For the purposes of section 104.1024, the normal retirement annuity of a member of the general assembly shall be an amount for life equal to one twenty-fourth of the monthly pay for a senator or representative on the annuity starting date multiplied by the years of credited service as a member of the general assembly. In no event shall any such member or eligible beneficiary receive annuity amounts in excess of one hundred percent of pay.

3. To be covered by the provisions of section 104.1030, or section 104.1036, a member of the general assembly must have served at least three full biennial assemblies.

4. For members who are statewide elected officials, the provisions of this section shall supplement or replace the indicated other provisions of the year 2000 plan. "Normal retirement eligibility" means attainment of age fifty-five for a member who has served at least four years as a statewide elected official, or the attainment of age fifty with a total of years of age and years of such credited service which is at least eighty.

5. For the purposes of section 104.1024, the normal retirement annuity of a member who is a statewide elected official shall be an amount for life equal to one twenty-fourth of the monthly pay in the highest office held by such member on the annuity starting date multiplied by the years of credited service as a statewide elected official not to exceed twelve years.

6. To be covered by the provisions of sections 104.1030 and 104.1036, a member who is a statewide elected official must have at least four years as a statewide elected official.

7. The provisions of section 104.1045 shall not apply to persons covered by the general assembly and statewide elected official provisions of this section. Persons covered by the general assembly provisions and receiving a year 2000 plan annuity shall be entitled to a cost-of-living adjustment (COLA) when there are increases in pay for members of the general assembly. Persons covered by the statewide elected official provisions and receiving a year 2000 plan annuity shall be entitled to COLAs when there are increases in the pay for statewide elected officials in the highest office held by such person. The COLA described in this subsection shall be equal to and concurrent with the percentage increase in pay as described in section 105.005. No COLA shall be less than zero.

8. Any member who serves under this chapter as a member of the general assembly or as a statewide elected official on or after August 28, 1999, shall not be eligible to receive any retirement benefits from the system under either the closed plan or the year 2000 plan based on service rendered on or after August 28, 1999, as a member of the general assembly or as a statewide elected official if such member is convicted of a felony that is determined by a court of law to have been committed in connection with the member's duties either as a member of the general assembly or as a statewide elected official, unless such conviction is later reversed by a court of law.

9. A member of the general assembly who has purchased or transferred creditable service shall not be subject to the cap on benefits pursuant to subsection 2 of this section for that portion of the benefit attributable to the purchased or transferred service.

10. For the purposes of section 104.1042, the service credit accrued by a member of the general assembly while receiving long-term disability benefits shall continue to accrue until the earliest receipt of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the member's constitutionally mandated limit on service as a member of the general assembly for the chamber in which the member was serving at the time of disablement.

11. For the purposes of section 104.1042, the service credit accrued by a statewide elected official while receiving long-term disability benefits shall continue to accrue until the earliest of attainment of normal retirement age eligibility, termination of disability benefits, or the end of the statewide elected official's constitutionally mandated limit on service as a statewide elected official for the office in which the statewide elected official was serving at the time of disablement.

104.1091. 1. Notwithstanding any provision of the year 2000 plan to the contrary, each person who first becomes an employee on or after January 1, 2011, shall be a member of the year 2000 plan subject to the provisions of this section.

2. A member's normal retirement eligibility shall be as follows:

(1) The member's attainment of at least age sixty-seven and the completion of at least ten years of credited service; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or, in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, such member's attainment of at least age sixty or the attainment of at least age fifty-five with ten years of credited service;

(2) For members of the general assembly, the member's attainment of at least age sixty-two and the completion of at least three full biennial assemblies; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety;

(3) For statewide elected officials, the official's attainment of at least age sixty-two and the completion of at least four years of credited service; or the official's attainment of at least age fifty-five with the sum of the official's age and credited service equaling at least ninety.

3. A vested former member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least ten years of credited service.

4. A temporary annuity paid pursuant to subsection 4 of section 104.1024 shall be payable if the member has attained at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory

retirement provisions of section 104.081, the temporary annuity shall be payable if the member has attained at least age sixty, or at least age fifty-five with ten years of credited service.

5. A member, other than a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, shall be eligible for an early retirement annuity upon the attainment of at least age sixty-two and the completion of at least ten years of credited service. A vested former member **who terminated employment prior to the attainment of early retirement eligibility** shall not be eligible for early retirement.

6. The provisions of subsection 6 of section 104.1021 and section 104.344 as applied pursuant to subsection 7 of section 104.1021 and section 104.1090 shall not apply to members covered by this section.

7. The minimum credited service requirements of five years contained in sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be ten years for members covered by this section. The normal and early retirement eligibility requirements in this section shall apply for purposes of administering section 104.1087.

8. A member shall be required to contribute four percent of the member's pay to the retirement system, which shall stand to the member's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable under the year 2000 plan, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the member under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the member's pay that is includable in the member's gross income for federal income tax purposes;

(2) Member contributions picked up by the employer shall be paid from the same source of funds used for the payment of pay to a member. A deduction shall be made from each member's pay equal to the amount of the member's contributions picked up by the employer. This deduction, however, shall not reduce the member's pay for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Member contributions so picked up shall be credited to a separate account within the member's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, shall be paid by the employer in lieu of the contributions by the member. The member shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. Effective June 30, 2014, and each June thirtieth thereafter, the interest crediting rate shall be equal to the investment rate that is published by the United States Department of Treasury, or its successor agency, for fifty-two week treasury bills for the relevant auction that is nearest to the preceding July first, or a successor treasury bill investment rate as approved by the board if the fifty-two week treasury bill is no longer issued. Interest credits shall cease upon termination of employment if the member is not a vested former member. Otherwise, interest credits shall cease upon retirement or death;

(6) A vested former member or a former member who is not vested may request a refund of his or her contributions and interest credited thereon. If such member is married at the time of such request, such request shall not be processed without consent from the spouse. Such member is not eligible to request a refund if such member's retirement benefit is subject to a division of benefit order pursuant to section 104.1051. Such refund shall be paid by the system **[**~~after~~**] within an administratively reasonable period, but no sooner than** ninety days from the date of termination of employment **[**~~or the request, whichever is later, and~~**]. The amount refunded** shall include all **employee** contributions made to any retirement plan administered by the system and interest credited thereon. A vested former member may not request a refund after such member becomes eligible for normal retirement. A vested former member or a former member who is not vested who receives a refund shall forfeit all the member's credited service and future rights to receive benefits from the system and shall not be eligible to receive any **[**~~long-term~~**]** disability benefits; provided that any member or vested former member receiving **[**~~long-term~~**]** disability benefits shall not be eligible for a refund. If such member subsequently becomes an employee and works continuously for at least one year, the credited service previously forfeited shall be restored if the member returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any member who made contributions shall receive a refund upon the member's death equal to the amount, if any, of such contributions and interest credited thereon less any retirement benefits

received by the member unless an annuity is payable to a survivor or beneficiary as a result of the member's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the member's contributions less any annuity amounts received by the member and the survivor or beneficiary.

9. The employee contribution rate, the benefits provided under the year 2000 plan to members covered under this section, and any other provision of the year 2000 plan with regard to members covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the member after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.

10. For purposes of members covered by this section, the options under section 104.1027 shall be as follows:

Option 1.

A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-eight and one half percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of three-tenths of one percent for each year the retiree's age is younger than age sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of three-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of three-tenths of one percent for each year of age difference; provided, after all adjustments the option 1 percent cannot exceed ninety-four and one quarter percent. Upon the retiree's death, fifty percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 2.

A retiree's life annuity shall be reduced to a certain percent of the annuity otherwise payable. Such percent shall be eighty-one percent adjusted as follows: if the retiree's age on the annuity starting date is younger than sixty-seven years, an increase of four-tenths of one percent for each year the retiree's age is younger than sixty-seven years; and if the beneficiary's age is younger than the retiree's age on the annuity starting date, a decrease of five-tenths of one percent for each year of age difference; and if the retiree's age is younger than the beneficiary's age on the annuity starting date, an increase of five-tenths of one percent for each year of age difference; provided, after all adjustments the option 2 percent cannot exceed eighty-seven and three quarter percent. Upon the retiree's death one hundred percent of the retiree's reduced annuity shall be paid to such beneficiary who was the retiree's spouse on the annuity starting date or as otherwise provided by subsection 5 of this section.

Option 3.

A retiree's life annuity shall be reduced to ninety-three percent of the annuity otherwise payable. If the retiree dies before having received one hundred twenty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred twenty-month period to the retiree's designated beneficiary provided that if there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred twenty monthly payments, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

Option 4.

A retiree's life annuity shall be reduced to eighty-six percent of the annuity otherwise payable. If the retiree dies before having received one hundred eighty monthly payments, the reduced annuity shall be continued for the remainder of the one hundred eighty-month period to the retiree's designated beneficiary provided that if there is no beneficiary surviving the retiree, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620. If the beneficiary survives the retiree but dies before receiving the remainder of such one hundred eighty monthly payments, the present value of the remaining annuity payments shall be paid as provided under subsection 3 of section 104.620.

11. The provisions of subsection 6 of section 104.1024 shall not apply to members covered by this section.

12. Effective January 1, 2018, a member who is not a statewide elected official or a member of the general assembly shall be eligible for retirement under this subsection subject to the following conditions:

(1) A member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service; or the member's attainment of at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving

as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, such member's attainment of at least age sixty or the attainment of at least age fifty-five with five years of credited service;

(2) A vested former member's normal retirement eligibility shall be based on the attainment of at least age sixty-seven and the completion of at least five years of credited service; **except that, a vested former member who terminates employment after the attainment of normal retirement eligibility as defined in subdivision (1) of this subsection shall be covered under such subdivision;**

(3) A temporary annuity paid under subsection 4 of section 104.1024 shall be payable if the member has attained at least age fifty-five with the sum of the member's age and credited service equaling at least ninety; or in the case of a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, the temporary annuity shall be payable if the member has attained at least age sixty, or at least age fifty-five with five years of credited service;

(4) A member, other than a member who is serving as a uniformed member of the highway patrol and subject to the mandatory retirement provisions of section 104.081, shall be eligible for an early retirement annuity upon the attainment of at least age sixty-two and the completion of at least five years of credited service. A vested former member **who terminated employment prior to the attainment of early retirement eligibility** shall not be eligible for early retirement;

(5) The normal and early retirement eligibility requirements in this subsection shall apply for purposes of administering section 104.1087;

(6) The survivor annuity payable under section 104.1030 for vested former members **who terminated employment prior to the attainment of early retirement eligibility and who are** covered by this section shall not be payable until the deceased member would have reached his or her normal retirement eligibility under this subsection;

(7) The annual cost-of-living adjustment payable under section 104.1045 shall not commence until the second anniversary of **[**~~a vested former member's~~**] the** annuity starting date for **vested former** members **who terminated employment prior to the attainment of early retirement eligibility and who are** covered by this subsection;

(8) The unused sick leave credit granted under subsection 2 of section 104.1021 shall not apply to members covered by this subsection unless the member terminates employment after reaching normal retirement eligibility or becoming eligible for an early retirement annuity under this subsection; and

(9) The minimum credited service requirements of five years contained in sections 104.1018, 104.1030, 104.1036, and 104.1051 shall be five years for members covered by this subsection."; and

Further amend said bill, Page 21, Section 169.715, Line 103, By inserting after all of said section and line the following:

"476.521. 1. Notwithstanding any provision of chapter 476 to the contrary, each person who first becomes a judge on or after January 1, 2011, and continues to be a judge may receive benefits as provided in sections 476.445 to 476.688 subject to the provisions of this section.

2. Any person who is at least sixty-seven years of age, has served in this state an aggregate of at least twelve years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twelve-year requirement of this subsection may be fulfilled by service as judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twelve years. Any judge who is at least sixty-seven years of age and who has served less than twelve years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-seven, or thereafter, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twelve years.

3. Any person who is at least sixty-two years of age or older, has served in this state an aggregate of at least twenty years, continuously or otherwise, as a judge, and ceases to hold office by reason of the expiration of the judge's term, voluntary resignation, or retirement pursuant to the provisions of Subsection 2 of Section 24 of Article V of the Constitution of Missouri may receive benefits as provided in sections 476.515 to 476.565. The twenty-year

requirement of this subsection may be fulfilled by service as a judge in any of the courts covered, or by service in any combination as judge of such courts, totaling an aggregate of twenty years. Any judge who is at least sixty-two years of age and who has served less than twenty years and is otherwise qualified under sections 476.515 to 476.565 may retire after reaching age sixty-two, at a reduced retirement compensation in a sum equal to the proportion of the retirement compensation provided in section 476.530 that his or her period of judicial service bears to twenty years.

4. All judges under this section required by the provisions of Section 26 of Article V of the Constitution of Missouri to retire at the age of seventy years shall retire upon reaching that age.

5. The provisions of sections 104.344, 476.524, and 476.690 shall not apply to judges covered by this section.

6. A judge shall be required to contribute four percent of the judge's compensation to the retirement system, which shall stand to the judge's credit in his or her individual account with the system, together with investment credits thereon, for purposes of funding retirement benefits payable as provided in sections 476.515 to 476.565, subject to the following provisions:

(1) The state of Missouri employer, pursuant to the provisions of 26 U.S.C. Section 414(h)(2), shall pick up and pay the contributions that would otherwise be payable by the judge under this section. The contributions so picked up shall be treated as employer contributions for purposes of determining the judge's compensation that is includable in the judge's gross income for federal income tax purposes;

(2) Judge contributions picked up by the employer shall be paid from the same source of funds used for the payment of compensation to a judge. A deduction shall be made from each judge's compensation equal to the amount of the judge's contributions picked up by the employer. This deduction, however, shall not reduce the judge's compensation for purposes of computing benefits under the retirement system pursuant to this chapter;

(3) Judge contributions so picked up shall be credited to a separate account within the judge's individual account so that the amounts contributed pursuant to this section may be distinguished from the amounts contributed on an after-tax basis;

(4) The contributions, although designated as employee contributions, are being paid by the employer in lieu of the contributions by the judge. The judge shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the employer to the retirement system;

(5) Interest shall be credited annually on June thirtieth based on the value in the account as of July first of the immediately preceding year at a rate of four percent. **Effective June 30, 2024, and each June thirtieth thereafter, the interest crediting rate shall be equal to the investment rate that is published by the United States Department of Treasury, or its successor agency, for fifty-two-week treasury bills for the relevant auction that is nearest to the preceding July first, or a successor treasury bill investment rate as approved by the board if the fifty-two-week treasury bill is no longer issued.** Interest credits shall cease upon retirement **or death** of the judge;

(6) A judge whose employment is terminated may request a refund of his or her contributions and interest credited thereon. If such judge is married at the time of such request, such request shall not be processed without consent from the spouse. A judge is not eligible to request a refund if the judge's retirement benefit is subject to a division of benefit order pursuant to section 104.312. Such refund shall be paid by the system after ninety days from the date of termination of employment or the request, whichever is later and shall include all contributions made to any retirement plan administered by the system and interest credited thereon. A judge may not request a refund after such judge becomes eligible for retirement benefits under sections 476.515 to 476.565. A judge who receives a refund shall forfeit all the judge's service and future rights to receive benefits from the system and shall not be eligible to receive any long-term disability benefits; provided that any judge or former judge receiving long-term disability benefits shall not be eligible for a refund. If such judge subsequently becomes a judge and works continuously for at least one year, the service previously forfeited shall be restored if the judge returns to the system the amount previously refunded plus interest at a rate established by the board;

(7) The beneficiary of any judge who made contributions shall receive a refund upon the judge's death equal to the amount, if any, of such contributions **and interest credited thereon,** less any retirement benefits received by the judge unless an annuity is payable to a survivor or beneficiary as a result of the judge's death. In that event, the beneficiary of the survivor or beneficiary who received the annuity shall receive a refund upon the survivor's or beneficiary's death equal to the amount, if any, of the judge's contributions less any annuity amounts received by the judge and the survivor or beneficiary.

7. The employee contribution rate, the benefits provided under sections 476.515 to 476.565 to judges covered under this section, and any other provision of sections 476.515 to 476.565 with regard to judges covered under this section may be altered, amended, increased, decreased, or repealed, but only with respect to services rendered by the judge after the effective date of such alteration, amendment, increase, decrease, or repeal, or, with respect to interest credits, for periods of time after the effective date of such alteration, amendment, increase, decrease, or repeal.

8. Any judge who is receiving retirement compensation under section 476.529 or 476.530 who becomes employed as an employee eligible to participate in the closed plan or in the year 2000 plan under chapter 104, shall not receive such retirement compensation for any calendar month in which the retired judge is so employed. Any judge who is receiving retirement compensation under section 476.529 or section 476.530 who subsequently serves as a judge as defined pursuant to subdivision (4) of subsection 1 of section 476.515 shall not receive such retirement compensation for any calendar month in which the retired judge is serving as a judge; except that upon retirement such judge's annuity shall be recalculated to include any additional service or salary accrued based on the judge's subsequent service. A judge who is receiving compensation under section 476.529 or 476.530 may continue to receive such retirement compensation while serving as a senior judge or senior commissioner and shall receive additional credit and salary for such service pursuant to section 476.682.

[~~104.130. Upon the death of a retired member, the board shall pay to such member's designated beneficiaries or to his estate a death benefit equal to the excess, if any, of the accumulated contributions of the member at retirement over the total amount of retirement benefits received by such member prior to his death.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brown (27), **House Amendment No. 4** was adopted.

Representative O'Donnell offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 75, Page 3, Section 104.380, Line 34, by inserting after all of said section and line the following:

"104.436. 1. The board intends to follow a financing pattern which computes and requires contribution amounts which, expressed as percents of active member payroll, will remain approximately level from year to year and from one generation of citizens to the next generation. Such contribution determinations require regular actuarial valuations, which shall be made by the board's actuary, using assumptions and methods adopted by the board after consulting with its actuary. The entry age normal cost valuation method shall be used in determining **the** normal cost**[**~~, and contributions for unfunded accrued liabilities shall be determined using level percent of payroll amortization~~**] calculation**.

2. At least ninety days before each regular session of the general assembly, the board shall certify to the division of budget the contribution rate necessary to cover the liabilities of the plan administered by the system, including costs of administration, expected to accrue during the next appropriation period. The commissioner of administration shall request appropriation of the amount calculated pursuant to the provisions of this subsection. Following each pay period, the commissioner of administration shall requisition and certify the payment to the executive director of the Missouri state employees' retirement system. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement fund.

3. The employers of members of the system who are not paid out of funds that have been deposited in the state treasury shall remit promptly to the executive director an amount equal to the amount which the state would have paid if those members had been paid entirely from state funds. The executive director shall promptly deposit the amounts certified to the credit of the Missouri state employees' retirement system fund.

4. These amounts are funds of the system, and shall not be commingled with any funds in the state treasury."; and

Further amend said bill, Page 21, Section 169.715, Line 103, by inserting after all of said section and line the following:

"285.1000. For purposes of sections 285.1000 to 285.1055, the following terms shall mean:

(1) "Administrative fund" or "Show-Me MyRetirement Savings administrative fund", the Show-Me MyRetirement Savings administrative fund described in section 285.1045;

(2) "Association", any legal association of individuals, corporations, limited liability companies, partnerships, associations, or other entities that has been in continuous existence for at least one year;

(3) "Board", the Show-Me MyRetirement Savings board established under section 285.1005;

(4) "Eligible employee", an individual who is employed by a participating employer, who has wages or other compensation that is allocable to the state, and who is eighteen years of age or older. "Eligible employee" shall not include any of the following:

(a) Any employee covered under the federal Railway Labor Act, 45 U.S.C. Section 151;

(b) Any employee on whose behalf an employer makes contributions to a multiemployer pension trust fund under 29 U.S.C. Section 186; or

(c) Any individual who is an employee of:

a. The federal government;

b. Any state government in the United States; or

c. Any county, municipal corporation, or political subdivision of any state in the United States;

(5) "Eligible employer", a person or entity engaged in a business, industry, profession, trade, or other enterprise in the state of Missouri, whether for profit or not for profit, provided that such a person or entity employs no more than fifty employees. A person or entity that qualifies as an eligible employer but that later employs more than fifty employees shall be permitted to remain an eligible employer for a period of five years, beginning on the date on which the person or entity first employs more than fifty employees. After such five-year period has ended, the person or entity shall immediately cease to qualify as an eligible employer and shall be prohibited from further participation in the plan unless the employer no longer has more than fifty employees. An employer includes an association and its members. For purposes of this subdivision, an eligible employer shall not include:

(a) The federal government;

(b) The state of Missouri;

(c) Any county, municipal corporation, or political subdivision of the state of Missouri; or

(d) Five years after the commencement of the program, an employer that maintains a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan, for its employees or that has effectively done so in form and operation at any time within the current or two preceding calendar years. If an employer does not maintain a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan, for a portion of a calendar year ending on or after the effective date of sections 285.1000 to 285.1055 and adopts such a plan effective for the remainder of that calendar year, the employer shall not be treated as an eligible employer for that remainder of the year;

(6) "ERISA", the Employee Retirement Income Security Act of 1974, as amended, 29 U.S.C. Section 1001 et seq.;

(7) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(8) "Participant", an eligible employee or other individual who has a balance credited to his or her account under the plan;

(9) "Participating employer", an eligible employer that is participating in the plan provided for by sections 285.1000 to 285.1055;

(10) "Plan" or "Show-Me MyRetirement Savings plan", the multiple-employer retirement savings plan established by sections 285.1000 to 285.1055, which shall be treated as a single plan under Title I of ERISA and is described in Sections 401(a), 401(k), and 413(c) of the Internal Revenue Code of 1986, as amended, in which multiple employers may choose to participate regardless of whether any relationship exists between and among the employers other than their participation in the plan. Based on the context, the term "plan" may also refer to multiple plans if multiple plans are established under sections 285.1000 to 285.1055;

(11) "Self-employed individual", an individual who is eighteen years of age or older, is self-employed, and has self-employment income or other compensation from self-employment that is allocable to the state of Missouri;

(12) "Specified tax-favored retirement plan", a retirement plan that is tax-qualified under, or is described in and satisfies the requirements of, Section 401(a), 401(k), 403(a), 403(b), 408(k)(Simplified Employee Pension), or 408(p)(SIMPLE-IRA) of the Internal Revenue Code of 1986, as amended;

(13) "Total fees and expenses", all fees, costs, and expenses including, but not limited to, administrative expenses, investment expenses, investment advice expenses, accounting costs, actuarial costs, legal costs, marketing expenses, education expenses, trading costs, insurance annuitization costs, and other miscellaneous costs;

(14) "Trust", the trust in which the assets of the plan are held.

285.1005. 1. The "Show-Me MyRetirement Savings Board" is hereby established in the office of the state treasurer.

2. The board shall consist of the following members, with the state treasurer, or his or her designee, serving as chair:

(1) The state treasurer, or his or her designee;

(2) An individual who has skill, knowledge, and experience in the field of retirement savings and investments, to be appointed by the governor with the advice and consent of the senate;

(3) An individual who has skill, knowledge, and experience relating to small business, to be appointed by the governor with the advice and consent of the senate;

(4) Three members of the house of representatives, to be appointed by the speaker of the house of representatives, to include one representative from the minority party; and

(5) Three members of the senate, to be appointed by the president pro tempore of the senate, to include one senator from the minority party.

3. The governor, the president pro tempore of the senate, and the speaker of the house of representatives shall make the respective initial appointments to the board for terms of office beginning on January 1, 2024.

4. Members of the board appointed by the governor, the president pro tempore of the senate, and the speaker of the house of representatives shall serve at the pleasure of the appointing authority.

5. The term of office of each member of the board shall be four years. Any member is eligible to be reappointed. If there is a vacancy for any reason, the appropriate appointing authority shall make an appointment, to become immediately effective, for the unexpired term.

6. All members of the board shall serve without compensation and shall be reimbursed from the administrative fund for necessary travel expenses incurred in carrying out the duties of the board.

7. A majority of the voting members of the board shall constitute a quorum for the transaction of business.

285.1010. 1. The board, subject to the authority granted under sections 285.1000 to 285.1055, shall design, develop, and implement the plan and, to that end, may conduct market, legal, and feasibility analyses.

2. The members of the board shall be fiduciaries of the plan under ERISA, and the board shall have the following powers, authorities, and duties:

(1) To establish, implement, and maintain the plan, in each case acting on behalf of the state of Missouri, including, in its discretion, more than one plan;

(2) To cause the plan, trust, and arrangements and accounts established under the plan to be designed, established, and operated:

(a) In accordance with best practices for retirement savings vehicles;

(b) To encourage participation, saving, sound investment practices, and appropriate selection of default investments;

(c) To maximize simplicity and ease of administration for eligible employers;

(d) To minimize costs, including by collective investment and economies of scale; and

(e) To promote portability of benefits;

(3) To arrange for collective, common, and pooled investment of assets of the plan and trust, including investments in conjunction with other funds with which assets are permitted to be collectively invested, to save costs through efficiencies and economies of scale;

(4) To develop and disseminate educational information designed to educate participants and citizens about the benefits of planning and saving for retirement and to help participants and citizens decide

the level of participation and savings strategies that may be appropriate, including information in furtherance of financial capability and financial literacy;

(5) To adopt rules and regulations necessary or advisable for the implementation of sections 285.1000 to 285.1055 and the administration and operation of the plan consistent with the Internal Revenue Code and regulations thereunder, including to ensure that the plan satisfies all criteria for favorable federal tax-qualified treatment, and complies, to the extent necessary, with ERISA and any other applicable federal or Missouri law. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void;

(6) To arrange for and facilitate compliance with the plan or arrangements established thereunder with all applicable requirements for the plan under the Internal Revenue Code, ERISA, and any other applicable federal or Missouri law and accounting requirements, and to provide or arrange for assistance to eligible employers, eligible employees, and self-employed individuals in complying with applicable law and tax-related requirements in a cost-effective manner. The board may establish any processes deemed reasonably necessary or advisable to verify whether a person or entity is an eligible employer, including reference to online data and possible use of questions in employer tax filings;

(7) To employ or retain a plan administrator; executive director; staff; trustee; record-keeper; investment managers; investment advisors; and other administrative, professional, and expert advisors and service providers, none of whom shall be members of the board and all of whom shall serve at the pleasure of the board, which shall determine their duties and compensation. The board may authorize the executive director and other officials to oversee requests for proposals or other public competitions and enter into contracts on behalf of the board or conduct any business necessary for the efficient operation of the plan or the board;

(8) To establish procedures for the timely and fair resolution of participant and other disputes related to accounts or program operation and, if necessary, determine the eligibility of an employer, employee, or other individual to participate in the plan;

(9) To develop and implement an investment policy that defines the plan's investment objectives, consistent with the objectives of the plan, and that provides for policies and procedures consistent with those investment objectives;

(10) (a) To designate appropriate default investments that include a mix of asset classes, such as target date and balanced funds;

(b) To seek to minimize participant fees and expenses of investment and administration;

(c) To strive to design and implement investment options available to holders of accounts established as part of the plan and other plan features that are intended to achieve maximum possible income replacement balanced with an appropriate level of risk, consistent with the investment objectives under the investment policy. The investment options may encompass a range of risk and return opportunities and allow for a rate of return commensurate with an appropriate level of risk in view of the investment objectives under the policy. The menu of investment options shall be determined taking into account the nature and objectives of the plan, the desirability of limiting investment choices under the plan to a reasonable number, based on behavioral research findings, and the extensive investment choices available to participants in the event that funds roll over to an individual retirement account (IRA) outside the program; and

(d) In accordance with subdivision (7) of this subsection, the board, to the extent it deems necessary or advisable, in carrying out its responsibilities and exercising its powers under sections 285.1000 to 285.1055, shall employ or retain appropriate entities or personnel to assist or advise it or to whom to delegate the carrying out of such responsibilities and exercising of such powers;

(11) To discharge its duties and see that the members of the board discharge their duties with respect to the plan solely in the interests of the participants as follows:

(a) For the exclusive purpose of providing benefits to participants and defraying reasonable expenses of administering the plan; and

(b) With the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with those matters would use in the conduct of an enterprise of a like character and with like aims;

(12) To cause expenses incurred to initiate, implement, maintain, and administer the plan to be paid from contributions to, or investment returns or assets of the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law;

(13) To collect application, account, or administrative fees and to accept any grants, gifts, legislative appropriations, loans, and other moneys from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, or entity to defray the costs of administering and operating the plan;

(14) To make and enter into competitively procured contracts, agreements, or arrangements with; to collaborate and cooperate with; and to retain, employ, and contract with or for any of the following to the extent necessary or desirable for the effective and efficient design, implementation, and administration of the plan consistent with the purposes set forth in sections 285.1000 to 285.1055 and to maximize outreach to eligible employers and eligible employees:

(a) Services of private and public financial institutions, depositories, consultants, actuaries, counsel, auditors, investment advisors, investment administrators, investment management firms, other investment firms, third-party administrators, other professionals and service providers, and state public retirement systems;

(b) Research, technical, financial, administrative, and other services; and

(c) Services of other state agencies to assist the board in the exercise of its powers and duties;

(15) To develop and implement an outreach plan to gain input and disseminate information regarding the plan and retirement savings in general;

(16) To cause moneys to be held and invested and reinvested under the plan;

(17) To ensure that all contributions under the plan shall be used only to:

(a) Pay benefits to participants under the plan;

(b) Pay the costs of administering the plan; and

(c) Make investments for the benefit of the plan, and ensure that no assets of the plan or trust are transferred to the general revenue fund or to any other fund of the state or are otherwise encumbered or used for any purpose other than those specified in this paragraph or section 285.1045;

(18) To make provisions for the payment of costs of administration and operation of the program and trust;

(19) To evaluate the need for and procure as needed insurance against any and all loss in connection with the property, assets, or activities of the program, including fiduciary liability coverage;

(20) To evaluate the need for and procure as needed pooled private insurance;

(21) To indemnify, including procurement of insurance as needed for this purpose, each member of the board from personal loss or liability resulting from a member's action or inaction as a member of the board and as a fiduciary;

(22) To collaborate with and evaluate the role of financial advisors or other financial professionals, including in assisting and providing guidance for covered employees; and

(23) To carry out the powers and duties of the program under sections 285.1000 to 285.1055 and exercise any and all other powers as are appropriate to effect the purposes, objectives, and provisions of such sections pertaining to the program.

3. A board member, program administrator, or other staff of the board shall not:

(1) Directly or indirectly, have any interest in the making of any investment under the program or in any gains or profits accruing from any such investment;

(2) Borrow any program-related funds or deposits, or use any such funds or deposits in any manner, for himself or herself or as an agent or partner of others; or

(3) Become an endorser, surety, or obligor on investments made under the program.

4. Each board member shall be subject to the provisions of sections 105.452 and 105.454.

285.1015. 1. The board shall, consistent with federal law and regulation, adopt and implement the plan, which shall remain in compliance with federal law and regulations once implemented and shall be called the "Show-Me MyRetirement Savings Plan".

2. In accordance with terms and conditions specified and regulations promulgated by the board, the plan shall:

(1) Be set forth in documents prescribing the terms and conditions of the plan;

(2) Be available on a voluntary basis to eligible employers and self-employed individuals;

(3) Be available to eligible members of an association who may elect to participate in the plan if the association or its members do not maintain a plan or a specified tax-favored retirement plan, other than the Show-Me MyRetirement Savings plan;

(4) Enroll self-employed individuals who wish to participate;

(5) Provide participants the option to terminate their participation at any time;

(6) Allow voluntary pre-tax or designated Roth 401(k) contributions;

(7) Allow voluntary employer contributions;

(8) Be overseen by the board and its designees;

(9) Be administered and managed by one or more trustees, other fiduciaries, custodians, third-party administrators, investment managers, record-keepers, or other service providers;

(10) Provide on a uniform basis, if and when the board so determines, in its discretion, for an increase of each participant's contribution rate, by a minimum increment of one percent of salary or wages per year, for each additional year the participant is employed or is participating in the plan up to the maximum percentage of such participant's salary or wages that may be contributed to the plan under federal law. Any such increases shall apply to participants, as determined by the board, by default or only if initiated by affirmative participant election;

(11) Provide for direct deposit of contributions into investments under the plan. To the extent consistent with ERISA, the investment alternatives under the plan shall be limited to an automatic investment for participants who do not actively and affirmatively elect a particular investment option, which unless the board provides otherwise, shall be a diversified target date fund, including a series of such diversified funds to apply to different participants depending on their choice or their target retirement dates, a principal-protected option, and at least four additional investment alternatives as may be selected by the board in its discretion. To the extent consistent with ERISA, the investment options may, at the discretion of the board, include a principal-protection fund as a temporary "security corridor" option that applies as the sole initial investment before participants may choose other investments or as the initial default investment for a specified period of time or up to a specified dollar amount of contributions or account balance;

(12) Be professionally managed;

(13) Provide for reports on the status of each participant's account to be provided to each participant at least quarterly and make best efforts to provide participants frequent or continual online access to information on the status of their accounts;

(14) When possible and practicable, use existing employer and public infrastructure to facilitate contributions, record keeping, and outreach and use pooled or collective investment arrangements;

(15) Provide that each account holder owns the contributions to or earnings on amounts contributed to his or her account under the plan and that the state and employers have no proprietary interest in those contributions or earnings;

(16) Be designed and implemented in a manner consistent with federal law to the extent that it applies;

(17) Make provisions for the participation in the plan of individuals who are not employees, if allowed under federal law;

(18) Establish rules and procedures governing the distribution of funds from the plan, including such distributions as may be permitted or required by the plan and any applicable provisions of ERISA, the tax-qualification rules, and the other tax laws, with the objectives of maximizing financial security in retirement, protecting spousal rights, and assisting participants to effectively manage the decumulation of their savings and to receive payment of their benefits under the plan. The board shall have the authority, in its discretion, to provide for one or more reasonably priced distribution options to provide a source of fixed regular retirement income, including income for life or for the participant's life expectancy, or for joint lives and life expectancies, as applicable;

(19) Establish rules and procedures promoting portability of benefits, including the ability to make roll-overs or transfers to and from the plan that are exempt from federal income tax, provided that any roll-over is initiated by participants; and

(20) Encourage choices by employers in the state to adopt a specified tax-favored retirement plan, including the plan.

285.1020. The board shall adopt rules to implement the plan that:

(1) Establish the processes for enrollment and contributions under the plan, including withholding by participating employers of employee payroll deduction contributions from wages and remittance for deposit to the plan; voluntary contributions by others, including self-employed individuals and independent contractors, through payroll deduction or otherwise; the making of default contributions using default investments; and participant selection of alternative contribution rates or amounts and alternative investments from among the options offered under the plan;

(2) Conduct outreach to individuals, employers, other stakeholders, and the public regarding the plan. The rules shall specify the contents, frequency, timing, and means of required disclosures from the plan to eligible employees, participants, and self-employed individuals, eligible employers, participating employers, and other interested parties. These disclosures shall include, but not be limited to:

(a) The benefits associated with tax-favored retirement saving;

(b) The potential advantages and disadvantages associated with participating in the plan;

(c) Instructions for enrolling and making contributions;

(d) The potential availability of a saver's tax credit, including the eligibility conditions for the credit and instructions on how to claim it;

(e) A disclaimer that employees seeking tax, investment, or other financial advice should contact appropriate professional advisors, and that participating employers are not in a position to provide such advice and are not liable for decisions individuals make in relation to the plan;

(f) The potential implications of account balances under the plan for the application of asset limits under certain public assistance programs;

(g) A disclaimer that the account owner is solely responsible for investment performance, including market gains and losses, and that plan accounts and rates of return are not guaranteed by any employer, the state, the board, any board member or state official, or the plan;

(h) Any additional information about retirement and saving and other information designed to promote financial literacy and capability, which may take the form of links to, or explanations of how to obtain, such information; and

(i) Instructions on how to obtain additional information about the plan; and

(3) Ensure that the assets of the trust and plan shall at all times be preserved, invested, and expended only for the purposes set forth in sections 285.1000 to 285.1055, and that no property rights therein shall exist in favor of the state, except as provided under section 285.1045.

285.1025. An eligible employer, a participating employer, or other employer is not and shall not be liable for or bear responsibility for:

(1) An employee's decision as to which investments to choose;

(2) Participants' or the board's investment decisions;

(3) The administration, investment, investment returns, or investment performance of the plan including, but not limited to, any interest rate or other rate of return on any contribution or account balance, provided that the eligible employer, participating employer, or other employer is not involved in the administration or investment of the plan;

(4) The plan design or the benefits paid to participants; or

(5) Any loss, failure to realize any gain, or any other adverse consequences including, but not limited to, any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person solely and directly as a result of participating in the plan.

285.1030. 1. The state of Missouri; the board; each member of the board; any other state official, state board, commission, and agency; any member, officer, and employee thereof; and the plan:

(1) Shall not guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance; and

(2) Shall not be liable or responsible for any loss, deficiency, failure to realize any gain, or any other adverse consequences including, but not limited to, any adverse tax consequences or loss of favorable tax treatment, public assistance, or other benefits, incurred by any person as a result of participating in the plan.

2. The debts, contracts, and obligations of the plan or the board are not the debts, contracts, and obligations of the state, and neither the faith and credit nor the taxing power of the state is pledged directly or indirectly to the payment of the debts, contracts, and obligations of the plan or the board.

3. Nothing in sections 285.1000 to 285.1055 shall be construed to guarantee any interest rate or other rate of return on or investment performance of any contribution or account balance.

285.1035. 1. Individual account information relating to accounts under the plan and relating to individual participants including, but not limited to, names, addresses, telephone numbers, email addresses, personal identification information, investments, contributions, and earnings shall be confidential and shall be maintained as confidential, provided that such information may be disclosed:

(1) To the extent necessary to administer the plan in a manner consistent with sections 285.1000 to 285.1055, ERISA, the Internal Revenue Code, or any other federal or Missouri law; or

(2) If the individual who provides the information or who is the subject of the information expressly agrees in writing to the disclosure of the information.

2. Information required to be confidential under subsection 1 of this section shall be considered a "closed record" as that term is defined in section 610.010, regardless as to whether such information has been disclosed as allowed by subsection 1 of this section.

285.1040. The board may enter into an intergovernmental agreement or memorandum of understanding with the state of Missouri, another state or states, and any agency thereof to receive outreach, technical assistance, enforcement and compliance services, collection or dissemination of information pertinent to the plan, subject to such obligations of confidentiality as may be agreed or required by law, or other services or assistance. The state of Missouri, another state or states, and any agency thereof that enters into such agreements or memoranda of understanding shall collaborate to provide the outreach, assistance, information, and compliance or other services or assistance to the board. The memoranda of understanding may cover the sharing of costs incurred in gathering and disseminating information and the reimbursement of costs for any enforcement activities or assistance.

285.1045. 1. There is hereby created in the state treasury the "Show-Me MyRetirement Savings Administrative Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. Subject to appropriation, moneys in the fund shall be distributed by the state treasurer solely for the administration of sections 285.1000 to 285.1055.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. The Show-Me MyRetirement Savings administrative fund shall consist of:

(1) Moneys appropriated to the administrative fund by the general assembly;

(2) Moneys transferred to the administrative fund from the federal government, other state agencies, or local governments;

(3) Moneys from the payment of application, account, administrative, or other fees and the payment of other moneys due to the board;

(4) Any gifts, donations, or grants made to the state of Missouri for deposit in the administrative fund;

(5) Moneys collected for the administrative fund from contributions to, or investment returns or assets of, the plan or other moneys collected by or for the plan or pursuant to arrangements established under the plan to the extent permitted under federal and Missouri law; and

(6) Earnings on moneys in the administrative fund.

5. To the extent consistent with ERISA, the tax qualification rules, and other federal law, the board shall accept any grants, gifts, appropriations, or other moneys from the state; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity solely for deposit into the administrative fund, whether for investment or administrative expenses.

6. To enable or facilitate the start-up and continuing operation, maintenance, administration, and management of the program until the plan accumulates sufficient balances and can generate sufficient funding through fees assessed on program accounts for the plan to become financially self-sustaining:

(1) The board may borrow from the state of Missouri; any unit of federal, state, or local government; or any other person, firm, partnership, corporation, or other entity working capital funds and other funds as may be necessary for this purpose, provided that such funds are borrowed in the name of the plan and board only and that any such borrowings shall be payable solely from the revenues of the plan; and

(2) The board may enter into long-term procurement contracts with one or more financial providers that provide a fee structure that would assist the plan in avoiding or minimizing the need to borrow or to rely upon general assets of the state.

7. Subject to appropriation, the state of Missouri may pay administrative costs associated with the creation, maintenance, operation, and management of the plan and trust until sufficient assets are available in the administrative fund for that purpose. Thereafter, all administrative costs of the administrative fund, including any repayment of start-up funds provided by the state of Missouri, shall be repaid only out of moneys on deposit therein. However, private funds or federal funding received in order to implement the program until the administrative fund is self-sustaining shall not be repaid unless those funds were offered contingent upon the promise of such repayment.

8. The board may use the moneys in the administrative fund solely to pay the administrative costs and expenses of the plan and the administrative costs and expenses the board incurs in the performance of its duties under sections 285.1000 to 285.1055.

9. The state treasurer's office shall follow the competitive bids procedure adopted by the office of administration for the following:

(1) The contracting or hiring of a contractor with the relevant skills, knowledge, and expertise determined by the board for managing the program, every five years; and

(2) At the state treasurer's discretion, the contracting or hiring of a contractor who has qualified staff with the relevant skills, knowledge, and expertise as determined by the state treasurer's office when the number of the participants in the plan reaches fifty thousand participants.

The office of administration is authorized to provide the state treasurer's office with the necessary assistance and services as may be needed.

285.1050. 1. The board shall keep an accurate account of all the activities, operations, receipts, and expenditures of the plan, the trust, and the board. Each year, a full audit of the books and accounts of the board pertaining to those activities, operations, receipts and expenditures, personnel, services, or facilities shall be conducted by a certified public accountant and shall include, but not be limited to, direct and indirect costs attributable to the use of outside consultants, independent contractors, and any other persons who are not state employees for the administration of the plan. For the purposes of the audit, the auditors shall have access to the properties and records of the plan and board and may prescribe methods of accounting and the rendering of periodic reports in relation to projects undertaken by the plan.

2. By August first of each year, the board shall submit to the governor, the state treasurer, the president pro tempore of the senate, and the speaker of the house of representatives a public report on the operation of the plan and trust and activities of the board, including an audited financial report, prepared in accordance with generally accepted accounting principles, detailing the activities, operations, receipts, and expenditures of the plan and board during the preceding calendar year. The report shall also include a summary of the benefits provided by the plan, the number of participants, average account balance, the number of participating employers, the contribution formulas and amounts of contributions made by participants and by each participating employer, the withdrawals, the account balances, total assets under management, investments, investment returns, fees and expenses associated with the investments and with the administration of the plan, projected activities of the plan for the current calendar year, and any other information regarding the plan and its operations that the board may determine to provide.

285.1055. 1. The board shall establish the plan so that individuals are able to begin contributing under the plan on or before September 1, 2025.

2. The board may, in its discretion, phase in the plan so that the ability to contribute first applies on different dates for different classes of individuals, including employees of employers of different sizes or types

and individuals who are not employees; provided that, any such staged or phased-in implementation schedule shall be substantially completed on or before September 1, 2025."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 5** was adopted.

Representative Steinhoff offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 75, Page 3, Section 104.1039, Line 20, by inserting after all of said section and line the following:

"**168.082. Any person who was employed as a speech implementer before August 1, 2022, that is employed in a position on or after August 28, 2023 as a speech-language pathology assistant, shall be considered a speech implementer for purposes of certification that the department of elementary and secondary education required such person to hold before August 1, 2022, and for purposes of consideration of Social Security coverage. Such person shall not be considered a speech implementer, as described in this section, when such person dies, retires, or no longer works in a speech-language pathology assistant position. The term "speech-language pathology assistant" as used in this section shall have the same meaning as such term is defined in section 345.015.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Steinhoff, **House Amendment No. 6** was adopted.

Representative Pollitt offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 75, Page 15, Section 169.141, Line 103, by inserting after all of the said section and line the following:

"169.331. 1. Notwithstanding any other provision of sections 169.270 to 169.400 to the contrary, a retired certificated teacher receiving a retirement benefit from the retirement system established pursuant to sections 169.270 to 169.400 may, without losing his or her retirement benefit, teach full time for up to **[**~~two~~**] four** years for a school district covered by such retirement system; provided that the school district has a shortage of certified teachers, as determined by the school district. The total number of such retired certificated teachers shall not exceed, at any one time, **[**~~fifteen~~**] thirty** certificated teachers.

2. The employer's contribution rate shall be paid by the hiring school district and the employee's contribution rate shall be paid by the employee.

3. Any additional actuarial costs resulting from the hiring of a retired certificated teacher pursuant to the provisions of this section shall be paid by the hiring school district.

4. In order to hire teachers pursuant to the provisions of this section, the school district shall:

(1) Show a good faith effort to fill positions with nonretired certificated teachers;

(2) Post the vacancy for at least one month;

(3) Have not offered early retirement incentives for either of the previous two years;

(4) Solicit applications through the local newspaper, other media, or teacher education programs;

(5) Determine there is an insufficient number of eligible applicants for the advertised position; and

(6) Declare a critical shortage of certificated teachers that is active for one year.

5. Any person hired pursuant to this section shall be included in the State Director of New Hires for purposes of income and eligibility verification pursuant to 42 U.S.C. Section 1320b-7."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pollitt, **House Amendment No. 7** was adopted.

Representative Gregory offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 75, Page 21, Section 169.715, Line 103, by inserting after all of said section and line the following:

"173.1205. 1. Notwithstanding any other provision of law, a for-profit or not-for-profit entity in which a public institution of higher education holds an ownership or membership interest shall not be deemed to be a public governmental body, quasi-public governmental body, or part of a public governmental body or quasi-public governmental body or otherwise subject to chapter 610, if such entity is engaged primarily in activities involving current or prospective commercialization of the skills or knowledge of the institution's faculty or of the institution's research, research capabilities, intellectual property, technology, or technological resources, provided that the public institution of higher education maintains as an open record an annual report, available no later than October first each year, identifying:

(1) The name and address of the entity, the amount of funds paid to such entity by the institution, any nonmonetary benefits received by the entity from the institution, and the purpose for which such funds were paid or benefits provided;

(2) The amount of funds received by the institution from such entity; and

(3) Any employees of the institution who received funds or other things of value from such entity and the purpose and amount of such funds or other things of value.

2. This provision shall not be construed to broaden the definition of public governmental body found in section 610.010, nor shall it otherwise be construed to mean, imply, or suggest that any entity constitutes a public governmental body unless such entity meets the definition of that term found in section 610.010.

3. Notwithstanding any other provision of law, meetings, records, and votes may be closed to the extent that they relate to records or information submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal or agreement to license intellectual property or perform sponsored research, in connection with opportunities for or results of collaboration involving students, faculty, or staff, **in connection with investments in or financial transactions with business entities for investment purposes,** or in connection with activities by the public institution of higher education to promote or pursue economic development and which contain sales projections or other business plan, financial information, or trade secrets the disclosure of which may endanger the competitiveness of a business."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 8** was adopted.

On motion of Representative Hovis, **HCS SS SB 75, as amended**, was adopted.

On motion of Representative Hovis, **HCS SS SB 75, as amended**, was read the third time and passed by the following vote:

AYES: 147

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Collins	Cook	Copeland	Crossley
Davidson	Davis	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Steinhoff	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 001

Coleman

PRESENT: 000

ABSENT WITH LEAVE: 014

Appelbaum	Bland Manlove	Bosley	Brown 87	Butz
Cupps	Deaton	Haden	Mayhew	Sharp 37
Stacy	Stephens	Thompson	Walsh Moore	

VACANCIES: 001

Representative Kelly (141) declared the bill passed.

HCS SB 109, relating to mining, was taken up by Representative Houx.

Representative Houx moved that the title of **HCS SB 109** be agreed to.

Representative Haffner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 109, Page 1, In the Title, Line 3, by deleting the word "mining" and inserting in lieu thereof the words "the department of natural resources"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 1** was adopted.

Representative Dinkins offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 109, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"12.070. **1.** All sums of money received from the United States under an act of Congress, approved May 23, 1908, being an act providing for the payment to the states of twenty-five percent of all money received from the national forest reserves in the states **for forest timber and other forest products** to be expended as the legislature may prescribe for the benefit of the public schools and public roads of the county or counties in which the forest reserve is situated (16 U.S.C.A. § 500) shall be expended as follows: Seventy-five percent for the public schools and twenty-five percent for roads in the counties in which national forests are situated. The funds shall be used to aid in maintaining the schools and roads of those school districts that lie or are situated partly or wholly within or adjacent to the national forest in the county. The distribution to each county from the proceeds received on account of a national forest within its boundaries shall be in the proportion that the area of the national forest in the county bears to the total area of the forest in the state, as of June thirtieth of the fiscal year for which the money is received.

2. All sums of moneys received from the United States under 16 U.S.C. Section 500 and 16 U.S.C. Section 520 providing for the payment to the states of all moneys received from the national forest reserves in the states for mineral products to be expended as the legislature may prescribe for the benefit of the public schools and public roads of the county or counties in which the forest reserve is situated shall be expended as follows: fifty percent for the public schools and fifty percent for roads in the counties in which the national forests are situated. The distribution to each county from the proceeds received on account of a national forest within its boundaries shall be as follows: eighty-five percent of all proceeds shall be split in proportional shares based on the amount of minerals extracted per year in each county where mining occurs and fifteen percent of all proceeds shall be split equally between counties where there is no mining.

163.024. **1.** All moneys received in the Iron County school fund, Reynolds County school fund, Jefferson County school fund, and Washington County school fund from the payment of a civil penalty pursuant to a consent decree filed in the United States district court for the eastern district of Missouri in December, 2011, in the case of United States of America and State of Missouri v. the Doe Run Resources Corporation d/b/a "The Doe Run Company," and the Buick Resource Recycling Facility, LLC, because of environmental violations shall not be included in any district's local effort figure, as such term is defined in section 163.011. The provisions of this **[**~~section~~**] subsection** shall terminate on July 1, 2016.

2. (1) No moneys received in the Iron County school fund from the payment of any penalty, whether to resolve violations or as payment of any stipulated penalty, under Administrative Order on Consent No. APCP-2019-001 ("Order") issued by the department of natural resources and effective on August 30, 2019, shall be included as part of such school district's local effort for the calculation of local effort under section 163.011.

(2) The department of elementary and secondary education shall reimburse such school district for the amount of any moneys described in subdivision (1) of this subsection that are or have been included in such school district's local effort contrary to subdivision (1) of this subsection.

(3) The department of natural resources shall notify the revisor of statutes when the Order is terminated as provided in the Order, and this subsection shall expire on the last day of the fiscal year in which the revisor receives such notification from the department."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 2** was adopted.

Representative Haffner offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 109, Page 3, Section 256.710, Line 51, by inserting after all of said section and line the following:

"260.205. 1. It shall be unlawful for any person to operate a solid waste processing facility or solid waste disposal area of a solid waste management system without first obtaining an operating permit from the department. It shall be unlawful for any person to construct a solid waste processing facility or solid waste disposal area without first obtaining a construction permit from the department pursuant to this section. A current authorization to operate issued by the department pursuant to sections 260.200 to 260.345 shall be considered to be a permit to operate for purposes of this section for all solid waste disposal areas and processing facilities existing on August 28, 1995. A permit shall not be issued for a sanitary landfill to be located in a flood area, as determined by the department, where flood waters are likely to significantly erode final cover. A permit shall not be required to operate a waste stabilization lagoon, settling pond or other water treatment facility which has a valid permit from the Missouri clean water commission even though the facility may receive solid or semisolid waste materials.

2. No person or operator may apply for or obtain a permit to construct a solid waste disposal area unless the person has requested the department to conduct a preliminary site investigation and obtained preliminary approval from the department. The department shall, within sixty days of such request, conduct a preliminary investigation and approve or disapprove the site.

3. All proposed solid waste disposal areas for which a preliminary site investigation request pursuant to subsection 2 of this section is received by the department on or after August 28, 1999, shall be subject to a public involvement activity as part of the permit application process. The activity shall consist of the following:

(1) The applicant shall notify the public of the preliminary site investigation approval within thirty days after the receipt of such approval. Such public notification shall be by certified mail to the governing body of the county or city in which the proposed disposal area is to be located and by certified mail to the solid waste management district in which the proposed disposal area is to be located;

(2) Within ninety days after the preliminary site investigation approval, the department shall conduct a public awareness session in the county in which the proposed disposal area is to be located. The department shall provide public notice of such session by both printed and broadcast media at least thirty days prior to such session. Printed notification shall include publication in at least one newspaper having general circulation within the county in which the proposed disposal area is to be located. Broadcast notification shall include public service announcements on radio stations that have broadcast coverage within the county in which the proposed disposal area is to be located. The intent of such public awareness session shall be to provide general information to interested citizens on the design and operation of solid waste disposal areas;

(3) At least sixty days prior to the submission to the department of a report on the results of a detailed site investigation pursuant to subsection 4 of this section, the applicant shall conduct a community involvement session in the county in which the proposed disposal area is to be located. Department staff shall attend any such session. The applicant shall provide public notice of such session by both printed and broadcast media at least thirty days prior to such session. Printed notification shall include publication in at least one newspaper having general circulation within the county in which the proposed disposal area is to be located. Broadcast notification shall include public service announcements on radio stations that have broadcast coverage within the county in which the proposed disposal area is to be located. Such public notices shall include the addresses of the applicant and the department and information on a public comment period. Such public comment period shall begin on the day of the community involvement session and continue for at least thirty days after such session. The applicant shall respond to all persons submitting comments during the public comment period no more than thirty days after the receipt of such comments;

(4) If a proposed solid waste disposal area is to be located in a county or city that has local planning and zoning requirements, the applicant shall not be required to conduct a community involvement session if the following conditions are met:

(a) The local planning and zoning requirements include a public meeting;

(b) The applicant notifies the department of intent to utilize such meeting in lieu of the community involvement session at least thirty days prior to such meeting;

(c) The requirements of such meeting include providing public notice by printed or broadcast media at least thirty days prior to such meeting;

(d) Such meeting is held at least thirty days prior to the submission to the department of a report on the results of a detailed site investigation pursuant to subsection 4 of this section;

(e) The applicant submits to the department a record of such meeting;

(f) A public comment period begins on the day of such meeting and continues for at least fourteen days after such meeting, and the applicant responds to all persons submitting comments during such public comment period no more than fourteen days after the receipt of such comments.

4. No person may apply for or obtain a permit to construct a solid waste disposal area unless the person has submitted to the department a plan for conducting a detailed surface and subsurface geologic and hydrologic investigation and has obtained geologic and hydrologic site approval from the department. The department shall approve or disapprove the plan within thirty days of receipt. The applicant shall conduct the investigation pursuant to the plan and submit the results to the department. The department shall provide approval or disapproval within sixty days of receipt of the investigation results.

5. (1) Every person desiring to construct a solid waste processing facility or solid waste disposal area shall make application for a permit on forms provided for this purpose by the department. Every applicant shall submit evidence of financial responsibility with the application. Any applicant who relies in part upon a parent corporation for this demonstration shall also submit evidence of financial responsibility for that corporation and any other subsidiary thereof.

(2) Every applicant shall provide a financial assurance instrument or instruments to the department prior to the granting of a construction permit for a solid waste disposal area. The financial assurance instrument or instruments shall be irrevocable, meet all requirements established by the department and shall not be cancelled, revoked, disbursed, released or allowed to terminate without the approval of the department. After the cessation of active operation of a sanitary landfill, or other solid waste disposal area as designed by the department, neither the guarantor nor the operator shall cancel, revoke or disburse the financial assurance instrument or allow the instrument to terminate until the operator is released from postclosure monitoring and care responsibilities pursuant to section 260.227.

(3) The applicant for a permit to construct a solid waste disposal area shall provide the department with plans, specifications, and such other data as may be necessary to comply with the purpose of sections 260.200 to 260.345. The application shall demonstrate compliance with all applicable local planning and zoning requirements. The department shall make an investigation of the solid waste disposal area and determine whether it complies with the provisions of sections 260.200 to 260.345 and the rules and regulations adopted pursuant to sections 260.200 to 260.345. Within twelve consecutive months of the receipt of an application for a construction permit the department shall approve or deny the application. The department shall issue rules and regulations establishing time limits for permit modifications and renewal of a permit for a solid waste disposal area. The time limit shall be consistent with this chapter.

(4) The applicant for a permit to construct a solid waste processing facility shall provide the department with plans, specifications and such other data as may be necessary to comply with the purpose of sections 260.200 to 260.345. Within one hundred eighty days of receipt of the application, the department shall determine whether it complies with the provisions of sections 260.200 to 260.345. Within twelve consecutive months of the receipt of an application for a permit to construct an incinerator as described in the definition of solid waste processing facility in section 260.200 or a material recovery facility as described in the definition of solid waste processing facility in section 260.200, and within six months for permit modifications, the department shall approve or deny the application. Permits issued for solid waste facilities shall be for the anticipated life of the facility.

(5) If the department fails to approve or deny an application for a permit or a permit modification within the time limits specified in subdivisions (3) and (4) of this subsection, the applicant may maintain an action in the circuit court of Cole County or that of the county in which the facility is located or is to be sited. The court shall order the department to show cause why it has not acted on the permit and the court may, upon the presentation of evidence satisfactory to the court, order the department to issue or deny such permit or permit modification. Permits for solid waste disposal areas, whether issued by the department or ordered to be issued by a court, shall be for the anticipated life of the facility.

(6) The applicant for a permit to construct a solid waste processing facility shall pay an application fee of one thousand dollars. Upon completion of the department's evaluation of the application, but before receiving a permit, the applicant shall reimburse the department for all reasonable costs incurred by the department up to a maximum of four thousand dollars. The applicant for a permit to construct a solid waste disposal area shall pay an application fee of two thousand dollars. Upon completion of the department's evaluations of the application, but before receiving a permit, the applicant shall reimburse the department for all reasonable costs incurred by the department up to a maximum of eight thousand dollars. Applicants who withdraw their application before the department completes its evaluation shall be required to reimburse the department for costs incurred in the evaluation. The department shall not collect the fees authorized in this subdivision unless it complies with the time limits established in this section.

(7) When the review reveals that the facility or area does conform with the provisions of sections 260.200 to 260.345 and the rules and regulations adopted pursuant to sections 260.200 to 260.345, the department shall approve the application and shall issue a permit for the construction of each solid waste processing facility or solid waste disposal area as set forth in the application and with any permit terms and conditions which the department deems appropriate. In the event that the facility or area fails to meet the rules and regulations adopted pursuant to sections 260.200 to 260.345, the department shall issue a report to the applicant stating the reason for denial of a permit.

6. Plans, designs, and relevant data for the construction of solid waste processing facilities and solid waste disposal areas shall be submitted to the department by a registered professional engineer licensed by the state of Missouri for approval prior to the construction, alteration or operation of such a facility or area.

7. Any person or operator as defined in section 260.200 who intends to obtain a construction permit in a solid waste management district with an approved solid waste management plan shall request a recommendation in support of the application from the executive board created in section 260.315. The executive board shall consider the impact of the proposal on, and the extent to which the proposal conforms to, the approved district solid waste management plan prepared pursuant to section 260.325. The executive board shall act upon the request for a recommendation within sixty days of receipt and shall submit a resolution to the department specifying its position and its recommendation regarding conformity of the application to the solid waste plan. The board's failure to submit a resolution constitutes recommendation of the application. The department may consider the application, regardless of the board's action thereon and may deny the construction permit if the application fails to meet the requirements of sections 260.200 to 260.345, or if the application is inconsistent with the district's solid waste management plan.

8. If the site proposed for a solid waste disposal area is not owned by the applicant, the owner or owners of the site shall acknowledge that an application pursuant to sections 260.200 to 260.345 is to be submitted by signature or signatures thereon. The department shall provide the owner with copies of all communication with the operator, including inspection reports and orders issued pursuant to section 260.230.

9. The department shall not issue a permit for the operation of a solid waste disposal area designed to serve a city with a population of greater than four hundred thousand located in more than one county, if the site is located within **[**~~one-half~~**]** **one** mile of an adjoining municipality, without the approval of the governing body of such municipality. The governing body shall conduct a public hearing within fifteen days of notice, shall publicize the hearing in at least one newspaper having general circulation in the municipality, and shall vote to approve or disapprove the land disposal facility within thirty days after the close of the hearing.

10. (1) Upon receipt of an application for a permit to construct a solid waste processing facility or disposal area, the department shall notify the public of such receipt:

(a) By legal notice published in a newspaper of general circulation in the area of the proposed disposal area or processing facility;

(b) By certified mail to the governing body of the county or city in which the proposed disposal area or processing facility is to be located; and

(c) By mail to the last known address of all record owners of contiguous real property or real property located within one thousand feet of the proposed disposal area and, for a proposed processing facility, notice as provided in section 64.875 or section 89.060, whichever is applicable.

(2) If an application for a construction permit meets all statutory and regulatory requirements for issuance, a public hearing on the draft permit shall be held by the department in the county in which the proposed solid waste disposal area is to be located prior to the issuance of the permit. The department shall provide public notice of such

hearing by both printed and broadcast media at least thirty days prior to such hearing. Printed notification shall include publication in at least one newspaper having general circulation within the county in which the proposed disposal area is to be located. Broadcast notification shall include public service announcements on radio stations that have broadcast coverage within the county in which the proposed disposal area is to be located.

11. After the issuance of a construction permit for a solid waste disposal area, but prior to the beginning of disposal operations, the owner and the department shall execute an easement to allow the department, its agents or its contractors to enter the premises to complete work specified in the closure plan, or to monitor or maintain the site or to take remedial action during the postclosure period. After issuance of a construction permit for a solid waste disposal area, but prior to the beginning of disposal operations, the owner shall submit evidence that such owner has recorded, in the office of the recorder of deeds in the county where the disposal area is located, a notice and covenant running with the land that the property has been permitted as a solid waste disposal area and prohibits use of the land in any manner which interferes with the closure and, where appropriate, postclosure plans filed with the department.

12. Every person desiring to obtain a permit to operate a solid waste disposal area or processing facility shall submit applicable information and apply for an operating permit from the department. The department shall review the information and determine, within sixty days of receipt, whether it complies with the provisions of sections 260.200 to 260.345 and the rules and regulations adopted pursuant to sections 260.200 to 260.345. When the review reveals that the facility or area does conform with the provisions of sections 260.200 to 260.345 and the rules and regulations adopted pursuant to sections 260.200 to 260.345, the department shall issue a permit for the operation of each solid waste processing facility or solid waste disposal area and with any permit terms and conditions which the department deems appropriate. In the event that the facility or area fails to meet the rules and regulations adopted pursuant to sections 260.200 to 260.345, the department shall issue a report to the applicant stating the reason for denial of a permit.

13. Each solid waste disposal area, except utility waste landfills unless otherwise and to the extent required by the department, and those solid waste processing facilities designated by rule, shall be operated under the direction of a certified solid waste technician in accordance with sections 260.200 to 260.345 and the rules and regulations promulgated pursuant to sections 260.200 to 260.345.

14. Base data for the quality and quantity of groundwater in the solid waste disposal area shall be collected and submitted to the department prior to the operation of a new or expansion of an existing solid waste disposal area. Base data shall include a chemical analysis of groundwater drawn from the proposed solid waste disposal area.

15. Leachate collection and removal systems shall be incorporated into new or expanded sanitary landfills which are permitted after August 13, 1986. The department shall assess the need for a leachate collection system for all types of solid waste disposal areas, other than sanitary landfills, and the need for monitoring wells when it evaluates the application for all new or expanded solid waste disposal areas. The department may require an operator of a solid waste disposal area to install a leachate collection system before the beginning of disposal operations, at any time during disposal operations for unfilled portions of the area, or for any portion of the disposal area as a part of a remedial plan. The department may require the operator to install monitoring wells before the beginning of disposal operations or at any time during the operational life or postclosure care period if it concludes that conditions at the area warrant such monitoring. The operator of a demolition landfill or utility waste landfill shall not be required to install a leachate collection and removal system or monitoring wells unless otherwise and to the extent the department so requires based on hazardous waste characteristic criteria or site specific geohydrological characteristics or conditions.

16. Permits granted by the department, as provided in sections 260.200 to 260.345, shall be subject to suspension for a designated period of time, civil penalty or revocation whenever the department determines that the solid waste processing facility or solid waste disposal area is, or has been, operated in violation of sections 260.200 to 260.345 or the rules or regulations adopted pursuant to sections 260.200 to 260.345, or has been operated in violation of any permit terms and conditions, or is creating a public nuisance, health hazard, or environmental pollution. In the event a permit is suspended or revoked, the person named in the permit shall be fully informed as to the reasons for such action.

17. Each permit for operation of a facility or area shall be issued only to the person named in the application. Permits are transferable as a modification to the permit. An application to transfer ownership shall identify the proposed permittee. A disclosure statement for the proposed permittee listing violations contained in the definition of disclosure statement found in section 260.200 shall be submitted to the department. The operation and design plans for the facility or area shall be updated to provide compliance with the currently applicable law and

rules. A financial assurance instrument in such an amount and form as prescribed by the department shall be provided for solid waste disposal areas by the proposed permittee prior to transfer of the permit. The financial assurance instrument of the original permittee shall not be released until the new permittee's financial assurance instrument has been approved by the department and the transfer of ownership is complete.

18. Those solid waste disposal areas permitted on January 1, 1996, shall, upon submission of a request for permit modification, be granted a solid waste management area operating permit if the request meets reasonable requirements set out by the department.

19. In case a permit required pursuant to this section is denied or revoked, the person may request a hearing in accordance with section 260.235.

20. Every applicant for a permit shall file a disclosure statement with the information required by and on a form developed by the department of natural resources at the same time the application for a permit is filed with the department.

21. Upon request of the director of the department of natural resources, the applicant for a permit, any person that could reasonably be expected to be involved in management activities of the solid waste disposal area or solid waste processing facility, or any person who has a controlling interest in any permittee shall be required to submit to a criminal background check under section 43.543.

22. All persons required to file a disclosure statement shall provide any assistance or information requested by the director or by the Missouri state highway patrol and shall cooperate in any inquiry or investigation conducted by the department and any inquiry, investigation or hearing conducted by the director. If, upon issuance of a formal request to answer any inquiry or produce information, evidence or testimony, any person required to file a disclosure statement refuses to comply, the application of an applicant or the permit of a permittee may be denied or revoked by the director.

23. If any of the information required to be included in the disclosure statement changes, or if any additional information should be added after the filing of the statement, the person required to file it shall provide that information to the director in writing, within thirty days after the change or addition. The failure to provide such information within thirty days may constitute the basis for the revocation of or denial of an application for any permit issued or applied for in accordance with this section, but only if, prior to any such denial or revocation, the director notifies the applicant or permittee of the director's intention to do so and gives the applicant or permittee fourteen days from the date of the notice to explain why the information was not provided within the required thirty-day period. The director shall consider this information when determining whether to revoke, deny or conditionally grant the permit.

24. No person shall be required to submit the disclosure statement required by this section if the person is a corporation or an officer, director or shareholder of that corporation or any subsidiary thereof, and that corporation:

(1) Has on file and in effect with the federal Securities and Exchange Commission a registration statement required under Section 5, Chapter 38, Title 1 of the Securities Act of 1933, as amended, 15 U.S.C. Section 77e(c);

(2) Submits to the director with the application for a permit evidence of the registration described in subdivision (1) of this subsection and a copy of the corporation's most recent annual form 10-K or an equivalent report; and

(3) Submits to the director on the anniversary date of the issuance of any permit it holds under the Missouri solid waste management law evidence of registration described in subdivision (1) of this subsection and a copy of the corporation's most recent annual form 10-K or an equivalent report.

25. After permit issuance, each facility shall annually file an update to the disclosure statement with the department of natural resources on or before March thirty-first of each year. Failure to provide such update may result in penalties as provided for under section 260.240.

26. Any county, district, municipality, authority, or other political subdivision of this state which owns and operates a sanitary landfill shall be exempt from the requirement for the filing of the disclosure statement and annual update to the disclosure statement.

27. Any person seeking a permit to operate a solid waste disposal area, a solid waste processing facility, or a resource recovery facility shall, concurrently with the filing of the application for a permit, disclose any convictions in this state, county or county-equivalent public health or land use ordinances related to the management of solid waste. If the department finds that there has been a continuing pattern of adjudicated violations by the applicant, the department may deny the application.

28. No permit to construct or permit to operate shall be required pursuant to this section for any utility waste landfill located in a county of the third classification with a township form of government which has a population of at least eleven thousand inhabitants and no more than twelve thousand five hundred inhabitants according to the most recent decennial census, if such utility waste landfill complies with all design and operating standards and closure requirements applicable to utility waste landfills pursuant to sections 260.200 to 260.345 and provided that no waste disposed of at such utility waste landfill is considered hazardous waste pursuant to the Missouri hazardous waste law.

29. Advanced recycling facilities are not subject to the requirements of this section as long as the feedstocks received by such facility are source-separated or diverted or recovered from municipal or other waste streams prior to acceptance at the advanced recycling facility."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 3** was adopted.

Representative Cook offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 109, Page 3, Section 256.710, Line 51, by inserting after all of said section and line the following:

"640.099. Notwithstanding the provisions of section 1.140 to the contrary, the provisions of sections 37.070, 67.4500, 67.4505, 67.4510, 67.4515, 67.4520, **[**~~192.105,~~**]** 247.060, 253.090, 442.014, 444.771, 444.773, 621.250, 640.018, 640.128, **[**~~640.850,~~**]** 643.020, 643.040, 643.050, 643.060, 643.079, 643.080, 643.130, 643.191, 643.225, 643.232, 643.237, 643.240, 643.242, 643.245, 643.250, 644.036, **[**~~644.051,~~**]** 644.054, 644.071, 644.145, 701.033, **[**~~701.058,~~**]** and this section shall be nonseverable, and if any provision is for any reason held to be invalid, such decision shall invalidate all of the remaining provisions of sections 37.070, 67.4500, 67.4505, 67.4510, 67.4515, 67.4520, **[**~~192.105,~~**]** 247.060, 253.090, 442.014, 444.771, 444.773, 621.250, 640.018, 640.128, **[**~~640.850,~~**]** 643.020, 643.040, 643.050, 643.060, 643.079, 643.080, 643.130, 643.191, 643.225, 643.232, 643.237, 643.240, 643.242, 643.245, 643.250, 644.036, **[**~~644.051,~~**]** 644.054, 644.071, 644.145, 701.033, **[**~~701.058,~~**]** and this section.

644.051. 1. It is unlawful for any person:

(1) To cause pollution of any waters of the state or to place or cause or permit to be placed any water contaminant in a location where it is reasonably certain to cause pollution of any waters of the state;

(2) To discharge any water contaminants into any waters of the state which reduce the quality of such waters below the water quality standards established by the commission;

(3) To violate any pretreatment and toxic material control regulations, or to discharge any water contaminants into any waters of the state which exceed effluent regulations or permit provisions as established by the commission or required by any federal water pollution control act;

(4) To discharge any radiological, chemical, or biological warfare agent or high-level radioactive waste into the waters of the state.

2. It shall be unlawful for any person to operate, use or maintain any water contaminant or point source in this state that is subject to standards, rules or regulations promulgated pursuant to the provisions of sections 644.006 to 644.141 unless such person holds an operating permit from the commission, subject to such exceptions as the commission may prescribe by rule or regulation. However, no operating permit shall be required of any person for any emission into publicly owned treatment facilities or into publicly owned sewer systems tributary to publicly owned treatment works.

3. It shall be unlawful for any person to construct, build, replace or make major modification to any point source or collection system that is principally designed to convey or discharge human sewage to waters of the state, unless such person obtains a construction permit from the commission, except as provided in this section. The following activities shall be excluded from construction permit requirements:

(1) Facilities greater than one million gallons per day that are authorized through a local supervised program, and are not receiving any department financial assistance;

(2) All sewer extensions or collection projects that are one thousand feet in length or less with fewer than two lift stations;

(3) All sewer collection projects that are authorized through a local supervised program; and

(4) Any other exclusions the commission may promulgate by rule.

4. A construction permit may be required by the department in the following circumstances:

[~~(a)~~**] (1)** Substantial deviation from the commission's design standards;

[~~(b)~~**] (2)** To address noncompliance;

[~~(c)~~**] (3)** When an unauthorized discharge has occurred or has the potential to occur; or

[~~(d)~~**] (4)** To correct a violation of water quality standards.

[~~In addition,~~**] 5.** Any point source that proposes to construct an earthen storage structure to hold, convey, contain, store or treat domestic, agricultural, or industrial process wastewater also shall be subject to the construction permit provisions of [~~this subsection~~] **subsections 3 to 5 of this section**. **However, any earthen basin constructed to retain and settle nontoxic, nonmetallic earthen materials such as soil, silt, and rock shall be exempt from the construction permit provisions of subsections 3 to 5 of this section.** All other construction-related activities at point sources **not subject to subsections 3 to 5 of this section** shall be exempt from the construction permit requirements. All activities that are exempted from the construction permit requirement are subject to the following conditions:

[~~a.~~**] (1)** Any point source system designed to hold, convey, contain, store or treat domestic, agricultural or industrial process wastewater shall be designed by a professional engineer registered in Missouri in accordance with the commission's design rules;

[~~b.~~**] (2)** Such point source system shall be constructed in accordance with the registered professional engineer's design and plans; and

[~~c.~~**] (3)** Such point source system may receive a post-construction site inspection by the department prior to receiving operating permit approval. A site inspection may be performed by the department, upon receipt of a complete operating permit application or submission of an engineer's statement of work complete.

6. A governmental unit may apply to the department for authorization to operate a local supervised program, and the department may authorize such a program. A local supervised program would recognize the governmental unit's engineering capacity and ability to conduct engineering work, supervise construction and maintain compliance with relevant operating permit requirements.

[~~4.~~**] 7.** Before issuing any permit required by this section, the director shall issue such notices, conduct such hearings, and consider such factors, comments and recommendations as required by sections 644.006 to 644.141 or any federal water pollution control act. The director shall determine if any state or any provisions of any federal water pollution control act the state is required to enforce, any state or federal effluent limitations or regulations, water quality-related effluent limitations, national standards of performance, toxic and pretreatment standards, or water quality standards which apply to the source, or any such standards in the vicinity of the source, are being exceeded, and shall determine the impact on such water quality standards from the source. The director, in order to effectuate the purposes of sections 644.006 to 644.141, shall deny a permit if the source will violate any such acts, regulations, limitations or standards or will appreciably affect the water quality standards or the water quality standards are being substantially exceeded, unless the permit is issued with such conditions as to make the source comply with such requirements within an acceptable time schedule.

[~~5.~~**] 8.** The director shall grant or deny the permit within sixty days after all requirements of the Federal Water Pollution Control Act concerning issuance of permits have been satisfied unless the application does not require any permit pursuant to any federal water pollution control act. The director or the commission may require the applicant to provide and maintain such facilities or to conduct such tests and monitor effluents as necessary to determine the nature, extent, quantity or degree of water contaminant discharged or released from the source, establish and maintain records and make reports regarding such determination.

[~~6.~~**] 9.** The director shall promptly notify the applicant in writing of his or her action and if the permit is denied state the reasons for such denial. As provided by sections 621.250 and 640.013, the applicant may appeal to the administrative hearing commission from the denial of a permit or from any condition in any permit by filing a petition with the administrative hearing commission within thirty days of the notice of denial or issuance of the permit. After a final action is taken on a new or reissued general permit, a potential applicant for the general permit who can demonstrate that he or she is or may be adversely affected by any permit term or condition may appeal the

terms and conditions of the general permit within thirty days of the department's issuance of the general permit. In no event shall a permit constitute permission to violate the law or any standard, rule or regulation promulgated pursuant thereto. Once the administrative hearing commission has reviewed the appeal, the administrative hearing commission shall issue a recommended decision to the commission on permit issuance, denial, or any condition of the permit. The commission shall issue its own decision, based on the appeal, for permit issuance, denial, or any condition of the permit. If the commission changes a finding of fact or conclusion of law made by the administrative hearing commission, or modifies or vacates the decision recommended by the administrative hearing commission, it shall issue its own decision, which shall include findings of fact and conclusions of law. The commission shall mail copies of its final decision to the parties to the appeal or their counsel of record. The commission's decision shall be subject to judicial review pursuant to chapter 536, except that the court of appeals district with territorial jurisdiction coextensive with the county where the point source is to be located shall have original jurisdiction. No judicial review shall be available until and unless all administrative remedies are exhausted.

[~~7.~~**] 10.** In any hearing held pursuant to this section that involves a permit, license, or registration, the burden of proof is on the party specified in section 640.012. Any decision of the commission made pursuant to a hearing held pursuant to this section is subject to judicial review as provided in section 644.071.

[~~8.~~**] 11.** In any event, no permit issued pursuant to this section shall be issued if properly objected to by the federal government or any agency authorized to object pursuant to any federal water pollution control act unless the application does not require any permit pursuant to any federal water pollution control act.

[~~9.~~**] 12.** Permits may be modified, reissued, or terminated at the request of the permittee. All requests shall be in writing and shall contain facts or reasons supporting the request.

[~~10.~~**] 13.** No manufacturing or processing plant or operating location shall be required to pay more than one operating fee. Operating permits shall be issued for a period not to exceed five years after date of issuance, except that general permits shall be issued for a five-year period, and also except that neither a construction nor an annual permit shall be required for a single residence's waste treatment facilities. Applications for renewal of a site-specific operating permit shall be filed at least one hundred eighty days prior to the expiration of the existing permit. Applications seeking to renew coverage under a general permit shall be submitted at least thirty days prior to the expiration of the general permit, unless the permittee has been notified by the director that an earlier application must be made. General permits may be applied for and issued electronically once made available by the director.

[~~11.~~**] 14.** Every permit issued to municipal or any publicly owned treatment works or facility shall require the permittee to provide the clean water commission with adequate notice of any substantial new introductions of water contaminants or pollutants into such works or facility from any source for which such notice is required by sections 644.006 to 644.141 or any federal water pollution control act. Such permit shall also require the permittee to notify the clean water commission of any substantial change in volume or character of water contaminants or pollutants being introduced into its treatment works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility by a source which was introducing water contaminants or pollutants into its works at the time of issuance of the permit. Notice must describe the quality and quantity of effluent being introduced or to be introduced into such works or facility and the anticipated impact of such introduction on the quality or quantity of effluent to be released from such works or facility into waters of the state.

[~~12.~~**] 15.** The director or the commission may require the filing or posting of a bond as a condition for the issuance of permits for construction of temporary or future water treatment facilities or facilities that utilize innovative technology for wastewater treatment in an amount determined by the commission to be sufficient to ensure compliance with all provisions of sections 644.006 to 644.141, and any rules or regulations of the commission and any condition as to such construction in the permit. For the purposes of this section, "innovative technology for wastewater treatment" shall mean a completely new and generally unproven technology in the type or method of its application that bench testing or theory suggest has environmental, efficiency, and cost benefits beyond the standard technologies. No bond shall be required for designs approved by any federal agency or environmental regulatory agency of another state. The bond shall be signed by the applicant as principal, and by a corporate surety licensed to do business in the state of Missouri and approved by the commission. The bond shall remain in effect until the terms and conditions of the permit are met and the provisions of sections 644.006 to 644.141 and rules and regulations promulgated pursuant thereto are complied with.

[~~13.~~**] 16.** (1) The department shall issue or deny applications for construction and site-specific operating permits received after January 1, 2001, within one hundred eighty days of the department's receipt of an application. For general construction and operating permit applications received after January 1, 2001, that do not require a public participation process, the department shall issue or deny the permits within sixty days of the department's receipt of an application. For an application seeking coverage under a renewed general permit that does not require an individual public participation process, the director shall issue or deny the permit within sixty days of the director's receipt of the application, or upon issuance of the general permit, whichever is later. In regard to an application seeking coverage under an initial general permit that does not require an individual public participation process, the director shall issue or deny the permit within sixty days of the department's receipt of the application. For an application seeking coverage under a renewed general permit that requires an individual public participation process, the director shall issue or deny the permit within ninety days of the director's receipt of the application, or upon issuance of the general permit, whichever is later. In regard to an application for an initial general permit that requires an individual public participation process, the director shall issue or deny the permit within ninety days of the director's receipt of the application.

(2) If the department fails to issue or deny with good cause a construction or operating permit application within the time frames established in subdivision (1) of this subsection, the department shall refund the full amount of the initial application fee within forty-five days of failure to meet the established time frame. If the department fails to refund the application fee within forty-five days, the refund amount shall accrue interest at a rate established pursuant to section 32.065.

(3) Permit fee disputes may be appealed to the commission within thirty days of the date established in subdivision (2) of this subsection. If the applicant prevails in a permit fee dispute appealed to the commission, the commission may order the director to refund the applicant's permit fee plus interest and reasonable attorney's fees as provided in sections 536.085 and 536.087. A refund of the initial application or annual fee does not waive the applicant's responsibility to pay any annual fees due each year following issuance of a permit.

(4) No later than December 31, 2001, the commission shall promulgate regulations defining shorter review time periods than the time frames established in subdivision (1) of this subsection, when appropriate, for different classes of construction and operating permits. In no case shall commission regulations adopt permit review times that exceed the time frames established in subdivision (1) of this subsection. The department's failure to comply with the commission's permit review time periods shall result in a refund of said permit fees as set forth in subdivision (2) of this subsection. On a semiannual basis, the department shall submit to the commission a report which describes the different classes of permits and reports on the number of days it took the department to issue each permit from the date of receipt of the application and show averages for each different class of permits.

(5) During the department's technical review of the application, the department may request the applicant submit supplemental or additional information necessary for adequate permit review. The department's technical review letter shall contain a sufficient description of the type of additional information needed to comply with the application requirements.

(6) Nothing in this subsection shall be interpreted to mean that inaction on a permit application shall be grounds to violate any provisions of sections 644.006 to 644.141 or any rules promulgated pursuant to sections 644.006 to 644.141.

[~~14.~~**] 17.** The department shall respond to all requests for individual certification under Section 401 of the Federal Clean Water Act within the lesser of sixty days or the allowed response period established pursuant to applicable federal regulations without request for an extension period unless such extension is determined by the commission to be necessary to evaluate significant impacts on water quality standards and the commission establishes a timetable for completion of such evaluation in a period of no more than one hundred eighty days.

[~~15.~~**] 18.** All permit fees generated pursuant to this chapter shall not be used for the development or expansion of total maximum daily loads studies on either the Missouri or Mississippi rivers.

[~~16.~~**] 19.** The department shall implement permit shield provisions equivalent to the permit shield provisions implemented by the U.S. Environmental Protection Agency pursuant to the Clean Water Act, Section 402(k), 33 U.S.C. Section 1342(k), and its implementing regulations, for permits issued pursuant to chapter 644.

[~~17.~~**] 20.** Prior to the development of a new general permit or reissuance of a general permit for aquaculture, land disturbance requiring a storm water permit, or reissuance of a general permit under which fifty or more permits were issued under a general permit during the immediately preceding five-year period for a designated

category of water contaminant sources, the director shall implement a public participation process complying with the following minimum requirements:

(1) For a new general permit or reissuance of a general permit, a general permit template shall be developed for which comments shall be sought from permittees and other interested persons prior to issuance of the general permit;

(2) The director shall publish notice of his intent to issue a new general permit or reissue a general permit by posting notice on the department's website at least one hundred eighty days before the proposed effective date of the general permit;

(3) The director shall hold a public informational meeting to provide information on anticipated permit conditions and requirements and to receive informal comments from permittees and other interested persons. The director shall include notice of the public informational meeting with the notice of intent to issue a new general permit or reissue a general permit under subdivision (2) of this subsection. The notice of the public informational meeting, including the date, time and location, shall be posted on the department's website at least thirty days in advance of the public meeting. If the meeting is being held for reissuance of a general permit, notice shall also be made by electronic mail to all permittees holding the current general permit which is expiring. Notice to current permittees shall be made at least twenty days prior to the public meeting;

(4) The director shall hold a thirty-day public comment period to receive comments on the general permit template with the thirty-day comment period expiring at least sixty days prior to the effective date of the general permit. Scanned copies of the comments received during the public comment period shall be posted on the department's website within five business days after close of the public comment period;

(5) A revised draft of a general permit template and the director's response to comments submitted during the public comment period shall be posted on the department's website at least forty-five days prior to issuance of the general permit. At least forty-five days prior to issuance of the general permit the department shall notify all persons who submitted comments to the department that these documents have been posted to the department's website;

(6) Upon issuance of a new or renewed general permit, the general permit shall be posted to the department's website.

[~~18.~~**] 21.** Notices required to be made by the department pursuant to subsection **[**~~17~~**] 20** of this section may be made by electronic mail. The department shall not be required to make notice to any permittee or other person who has not provided a current electronic mail address to the department. In the event the department chooses to make material modifications to the general permit before its expiration, the department shall follow the public participation process described in subsection **[**~~17~~**] 20** of this section.

[~~19. The provisions of subsection 17 of this section shall become effective beginning January 1, 2013.~~**]**";

and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 4** was adopted.

Representative Hovis offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 109, Page 3, Section 256.710, Line 51, by inserting after all of the said section and line the following:

"293.030. 1. Every operator engaged in this state in the mining or production of minerals for commercial purposes shall, within thirty days after the end of each quarter-annual period, file with the director and with the division of taxation and collection of the department of revenue a statement, under oath, on forms to be prescribed **[**~~and furnished in triplicate~~**]** by the director, showing the total amount of minerals sold, shipped or otherwise disposed of during the last preceding quarter-annual period; and shall, at the same time, pay on the primary products of his operations sold, shipped or otherwise disposed of for profit to the division of taxation and collection of the department of revenue mine inspection fees **[**~~as follows~~**] shall include, but not be limited to**:

(1) On lead concentrates or galena, **[**~~three~~**] seven and three-tenths** cents per ton;

(2) On zinc ore or concentrates thereof, **[**~~three~~**] seven and three-tenths** cents per ton;

(3) On lead carbonate or concentrates thereof, **[**~~one and one-half~~**] three and seven-tenths** cents per ton;

(4) On zinc carbonate or concentrates thereof, **[**~~one and one-half~~**] three and seven-tenths** cents per ton;

(5) On zinc silicate or calamine or concentrates thereof, **[**~~one and one-half~~**] three and seven-tenths** cents per ton;

(6) On all coal, **[**~~two~~**] four and nine-tenths** mills per ton;

(7) On all clays, **[**~~two~~**] four and nine-tenths** mills per ton;

(8) On shale, **[**~~one mill~~**] two and four-tenths mills** per ton;

(9) On copper concentrates, **[**~~three~~**] seven and three-tenths** cents per ton;

(10) On iron ore or concentrates thereof, **[**~~two~~**] four and nine-tenths** mills per ton;

(11) On silica, **[**~~one mill~~**] two and four-tenths mills** per ton;

(12) On granite, **[**~~one cent~~**] two and four-tenths cents** per ton;

(13) **On rhyolite, two and four-tenths cents per ton;**

(14) On manganese, **[**~~three~~**] seven and three-tenths** cents per ton**;**

(15) On cobalt, seven and three-tenths cents per ton.

2. **[**~~For each of the years beginning January 1, 1985, January 1, 1986, January 1, 1987, and January 1, 1988, the fees as provided in subsection 1 of this section shall be increased yearly by twenty-five percent. The fees for each year after 1988 shall be the same as provided for the year 1988~~**] In the event a new mineral is mined that is a chemical equivalent of a mineral listed in this section, the director shall announce the addition of the mineral and its associated fee by publishing a notice. Publication of the notice is contingent upon approval of the mineral's addition to the section by the labor and industrial relations commission. The additional mineral and fee shall take effect sixty days after publication of such notice and be added to a regulation**.

3. The provisions of subsections 1 and 2 of this section to the contrary notwithstanding, every operator engaged in mining or production of minerals for commercial purpose in this state shall pay to the division of taxation and collection within thirty days after the end of each quarter-annual period a minimum mine inspection fee of **[**~~ten~~**] twenty-five** dollars.

4. These fees shall be deposited in the state treasury and credited to the "State Mine Inspection Fund", which is hereby created.

5. The director and the division of taxation and collection of the department of revenue shall, for the purpose of verifying the statement required in this section, have access to the tonnage and footage records of production, shipments and sales records of all persons, firms and corporations subject to the provisions of this chapter, and of their respective vendees and agents of such vendees, and of carriers of the products herein enumerated.

6. Failure to pay a fee listed in this section within the thirty days after the end of each quarter-annual period may result in the imposition of a late fee equal to ten percent of the unpaid amount. The director may bring an action in the appropriate circuit court to collect any unpaid fee, late fee, interest, or attorney's fees and costs incurred directly in fee collection. Such action may be brought in the circuit court of the county in which the mine is located or in the circuit court of Cole County."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Amendment No. 5** was adopted.

Representative McGaugh offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 109, Page 3, Section 256.710, Line 51, by inserting after all of said section and line the following:

"**256.800. 1. This section shall be known and may be cited as the "Flood Resiliency Act".**

2. As used in this section, unless the context otherwise requires, the following terms shall mean:

(1) "Director", the director of the department of natural resources;

(2) "Flood resiliency measures", structural improvements, studies, and activities employed to improve flood resiliency in local to regional or multi-jurisdictional areas;

(3) "Flood resiliency project", a project containing planning, design, construction, or renovation of flood resiliency measures or the conduct of studies or activities in support of flood resiliency measures;

(4) "Partner", a political subdivision, entity, or person working in conjunction with a promoter to facilitate the completion of a flood resiliency project;

(5) "Plan", a preliminary report describing the need for, and implementation of, flood resiliency measures;

(6) "Promoter", any political subdivision of the state, or any levee district or drainage district organized or incorporated in the state.

3. (1) There is hereby established in the state treasury a fund to be known as the "Flood Resiliency Improvement Fund", which shall consist of all moneys deposited in such fund from any source, whether public or private. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and moneys in the fund shall be used solely for the purposes of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

(2) Upon appropriation, the department of natural resources shall use moneys in the fund created by this subsection for the purposes of carrying out the provisions of this section including, but not limited to, the provision of grants or other financial assistance and, if limitations or conditions are imposed, only upon such other limitations or conditions specified in the instrument that appropriates, grants, bequeaths, or otherwise authorizes the transmission of moneys to the fund.

4. In order to increase flood resiliency along the Missouri and Mississippi Rivers and their tributaries and improve statewide flood forecasting and monitoring ability, there is hereby established a "Flood Resiliency Program". The program shall be administered by the department of natural resources. The state may participate with a promoter in the development, construction, or renovation of a flood resiliency project if the promoter has a plan that has been submitted to and approved by the director, or the state may promote a flood resiliency project and initiate a plan on its own accord.

5. The plan shall include a description of the flood resiliency project, the need for the project, the flood resiliency measures to be implemented, the partners to be involved in the project, and other such information as the director may require to adequately evaluate the merit of the project.

6. The director shall approve a plan only upon a determination that long-term flood mitigation is needed in that area of the state and that such a plan proposes flood resiliency measures that will provide long-term flood resiliency.

7. Promoters with approved flood resiliency plans and their partners shall be eligible to receive any gifts, contributions, grants, or bequests from federal, state, private, or other sources for costs associated with flood resiliency projects that are part of such plans.

8. Promoters with approved flood resiliency plans and their partners may be granted moneys from the flood resiliency improvement fund under subsection 3 of this section for eligible costs associated with flood resiliency projects that are part of such plans.

9. The department of natural resources is hereby granted authority to promulgate rules to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 6** was adopted.

Representative Hudson assumed the Chair.

Representative Bromley offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 109, Page 3, Section 256.710, Line 51, by inserting after all of said section and line the following:

"259.080. 1. It shall be unlawful to commence operations for the drilling of a well for oil or gas, or to commence operations to deepen any well to a different geological formation, or to commence injection activities for enhanced recovery of oil or gas or for disposal of fluids, without first giving the state geologist notice of intention to drill or intention to inject and first obtaining a permit from the state geologist under such rules and regulations as may be prescribed by the council.

2. The department of natural resources may conduct a comprehensive review, and propose a new fee structure, or propose changes to the oil and gas fee structure, which may include but need not be limited to permit application fees, operating fees, closure fees, and late fees, and an extraction or severance fee. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: oil and gas industry representatives, the advisory committee, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure or changes to the oil and gas fee structure with stakeholder agreement to the oil and gas council. The council shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the council approves, by vote of two-thirds majority, the fee structure recommendations, the council shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules under sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out in this section, they shall take effect on January first of the following year, at which point the existing fee structure shall expire. Any regulation promulgated under this subsection shall be deemed beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation, disapproves the regulation by concurrent resolution. If the general assembly so disapproved any regulation filed under this subsection, the department and the council shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the council to further revise the fee structure as provided in this subsection shall expire on August 28, **[**~~2025~~**] 2031. If the council's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

3. Failure to pay the fees, or any portion thereof, established under this section or to submit required reports, forms or information by the due date shall result in the imposition of a late fee established by the council. The department may issue an administrative order requiring payment of unpaid fees or may request that the attorney general bring an action in the appropriate circuit court to collect any unpaid fee, late fee, interest, or attorney's fees and costs incurred directly in fee collection. Such action may be brought in the circuit court of Cole County, or, in the case of well fees, in the circuit court of the county in which the well is located.

260.262. A person selling lead-acid batteries at retail or offering lead-acid batteries for retail sale in the state shall:

(1) Accept, at the point of transfer, in a quantity at least equal to the number of new lead-acid batteries purchased, used lead-acid batteries from customers, if offered by customers;

(2) Post written notice which must be at least four inches by six inches in size and must contain the universal recycling symbol and the following language:

(a) It is illegal to discard a motor vehicle battery or other lead-acid battery;

(b) Recycle your used batteries; and

(c) State law requires us to accept used motor vehicle batteries, or other lead-acid batteries for recycling, in exchange for new batteries purchased; and

(3) Manage used lead-acid batteries in a manner consistent with the requirements of the state hazardous waste law;

(4) Collect at the time of sale a fee of fifty cents for each lead-acid battery sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the battery have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the seller as collection costs, shall be paid to the department of revenue in the form and manner required by the department and shall include the total number of batteries sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of batteries to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee. However, this fee shall not be paid on batteries sold for use in agricultural operations upon written certification by the purchaser; and

(5) The department of revenue shall administer, collect, and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the battery fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into the hazardous waste fund, created pursuant to section 260.391. The fee created in subdivision (4) and this subdivision shall be effective October 1, 2005. The provisions of subdivision (4) and this subdivision shall terminate December 31, **[**~~2023~~**] 2029**.

260.273. 1. Any person purchasing a new tire may present to the seller the used tire or remains of such used tire for which the new tire purchased is to replace.

2. A fee for each new tire sold at retail shall be imposed on any person engaging in the business of making retail sales of new tires within this state. The fee shall be charged by the retailer to the person who purchases a tire for use and not for resale. Such fee shall be imposed at the rate of fifty cents for each new tire sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the tires have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the tire retailer as collection costs, shall be paid to the department of revenue in the form and manner required by the department of revenue and shall include the total number of new tires sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of new tires to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee.

3. The department of revenue shall administer, collect and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the new tire fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into an appropriate subaccount of the solid waste management fund, created pursuant to section 260.330.

4. Up to five percent of the revenue available may be allocated, upon appropriation, to the department of natural resources to be used cooperatively with the department of elementary and secondary education for the purposes of developing environmental educational materials, programs, and curriculum that assist in the department's implementation of sections 260.200 to 260.345.

5. Up to fifty percent of the moneys received pursuant to this section may, upon appropriation, be used to administer the programs imposed by this section. Up to forty-five percent of the moneys received under this section may, upon appropriation, be used for the grants authorized in subdivision (2) of subsection 6 of this section. All remaining moneys shall be allocated, upon appropriation, for the projects authorized in section 260.276, except that any unencumbered moneys may be used for public health, environmental, and safety projects in response to environmental or public health emergencies and threats as determined by the director.

6. The department shall promulgate, by rule, a statewide plan for the use of moneys received pursuant to this section to accomplish the following:

(1) Removal of scrap tires from illegal tire dumps;

(2) Providing grants to persons that will use products derived from scrap tires, or use scrap tires as a fuel or fuel supplement; and

(3) Resource recovery activities conducted by the department pursuant to section 260.276.

7. The fee imposed in subsection 2 of this section shall begin the first day of the month which falls at least thirty days but no more than sixty days immediately following August 28, 2005, and shall terminate December 31, **[**~~2025~~**] 2031**.

260.380. 1. After six months from the effective date of the standards, rules and regulations adopted by the commission pursuant to section 260.370, hazardous waste generators located in Missouri shall:

(1) Promptly file and maintain with the department, on registration forms it provides for this purpose, information on hazardous waste generation and management as specified by rules and regulations. Hazardous waste generators shall pay a one hundred dollar registration fee upon initial registration, and a one hundred dollar registration renewal fee annually thereafter to maintain an active registration. Such fees shall be deposited in the hazardous waste fund created in section 260.391;

(2) Containerize and label all hazardous wastes as specified by standards, rules and regulations;

(3) Segregate all hazardous wastes from all nonhazardous wastes and from noncompatible wastes, materials and other potential hazards as specified by standards, rules and regulations;

(4) Provide safe storage and handling, including spill protection, as specified by standards, rules and regulations, for all hazardous wastes from the time of their generation to the time of their removal from the site of generation;

(5) Unless provided otherwise in the rules and regulations, utilize only a hazardous waste transporter holding a license pursuant to sections 260.350 to 260.430 for the removal of all hazardous wastes from the premises where they were generated;

(6) Unless provided otherwise in the rules and regulations, provide a separate manifest to the transporter for each load of hazardous waste transported from the premises where it was generated. The generator shall specify the destination of such load on the manifest. The manner in which the manifest shall be completed, signed and filed with the department shall be in accordance with rules and regulations;

(7) Utilize for treatment, resource recovery, disposal or storage of all hazardous wastes, only a hazardous waste facility authorized to operate pursuant to sections 260.350 to 260.430 or the federal Resource Conservation and Recovery Act, or a state hazardous waste management program authorized pursuant to the federal Resource Conservation and Recovery Act, or any facility exempted from the permit required pursuant to section 260.395;

(8) Collect and maintain such records, perform such monitoring or analyses, and submit such reports on any hazardous waste generated, its transportation and final disposition, as specified in sections 260.350 to 260.430 and rules and regulations adopted pursuant to sections 260.350 to 260.430;

(9) Make available to the department upon request samples of waste and all records relating to hazardous waste generation and management for inspection and copying and allow the department to make unhampered inspections at any reasonable time of hazardous waste generation and management facilities located on the generator's property and hazardous waste generation and management practices carried out on the generator's property;

(10) (a) Pay annually, on or before January first of each year, effective January 1, 1982, a fee to the state of Missouri to be placed in the hazardous waste fund. The fee shall be five dollars per ton or portion thereof of hazardous waste registered with the department as specified in subdivision (1) of this subsection for the twelve-month period ending June thirtieth of the previous year. However, the fee shall not exceed fifty-two thousand dollars per generator site per year nor be less than one hundred fifty dollars per generator site per year.

(b) All moneys payable pursuant to the provisions of this subdivision shall be promptly transmitted to the department of revenue, which shall deposit the same in the state treasury to the credit of the hazardous waste fund created in section 260.391.

(c) The hazardous waste management commission shall establish and submit to the department of revenue procedures relating to the collection of the fees authorized by this subdivision. Such procedures shall include, but not be limited to, necessary records identifying the quantities of hazardous waste registered, the form and submission of reports to accompany the payment of fees, the time and manner of payment of fees, which shall not be more often than quarterly.

(d) Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from

each of the following groups: cement kiln representatives, chemical companies, large and small hazardous waste generators, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the hazardous waste management commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structure set out in this section shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 4 of this section. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

2. Missouri treatment, storage, or disposal facilities shall pay annually, on or before January first of each year, a fee to the department equal to two dollars per ton or portion thereof for all hazardous waste received from outside the state. This fee shall be based on the hazardous waste received for the twelve-month period ending June thirtieth of the previous year.

3. Exempted from the requirements of this section are individual householders and farmers who generate only small quantities of hazardous waste and any person the commission determines generates only small quantities of hazardous waste on an infrequent basis, except that:

(1) Householders, farmers and exempted persons shall manage all hazardous wastes they may generate in a manner so as not to adversely affect the health of humans, or pose a threat to the environment, or create a public nuisance; and

(2) The department may determine that a specific quantity of a specific hazardous waste requires special management. Upon such determination and after public notice by press release or advertisement thereof, including instructions for handling and delivery, generators exempted pursuant to this subsection shall deliver, but without a manifest or the requirement to use a licensed hazardous waste transporter, such waste to:

(a) Any storage, treatment or disposal site authorized to operate pursuant to sections 260.350 to 260.430 or the federal Resource Conservation and Recovery Act, or a state hazardous waste management program authorized pursuant to the federal Resource Conservation and Recovery Act which the department designates for this purpose; or

(b) A collection station or vehicle which the department may arrange for and designate for this purpose.

4. Failure to pay the fee, or any portion thereof, prescribed in this section by the due date shall result in the imposition of a penalty equal to fifteen percent of the original fee. The fee prescribed in this section shall expire December 31, 2018, except that the department shall levy and collect this fee for any hazardous waste generated prior to such date and reported to the department.

260.392. 1. As used in sections 260.392 to 260.399, the following terms mean:

(1) "Cask", all the components and systems associated with the container in which spent fuel, high-level radioactive waste, highway route controlled quantity, or transuranic radioactive waste are stored;

(2) "High-level radioactive waste", the highly radioactive material resulting from the reprocessing of spent nuclear fuel including liquid waste produced directly in reprocessing and any solid material derived from such liquid waste that contains fission products in sufficient concentrations, and other highly radioactive material that the United States Nuclear Regulatory Commission has determined to be high-level radioactive waste requiring permanent isolation;

(3) "Highway route controlled quantity", as defined in 49 CFR Part 173.403, as amended, a quantity of radioactive material within a single package. Highway route controlled quantity shipments of thirty miles or less within the state are exempt from the provisions of this section;

(4) "Low-level radioactive waste", any radioactive waste not classified as high-level radioactive waste, transuranic radioactive waste, or spent nuclear fuel by the United States Nuclear Regulatory Commission, consistent with existing law. Shipment of all sealed sources meeting the definition of low-level radioactive waste, shipments of low-level radioactive waste that are within a radius of no more than fifty miles from the point of origin, and all naturally occurring radioactive material given written approval for landfill disposal by the Missouri department of natural resources under 10 CSR 80- 3.010 are exempt from the provisions of this section. Any low-level radioactive waste that has a radioactive half-life equal to or less than one hundred twenty days is exempt from the provisions of this section;

(5) "Shipper", the generator, owner, or company contracting for transportation by truck or rail of the spent fuel, high-level radioactive waste, highway route controlled quantity shipments, transuranic radioactive waste, or low-level radioactive waste;

(6) "Spent nuclear fuel", fuel that has been withdrawn from a nuclear reactor following irradiation, the constituent elements of which have not been separated by reprocessing;

(7) "State-funded institutions of higher education", any campus of any university within the state of Missouri that receives state funding and has a nuclear research reactor;

(8) "Transuranic radioactive waste", defined in 40 CFR Part 191.02, as amended, as waste containing more than one hundred nanocuries of alpha-emitting transuranic isotopes with half-lives greater than twenty years, per gram of waste. For the purposes of this section, transuranic waste shall not include:

(a) High-level radioactive wastes;

(b) Any waste determined by the Environmental Protection Agency with the concurrence of the Environmental Protection Agency administrator that does not need the degree of isolation required by this section; or

(c) Any waste that the United States Nuclear Regulatory Commission has approved for disposal on a case-by-case basis in accordance with 10 CFR Part 61, as amended.

2. Any shipper that ships high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste through or within the state shall be subject to the fees established in this subsection, provided that no state-funded institution of higher education that ships nuclear waste shall pay any such fee. These higher education institutions shall reimburse the Missouri state highway patrol directly for all costs related to shipment escorts. The fees for all other shipments shall be:

(1) One thousand eight hundred dollars for each truck transporting through or within the state high-level radioactive waste, transuranic radioactive waste, spent nuclear fuel or highway route controlled quantity shipments. All truck shipments of high-level radioactive waste, transuranic radioactive waste, spent nuclear fuel, or highway route controlled quantity shipments are subject to a surcharge of twenty-five dollars per mile for every mile over two hundred miles traveled within the state;

(2) One thousand three hundred dollars for the first cask and one hundred twenty-five dollars for each additional cask for each rail shipment through or within the state of high-level radioactive waste, transuranic radioactive waste, or spent nuclear fuel;

(3) One hundred twenty-five dollars for each truck or train transporting low-level radioactive waste through or within the state.

The department of natural resources may accept an annual shipment fee as negotiated with a shipper or accept payment per shipment.

3. All revenue generated from the fees established in subsection 2 of this section shall be deposited into the environmental radiation monitoring fund established in section 260.750 and shall be used by the department of natural resources to achieve the following objectives and for purposes related to the shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste, including, but not limited to:

(1) Inspections, escorts, and security for waste shipment and planning;

(2) Coordination of emergency response capability;

(3) Education and training of state, county, and local emergency responders;

(4) Purchase and maintenance of necessary equipment and supplies for state, county, and local emergency responders through grants or other funding mechanisms;

(5) Emergency responses to any transportation incident involving the high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste;

(6) Oversight of any environmental remediation necessary resulting from an incident involving a shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste. Reimbursement for oversight of any such incident shall not reduce or eliminate the liability of any party responsible for the incident; such party may be liable for full reimbursement to the state or payment of any other costs associated with the cleanup of contamination related to a transportation incident;

(7) Administrative costs attributable to the state agencies which are incurred through their involvement as it relates to the shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste through or within the state.

4. Nothing in this section shall preclude any other state agency from receiving reimbursement from the department of natural resources and the environmental radiation monitoring fund for services rendered that achieve the objectives and comply with the provisions of this section.

5. Any unencumbered balance in the environmental radiation monitoring fund that exceeds three hundred thousand dollars in any given fiscal year shall be returned to shippers on a pro rata basis, based on the shipper's contribution into the environmental radiation monitoring fund for that fiscal year.

6. The department of natural resources, in coordination with the department of health and senior services and the department of public safety, may promulgate rules necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

7. All funds deposited in the environmental radiation monitoring fund through fees established in subsection 2 of this section shall be utilized, subject to appropriation by the general assembly, for the administration and enforcement of this section by the department of natural resources. All interest earned by the moneys in the fund shall accrue to the fund.

8. All fees shall be paid to the department of natural resources prior to shipment.

9. Notice of any shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, or spent nuclear fuel through or within the state shall be provided by the shipper to the governor's designee for advanced notification, as described in 10 CFR Parts 71 and 73, as amended, prior to such shipment entering the state. Notice of any shipment of low-level radioactive waste through or within the state shall be provided by the shipper to the Missouri department of natural resources before such shipment enters the state.

10. Any shipper who fails to pay a fee assessed under this section, or fails to provide notice of a shipment, shall be liable in a civil action for an amount not to exceed ten times the amount assessed and not paid. The action shall be brought by the attorney general at the request of the department of natural resources. If the action involves a facility domiciled in the state, the action shall be brought in the circuit court of the county in which the facility is located. If the action does not involve a facility domiciled in the state, the action shall be brought in the circuit court of Cole County.

11. Beginning on December 31, 2009, and every two years thereafter, the department of natural resources shall prepare and submit a report on activities of the environmental radiation monitoring fund to the general assembly. This report shall include information on fee income received and expenditures made by the state to enforce and administer the provisions of this section.

12. The provisions of this section shall not apply to high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste shipped by or for the federal government for military or national defense purposes.

13. The program authorized under this section shall automatically sunset on August 28, **[**~~2024~~**] 2030**.

260.475. 1. Every hazardous waste generator located in Missouri shall pay, in addition to the fees imposed in section 260.380, a fee of twenty-five dollars per ton annually on all hazardous waste which is discharged, deposited, dumped or placed into or on the soil as a final action, and two dollars per ton on all other hazardous waste

transported off site. No fee shall be imposed upon any hazardous waste generator who registers less than ten tons of hazardous waste annually pursuant to section 260.380, or upon:

(1) Hazardous waste which must be disposed of as provided by a remedial plan for an abandoned or uncontrolled hazardous waste site;

(2) Fly ash waste, bottom ash waste, slag waste and flue gas emission control waste generated primarily from the combustion of coal or other fossil fuels;

(3) Solid waste from the extraction, beneficiation and processing of ores and minerals, including phosphate rock and overburden from the mining of uranium ore and smelter slag waste from the processing of materials into reclaimed metals;

(4) Cement kiln dust waste;

(5) Waste oil; or

(6) Hazardous waste that is:

(a) Reclaimed or reused for energy and materials;

(b) Transformed into new products which are not wastes;

(c) Destroyed or treated to render the hazardous waste nonhazardous; or

(d) Waste discharged to a publicly owned treatment works.

2. The fees imposed in this section shall be reported and paid to the department on an annual basis not later than the first of January. The payment shall be accompanied by a return in such form as the department may prescribe.

3. All moneys collected or received by the department pursuant to this section shall be transmitted to the department of revenue for deposit in the state treasury to the credit of the hazardous waste fund created pursuant to section 260.391. Following each annual reporting date, the state treasurer shall certify the amount deposited in the fund to the commission.

4. If any generator or transporter fails or refuses to pay the fees imposed by this section, or fails or refuses to furnish any information reasonably requested by the department relating to such fees, there shall be imposed, in addition to the fee determined to be owed, a penalty of fifteen percent of the fee shall be deposited in the hazardous waste fund.

5. If the fees or any portion of the fees imposed by this section are not paid by the date prescribed for such payment, there shall be imposed interest upon the unpaid amount at the rate of ten percent per annum from the date prescribed for its payment until payment is actually made, all of which shall be deposited in the hazardous waste fund.

6. The state treasurer is authorized to deposit all of the moneys in the hazardous waste fund in any of the qualified depositories of the state. All such deposits shall be secured in such a manner and shall be made upon such terms and conditions as are now or may hereafter be provided for by law relative to state deposits. Interest received on such deposits shall be credited to the hazardous waste fund.

7. This fee shall expire December 31, 2018, except that the department shall levy and collect this fee for any hazardous waste generated prior to such date and reported to the department.

8. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: cement kiln representatives, chemical companies, large and small hazardous waste generators, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the hazardous waste management commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structure set out in this section shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 7 of this section. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately

following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

444.768. 1. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee, bond, or assessment structure as set forth in this chapter. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from regulated entities and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee, bond, or assessment structure with stakeholder agreement to the Missouri mining commission. The commission shall review such recommendations at a forthcoming regular or special meeting, but shall not vote on the proposed structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority, the fee, bond, or assessment structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year, at which point the existing fee, bond, or assessment structure shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 12 of section 444.772. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly within the first sixty days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee, bond, or assessment structure and shall continue to use the previous fee, bond, or assessment structure. The authority for the commission to further revise the fee, bond, or assessment structure as provided in this subsection shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

2. Failure to pay any fee, bond, or assessment, or any portion thereof, referenced in this section by the due date may result in the imposition of a late fee equal to fifteen percent of the unpaid amount, plus ten percent interest per annum. Any order issued by the department under this chapter may require payment of such amounts. The department may bring an action in the appropriate circuit court to collect any unpaid fee, late fee, interest, or attorney's fees and costs incurred directly in fee collection. Such action may be brought in the circuit court of the county in which the facility is located, or in the circuit court of Cole County.

444.772. 1. Any operator desiring to engage in surface mining shall make written application to the director for a permit.

2. Application for permit shall be made on a form prescribed by the commission and shall include:

(1) The name of all persons with any interest in the land to be mined;

(2) The source of the applicant's legal right to mine the land affected by the permit;

(3) The permanent and temporary post office address of the applicant;

(4) Whether the applicant or any person associated with the applicant holds or has held any other permits pursuant to sections 444.500 to 444.790, and an identification of such permits;

(5) The written consent of the applicant and any other persons necessary to grant access to the commission or the director to the area of land affected under application from the date of application until the expiration of any permit granted under the application and thereafter for such time as is necessary to assure compliance with all provisions of sections 444.500 to 444.790 or any rule or regulation promulgated pursuant to them. Permit applications submitted by operators who mine an annual tonnage of less than ten thousand tons shall be required to include written consent from the operator to grant access to the commission or the director to the area of land affected;

(6) A description of the tract or tracts of land and the estimated number of acres thereof to be affected by the surface mining of the applicant for the next succeeding twelve months; and

(7) Such other information that the commission may require as such information applies to land reclamation.

3. The application for a permit shall be accompanied by a map in a scale and form specified by the commission by regulation.

4. The application shall be accompanied by a bond, security or certificate meeting the requirements of section 444.778, a geologic resources fee authorized under section 256.700, and a permit fee approved by the commission not to exceed one thousand dollars. The commission may also require a fee for each site listed on a permit not to exceed four hundred dollars for each site. If mining operations are not conducted at a site for six months or more during any year, the fee for such site for that year shall be reduced by fifty percent. The commission may also require a fee for each acre bonded by the operator pursuant to section 444.778 not to exceed twenty dollars per acre. If such fee is assessed, the per-acre fee on all acres bonded by a single operator that exceed a total of two hundred acres shall be reduced by fifty percent. In no case shall the total fee for any permit be more than three thousand dollars. Permit and renewal fees shall be established by rule, except for the initial fees as set forth in this subsection, and shall be set at levels that recover the cost of administering and enforcing sections 444.760 to 444.790, making allowances for grants and other sources of funds. The director shall submit a report to the commission and the public each year that describes the number of employees and the activities performed the previous calendar year to administer sections 444.760 to 444.790. For any operator of a gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, the total cost of submitting an application shall be three hundred dollars. The issued permit shall be valid from the date of its issuance until the date specified in the mine plan unless sooner revoked or suspended as provided in sections 444.760 to 444.790. Beginning August 28, 2007, the fees shall be set at a permit fee of eight hundred dollars, a site fee of four hundred dollars, and an acre fee of ten dollars, with a maximum fee of three thousand dollars. Fees may be raised as allowed in this subsection after a regulation change that demonstrates the need for increased fees.

5. An operator desiring to have his or her permit amended to cover additional land may file an amended application with the commission. Upon receipt of the amended application, and such additional fee and bond as may be required pursuant to the provisions of sections 444.760 to 444.790, the director shall, if the applicant complies with all applicable regulatory requirements, issue an amendment to the original permit covering the additional land described in the amended application.

6. An operation may withdraw any land covered by a permit, excepting affected land, by notifying the commission thereof, in which case the penalty of the bond or security filed by the operator pursuant to the provisions of sections 444.760 to 444.790 shall be reduced proportionately.

7. Where mining or reclamation operations on acreage for which a permit has been issued have not been completed, the permit shall be renewed. The operator shall submit a permit renewal form furnished by the director for an additional permit year and pay a fee equal to an application fee calculated pursuant to subsection 4 of this section, but in no case shall the renewal fee for any operator be more than three thousand dollars. For any operator involved in any gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, the permit as to such acreage shall be renewed by applying on a permit renewal form furnished by the director for an additional permit year and payment of a fee of three hundred dollars. Upon receipt of the completed permit renewal form and fee from the operator, the director shall approve the renewal. With approval of the director and operator, the permit renewal may be extended for a portion of an additional year with a corresponding prorating of the renewal fee.

8. Where one operator succeeds another at any uncompleted operation, either by sale, assignment, lease or otherwise, the commission may release the first operator from all liability pursuant to sections 444.760 to 444.790 as to that particular operation if both operators have been issued a permit and have otherwise complied with the requirements of sections 444.760 to 444.790 and the successor operator assumes as part of his or her obligation pursuant to sections 444.760 to 444.790 all liability for the reclamation of the area of land affected by the former operator.

9. The application for a permit shall be accompanied by a plan of reclamation that meets the requirements of sections 444.760 to 444.790 and the rules and regulations promulgated pursuant thereto, and shall contain a verified statement by the operator setting forth the proposed method of operation, reclamation, and a conservation plan for the affected area including approximate dates and time of completion, and stating that the operation will meet the requirements of sections 444.760 to 444.790, and any rule or regulation promulgated pursuant to them.

10. At the time that a permit application is deemed complete by the director, the operator shall publish a notice of intent to operate a surface mine in any newspaper qualified pursuant to section 493.050 to publish legal notices in any county where the land is located. If the director does not respond to a permit application within forty-five calendar days, the application shall be deemed to be complete. Notice in the newspaper shall be posted once a week for four consecutive weeks beginning no more than ten days after the application is deemed complete. The operator shall also send notice of intent to operate a surface mine by certified mail to the governing body of the counties or cities in which the proposed area is located, and to the last known addresses of all record landowners whose property is:

(1) Within two thousand six hundred forty feet, or one-half mile from the border of the proposed mine plan area; and

(2) Adjacent to the proposed mine plan area, land upon which the mine plan area is located, or adjacent land having a legal relationship with either the applicant or the owner of the land upon which the mine plan area is located.

The notices shall include the name and address of the operator, a legal description consisting of county, section, township and range, the number of acres involved, a statement that the operator plans to mine a specified mineral during a specified time, and the address of the commission. The notices shall also contain a statement that any person with a direct, personal interest in one or more of the factors the director may consider in issuing a permit may request a public meeting or file written comments to the director no later than fifteen days following the final public notice publication date. If any person requests a public meeting, the applicant shall cooperate with the director in making all necessary arrangements for the public meeting to be held in a reasonably convenient location and at a reasonable time for interested participants, and the applicant shall bear the expenses.

11. The director may approve a permit application or permit amendment whose operation or reclamation plan deviates from the requirements of sections 444.760 to 444.790 if it can be demonstrated by the operator that the conditions present at the surface mining location warrant an exception. The criteria accepted for consideration when evaluating the merits of an exception or variance to the requirements of sections 444.760 to 444.790 shall be established by regulations.

12. Fees imposed pursuant to this section shall become effective August 28, 2007, and shall expire on December 31, **[**~~2024~~**] 2030**. No other provisions of this section shall expire.

640.023. Notwithstanding any provision of law to the contrary, the department of natural resources shall not take any permitting or regulatory action based solely on guidance that has not been promulgated as a regulation, unless such use of guidance is agreed to by the permittee or person subject to such regulatory action.

640.100. 1. The safe drinking water commission created in section 640.105 shall promulgate rules necessary for the implementation, administration and enforcement of sections 640.100 to 640.140 and the federal Safe Drinking Water Act as amended.

2. No standard, rule or regulation or any amendment or repeal thereof shall be adopted except after a public hearing to be held by the commission after at least thirty days' prior notice in the manner prescribed by the rulemaking provisions of chapter 536 and an opportunity given to the public to be heard; the commission may solicit the views, in writing, of persons who may be affected by, knowledgeable about, or interested in proposed rules and regulations, or standards. Any person heard or registered at the hearing, or making written request for notice, shall be given written notice of the action of the commission with respect to the subject thereof. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated to administer and enforce sections 640.100 to 640.140 shall become effective only if the agency has fully complied with all of the requirements of chapter 536, including but not limited to section 536.028, if applicable, after June 9, 1998. All rulemaking authority delegated prior to June 9, 1998, is of no force and effect and repealed as of June 9, 1998, however, nothing in this section shall be interpreted to repeal or affect the validity of any rule adopted or promulgated prior to June 9, 1998. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in this chapter or chapter 644 shall affect the validity of any rule adopted and promulgated prior to June 9, 1998.

3. The commission shall promulgate rules and regulations for the certification of public water system operators, backflow prevention assembly testers and laboratories conducting tests pursuant to sections 640.100 to 640.140. Any person seeking to be a certified backflow prevention assembly tester shall satisfactorily complete standard, nationally recognized written and performance examinations designed to ensure that the person is competent to determine if the assembly is functioning within its design specifications. Any such state certification shall satisfy any need for local certification as a backflow prevention assembly tester. However, political subdivisions may set additional testing standards for individuals who are seeking to be certified as backflow prevention assembly testers. Notwithstanding any other provision of law to the contrary, agencies of the state or its political subdivisions shall only require carbonated beverage dispensers to conform to the backflow protection requirements established in the National Sanitation Foundation standard eighteen, and the dispensers shall be so listed by an independent testing laboratory. The commission shall promulgate rules and regulations for collection of samples and analysis of water furnished by municipalities, corporations, companies, state establishments, federal establishments or individuals to the public. The department of natural resources or the department of health and senior services shall, at the request of any supplier, make any analyses or tests required pursuant to the terms of section 192.320 and sections 640.100 to 640.140. The department shall collect fees to cover the reasonable cost of laboratory services, both within the department of natural resources and the department of health and senior services, laboratory certification and program administration as required by sections 640.100 to 640.140. The laboratory services and program administration fees pursuant to this subsection shall not exceed two hundred dollars for a supplier supplying less than four thousand one hundred service connections, three hundred dollars for supplying less than seven thousand six hundred service connections, five hundred dollars for supplying seven thousand six hundred or more service connections, and five hundred dollars for testing surface water. Such fees shall be deposited in the safe drinking water fund as specified in section 640.110. The analysis of all drinking water required by section 192.320 and sections 640.100 to 640.140 shall be made by the department of natural resources laboratories, department of health and senior services laboratories or laboratories certified by the department of natural resources.

4. The department of natural resources shall establish and maintain an inventory of public water supplies and conduct sanitary surveys of public water systems. Such records shall be available for public inspection during regular business hours.

5. (1) For the purpose of complying with federal requirements for maintaining the primacy of state enforcement of the federal Safe Drinking Water Act, the department is hereby directed to request appropriations from the general revenue fund and all other appropriate sources to fund the activities of the public drinking water program and in addition to the fees authorized pursuant to subsection 3 of this section, an annual fee for each customer service connection with a public water system is hereby authorized to be imposed upon all customers of public water systems in this state. Each customer of a public water system shall pay an annual fee for each customer service connection.

(2) The annual fee per customer service connection for unmetered customers and customers with meters not greater than one inch in size shall be based upon the number of service connections in the water system serving that customer, and shall not exceed:

1 to 1,000 connections	$ 3.24
1,001 to 4,000 connections	3.00
4,001 to 7,000 connections	2.76
7,001 to 10,000 connections	2.40
10,001 to 20,000 connections	2.16
20,001 to 35,000 connections	1.92
35,001 to 50,000 connections	1.56
50,001 to 100,000 connections	1.32
More than 100,000 connections	1.08

(3) The annual user fee for customers having meters greater than one inch but less than or equal to two inches in size shall not exceed seven dollars and forty-four cents; for customers with meters greater than two inches but less than or equal to four inches in size shall not exceed forty-one dollars and sixteen cents; and for customers with meters greater than four inches in size shall not exceed eighty-two dollars and forty-four cents.

(4) Customers served by multiple connections shall pay an annual user fee based on the above rates for each connection, except that no single facility served by multiple connections shall pay a total of more than five hundred dollars per year.

6. Fees imposed pursuant to subsection 5 of this section shall become effective on August 28, 2006, and shall be collected by the public water system serving the customer beginning September 1, 2006, and continuing until such time that the safe drinking water commission, at its discretion, specifies a different amount under subsection 8 of this section. The commission shall promulgate rules and regulations on the procedures for billing, collection and delinquent payment. Fees collected by a public water system pursuant to subsection 5 of this section and fees established by the commission pursuant to subsection 8 of this section are state fees. The annual fee shall be enumerated separately from all other charges, and shall be collected in monthly, quarterly or annual increments. Such fees shall be transferred to the director of the department of revenue at frequencies not less than quarterly. Two percent of the revenue arising from the fees shall be retained by the public water system for the purpose of reimbursing its expenses for billing and collection of such fees.

7. Imposition and collection of the fees authorized in subsection 5 and fees established by the commission pursuant to subsection 8 of this section shall be suspended on the first day of a calendar quarter if, during the preceding calendar quarter, the federally delegated authority granted to the safe drinking water program within the department of natural resources to administer the Safe Drinking Water Act, 42 U.S.C. Section 300g-2, is withdrawn. The fee shall not be reinstated until the first day of the calendar quarter following the quarter during which such delegated authority is reinstated.

8. Notwithstanding any statutory fee amounts or maximums to the contrary, the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from public and private water suppliers, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the safe drinking water commission. The commission shall review such recommendations at a forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or six of nine commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year, at which point the existing fee structure shall expire. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

643.079. 1. Any air contaminant source required to obtain a permit issued under sections 643.010 to 643.355 shall pay annually beginning April 1, 1993, a fee as provided herein. For the first year the fee shall be twenty-five dollars per ton of each regulated air contaminant emitted. Thereafter, the fee shall be set every three years by the commission by rule and shall be at least twenty-five dollars per ton of regulated air contaminant emitted but not more than forty dollars per ton of regulated air contaminant emitted in the previous calendar year. If necessary, the commission may make annual adjustments to the fee by rule. The fee shall be set at an amount consistent with the need to fund the reasonable cost of administering sections 643.010 to 643.355, taking into account other moneys received pursuant to sections 643.010 to 643.355. For the purpose of determining the amount of air contaminant emissions on which the fees authorized under this section are assessed, a facility shall be considered one source as described in subsection 2 of section 643.078, except that a facility with multiple operating permits shall pay the emission fees authorized under this section separately for air contaminants emitted under each individual permit.

2. A source which produces charcoal from wood shall pay an annual emission fee under this subsection in lieu of the fee established in subsection 1 of this section. The fee shall be based upon a maximum fee of twenty-five dollars per ton and applied upon each ton of regulated air contaminant emitted for the first four thousand tons of each contaminant emitted in the amount established by the commission pursuant to subsection 1 of this section, reduced according to the following schedule:

(1) For fees payable under this subsection in the years 1993 and 1994, the fee shall be reduced by one hundred percent;

(2) For fees payable under this subsection in the years 1995, 1996 and 1997, the fee shall be reduced by eighty percent;

(3) For fees payable under this subsection in the years 1998, 1999 and 2000, the fee shall be reduced by sixty percent.

3. The fees imposed in subsection 2 of this section shall not be imposed or collected after the year 2000 unless the general assembly reimposes the fee.

4. Each air contaminant source with a permit issued under sections 643.010 to 643.355 shall pay the fee for the first four thousand tons of each regulated air contaminant emitted each year but no air contaminant source shall pay fees on total emissions of regulated air contaminants in excess of twelve thousand tons in any calendar year. A permitted air contaminant source which emitted less than one ton of all regulated pollutants shall pay a fee equal to the amount per ton set by the commission. An air contaminant source which pays emission fees to a holder of a certificate of authority issued pursuant to section 643.140 may deduct such fees from any amount due under this section. The fees imposed in this section shall not be applied to carbon oxide emissions. The fees imposed in subsection 1 of this section and this subsection shall not be applied to sulfur dioxide emissions from any Phase I affected unit subject to the requirements of Title IV, Section 404, of the federal Clean Air Act, as amended, 42 U.S.C. Section 7651 et seq., any sooner than January 1, 2000. The fees imposed on emissions from Phase I affected units shall be consistent with and shall not exceed the provisions of the federal Clean Air Act, as amended, and the regulations promulgated thereunder. Any such fee on emissions from any Phase I affected unit shall be reduced by the amount of the service fee paid by that Phase I affected unit pursuant to subsection 8 of this section in that year. Any fees that may be imposed on Phase I sources shall follow the procedures set forth in subsection 1 of this section and this subsection and shall not be applied retroactively.

5. Moneys collected under this section shall be transmitted to the director of revenue for deposit in appropriate subaccounts of the natural resources protection fund created in section 640.220. A subaccount shall be maintained for fees paid by air contaminant sources which are required to be permitted under Title V of the federal Clean Air Act, as amended, 42 U.S.C. Section 7661 et seq., and used, upon appropriation, to fund activities by the department to implement the operating permits program authorized by Title V of the federal Clean Air Act, as amended. Another subaccount shall be maintained for fees paid by air contaminant sources which are not required to be permitted under Title V of the federal Clean Air Act as amended, and used, upon appropriation, to fund other air pollution control program activities. Another subaccount shall be maintained for service fees paid under subsection 8 of this section by Phase I affected units which are subject to the requirements of Title IV, Section 404, of the federal Clean Air Act Amendments of 1990 (42 U.S.C. Section 7651c), as amended, and used, upon appropriation, to fund air pollution control program activities. The provisions of section 33.080 to the contrary notwithstanding, moneys in the fund shall not revert to general revenue at the end of each biennium. Interest earned by moneys in the subaccounts shall be retained in the subaccounts. The per-ton fees established under subsection 1 of this section may be adjusted annually, consistent with the need to fund the reasonable costs of the program, but shall not be less than twenty-five dollars per ton of regulated air contaminant nor more than forty dollars per ton of regulated air contaminant. The first adjustment shall apply to moneys payable on April 1, 1994, and shall be based upon the general price level for the twelve-month period ending on August thirty-first of the previous calendar year.

6. The department may initiate a civil action in circuit court against any air contaminant source which has not remitted the appropriate fees within thirty days. In any judgment against the source, the department shall be awarded interest at a rate determined pursuant to section 408.030 and reasonable attorney's fees. In any judgment against the department, the source shall be awarded reasonable attorney's fees.

7. The department shall not suspend or revoke a permit for an air contaminant source solely because the source has not submitted the fees pursuant to this section.

8. Any Phase I affected unit which is subject to the requirements of Title IV, Section 404, of the federal Clean Air Act Amendments of 1990 (42 U.S.C. Section 7651c), as amended, shall pay annually beginning April 1, 1993, and terminating December 31, 1999, a service fee for the previous calendar year as provided herein. For the first year, the service fee shall be twenty-five thousand dollars for each Phase I affected generating unit to help fund the administration of sections 643.010 to 643.355. Thereafter, the service fee shall be annually set by the commission by rule, following public hearing, based on an annual allocation prepared by the department showing the details of all costs and expenses upon which such fees are based consistent with the department's reasonable needs to administer and implement sections 643.010 to 643.355 and to fulfill its responsibilities with respect to Phase I affected units, but such service fee shall not exceed twenty-five thousand dollars per generating unit. Any such Phase I affected unit which is located on one or more contiguous tracts of land with any Phase II generating unit that pays fees under subsection 1 or subsection 2 of this section shall be exempt from paying service fees under this subsection. A "contiguous tract of land" shall be defined to mean adjacent land, excluding public roads, highways and railroads, which is under the control of or owned by the permit holder and operated as a single enterprise.

9. The department of natural resources shall determine the fees due pursuant to this section by the state of Missouri and its departments, agencies and institutions, including two- and four-year institutions of higher education. The director of the department of natural resources shall forward the various totals due to the joint committee on capital improvements and the directors of the individual departments, agencies and institutions. The departments, as part of the budget process, shall annually request by specific line item appropriation funds to pay said fees and capital funding for projects determined to significantly improve air quality. If the general assembly fails to appropriate funds for emissions fees as specifically requested, the departments, agencies and institutions shall pay said fees from other sources of revenue or funds available. The state of Missouri and its departments, agencies and institutions may receive assistance from the small business technical assistance program established pursuant to section 643.173.

10. Each retail agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan under 42 U.S.C. Section 7412(r), as amended, shall pay an annual registration fee of two hundred dollars. In addition, each retail agricultural facility that uses, stores, or sells anhydrous ammonia shall pay an annual tonnage fee calculated on the number of tons of anhydrous ammonia sold. The initial retail tonnage fee shall be set at one dollar and twenty-five cents per ton of anhydrous ammonia used or sold. Each distributor or terminal agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan program 3 under 40 CFR Part 68 shall pay an annual registration fee of five thousand dollars and shall not pay a tonnage fee. The annual registration fees and tonnage fee may be periodically revised under subsection 11 of this section. However, the fees collected shall be used exclusively for the purposes of administering the provisions of 42 U.S.C. Section 7412(r), as amended, for such agricultural facilities. Fees paid by agricultural air contaminant sources that use, store, or sell anhydrous ammonia for the purposes of implementing the requirements of 42 U.S.C. Section 7412(r), as amended, shall be deposited into the anhydrous ammonia risk management plan subaccount within the natural resources protection fund created in section 643.245. If the funding exceeds the reasonable costs to administer the programs as set forth in this section, the department of natural resources shall reduce fees for all registrants if the fees derived exceed the reasonable cost of administering the risk management plan under 42 U.S.C. Section 7412(r), as amended.

11. Notwithstanding any statutory fee amounts or maximums to the contrary, the department of natural resources may conduct a comprehensive review and propose changes to the fee structure authorized by sections 643.073, 643.075, 643.079, 643.225, 643.228, 643.232, 643.237, and 643.242 after holding stakeholder meetings in order to solicit stakeholder input from each of the following groups: the asbestos industry, electric utilities, mineral and metallic mining and processing facilities, cement kiln representatives, and any other interested industrial or business entities or interested parties. The department shall submit a proposed fee structure with stakeholder agreement to the air conservation commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments, may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the previous fee structure shall expire upon the effective date of the commission-adopted fee structure. Any regulation promulgated

under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation, by concurrent resolution disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the commission shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

644.057. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the clean water fee structure set forth in sections 644.052, 644.053, and 644.061. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: agriculture, industry, municipalities, public and private wastewater facilities, and the development community. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the clean water commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. In no case shall the clean water commission adopt or recommend any clean water fee in excess of five thousand dollars. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments, may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structures set forth in sections 644.052, 644.053, and 644.061 shall expire upon the effective date of the commission-adopted fee structure, contrary to section 644.054. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure provided by this section shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schwadron offered **House Amendment No. 1 to House Amendment No. 7**.

House Amendment No. 1
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Substitute for Senate Bill No. 109, Page 2, Line 10, by inserting after said line the following:

"260.243. **1.** The department of natural resources shall not issue a permit to an applicant for a commercial solid waste processing facility designed to incinerate solid waste in any county unless such facility meets the conditions established in this section. For the purposes of this section, a commercial solid waste processing facility is a facility designed to incinerate waste which accepts solid waste for a fee regardless of where such waste is generated. Any commercial solid waste processing facility which incinerates solid waste shall be located so as to provide a health and safety buffer zone to protect citizens living or working nearby. The size of the buffer zone

shall be determined by the department but shall extend at least fifty feet from a facility located in a nonresidential area in a city not within a county or at least three hundred feet from a facility located elsewhere. The department shall consider the proximity of schools, businesses and houses, the prevailing winds and other factors which it deems relevant when establishing the buffer zone. Any facility located within a city not within a county shall be required to strictly adhere to the terms, conditions and provisions of its permit.

2. (1) For any facility permitted on or after August 28, 2023, the department of natural resources shall not issue a permit to an applicant for a transfer station in any county with a charter form of government unless such transfer station meets the conditions established in this subsection. Any transfer station shall provide a buffer zone determined by the department that shall extend at least one thousand feet from a transfer station located in a residential area. The department shall consider the proximity of schools, businesses, and houses when establishing the buffer zone.

(2) This subsection shall not apply to any permit renewal, modifications, or amendments to any transfer station originally permitted as provided in subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 1 to House Amendment No. 7** was adopted.

On motion of Representative Bromley, **House Amendment No. 7, as amended**, was adopted.

Representative Clemens offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 109, Page 3, Section 256.710, Line 51, by inserting after all of said section and line the following:

"**319.032. 1. Upon receiving a notice of intent to excavate from an excavator, the notification center shall promptly transmit all details of such notice submitted under section 319.026 to the department of natural resources. The department shall immediately make the following determinations and notify the excavator of such determinations:**

(1) Determine whether the excavation location is within a site:

(a) On which the department is overseeing any environmental remediation at the time of the proposed excavation;

(b) That requires a remedial response, as such site is described by the department or in a United States Environmental Protection Agency record of decision; or

(c) For which environmental remediation has been completed; or

(2) Determine whether the excavation location is within a site that is:

(a) Under environmental investigation by the department; or

(b) Listed on the department's registry of abandoned or uncontrolled hazardous waste sites.

2. (1) If the excavation location is within a site described in subdivision (1) of subsection 1 of this section at the time of the proposed excavation, the department shall notify all persons having control over a hazardous substance, as defined in section 260.500, responsible for contaminating the site, require a test by such persons of the soil at the excavation location to ensure the safety of the excavators working at such site, and notify the excavators of the test results.

(2) If the excavation location is within a site described in subdivision (2) of subsection 1 of this section at the time of the proposed excavation, the department shall test the soil at the excavation location to ensure the safety of the excavators working at such site and notify the excavators of the test results."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 8 was withdrawn.

On motion of Representative Houx, **HCS SB 109, as amended**, was adopted.

On motion of Representative Houx, **HCS SB 109, as amended**, was read the third time and passed by the following vote:

AYES: 113

Adams	Allen	Amato	Anderson	Aune
Bangert	Baringer	Barnes	Bonacker	Bromley
Brown 149	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Byrnes	Christ
Clemens	Coleman	Collins	Cook	Crossley
Deaton	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gray	Gregory	Griffith	Haffner	Haley
Hein	Henderson	Hinman	Houx	Hovis
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Kelly 141	Knight	Lavender
Lewis 25	Mackey	Mann	Marquart	Mayhew
McGaugh	McGirl	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Riggs
Riley	Roberts	Sassmann	Sauls	Schulte
Schwadron	Seitz	Sharpe 4	Smith 155	Smith 46
Steinhoff	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	Wilson
Woods	Young	Mr. Speaker		

NOES: 028

Baker	Banderman	Billington	Boggs	Boyd
Chappell	Christofanelli	Copeland	Davidson	Davis
Gragg	Hardwick	Hausman	Hicks	Hudson
Keathley	Kelley 127	Lewis 6	Lonsdale	Lovasco
Matthiesen	Richey	Sander	Schnelting	Sparks
Stacy	Titus	West		

PRESENT: 001

Atchison

ABSENT WITH LEAVE: 020

Appelbaum	Black	Bland Manlove	Bosley	Brown 87
Butz	Casteel	Cupps	Diehl	Dinkins
Haden	McMullen	Sharp 37	Shields	Smith 163
Stephens	Thompson	Toalson Reisch	Windham	Wright

VACANCIES: 001

Representative Hudson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SB 24, relating to the provision of resources to first responders for mental health, was placed on the Informal Calendar.

HCS SS SCS SB 157, relating to professions requiring licensure, was taken up by Representative Coleman.

On motion of Representative Coleman, the title of **HCS SS SCS SB 157** was agreed to.

Representative Veit offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 12, Section 329.280, Line 33, by inserting after all of the said section and line the following:

"331.020. **1.** Whenever in this chapter occurs the word "board", or "the board", such words shall be construed to mean the state board of chiropractic examiners.

2. For the purposes of this chapter the following terms mean:

(1) "Animal chiropractic", the examination and treatment of an animal through vertebral subluxation complex or spinal, joint, or musculoskeletal manipulation by an animal chiropractic practitioner. The term "animal chiropractic" shall not be construed to require supervision by a licensed veterinarian to practice or to allow the diagnosing of an animal; the performing of surgery; the dispensing, prescribing, or administering of medications, drugs, or biologics; or the performance of any other type of veterinary medicine when performed by an individual licensed by the state board of chiropractic examiners;

(2) "Animal chiropractic practitioner":

(a) A licensed veterinarian; or

(b) An individual who is licensed by the state board of chiropractic examiners to engage in the practice of chiropractic, as defined in section 331.010; who is certified by the AVCA or IVCA, as defined in section 340.200, or other equivalent certifying body; who has graduated from a certification course in animal chiropractic with not less than two hundred ten hours of instruction; and whose practice of animal chiropractic shall be regulated by the state board of chiropractic examiners.

331.060. 1. The board may refuse to issue any certificate of registration or authority, permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered his certificate of registration or authority, permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state, of the United States, or of any country, for any offense directly related to the duties and responsibilities of the occupation, as set forth in section 324.012, regardless of whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration or authority, permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a certificate of registration or authority, permit or license or allowing any person to use his or her certificate of registration or authority, permit, license or diploma from school;

(8) Disciplinary action against the holder of a license or other right to practice any profession regulated by this chapter granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state;

(9) A person is finally adjudged insane or incompetent by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not registered and currently eligible to practice under this chapter;

(11) Issuance of a certificate of registration or authority, permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate or license if so required by this chapter or any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed. False, misleading or deceptive advertisements or solicitations shall include, but not be limited to:

(a) Promises of cure, relief from pain or other physical or mental condition, or improved physical or mental health;

(b) Any self-laudatory statement;

(c) Any misleading or deceptive statement offering or promising a free service. Nothing herein shall be construed to make it unlawful to offer a service for no charge if the offer is announced as part of a full disclosure of routine fees including consultation fees;

(d) Any misleading or deceptive claims of patient cure, relief or improved condition; superiority in service, treatment or materials; new or improved service, treatment or material, or reduced costs or greater savings. Nothing herein shall be construed to make it unlawful to use any such claim if it is readily verifiable by existing documentation, data or other substantial evidence. Any claim which exceeds or exaggerates the scope of its supporting documentation, data or evidence is misleading or deceptive;

(e) Failure to use the term "chiropractor", "doctor of chiropractic", "chiropractic physician", or "D.C." in any advertisement, solicitation, sign, letterhead, or any other method of addressing the public;

(f) Attempting to attract patronage in any manner which castigates, impugns, disparages, discredits or attacks other healing arts and sciences or other chiropractic physicians;

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof;

(17) Fails to maintain a chiropractic office in a safe and sanitary condition;

(18) Engaging in unprofessional or improper conduct in the practice of chiropractic;

(19) Administering or prescribing any drug or medicine or attempting to practice medicine, surgery, or osteopathy within the meaning of chapter 334;

(20) **Engaging in the practice of animal chiropractic without a patient referral from a licensed veterinarian with a current veterinarian-client-patient relationship;**

(21) Being unable to practice as a chiropractic physician with reasonable skill and safety to patients because of one of the following: professional incompetency; illness, drunkenness, or excessive use of drugs, narcotics, or chemicals; any mental or physical condition. In enforcing this subdivision the board shall, after a hearing before the board, upon a finding of probable cause, require the chiropractor for the purpose of establishing his competency to practice as a chiropractic physician to submit to a reexamination, which shall be conducted in accordance with rules

adopted for this purpose by the board, including rules to allow the examination of the chiropractic physician's professional competence by at least three chiropractic physicians, or to submit to a mental or physical examination or combination thereof by at least three physicians. One examiner shall be selected by the chiropractic physician compelled to take the examination, one selected by the board, and one shall be selected by the two examiners so selected. Notice of the physical or mental examination shall be given by personal service or certified mail. Failure of the chiropractic physician to submit to an examination when directed shall constitute an admission of the allegations against him, unless the failure was due to circumstances beyond his control. A chiropractic physician whose right to practice has been affected under this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that he can resume competent practice with reasonable skill and safety to patients.

(a) In any proceeding under this subdivision, neither the record of proceedings nor the orders entered by the board shall be used against a chiropractic physician in any other proceeding. Proceedings under this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(b) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the following: denying his application for a license; permanently withholding issuance of a license; administering a public or private reprimand; suspending or limiting or restricting his license to practice as a chiropractic physician for a period of not more than five years; revoking his license to practice as a chiropractic physician; requiring him to submit to the care, counseling or treatment of physicians designated by the chiropractic physician compelled to be treated. For the purpose of this subdivision, "license" includes the certificate of registration, or license, or both, issued by the board.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the board may, singly or in combination:

(1) Censure or place the person named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years; or

(2) May suspend the license, certificate or permit for a period not to exceed three years; or

(3) Revoke the license, certificate or permit.

4. If at any time after disciplinary sanctions have been imposed under this section or under any provision of this chapter, the licensee removes himself from the state of Missouri, ceases to be currently licensed under the provisions of this chapter, or fails to keep the Missouri state board of chiropractic examiners advised of his current place of business and residence, the time of his absence, or unlicensed status, or unknown whereabouts shall not be deemed or taken as any part of the time of discipline so imposed."; and

Further amend said bill, Page 124, Section 337.1075, Line 10, by inserting after all of the said section and line the following:

"340.200. When used in sections 340.200 to 340.330, the following terms mean:

(1) "Accredited school of veterinary medicine", any veterinary college or division of a university or college that offers the degree of doctor of veterinary medicine or its equivalent and is accredited by the American Veterinary Medical Association (AVMA);

(2) "Animal", any wild, exotic or domestic, living or dead animal or mammal other than man, including birds, fish and reptiles;

(3) **"Animal chiropractic", the examination and treatment of an animal through vertebral subluxation complex or spinal, joint, or musculoskeletal manipulation by an animal chiropractic practitioner. The term "animal chiropractic" shall not be construed to require supervision by a licensed veterinarian to practice or to allow the diagnosing of an animal; the performing of surgery; the dispensing, prescribing, or administering of medications, drugs, or biologics; or the performance of any other type of veterinary medicine when performed by an individual licensed by the state board of chiropractic examiners;**

(4) "Animal chiropractic practitioner":

(a) A licensed veterinarian; or

(b) An individual who is licensed by the state board of chiropractic examiners to engage in the practice of chiropractic, as defined in section 331.010; who is certified by the AVCA, IVCA, or other equivalent certifying body; who has graduated from a certification course in animal chiropractic with not less than two hundred ten hours of instruction; and whose practice of animal chiropractic shall be regulated by the state board of chiropractic examiners under chapter 331;

(5) "Applicant", an individual who files an application to be licensed to practice veterinary medicine or to be registered as a veterinary technician;

[~~(4)~~**] (6)** "Appointed member of the board", regularly appointed members of the Missouri veterinary medical board, not including the state veterinarian who serves on the board ex officio;

[~~(5)~~**] (7) "AVCA", the American Veterinary Chiropractic Association or its successor organization;**

(8) "Board", the Missouri veterinary medical board;

[~~(6)~~**] (9)** "Consulting veterinarian", a veterinarian licensed in another state, country or territory who gives advice or demonstrates techniques to a licensed Missouri veterinarian or group of licensed Missouri veterinarians;

[~~(7)~~**] (10)** "ECFVG certificate", a certificate issued by the American Veterinary Medical Association Educational Commission for Foreign Veterinary Graduates or its successor. The certificate must indicate that the holder of the certificate has demonstrated knowledge and skill equivalent to that possessed by a graduate of an accredited school of veterinary medicine;

[~~(8)~~**] (11)** "Emergency", when an animal has been placed in a life-threatening condition and immediate treatment is necessary to sustain life or where death is imminent and action is necessary to relieve pain or suffering;

[~~(9)~~**] (12)** "Faculty member", full professors, assistant professors, associate professors, clinical instructors and residents but does not include interns or adjunct appointments;

[~~(10)~~**] (13)** "Foreign veterinary graduate", any person, including foreign nationals and American citizens, who has received a professional veterinary medical degree from an AVMA listed veterinary college located outside the boundaries of the United States, its territories or Canada, that is not accredited by the AVMA;

[~~(11)~~**] (14) "IVCA", the International Veterinary Chiropractic Association or its successor organization;**

(15) "License", any permit, approval, registration or certificate issued or renewed by the board;

[~~(12)~~**] (16)** "Licensed veterinarian", an individual who is validly and currently licensed to practice veterinary medicine in Missouri as determined by the board in accordance with the requirements and provisions of sections 340.200 to 340.330;

[~~(13)~~**] (17)** "Minimum standards", standards as set by board rule and which establish the minimum requirements for the practice of veterinary medicine in the state of Missouri as are consistent with the intent and purpose of sections 340.200 to 340.330;

[~~(14)~~**] (18)** "Person", any individual, firm, partnership, association, joint venture, cooperative or corporation or any other group or combination acting in concert; whether or not acting as principal, trustee, fiduciary, receiver, or as any kind of legal or personal representative or as the successor in interest, assigning agent, factor, servant, employee, director, officer or any other representative of such person;

[~~(15)~~**] (19)** "Practice of veterinary medicine", to represent directly, indirectly, publicly or privately an ability and willingness to do any act described in subdivision **[**~~(28)~~**] (32)** of this section;

[~~(16)~~**] (20)** "Provisional license", a license issued to a person while that person is engaged in a veterinary candidacy program;

[~~(17)~~**] (21)** "Registered veterinary technician", a person who is formally trained for the specific purpose of assisting a licensed veterinarian with technical services under the appropriate level of supervision as is consistent with the particular delegated animal health care task;

[~~(18)~~**] (22)** "Supervision":

(a) "Immediate supervision", the licensed veterinarian is in the immediate area and within audible and visual range of the animal patient and the person treating the patient;

(b) "Direct supervision", the licensed veterinarian is on the premises where the animal is being treated and is quickly and easily available and the animal has been examined by a licensed veterinarian at such times as acceptable veterinary medical practice requires consistent with the particular delegated animal health care task;

(c) "Indirect supervision", the licensed veterinarian need not be on the premises but has given either written or oral instructions for the treatment of the animal patient or treatment protocol has been established and the animal has been examined by a licensed veterinarian at such times as acceptable veterinary medical practice requires consistent with the particular delegated health care task; provided that the patient is not in a surgical plane of anesthesia and the licensed veterinarian is available for consultation on at least a daily basis;

[~~(19)~~**] (23)** "Supervisor", a licensed veterinarian employing or utilizing the services of a registered veterinary technician, veterinary intern, temporary provisional licensee, veterinary medical student, unregistered assistant or any other individual working under that veterinarian's supervision;

[~~(20)~~**] (24)** "Temporary license", any temporary permission to practice veterinary medicine issued by the board pursuant to section 340.248;

[~~(21)~~**] (25)** "Unregistered assistant", any individual who is not a registered veterinary technician or licensed veterinarian and is employed by a licensed veterinarian;

[~~(22)~~**] (26)** "Veterinarian", "doctor of veterinary medicine", "DVM", "VMD", or equivalent title, a person who has received a doctor's degree in veterinary medicine from an accredited school of veterinary medicine or holds a ECFVG certificate issued by the AVMA;

[~~(23)~~**] (27)** "Veterinarian-client-patient relationship", the veterinarian has assumed the responsibility for making medical judgments regarding the health of the animal and the need for medical treatment, and the client, owner or owner's agent has agreed to follow the instructions of the veterinarian. There is sufficient knowledge of the animal by the veterinarian to initiate at least a general or preliminary diagnosis of the medical condition of the animal. Veterinarian-client-patient relationship means that the veterinarian has recently seen and is personally acquainted with the keeping and care of the animal by virtue of an examination or by medically appropriate and timely visits to the premises where the animal is kept. The practicing veterinarian is readily available for follow-up care in case of adverse reactions or failure of the prescribed course of therapy;

[~~(24)~~**] (28)** "Veterinary candidacy program", a program by which a person who has received a doctor of veterinary medicine or equivalent degree from an accredited school of veterinary medicine can obtain the practical experience required for licensing in Missouri pursuant to sections 340.200 to 340.330;

[~~(25)~~**] (29)** "Veterinary facility", any place or unit from which the practice of veterinary medicine is conducted, including but not limited to the following:

(a) "Veterinary or animal hospital or clinic", a facility that meets or exceeds all physical requirements and minimum standards as established by board rule for veterinary facilities; provides quality examination, diagnostic and health maintenance services for medical and surgical treatment of animals and is equipped to provide housing and nursing care for animals during illness or convalescence;

(b) "Specialty practice or clinic", a facility that provides complete specialty service by a licensed veterinarian who has advanced training in a specialty and is a diplomate of an approved specialty board. A specialty practice or clinic shall meet all minimum standards which are applicable to a specialty as established by board rule;

(c) "Central hospital", a facility that meets all requirements of a veterinary or animal hospital or clinic as defined in paragraph (a) of this subdivision and other requirements as established by board rule, and which provides specialized care, including but not limited to twenty-four-hour nursing care and specialty consultation on permanent or on-call basis. A central hospital shall be utilized primarily on referral from area veterinary hospitals or clinics;

(d) "Satellite, outpatient or mobile small animal clinic", a supportive facility owned by or associated with and has ready access to a full-service veterinary hospital or clinic or a central hospital providing all mandatory services and meeting all physical requirements and minimum standards as established by sections 340.200 to 340.330 or by board rule;

(e) "Large animal mobile clinic", a facility that provides examination, diagnostic and preventive medicine and minor surgical services for large animals not requiring confinement or hospitalization;

(f) "Emergency clinic", a facility established to receive patients and to treat illnesses and injuries of an emergency nature;

[~~(26)~~**] (30)** "Veterinary candidate", a person who has received a doctor of veterinary medicine or equivalent degree from an accredited school or college of veterinary medicine and who is working under the supervision of a board-approved licensed veterinarian;

[~~(27)~~**] (31)** "Veterinary intern", a person who has received a doctor of veterinary medicine or equivalent degree from an accredited school or college of veterinary medicine and who is participating in additional clinical training in veterinary medicine to prepare for AVMA-recognized certification or specialization;

[~~(28)~~**] (32)** "Veterinary medicine", the science of diagnosing, treating, changing, alleviating, rectifying, curing or preventing any animal disease, deformity, defect, injury or other physical or mental condition, including, but not limited to, the prescription or administration of any drug, medicine, biologic, apparatus, application, anesthesia or other therapeutic or diagnostic substance or technique on any animal, including, but not limited to, acupuncture, dentistry, animal psychology, animal chiropractic, theriogenology, surgery, both general and cosmetic surgery, any manual, mechanical, biological or chemical procedure for testing for pregnancy or for correcting sterility or infertility or to render service or recommendations with regard to any of the procedures in this **[**~~paragraph~~**] subdivision**;

[~~(29)~~**] (33)** "Veterinary student preceptee", a person who is pursuing a veterinary degree in an accredited school of veterinary medicine which has a preceptor program and who has completed the academic requirements of such program.

340.216. 1. It is unlawful for any person not licensed as a veterinarian under the provisions of sections 340.200 to 340.330 to practice veterinary medicine or to do any act which requires knowledge of veterinary medicine for valuable consideration, or for any person not so licensed to hold himself or herself out to the public as a practitioner of veterinary medicine by advertisement, the use of any title or abbreviation with the person's name, or otherwise; except that nothing in sections 340.200 to 340.330 shall be construed as prohibiting:

(1) Any person from gratuitously providing emergency treatment, aid or assistance to animals where a licensed veterinarian is not available within a reasonable length of time if the person does not represent himself or herself to be a veterinarian or use any title or degree appertaining to the practice thereof;

(2) Acts of a person who is a student in good standing in a school or college of veterinary medicine or while working as a student preceptee, in performing duties or functions assigned by the student's instructors, or while working under the appropriate level of supervision of a licensed veterinarian as is consistent with the particular delegated animal health care task as established by board rule, and acts performed by a student in a school or college of veterinary medicine recognized by the board and performed as part of the education and training curriculum of the school under the supervision of the faculty. The unsupervised or unauthorized practice of veterinary medicine, even though on the premises of a school or college of veterinary medicine, is prohibited;

(3) Personnel employed by the United States Department of Agriculture or the Missouri department of agriculture from engaging in animal disease, parasite control or eradication programs, or other functions specifically required and authorized to be performed by unlicensed federal or state officials under any lawful act or statute, except that this exemption shall not apply to such persons not actively engaged in performing or fulfilling their official duties and responsibilities;

(4) Any merchant or manufacturer from selling drugs, medicine, appliances or other products used in the prevention or treatment of animal diseases if such drug, medicine, appliance or other product is not marked by the appropriate federal label. Such merchants or manufacturers shall not, either directly or indirectly, attempt to diagnose a symptom or disease in order to advise treatment, use of drugs, medicine, appliances or other products;

(5) The owner of any animal or animals and the owner's full-time employees from caring for and treating any animals belonging to such owner, with or without the advice and consultation of a licensed veterinarian, provided that the ownership of the animal or animals is not transferred, or employment changed, to avoid the provisions of sections 340.200 to 340.330; however, only a licensed veterinarian may immunize or treat an animal for diseases which are communicable to humans and which are of public health significance, except as otherwise provided for by board rule;

(6) Any graduate of any accredited school of veterinary medicine while engaged in a veterinary candidacy program or foreign graduate from a nonaccredited school or college of veterinary medicine while engaged in a veterinary candidacy program or clinical evaluation program, and while under the appropriate level of supervision of a licensed veterinarian performing acts which are consistent with the particular delegated animal health care task;

(7) State agencies, accredited schools, institutions, foundations, business corporations or associations, physicians licensed to practice medicine and surgery in all its branches, graduate doctors of veterinary medicine, or persons under the direct supervision thereof from conducting experiments and scientific research on animals in the development of pharmaceuticals, biologicals, serums, or methods of treatment, or techniques for the diagnosis or treatment of human ailments, or when engaged in the study and development of methods and techniques directly or indirectly applicable to the problems of the practice of veterinary medicine;

(8) Any veterinary technician, duly registered by, and in good standing with, the board from administering medication, appliances or other products for the treatment of animals while under the appropriate level of supervision as is consistent with the delegated animal health care task; **[**~~and~~**]**

(9) A consulting veterinarian while working in a consulting capacity in Missouri while under the immediate supervision of a veterinarian licensed and in good standing under sections 340.200 to 340.330**; and**

(10) Any animal chiropractic practitioner from engaging in the practice of animal chiropractic if the animal chiropractic practitioner has received a referral of the animal from a licensed veterinarian with a current veterinarian-client-patient relationship, as defined in section 340.200. The referring veterinarian may limit the number of visits or length of treatment at the time of referral or after consultation with the animal chiropractic practitioner.

2. Nothing in sections 340.200 to 340.330 shall be construed as limiting the board's authority to provide other exemptions or exceptions to the requirements of licensing as the board may find necessary or appropriate under its rulemaking authority.

340.218. The use of any title, words, abbreviations, letters or symbol in a manner or under circumstances which induce the reasonable belief that the person using them is qualified to do any act described in subdivision **[**~~(24)~~**] (32)** of section 340.200 is prima facie evidence of the intention to represent such person as engaged in the practice of veterinary medicine under sections 340.200 to 340.330.

340.222. **1.** A supervisor, as defined in subdivision **[**~~(19)~~**] (23)** of section 340.200, is individually and separately responsible and liable for the performance of the acts delegated to and the omissions of the veterinary technician, veterinary medical candidate, temporary licensee, veterinary medical preceptee, unregistered assistant or any other individual working under his or her supervision.

2. Nothing in this section shall be construed to relieve veterinary technicians, veterinary medical candidates, provisional licensees, temporary licensees, veterinary medical preceptees or unregistered assistants of any responsibility or liability for any of their own acts or omissions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 1** was adopted.

Representative Perkins offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 12, Section 329.280, Line 33, by inserting after all of said section and line the following:

"333.041. 1. **[**~~Each applicant for a license to practice funeral directing shall furnish evidence to establish to the satisfaction of the board that he or she is at least eighteen years of age, and possesses a high school diploma, a general equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board.~~

~~2. Every person desiring to enter the profession of embalming dead human bodies within the state of Missouri and who is enrolled in a program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board shall register with the board as a practicum student upon the form provided by the board. After such registration, a student may assist, under the direct supervision of Missouri licensed embalmers and funeral directors, in Missouri licensed funeral establishments, while serving his or her practicum. The form for registration as a practicum student shall be accompanied by a fee in an amount established by the board.~~

~~3.~~**]** Each applicant for a **student** license to practice embalming shall **submit an application to the state board of embalmers and funeral directors, pay all application fees, and** furnish evidence to establish to the satisfaction of the board that he or she:

(1) Is at least eighteen years of age, and possesses a high school diploma, a general equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board; **and**

(2) **Is currently enrolled in a funeral service education program or** has completed a funeral service education program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board. **[**~~If an applicant does not complete all requirements for licensure within five years from the date of his or her completion of an accredited program, his or her registration as an apprentice embalmer shall be automatically cancelled. The applicant shall be required to file a new application and pay applicable fees. No previous apprenticeship shall be considered for the new application;~~

~~(3) Upon due examination administered by the board, is possessed of a knowledge of the subjects of embalming, anatomy, pathology, bacteriology, mortuary administration, chemistry, restorative art, together with statutes, rules and regulations governing the care, custody, shelter and disposition of dead human bodies and the transportation thereof or has passed the national board examinati- on of the Conference of Funeral Service Examining Boards. If any applicant fails to pass the state examination, he or she may retake the examination at the next regular examination meeting. The applicant shall notify the board office of his or her desire to retake the~~

~~examination at least thirty days prior to the date of the examination. Each time the examination is retaken, the applicant shall pay a new examination fee in an amount established by the board;~~

~~(4) Has been employed full time in funeral service in a licensed funeral establishment and has personally embalmed at least twenty-five dead human bodies under the personal supervision of an embalmer who holds a current and valid Missouri embalmer's license during an apprenticeship of not less than twelve consecutive months. "Personal supervision" means that the licensed embalmer shall be physically present during the entire embalming process in the first six months of the apprenticeship period and physically present at the beginning of the embalming process and available for consultation and personal inspection within a period of not more than one hour in the remaining six months of the apprenticeship period. All transcripts and other records filed with the board shall become a part of the board files.~~**]**

2. After a student's application has been approved by the board, student licensees who are enrolled in a funeral service education program may assist, under the direct supervision of an embalmer licensed under this chapter, in an establishment licensed for embalming under this chapter. Student licensees shall not assist when not under such supervision.

3. In order to be eligible for full licensure, a student licensee shall, after completing a funeral service education program accredited by the American Board of Funeral Service Education or any successor organization or any other accrediting entity as approved by the board:

(1) Demonstrate that he or she has completed a qualifying apprenticeship of no less than six months and has personally embalmed at least twenty-five dead human bodies under the direct supervision of an embalmer who is licensed under this chapter; and

(2) Pass the National Board or State Board Science examination and the Missouri law examination.

4. If the applicant does not complete the application process within the five years after his or her completion of an approved program, then he or she must file a new application and no fees paid previously shall apply toward the license fee.

5. Examinations required by this section and section 333.042 shall be held at least twice a year at times and places fixed by the board. The board shall by rule and regulation prescribe the standard for successful completion of the examinations.

6. **(1)** Upon establishment of his or her qualifications as specified by this section **[**~~or section 333.042~~**]**, the board shall issue to the applicant a license to practice funeral **[**~~directing or~~**]** embalming**[**~~, as the case may require,~~**]** and shall register the applicant as a **[**~~duly licensed funeral director or a~~**]** duly licensed embalmer. Any person having the qualifications required by this section and section 333.042 may be granted both a license to practice funeral directing and to practice embalming.

(2) Any person licensed under this subsection may, at his or her election, at any time, sit for the National Board or State Board Arts examination for the purpose of potential reciprocity with any other state that may require such examination.

7. **[**~~The board shall, upon request, waive any requirement of this chapter and issue a temporary funeral director's license, valid for six months, to the surviving spouse or next of kin or the personal representative of a licensed funeral director, or to the spouse, next of kin, employee or conservator of a licensed funeral director disabled because of sickness, mental incapacity or injury~~**] For purposes of this section, the following terms mean:**

(1) "Direct supervision", supervision in which the licensed embalmer is physically present with the apprentice and the dead human body at the beginning of the embalming and within the same building in which the embalming is taking place for the entire embalming;

(2) "Qualifying apprenticeship", an apprenticeship in which the applicant devotes at least thirty hours each week to his or her duties as an apprentice under the direct supervision of an embalmer licensed under this chapter in a funeral establishment licensed to embalm dead human bodies.

333.042. 1. **[**~~Every person desiring to enter the profession of funeral directing in this state shall make application with the state board of embalmers and funeral directors and pay the current application and examination fees. Except as otherwise provided in section 41.950, applicants not entitled to a license pursuant to section 333.051 or 324.009 shall serve an apprenticeship for at least twelve consecutive months in a funeral establishment licensed for the care and preparation for burial and transportation of the human dead in this state or in another state which has established standards for admission to practice funeral directing equal to, or more stringent than, the requirements for admission to practice funeral directing in this state. The applicant shall devote at least fifteen hours per week to~~

~~his or her duties as an apprentice under the supervision of a Missouri licensed funeral director. Such applicant shall submit proof to the board, on forms provided by the board, that the applicant has arranged and conducted ten funeral services during the applicant's apprenticeship under the supervision of a Missouri licensed funeral director. Upon completion of the apprenticeship, the applicant shall appear before the board to be tested on the applicant's legal and practical knowledge of funeral directing, funeral home licensing, preneed funeral contracts and the care, custody, shelter, disposition and transportation of dead human bodies. Upon acceptance of the application and fees by the board, an applicant shall have twenty-four months to successfully complete the requirements for licensure found in this section or the application for licensure shall be cancelled.~~

~~2. If a person applies for a limited license to work only in a funeral establishment which is licensed only for cremation, including transportation of dead human bodies to and from the funeral establishment, he or she shall make application, pay the current application and examination fee and successfully complete the Missouri law examination. He or she shall be exempt from the twelve-month apprenticeship required by subsection 1 of this section and the practical examination before the board. If a person has a limited license issued pursuant to this subsection, he or she may obtain a full funeral director's license if he or she fulfills the apprenticeship and successfully completes the funeral director practical examination.~~

~~3. If an individual is a Missouri licensed embalmer or has completed a program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board or has successfully completed a course of study in funeral directing offered by an institution accredited by a recognized national, regional or state accrediting body and approved by the state board of embalmers and funeral directors, and desires to enter the profession of funeral directing in this state, the individual shall comply with all the requirements for licensure as a funeral director pursuant to subsection 1 of section 333.041 and subsection 1 of this section; however, the individual is exempt from the twelve-month apprenticeship required by subsection 1 of this section~~**] Every person desiring to engage in the practice of funeral directing as an apprentice in this state shall obtain a provisional funeral director license from the board. To apply for a provisional license, the applicant shall submit an application to the state board of embalmers and funeral directors, pay the current application fees, and furnish evidence to establish to the satisfaction of the board that he or she:**

(1) Is at least eighteen years of age; and

(2) Will work as an apprentice funeral director under personal supervision of a funeral director licensed under this chapter. The applicant shall provide to the board the name and license number of the funeral director who will perform his or her supervision and the location where the applicant will practice.

2. An applicant for a provisional funeral director license under subsection 1 of this section shall have twenty-four months to complete the requirements for licensure under this section. If the applicant fails to complete the requirements within such period, the application for licensure shall be cancelled. If the application is cancelled, the applicant shall be required to file a new application and pay applicable fees. No previous apprenticeship shall be considered for the new application.

3. Every person desiring to enter the profession of funeral directing in this state shall submit an application to the state board of embalmers and funeral directors, pay the current application fees, and furnish evidence to establish to the satisfaction of the board that he or she:

(1) Is at least eighteen years of age and possesses a high school diploma, a general equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board;

(2) Has passed the Missouri law examination; and

(3) Has:

(a) Passed the National Board or State Board Arts examination and successfully completed a program accredited by the American Board of Funeral Service Education or any successor organization or any other accrediting entity as approved by the board;

(b) Passed the National Board or State Board Arts examination and successfully completed a course of study in funeral directing offered by an institution accredited by a recognized national, regional, or state accrediting body and approved by the state board of embalmers and funeral directors;

(c) Passed the National Board or State Board Arts examination and successfully completed a qualifying apprenticeship for at least twelve months, during which the applicant establishes to the satisfaction of the board that he or she conducted and arranged at least ten funerals; or

(d) Successfully completed a qualifying apprenticeship for at least twelve months, during which the applicant establishes to the satisfaction of the board that he or she has conducted and arranged at least twenty-five funerals.

4. (1) Upon establishment of his or her qualifications as specified by this section, the board shall issue to the applicant a license to practice funeral directing and shall register the applicant as a duly licensed funeral director. Any person having the qualifications required by this section and section 333.041 may be granted both a license to practice funeral directing and to practice embalming.

(2) Any person licensed under this subsection without passing the National Board or State Board Arts examination may, at his or her election, at any time, sit for the National Board or State Board Arts examination for the purpose of potential reciprocity with any other state that may require such examination.

5. Every person desiring to obtain a funeral director limited license in this state shall submit an application to the state board of embalmers and funeral directors, pay the current application fees, and furnish evidence to establish to the satisfaction of the board that he or she:

(1) Is at least eighteen years of age; and

(2) Has successfully completed the Missouri law examination.

6. A person holding a funeral director limited license shall not be authorized to practice funeral directing in the state, except as follows:

(1) He or she may work in a funeral establishment licensed only for cremation, including transportation of dead human bodies to and from the funeral establishment; and

(2) He or she may perform cremations and duties relating to cremation.

7. If a person has a funeral director limited license issued under this section, he or she may obtain a full funeral director's license by fulfilling the apprenticeship requirements of paragraph (d) of subdivision (3) of subsection 3 of this section or by successfully completing a program accredited by the American Board of Funeral Service Education or any successor organization or any other accrediting entity as approved by the board.

8. The board shall, upon request, waive any requirement of this chapter and issue a temporary funeral director's license, valid for six months, to the surviving spouse or next of kin or the personal representative of a licensed funeral director, or to the spouse, next of kin, employee, or conservator of a licensed funeral director disabled because of sickness, mental incapacity, or injury.

9. For purposes of this section, the following terms mean:

(1) "Personal supervision", supervision in which a licensed funeral director shall be physically present during any arrangement conferences but shall not be required to be physically present at the location where the apprentice performs any other functions relating to the practice of funeral directing;

(2) "Qualifying apprenticeship", an apprenticeship in which the applicant devotes at least fifteen hours each week to his or her duties as an apprentice under the personal supervision of a funeral director licensed under this chapter in a funeral establishment licensed for the care and preparation for burial and transportation of the human dead."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 2** was adopted.

Representative Haden offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 4, Section 191.450, Line 23, by inserting after all of said section and line the following:

"**191.592. 1. For purposes of this section, the following terms mean:**

(1) "Department", the department of health and senior services;

(2) "Eligible entity", an entity that operates a physician medical residency program in this state and that is accredited by the Accreditation Council for Graduate Medical Education;

(3) "General primary care and psychiatry", family medicine, general internal medicine, general pediatrics, internal medicine-pediatrics, general obstetrics and gynecology, or general psychiatry;

(4) "Grant-funded residency position", a position that is accredited by the Accreditation Council for Graduate Medical Education, that is established as a result of funding awarded to an eligible entity for the purpose of establishing an additional medical resident position beyond the currently existing medical resident positions, and that is within the fields of general primary care and psychiatry. Such position shall end when the medical residency funding under this section is completed or when the resident in the medical grant-funded residency position is no longer employed by the eligible entity, whichever is earlier;

(5) "Participating medical resident", an individual who is a medical school graduate with a doctor of medicine degree or doctor of osteopathic medicine degree, who is participating in a postgraduate training program at an eligible entity, and who is filling a grant-funded residency position.

2. (1) Subject to appropriation, the department shall establish a medical residency grant program to award grants to eligible entities for the purpose of establishing and funding new general primary care and psychiatry medical residency positions in this state and continuing the funding of such new residency positions for the duration of the funded residency.

(2) (a) Funding shall be available for three years for residency positions in family medicine, general internal medicine, and general pediatrics.

(b) Funding shall be available for four years for residency positions in general obstetrics and gynecology, internal medicine-pediatrics, and general psychiatry.

3. (1) There is hereby created in the state treasury the "Medical Residency Grant Program Fund". Moneys in the fund shall be used to implement and fund grants to eligible entities.

(2) The medical residency grant program fund shall include funds appropriated by the general assembly, reimbursements from awarded eligible entities who were not able to fill the residency position or positions with an individual medical resident or residents, and any gifts, contributions, grants, or bequests received from federal, private, or other sources.

(3) The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely as provided in this section.

(4) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(5) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Subject to appropriation, the department shall expend moneys in the medical residency grant program fund in the following order:

(1) Necessary costs of the department to implement this section;

(2) Funding of grant-funded residency positions of individuals in the fourth year of their residency, as applicable to residents in general obstetrics and gynecology, internal medicine-pediatrics, and general psychiatry;

(3) Funding of grant-funded residency positions of individuals in the third year of their residency;

(4) Funding of grant-funded residency positions of individuals in the second year of their residency;

(5) Funding of grant-funded residency positions of individuals in the first year of their residency; and

(6) The establishment of new grant-funded residency positions at awarded eligible entities.

5. The department shall establish criteria to evaluate which eligible entities shall be awarded grants for new grant-funded residency positions, criteria for determining the amount and duration of grants, the contents of the grant application, procedures and timelines by which eligible entities may apply for grants, and all other rules needed to implement the purposes of this section. Such criteria shall include a preference for eligible entities located in areas of highest need for general primary care and psychiatric care physicians, as determined by the health professional shortage area score.

6. Eligible entities that receive grants under this section shall:

(1) Agree to supplement awarded funds under this section, if necessary, to establish or maintain a grant-funded residency position for the duration of the funded resident's medical residency; and

(2) Agree to abide by other requirements imposed by rule.

7. Annual funding per participating medical resident shall be limited to:

(1) Direct graduate medical education costs including, but not limited to:

(a) Salaries and benefits for residents, faculty, and program staff;

(b) Malpractice insurance, licenses, and other required fees; and

(c) Program administration and educational materials; and

(2) Indirect costs of graduate medical education necessary to meet the standards of the Accreditation Council for Graduate Medical Education.

8. No new grant-funded residency positions under this section shall be established after the tenth fiscal year in which grants are awarded. However, any residency positions funded under this section may continue to be funded until the completion of the resident's medical residency.

9. The department shall submit an annual report to the general assembly regarding the implementation of the program developed under this section.

10. The department may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

11. The provisions of this section shall expire on January 1, 2038."; and

Further amend said bill, Page 131, Section 335.257, Line 4, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to address the shortage of health care providers in this state, section 191.592 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 191.592 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haden, **House Amendment No. 3** was adopted.

Representative Davidson offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 124, Section 337.0175, Line 10, by inserting after all of said section and line the following:

"376.1060. 1. As used in this section, the following terms shall mean:

(1) "Contracting entity", any person or entity**, including a health carrier,** that is engaged in the act of contracting with providers for the delivery of **[**~~dental~~**] health care** services **[**~~or the selling or assigning of dental network plans to other health care entities~~**]**;

(2) **[**~~"Identify", providing in writing, by email or otherwise, to the participating provider the name, address, and telephone number, to the extent possible, for any third party to which the contracting entity has granted access to the health care services of the participating provider;~~

~~(3) "Network plan", health insurance coverage offered by a health insurance issuer under which the financing and delivery of dental services are provided in whole or in part through a defined set of participating providers under contract with the health insurance issuer~~**] "Health care service", the same meaning given to the term in section 376.1350**;

[~~(4)~~**] (3) "Health carrier", the same meaning given to the term in section 376.1350. The term "health carrier" shall also include any entity described in subdivision (4) of section 354.700;**

(4) "Participating provider", a provider who, under a contract with a contracting entity, has agreed to provide **[**~~dental~~**] health care** services with an expectation of receiving payment, other than coinsurance, co-payments or deductibles, directly or indirectly from the contracting entity;

(5) "Provider", any person licensed under section 332.071**;**

(6) "Provider network contract", a contract between a contracting entity and a provider that specifies the rights and responsibilities of the contracting entity and provides for the delivery and payment of health care services;

(7) "Third party", a person or entity that enters into a contract with a contracting entity or with another third party to gain access to the health care services or contractual discounts of a provider network contract. "Third party" does not include an employer or other group for whom the health carrier or contracting entity provides administrative services.

2. A contracting entity **[**~~shall not sell, assign, or otherwise~~**] shall only** grant **a third party** access to **[**~~the dental services of~~**]** a participating **[**~~provider under a health care contract unless expressly authorized by the health care contract. The health care contract shall specifically provide that one purpose of the contract is the selling, assigning, or giving the contracting entity rights to the services of the participating provider, including network plans~~**] provider's health care services or contractual discounts provided in accordance with a contract between a participating provider and a contracting entity and only if:**

(1) The contract specifically states that the contracting entity may enter into an agreement with a third party allowing the third party to obtain the contracting entity's rights and responsibilities as if the third party were the contracting entity, and the contract allows the provider to choose not to participate in third-party access at the time the contract is entered into or renewed or when there are material modifications to the contract. The third-party access provision of any provider network contract shall also specifically state that the contract grants third-party access to the provider's health care services and that the provider has the right to choose not to participate in third-party access to the contract or to enter into a contract directly with the third party. A provider's decision not to participate in third-party access shall not permit the contracting entity to cancel or otherwise end a contractual relationship with the provider. When initially contracting with a provider, a contracting entity shall accept a qualified provider even if the provider chooses not to participate in the third-party access provision;

(2) The third party accessing the contract agrees to comply with all of the contract's terms;

(3) The contracting entity identifies, in writing or electronic form to the provider, all third parties in existence as of the date the contract is entered into or renewed;

(4) The contracting entity identifies all third parties in existence in a list on its internet website that is updated at least once every ninety days;

(5) The contracting entity notifies providers that a new third party is accessing a provider network contract at least thirty days in advance of the relationship taking effect;

(6) The contracting entity notifies the third party of the termination of a provider network contract no later than thirty days from the termination date with the contracting entity;

(7) A third party's right to a provider's discounted rate ceases as of the termination date of the provider network contract;

(8) The provider is not already a participating provider of the third party; and

(9) The contracting entity makes available a copy of the provider network contract relied on in the adjudication of a claim to a participating provider within thirty days of a request from the provider.

3. **[**~~Upon entering a contract with a participating provider and upon request by a participating provider, a contracting entity shall properly identify any third party that has been granted access to the dental services of the participating provider~~**] No provider shall be bound by or required to perform health care services under a provider network contract that has been granted to a third party in violation of the provisions of this section**.

4. A contracting entity that sells, assigns, or otherwise grants **a third party** access to **[**~~the dental services of~~**]** a participating **[**~~provider~~**] provider's health care services** shall maintain an internet website or a toll-free telephone number through which the participating provider may obtain information which identifies the **[**~~insurance carrier~~**] third party** to be used to reimburse the participating provider for the covered **[**~~dental~~**] health care** services.

5. A contracting entity that sells, assigns, or otherwise grants **a third party** access to a participating provider's **[**~~dental~~**] health care** services shall ensure that an explanation of benefits or remittance advice furnished to the participating provider that delivers **[**~~dental~~**] health care** services **[**~~under the health care contract~~**] for the third party** identifies the contractual source of any applicable discount.

6. **[**~~All third parties that have contracted with a contracting entity to purchase, be assigned, or otherwise be granted access to the participating provider's discounted rate shall comply with the participating provider's contract, including all requirements to encourage access to the participating provider, and pay the participating provider pursuant to the rates of payment and methodology set forth in that contract, unless otherwise agreed to by a participating provider.~~

~~7. A contracting entity is deemed in compliance with this section when the insured's identification card provides information which identifies the insurance carrier to be used to reimburse the participating provider for the covered dental services~~**] (1) The provisions of this section shall not apply if access to a provider network contract is granted to any entity operating in accordance with the same brand licensee program as the contracting entity or to any entity that is an affiliate of the contracting entity. A list of the contracting entity's affiliates shall be made available to a provider on the contracting entity's website.**

(2) The provisions of this section shall not apply to a provider network contract for health care services provided to beneficiaries of any state-sponsored health insurance programs including, but not limited to, MO HealthNet and the state children's health insurance program authorized in sections 208.631 to 208.658."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 4** was adopted.

Representative Cook offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 124, Section 337.1075, Line 10, by inserting after said section and line the following:

"338.010. 1. The "practice of pharmacy" **[**~~means~~**] includes:**

(1) The interpretation, implementation, and evaluation of medical prescription orders, including any legend drugs under 21 U.S.C. Section 353**[**~~;~~**], and the** receipt, transmission, or handling of such orders or facilitating the dispensing of such orders;

(2) The designing, initiating, implementing, and monitoring of a medication therapeutic plan **[**~~as defined by the prescription order so long as the prescription order is specific to each patient for care by a pharmacist~~**] in accordance with the provisions of this section**;

(3) The compounding, dispensing, labeling, and administration of drugs and devices pursuant to medical prescription orders **[**~~and administration of viral influenza, pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, and meningitis vaccines by written protocol authorized by a physician for persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is higher, or the administration of pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, meningitis, and viral influenza vaccines by written protocol authorized by a physician for a specific patient as authorized by rule~~**]**;

(4) The ordering and administration of vaccines approved or authorized by the U.S. Food and Drug Administration, excluding vaccines for cholera, monkeypox, Japanese encephalitis, typhoid, rabies, yellow fever, tick-borne encephalitis, anthrax, tuberculosis, dengue, Hib, polio, rotavirus, smallpox, and any vaccine approved after January 1, 2023, to persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is older, pursuant to joint promulgation of rules established by the board of pharmacy and the state board of registration for the healing arts unless rules are established under a state of emergency as described in section 44.100;

(5) The participation in drug selection according to state law and participation in drug utilization reviews;

(6) The proper and safe storage of drugs and devices and the maintenance of proper records thereof;

(7) Consultation with patients and other health care practitioners, and veterinarians and their clients about legend drugs, about the safe and effective use of drugs and devices;

(8) The prescribing and dispensing of any nicotine replacement therapy product under section 338.665;

(9) The dispensing of HIV postexposure prophylaxis pursuant to section 338.730; and

(10) The offering or performing of those acts, services, operations, or transactions necessary in the conduct, operation, management and control of a pharmacy.

2. No person shall engage in the practice of pharmacy unless he or she is licensed under the provisions of this chapter.

3. This chapter shall not be construed to prohibit the use of auxiliary personnel under the direct supervision of a pharmacist from assisting the pharmacist in any of his or her duties. This assistance in no way is intended to relieve the pharmacist from his or her responsibilities for compliance with this chapter and he or she will be responsible for the actions of the auxiliary personnel acting in his or her assistance.

4. This chapter shall **[**~~also~~**]** not be construed to prohibit or interfere with any legally registered practitioner of medicine, dentistry, or podiatry, or veterinary medicine only for use in animals, or the practice of optometry in accordance with and as provided in sections 195.070 and 336.220 in the compounding, administering, prescribing, or dispensing of his or her own prescriptions.

[~~2. Any pharmacist who accepts a prescription order for a medication therapeutic plan shall have a written protocol from the physician who refers the patient for medication therapy services.~~**]**

5. A pharmacist with a certificate of medication therapeutic plan authority may provide medication therapy services pursuant to a written protocol from a physician licensed under chapter 334 to patients who have established a physician-patient relationship, as described in subdivision (1) of subsection 1 of section 191.1146, with the protocol physician. The written protocol **[**~~and the prescription order for a medication therapeutic plan~~**] authorized by this section** shall come **only** from the physician **[**~~only,~~**]** and shall not come from a nurse engaged in a collaborative practice arrangement under section 334.104, or from a physician assistant engaged in a collaborative practice arrangement under section 334.735.

[~~3.~~**] 6.** Nothing in this section shall be construed as to prevent any person, firm or corporation from owning a pharmacy regulated by sections 338.210 to 338.315, provided that a licensed pharmacist is in charge of such pharmacy.

[~~4.~~**] 7.** Nothing in this section shall be construed to apply to or interfere with the sale of nonprescription drugs and the ordinary household remedies and such drugs or medicines as are normally sold by those engaged in the sale of general merchandise.

[~~5.~~**] 8.** No health carrier as defined in chapter 376 shall require any physician with which they contract to enter into a written protocol with a pharmacist for medication therapeutic services.

[~~6.~~**] 9.** This section shall not be construed to allow a pharmacist to diagnose or independently prescribe pharmaceuticals.

[~~7.~~**] 10.** The state board of registration for the healing arts, under section 334.125, and the state board of pharmacy, under section 338.140, shall jointly promulgate rules regulating the use of protocols **[**~~for prescription orders~~**]** for medication therapy services **[**~~and administration of viral influenza vaccines~~**]**. Such rules shall require protocols to include provisions allowing for timely communication between the pharmacist and the **[**~~referring~~**] protocol** physician **or similar body authorized by this section**, and any other patient protection provisions deemed appropriate by both boards. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither board shall separately promulgate rules regulating the use of protocols for **[**~~prescription orders for~~**]** medication therapy services **[**~~and administration of viral influenza vaccines~~**]**. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

[~~8.~~**] 11.** The state board of pharmacy may grant a certificate of medication therapeutic plan authority to a licensed pharmacist who submits proof of successful completion of a board-approved course of academic clinical study beyond a bachelor of science in pharmacy, including but not limited to clinical assessment skills, from a nationally accredited college or university, or a certification of equivalence issued by a nationally recognized professional organization and approved by the board of pharmacy.

[~~9.~~**] 12.** Any pharmacist who has received a certificate of medication therapeutic plan authority may engage in the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by a **[**~~prescription order~~**] written protocol** from a physician that **[**~~is~~**] may be** specific to each patient for care by a pharmacist.

[~~10.~~**] 13.** Nothing in this section shall be construed to allow a pharmacist to make a therapeutic substitution of a pharmaceutical prescribed by a physician unless authorized by the written protocol or the physician's prescription order.

[~~11.~~**] 14.** "Veterinarian", "doctor of veterinary medicine", "practitioner of veterinary medicine", "DVM", "VMD", "BVSe", "BVMS", "BSe (Vet Science)", "VMB", "MRCVS", or an equivalent title means a person who has received a doctor's degree in veterinary medicine from an accredited school of veterinary medicine or holds an Educational Commission for Foreign Veterinary Graduates (EDFVG) certificate issued by the American Veterinary Medical Association (AVMA).

[~~12.~~**] 15.** In addition to other requirements established by the joint promulgation of rules by the board of pharmacy and the state board of registration for the healing arts:

(1) A pharmacist shall administer vaccines by protocol in accordance with treatment guidelines established by the Centers for Disease Control and Prevention (CDC);

(2) A pharmacist who is administering a vaccine shall request a patient to remain in the pharmacy a safe amount of time after administering the vaccine to observe any adverse reactions. Such pharmacist shall have adopted emergency treatment protocols;

[~~(3)~~**] 16.** In addition to other requirements by the board, a pharmacist shall receive additional training as required by the board and evidenced by receiving a certificate from the board upon completion, and shall display the certification in his or her pharmacy where vaccines are delivered.

[~~13.~~**] 17.** A pharmacist shall inform the patient that the administration of **[**~~the~~**] a** vaccine will be entered into the ShowMeVax system, as administered by the department of health and senior services. The patient shall attest to the inclusion of such information in the system by signing a form provided by the pharmacist. If the patient indicates that he or she does not want such information entered into the ShowMeVax system, the pharmacist shall provide a written report within fourteen days of administration of a vaccine to the patient's health care provider, if provided by the patient, containing:

(1) The identity of the patient;

(2) The identity of the vaccine or vaccines administered;

(3) The route of administration;

(4) The anatomic site of the administration;

(5) The dose administered; and

(6) The date of administration.

18. A pharmacist licensed under this chapter may order and administer vaccines approved or authorized by the U.S. Food and Drug Administration to address a public health need, as lawfully authorized by the state or federal government, or a department or agency thereof, during a state or federally declared public health emergency.

338.012. 1. A pharmacist with a certificate of medication therapeutic plan authority may provide influenza, group A streptococcus, and COVID-19 medication therapy services pursuant to a statewide standing order issued by the director or chief medical officer of the department of health and senior services if that person is a licensed physician, or a licensed physician designated by the department of health and senior services.

2. The state board of registration for the healing arts, pursuant to section 334.125, and the state board of pharmacy, pursuant to section 338.140, shall jointly promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 5** was adopted.

Representative Sassmann offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 7, Section 191.831, Line 55, by inserting after said section and line the following:

"193.145. 1. A certificate of death for each death which occurs in this state shall be filed with the local registrar, or as otherwise directed by the state registrar, within five days after death and shall be registered if such certificate has been completed and filed pursuant to this section. All data providers in the death registration process, including, but not limited to, the state registrar, local registrars, the state medical examiner, county medical examiners, coroners, funeral directors or persons acting as such, embalmers, sheriffs, attending physicians and resident physicians, physician assistants, assistant physicians, advanced practice registered nurses, and the chief medical officers of licensed health care facilities, and other public or private institutions providing medical care, treatment, or confinement to persons, shall be required to use and utilize any electronic death registration system required and adopted under subsection 1 of section 193.265 within six months of the system being certified by the director of the department of health and senior services, or the director's designee, to be operational and available to all data providers in the death registration process. **[**~~However, should the person or entity that certifies the cause of death not be part of, or does not use, the electronic death registration system, the funeral director or person acting as such may enter the required personal data into the electronic death registration system and then complete the filing by presenting the signed cause of death certification to the local registrar, in which case the local registrar shall issue death certificates as set out in subsection 2 of section 193.265. Nothing in this section shall prevent the state registrar from adopting pilot programs or voluntary electronic death registration programs until such time as the system can be certified; however, no such pilot or voluntary electronic death registration program shall prevent the filing of a death certificate with the local registrar or the ability to obtain certified copies of death certificates under subsection 2 of section 193.265 until six months after such certification that the system is operational.~~**]**

2. If the place of death is unknown but the dead body is found in this state, the certificate of death shall be completed and filed pursuant to the provisions of this section. The place where the body is found shall be shown as the place of death. The date of death shall be the date on which the remains were found.

3. When death occurs in a moving conveyance in the United States and the body is first removed from the conveyance in this state, the death shall be registered in this state and the place where the body is first removed shall be considered the place of death. When a death occurs on a moving conveyance while in international waters or air space or in a foreign country or its air space and the body is first removed from the conveyance in this state, the death shall be registered in this state but the certificate shall show the actual place of death if such place may be determined.

4. The funeral director or person in charge of final disposition of the dead body shall file the certificate of death. The funeral director or person in charge of the final disposition of the dead body shall obtain or verify and enter into the electronic death registration system:

(1) The personal data from the next of kin or the best qualified person or source available;

(2) The medical certification from the person responsible for such certification if designated to do so under subsection 5 of this section; and

(3) Any other information or data that may be required to be placed on a death certificate or entered into the electronic death certificate system including, but not limited to, the name and license number of the embalmer.

5. The medical certification shall be completed, attested to its accuracy either by signature or an electronic process approved by the department, and returned to the funeral director or person in charge of final disposition within seventy-two hours after death by the physician, physician assistant, assistant physician, or advanced practice registered nurse in charge of the patient's care for the illness or condition which resulted in death. In the absence of the physician, physician assistant, assistant physician, **or** advanced practice registered nurse or with the physician's, physician assistant's, assistant physician's, or advanced practice registered nurse's approval the certificate may be completed and attested to its accuracy either by signature or an approved electronic process by the physician's associate physician, the chief medical officer of the institution in which death occurred, or the physician who performed an autopsy upon the decedent, provided such individual has access to the medical history of the case, views the deceased at or after death and death is due to natural causes. The person authorized to complete the

medical certification may, in writing, designate any other person to enter the medical certification information into the electronic death registration system if the person authorized to complete the medical certificate has physically or by electronic process signed a statement stating the cause of death. Any persons completing the medical certification or entering data into the electronic death registration system shall be immune from civil liability for such certification completion, data entry, or determination of the cause of death, absent gross negligence or willful misconduct. The state registrar may approve alternate methods of obtaining and processing the medical certification and filing the death certificate. The Social Security number of any individual who has died shall be placed in the records relating to the death and recorded on the death certificate.

6. When death occurs from natural causes more than thirty-six hours after the decedent was last treated by a physician, physician assistant, assistant physician, **or** advanced practice registered nurse, the case shall be referred to the county medical examiner or coroner or physician or local registrar for investigation to determine and certify the cause of death. If the death is determined to be of a natural cause, the medical examiner or coroner or local registrar shall refer the certificate of death to the attending physician, physician assistant, assistant physician, **or** advanced practice registered nurse for such certification. If the attending physician, physician assistant, assistant physician, **or** advanced practice registered nurse refuses or is otherwise unavailable, the medical examiner or coroner or local registrar shall attest to the accuracy of the certificate of death either by signature or an approved electronic process within thirty-six hours.

7. If the circumstances suggest that the death was caused by other than natural causes, the medical examiner or coroner shall determine the cause of death and shall, either by signature or an approved electronic process, complete and attest to the accuracy of the medical certification within seventy-two hours after taking charge of the case.

8. If the cause of death cannot be determined within seventy-two hours after death, the attending medical examiner, coroner, attending physician, physician assistant, assistant physician, advanced practice registered nurse, or local registrar shall give the funeral director, or person in charge of final disposition of the dead body, notice of the reason for the delay, and final disposition of the body shall not be made until authorized by the medical examiner, coroner, attending physician, physician assistant, assistant physician, advanced practice registered nurse, or local registrar.

9. When a death is presumed to have occurred within this state but the body cannot be located, a death certificate may be prepared by the state registrar upon receipt of an order of a court of competent jurisdiction which shall include the finding of facts required to complete the death certificate. Such a death certificate shall be marked "Presumptive", show on its face the date of registration, and identify the court and the date of decree.

10. (1) The department of health and senior services shall notify all physicians, physician assistants, assistant physicians, and advanced practice registered nurses licensed under chapters 334 and 335 of the requirements regarding the use of the electronic vital records system provided for in this section.

(2) On or before August 30, 2015, the department of health and senior services, division of community and public health shall create a working group comprised of representation from the Missouri electronic vital records system users and recipients of death certificates used for professional purposes to evaluate the Missouri electronic vital records system, develop recommendations to improve the efficiency and usability of the system, and to report such findings and recommendations to the general assembly no later than January 1, 2016.

11. Notwithstanding any provision of law to the contrary, if a coroner or deputy coroner is not current with or is without the approved training under chapter 58, the department of health and senior services shall prohibit such coroner from attesting to the accuracy of a certificate of death. No person elected or appointed to the office of coroner can assume such elected office until the training, as established by the coroner standards and training commission under the provisions of section 58.035, has been completed and a certificate of completion has been issued. In the event a coroner cannot fulfill his or her duties or is no longer qualified to attest to the accuracy of a death certificate, the sheriff of the county shall appoint a medical professional to attest death certificates until such time as the coroner can resume his or her duties or another coroner is appointed or elected to the office.

193.265. 1. For the issuance of a certification or copy of a death record, the applicant shall pay a fee of fourteen dollars for the first certification or copy and a fee of eleven dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars. No fee shall be required or collected for a certification of birth, death, or marriage if the request for certification is made by the children's division, the division of youth services, a guardian ad litem, or a juvenile officer on behalf of a child or person under twenty-one years of age who has come under the

jurisdiction of the juvenile court under section 211.031. All fees collected under this subsection shall be deposited to the state department of revenue. Beginning August 28, 2004, for each vital records fee collected, the director of revenue shall credit four dollars to the general revenue fund, five dollars to the children's trust fund, one dollar shall be credited to the endowed care cemetery audit fund, one dollar for each certification or copy of death records to the Missouri state coroners' training fund established in section 58.208, and three dollars for the first copy of death records and five dollars for birth, marriage, divorce, and fetal death records shall be credited to the Missouri public health services fund established in section 192.900. Money in the endowed care cemetery audit fund shall be available by appropriation to the division of professional registration to pay its expenses in administering sections 214.270 to 214.410. All interest earned on money deposited in the endowed care cemetery audit fund shall be credited to the endowed care cemetery fund. Notwithstanding the provisions of section 33.080 to the contrary, money placed in the endowed care cemetery audit fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation from the endowed care cemetery audit fund for the preceding fiscal year. The money deposited in the public health services fund under this section shall be deposited in a separate account in the fund, and moneys in such account, upon appropriation, shall be used to automate and improve the state vital records system, and develop and maintain an electronic birth and death registration system. For any search of the files and records, when no record is found, the state shall be entitled to a fee equal to the amount for a certification of a vital record for a five-year search to be paid by the applicant. For the processing of each legitimation, adoption, court order or recording after the registrant's twelfth birthday, the state shall be entitled to a fee equal to the amount for a certification of a vital record. Except whenever a certified copy or copies of a vital record is required to perfect any claim of any person on relief, or any dependent of any person who was on relief for any claim upon the government of the state or United States, the state registrar shall, upon request, furnish a certified copy or so many certified copies as are necessary, without any fee or compensation therefor.

2. For the issuance of a certification of a death record by the local registrar, the applicant shall pay a fee of fourteen dollars for the first certification or copy and a fee of eleven dollars for each additional copy ordered at that time. For each fee collected under this subsection, one dollar shall be deposited to the state department of revenue and the remainder shall be deposited to the official city or county health agency. The director of revenue shall credit all fees deposited to the state department of revenue under this subsection to the Missouri state coroners' training fund established in section 58.208.

3. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars; except that, in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a donation of one dollar may be collected by the local registrar over and above any fees required by law when a certification or copy of any marriage license or birth certificate is provided, with such donations collected to be forwarded monthly by the local registrar to the county treasurer of such county and the donations so forwarded to be deposited by the county treasurer into the housing resource commission fund to assist homeless families and provide financial assistance to organizations addressing homelessness in such county. The local registrar shall include a check-off box on the application form for such copies. All fees collected under this subsection, other than the donations collected in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants for marriage licenses and birth certificates, shall be deposited to the official city or county health agency.

4. A certified copy of a death record by the local registrar can only be issued **[**~~within twenty-four hours of receipt of the record by the local registrar. Computer-generated certifications of death records may be issued by the local registrar after twenty-four hours of receipt of the records~~**] after acceptance and registration with the state registrar**. The fees paid to the official county health agency shall be retained by the local agency for local public health purposes.

5. No fee under this section shall be required or collected from a parent or guardian of a homeless child or homeless youth, as defined in subsection 1 of section 167.020, or an unaccompanied youth, as defined in 42 U.S.C. Section 11434a(6), for the issuance of a certification, or copy of such certification, of birth of such child or youth. An unaccompanied youth shall be eligible to receive a certification or copy of his or her own birth record without the consent or signature of his or her parent or guardian; provided, that only one certificate under this provision shall be provided without cost to the unaccompanied or homeless youth. For the issuance of any additional certificates, the statutory fee shall be paid."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Shields offered **House Amendment No. 1 to House Amendment No. 6**.

House Amendment No. 1
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 1, Lines 1-3, by deleting said lines and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 2, Section A, Line 17, by inserting after all of said section and line the following:

"190.255. 1. Any qualified first responder may obtain and administer naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to a person suffering from an apparent narcotic or opiate-related overdose in order to revive the person.

2. Any licensed drug distributor or pharmacy in Missouri may sell naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to qualified first responder agencies to allow the agency to stock naloxone for the administration of such drug to persons suffering from an apparent narcotic or opiate overdose in order to revive the person.

3. For the purposes of this section, "qualified first responder" shall mean any **[**~~state and local law enforcement agency staff,~~**]** fire department personnel, fire district personnel, or licensed emergency medical technician who is acting under the directives and established protocols of a medical director of a local licensed ground ambulance service licensed under section 190.109**, or any state or local law enforcement agency staff member,** who comes in contact with a person suffering from an apparent narcotic or opiate-related overdose and who has received training in recognizing and responding to a narcotic or opiate overdose and the administration of naloxone to a person suffering from an apparent narcotic or opiate-related overdose. "Qualified first responder agencies" shall mean any state or local law enforcement agency, fire department, or ambulance service that provides documented training to its staff related to the administration of naloxone in an apparent narcotic or opiate overdose situation.

4. A qualified first responder shall only administer naloxone by such means as the qualified first responder has received training for the administration of naloxone."; and

Further amend said bill, Page 7, Section 191.831, Line 55, by inserting after said section and line the following:"; and

Further amend said amendment, Page 5, Line 35, by deleting said line and inserting in lieu thereof the following:

"additional certificates, the statutory fee shall be paid."; and

Further amend said bill, Page 9, Section 195.100, Line 27, by inserting after all of said section and line the following:

"195.206. 1. As used in this section, the following terms shall mean:

(1) "Addiction mitigation medication", naltrexone hydrochloride that is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(2) "Opioid antagonist", naloxone hydrochloride**, or any other drug or device approved by the United States Food and Drug Administration,** that blocks the effects of an opioid overdose **[**~~that~~**] and** is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(3) "Opioid-related drug overdose", a condition including, but not limited to, extreme physical illness, decreased level of consciousness, respiratory depression, coma, or death resulting from the consumption or use of an opioid or other substance with which an opioid was combined or a condition that a layperson would reasonably believe to be an opioid-related drug overdose that requires medical assistance.

2. Notwithstanding any other law or regulation to the contrary:

(1) The director of the department of health and senior services, if a licensed physician, may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication;

(2) In the alternative, the department may employ or contract with a licensed physician who may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication with the express written consent of the department director.

3. Notwithstanding any other law or regulation to the contrary, any licensed pharmacist in Missouri may sell and dispense an opioid antagonist or an addiction mitigation medication under physician protocol or under a statewide standing order issued under subsection 2 of this section.

4. A licensed pharmacist who, acting in good faith and with reasonable care, sells or dispenses an opioid antagonist or an addiction mitigation medication and an appropriate device to administer the drug, and the protocol physician, shall not be subject to any criminal or civil liability or any professional disciplinary action for prescribing or dispensing the opioid antagonist or an addiction mitigation medication or any outcome resulting from the administration of the opioid antagonist or an addiction mitigation medication. A physician issuing a statewide standing order under subsection 2 of this section shall not be subject to any criminal or civil liability or any professional disciplinary action for issuing the standing order or for any outcome related to the order or the administration of the opioid antagonist or an addiction mitigation medication.

5. Notwithstanding any other law or regulation to the contrary, it shall be permissible for any person to possess an opioid antagonist or an addiction mitigation medication.

6. Any person who administers an opioid antagonist to another person shall, immediately after administering the drug, contact emergency personnel. Any person who, acting in good faith and with reasonable care, administers an opioid antagonist to another person whom the person believes to be suffering an opioid-related **drug** overdose shall be immune from criminal prosecution, disciplinary actions from his or her professional licensing board, and civil liability due to the administration of the opioid antagonist."; and

Further amend said bill, Page 124, Section 337.1075, Line 10, by inserting after all of said section and line the following:

"**579.088. Notwithstanding any other provision of this chapter or chapter 195 to the contrary, it shall not be unlawful to manufacture, possess, sell, deliver, or use any device, equipment, or other material for the purpose of analyzing controlled substances to detect the presence of fentanyl or any synthetic controlled substance fentanyl analogue.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 1 to House Amendment No. 6** was adopted.

On motion of Representative Sassmann, **House Amendment No. 6, as amended**, was adopted.

Representative Gregory offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 9, Section 195.100, Line 27, by inserting after all of said section and line the following:

"281.102. The enactment of section 281.048 and the repeal and reenactment of sections 281.015, 281.020, 281.025, 281.030, 281.035, 281.037, 281.038, 281.040, 281.045, 281.050, 281.055, 281.060, 281.063, 281.065, 281.070, 281.075, 281.085, and 281.101 of this act shall become effective on January 1, **[**~~2024~~**] 2025**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 7** was adopted.

Representative Keathley offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 9, Section 195.100, Line 27, by inserting after all of said line the following:

"324.004. 1. Any person who has at least three years of work experience in an occupation or profession in another state, the District of Columbia, or any combination of such jurisdictions, and whose work experience involved the practice of an occupation or profession for which a license is not required in the jurisdiction or jurisdictions in which the person worked but is required in this state, may submit an application for a one-time nonrenewable two-year temporary license in this state in the occupation or profession, along with proof of at least three years of work experience in the occupation or profession, and a fee as set by regulation of the oversight body, to the relevant oversight body in this state. The oversight body shall make a determination of qualification within forty-five days of receiving a completed application. As used in this section, "oversight body" shall mean any board, department, agency, or office of a jurisdiction that issues licenses.

2. The oversight body shall require an applicant under this section to take and pass the profession-specific examination required for licensure by those applying pursuant to the provisions of the oversight body's statutory and regulatory authority. An oversight body that administers an examination on the laws of this state as part of its licensing application requirements may require an applicant under this section to take and pass an examination specific to the laws of this state.

3. The oversight body shall not issue a one-time nonrenewable temporary license to any applicant described in subsection 1 of this section who has had any license in the relevant occupation or profession revoked by an oversight body outside of this state, who is currently under investigation, who has a complaint pending, or who is currently under disciplinary action.

4. Applicants for the one-time nonrenewable temporary license shall be citizens of the United States and shall submit legal proof of citizenship as part of the application.

5. The provisions of this section shall apply only to those professions or occupations for which a license is issued by an oversight body as of January 1, 2023, and shall not apply to the following:

(1) Any occupation whose oversight body has entered into a licensing compact with another state for the regulation of practice under the oversight body's jurisdiction. The provisions of this section shall not be construed to alter the authority granted by, or any requirements promulgated pursuant to, any interjurisdictional or interstate compacts adopted by this state or any reciprocity agreements with other states, and whenever possible the provisions of this section shall be interpreted so as to imply no conflict between it and any compact or any reciprocity agreement with other states;

(2) Any occupation set forth in subsection 6 of section 290.257 or any electrical contractor licensed under sections 324.900 to 324.945;

(3) Any occupation whose regulators or licensees are required to comply with specific federal statutory, regulatory, and administrative requirements in order to practice in Missouri; or

(4) Assistant physicians licensed under chapter 334.

6. The one-time nonrenewable temporary license shall expire after two years. Upon expiration, the individual shall be required to apply for a permanent license in accordance with the license requirements for the occupation for which he or she held the temporary license.

7. Notwithstanding any other provision of law to the contrary, a license issued under this section shall be valid only in this state and shall not make a licensee eligible to be part of an interstate compact. An applicant who is licensed in another state pursuant to an interstate compact shall not be eligible for licensure by an oversight body under the provisions of this section.

8. Notwithstanding any other provision of law to the contrary, a license issued under this section shall be valid only in this state and shall not make a licensee eligible to obtain a license by reciprocity in another state.

9. The division of professional registration may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Keathley, **House Amendment No. 8** was adopted.

Representative Stinnett offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 1, Section A, Line 7, by deleting the word "are" and inserting in lieu thereof the following:

"and section 192.530 as truly agreed to and finally passed by senate substitute for house bill no. 402, one hundred second general assembly, first regular session, are"; and

Further amend said bill, Page 124, Section 337.1075, Line 10, by inserting after all of said section and line the following:

"**Section 1. The department of health and senior services shall include on its website an advance health care directive form and directions for completing such form as described in section 459.015. The department shall include a listing of possible uses for an advance health care directive, including to limit pain control to nonopioid measures.**"; and

Further amend said bill, Page 126, Section 191.550, Line 2, by inserting after all said section and line the following:

"**[~~192.530. 1. As used in this section, the following terms mean:~~**

~~(1) "Department", the department of health and senior services;~~

~~(2) "Health care provider", the same meaning given to the term in section 376.1350;~~

~~(3) "Voluntary nonopioid directive form", a form that may be used by a patient to deny or refuse the administration or prescription of a controlled substance containing an opioid by a health care provider.~~

~~2. In consultation with the board of registration for the healing arts and the board of pharmacy, the department shall develop and publish a uniform voluntary nonopioid directive form.~~

~~3. The voluntary nonopioid directive form developed by the department shall indicate to all prescribing health care providers that the named patient shall not be offered, prescribed, supplied with, or otherwise administered a controlled substance containing an opioid.~~

~~4. The voluntary nonopioid directive form shall be posted in a downloadable format on the department's publicly accessible website.~~

~~5. (1) A patient may execute and file a voluntary nonopioid directive form with a health care provider. Each health care provider shall sign and date the form in the presence of the patient as evidence of acceptance and shall provide a signed copy of the form to the patient.~~

~~**(2) The patient executing and filing a voluntary nonopioid directive form with a health care provider shall sign and date the form in the presence of the health care provider or a designee of the health care provider. In the case of a patient who is unable to execute and file a voluntary nonopioid directive form, the patient may designate a duly authorized guardian or health care proxy to execute and file the form in accordance with subdivision (1) of this subsection.**~~

~~**(3) A patient may revoke the voluntary nonopioid directive form for any reason and may do so by written or oral means.**~~

~~**6. The department shall promulgate regulations for the implementation of the voluntary nonopioid directive form that shall include, but not be limited to:**~~

~~**(1) A standard method for the recording and transmission of the voluntary nonopioid directive form, which shall include verification by the patient's health care provider and shall comply with the written consent requirements of the Public Health Service Act, 42 U.S.C. Section 290dd-2(b), and 42 CFR Part 2, relating to confidentiality of alcohol and drug abuse patient records, provided that the voluntary nonopioid directive form shall also provide the basic procedures necessary to revoke the voluntary nonopioid directive form;**~~

~~**(2) Procedures to record the voluntary nonopioid directive form in the patient's medical record or, if available, the patient's interoperable electronic medical record;**~~

~~**(3) Requirements and procedures for a patient to appoint a duly authorized guardian or health care proxy to override a previously filed voluntary nonopioid directive form and circumstances under which an attending health care provider may override a previously filed voluntary nonopioid directive form based on documented medical judgment, which shall be recorded in the patient's medical record;**~~

~~**(4) Procedures to ensure that any recording, sharing, or distributing of data relative to the voluntary nonopioid directive form complies with all federal and state confidentiality laws; and**~~

~~**(5) Appropriate exemptions for health care providers and emergency medical personnel to prescribe or administer a controlled substance containing an opioid when, in their professional medical judgment, a controlled substance containing an opioid is necessary, or the provider and medical personnel are acting in good faith.**~~

~~**The department shall develop and publish guidelines on its publicly accessible website that shall address, at a minimum, the content of the regulations promulgated under this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.**~~

~~**7. A written prescription that is presented at an outpatient pharmacy or a prescription that is electronically transmitted to an outpatient pharmacy is presumed to be valid for the purposes of this section, and a pharmacist in an outpatient setting shall not be held in violation of this section for dispensing a controlled substance in contradiction to a voluntary nonopioid directive form, except upon evidence that the pharmacist acted knowingly against the voluntary nonopioid directive form.**~~

~~**8. (1) A health care provider or an employee of a health care provider acting in good faith shall not be subject to criminal or civil liability and shall not be considered to have engaged in unprofessional conduct for failing to offer or administer a prescription or medication order for a controlled substance containing an opioid under the voluntary nonopioid directive form.**~~

~~**(2) A person acting as a representative or an agent pursuant to a health care proxy shall not be subject to criminal or civil liability for making a decision under subdivision (3) of subsection 6 of this section in good faith.**~~

~~**(3) Notwithstanding any other provision of law, a professional licensing board, at its discretion, may limit, condition, or suspend the license of, or assess fines against, a health care provider who recklessly or negligently fails to comply with a patient's voluntary nonopioid directive form.**~~]"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Veit offered **House Amendment No. 1 to House Amendment No. 9**.

House Amendment No. 1
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 1, Line 11, by deleting said line and inserting in lieu thereof the following:

""344.045. 1. The board shall receive complaints concerning its licensees' professional practices. The board shall establish by rule a procedure for the handling of such complaints prior to the filing of formal complaints before the administrative hearing commission. The rule shall provide, at a minimum, for the logging of each complaint received, the recording of the licensee's name, the name of the complaining party, the date of the complaint, and a brief statement of the complaint and its ultimate disposition. The rule shall provide for informing the complaining party of the progress of the investigation, the dismissal of the charges, or the filing of a complaint before the administrative hearing commission.

2. Notwithstanding any other provision of law, no complaint, investigatory report, or information received from any source shall be disclosed prior to its review by the board.

3. At its discretion, the board may disclose complaints, completed investigatory reports, and information obtained from state administrative and law enforcement agencies to a licensee or license applicant in order to further an investigation or to facilitate settlement negotiations.

4. Information obtained from a federal administrative or law enforcement agency shall be disclosed only upon receipt of written consent to the disclosure from the federal administrative or law enforcement agency.

5. At its discretion, the board may disclose complaints and investigatory reports if any such disclosure is:

(1) In the course of voluntary interstate exchange of information;

(2) In accordance with a lawful request; or

(3) To other state or federal administrative or law enforcement agencies acting within the scope of their statutory authority.

6. Except where disclosure is specifically authorized in this section and as described in section 610.021, deliberations, votes, or minutes of closed proceedings shall not be subject to disclosure or discovery. Once a final disposition is rendered, that decision shall be made available to the parties and the public.

344.055. 1. All educational transcripts, test scores, complaints, investigatory reports, and information pertaining to any person who is an applicant or licensee of the board are confidential and shall not be disclosed to the public or any member of the public, except with the written consent of the person whose records are involved. The board shall disclose the records or information if the person whose records or information is involved has consented to the disclosure. The board is entitled to the attorney-client privilege and work-product privilege to the same extent as any other person.

2. Notwithstanding the provisions of subsection 1 of this section, the board may disclose confidential information without the consent of the person involved if the disclosure is:

(1) In the course of voluntary interstate exchange of information;

(2) In accordance with a lawful request; or

(3) To other administrative or law enforcement agencies acting within the scope of their statutory authority.

3. Information regarding identity, including names and addresses, registration, and currency of the license of the persons possessing nursing home administrator licenses and the names and addresses of applicants for nursing home administrator licenses, is not confidential information.

344.102. No person shall practice as a nursing home administrator in this state or hold himself or herself out as a nursing home administrator if his or her license is expired or is revoked. Expired licenses shall remain subject to disciplinary action for violations of this chapter and the rules promulgated thereunder.

Section 1. The department of health and senior services shall include on its website an advance"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Veit, **House Amendment No. 1 to House Amendment No. 9** was adopted.

On motion of Representative Stinnett, **House Amendment No. 9, as amended**, was adopted.

Representative Schwadron offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 124, Section 337.1075, Line 10, by inserting after all of said section and line the following:

"**338.061. 1. This section shall be known and may be cited as the "Tricia Leann Tharp Act".**

2. The board of pharmacy shall recommend that all licensed pharmacists who are employed at a licensed retail or clinical pharmacy obtain two hours of continuing education in suicide awareness and prevention. Any such board-approved continuing education shall count toward the total hours of continuing education hours required by the board for the renewal of a license under subsection 3 of section 338.060.

3. The board of pharmacy shall develop guidelines suitable for training materials that may be used by accredited schools of pharmacy and other organizations and courses approved by the Accreditation Council for Pharmacy Education; except that, schools of pharmacy may approve materials to be used in providing training for faculty and other employees.

4. The board of pharmacy may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Peters offered **House Amendment No. 1 to House Amendment No. 10**.

House Amendment No. 1
to
House Amendment No. 10

AMEND House Amendment No. 10 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 1, Line 22, by deleting said line and inserting in lieu thereof the following:

"**August 28, 2023, shall be invalid and void.**

632.305. 1. An application for detention for evaluation and treatment may be executed by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, on a form provided by the court for such purpose, and shall allege under oath, without a notarization requirement, that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or to others. The application shall specify the factual information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, shall authorize the applicant to bring the matter

before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, **declarations, or other supporting documentation,** to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself or herself or others, it shall direct a peace officer to take the respondent into custody and transport him or her to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A mental health coordinator may request a peace officer to take or a peace officer may take a person into custody for detention for evaluation and treatment for a period not to exceed ninety-six hours only when such mental health coordinator or peace officer has reasonable cause to believe that such person is suffering from a mental disorder and that the likelihood of serious harm by such person to himself or herself or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer or mental health coordinator who conveyed such person or caused him or her to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his or her own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself or herself or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself or herself or others unless he or she is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his or her own personal observations or investigation and shall contain the information required in subsection 1 of this section.

5. **[**~~Any oath required by the provisions of this section~~**] No notarization shall be required for an application or for any affidavits, declarations, or other documents supporting an application. The application and any affidavits, declarations, or other documents supporting the application** shall be subject to the provisions of section 492.060 **allowing for declaration under penalty of perjury**."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Peters, **House Amendment No. 1 to House Amendment No. 10** was adopted.

On motion of Representative Schwadron, **House Amendment No. 10, as amended**, was adopted.

HCS SS SCS SB 157, as amended, was laid over.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 70, relating to professions requiring licensure, was taken up by Representative Coleman.

On motion of Representative Coleman, the title of **HCS SS SCS SB 70** was agreed to.

Representative Coleman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 70, Page 8, Section 195.100, Line 27, by inserting after all of said section and line the following:

"324.520. 1. As used in sections 324.520 to 324.524, the following terms mean:

(1) "Body piercing", the perforation of human tissue other than an ear for a nonmedical purpose;

(2) "Branding", a permanent mark made on human tissue by burning with a hot iron or other instrument;

(3) "Controlled substance", any substance defined in section 195.010;

(4) "Minor", a person under the age of eighteen;

(5) "Tattoo", one or more of the following:

(a) **[**~~An indelible~~**] A** mark made on the body of another person by the insertion of a pigment**, ink, or both pigment and ink** under the skin **with the aid of needles or blades using hand-held or machine-powered instruments**; **[**~~or~~**]**

(b) **A mark made on the face or body of another person for cosmetic purposes or to any part of the body for scar coverage or other corrective purposes by the insertion of a pigment, ink, or both pigment and ink under the skin with the aid of needles; or**

(c) An indelible design made on the body of another person by production of scars other than by branding.

2. No person shall knowingly tattoo, brand or perform body piercing on a minor unless such person obtains the prior written informed consent of the minor's parent or legal guardian. The minor's parent or legal guardian shall execute the written informed consent required pursuant to this subsection in the presence of the person performing the tattooing, branding or body piercing on the minor, or in the presence of an employee or agent of such person. Any person who fraudulently misrepresents himself or herself as a parent is guilty of a class B misdemeanor.

3. A person shall not tattoo, brand or perform body piercing on another person if the other person is under the influence of intoxicating liquor or a controlled substance.

4. A person who violates any provisions of sections 324.520 to 324.526 is guilty of a misdemeanor and shall be fined not more than five hundred dollars. If there is a subsequent violation within one year of the initial violation, such person shall be fined not less than five hundred dollars or more than one thousand dollars.

5. No person under the age of eighteen shall tattoo, brand or perform body piercing on another person."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Coleman, **House Amendment No. 1** was adopted.

Representative Riley offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 70, Page 7, Section 191.831, Line 55, by inserting after all of said section and line the following:

"195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has

a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone **and Schedule II controlled substances for hospice patients pursuant to the provisions of section 334.104**. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug, except:

(1) When the controlled substance is delivered to the practitioner to administer to the patient for whom the medication is prescribed as authorized by federal law. Practitioners shall maintain records and secure the medication as required by this chapter and regulations promulgated pursuant to this chapter; or

(2) As provided in section 195.265.

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency."; and

Further amend said bill, Page 8, Section 195.100, Line 27, by inserting after all of said section and line the following:

"334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any **graduate of a** medical school **[**~~graduate~~**] accredited by the Liaison Committee on Medical Education, the Commission on Osteopathic College Accreditation, or an organization accredited by the Educational Commission for Foreign Medical Graduates** who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical licensing examination within the three-year period immediately preceding application for licensure as an assistant physician, or within three years after graduation from a medical college or osteopathic medical college, whichever is later;

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical licensing examination within the immediately preceding three-year period unless when such three-year anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any **graduate of a** medical school **[**~~graduate~~**]** who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037**[**~~;~~

~~(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031~~**]**.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state **[**~~or in any pilot project areas established in which assistant physicians may practice~~**]**.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to

establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant. An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms "doctor", "Dr.", or "doc". No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant."; and

Further amend said bill, Page 15, Section 334.100, Line 217, by inserting after all of said section and line the following:

"334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. **(1)** Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

(2) Notwithstanding any other provision of this section to the contrary, a collaborative practice arrangement may delegate to an advanced practice registered nurse the authority to administer, dispense, or prescribe Schedule II controlled substances for hospice patients; provided, that the advanced practice registered nurse is employed by a hospice provider certified pursuant to chapter 197 and the advanced practice registered nurse is providing care to hospice patients pursuant to a collaborative practice arrangement that designates the certified hospice as a location where the advanced practice registered nurse is authorized to practice and prescribe.

(3) Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services.

(4) An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patients receiving medication-assisted treatment for substance use disorders under the direction of the collaborating physician.

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except **as specified in this paragraph. The following provisions shall apply with respect to this requirement:**

a. Until August 28, 2025, an advanced practice registered nurse providing services in a correctional center, as defined in section 217.010, and his or her collaborating physician shall satisfy the geographic proximity requirement if they practice within two hundred miles by road of one another. An incarcerated patient who requests or requires a physician consultation shall be treated by a physician as soon as appropriate;

b. The collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210 **(42 U.S.C. Section 1395x, as amended)**, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic**[**.**];**

c. The collaborative practice arrangement may allow for geographic proximity to be waived when the arrangement outlines the use of telehealth, as defined in section 191.1145;

d. In addition to the waivers and exemptions provided in this subsection, an application for a waiver for any other reason of any applicable geographic proximity shall be available if a physician is collaborating with an advanced practice registered nurse in excess of any geographic proximity limit. The board of nursing and the state board of registration for the healing arts shall review each application for a waiver of geographic proximity and approve the application if the boards determine that adequate supervision exists between the collaborating physician and the advanced practice registered nurse. The boards shall have forty-five calendar days to review the completed application for the waiver of geographic proximity. If no action is taken by the boards within forty-five days after the submission of the application for a waiver, then the application shall be deemed approved. If the application is denied by the boards, the provisions of section 536.063 for contested cases shall apply and govern proceedings for appellate purposes; and

e. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; **[**~~and~~**]**

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection**; and**

(11) If a collaborative practice arrangement is used in clinical situations where a collaborating advanced practice registered nurse provides health care services that include the diagnosis and initiation of treatment for acutely or chronically ill or injured persons, then the collaborating physician or any other physician designated in the collaborative practice arrangement shall be present for sufficient periods of time, at least once every two weeks, except in extraordinary circumstances that shall be documented, to participate in a chart review and to provide necessary medical direction, medical services, consultations, and supervision of the health care staff.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to **[**~~specifying geographic areas to be covered,~~**]** the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. **Any rules relating to geographic proximity shall allow a collaborating physician and a collaborating advanced practice registered nurse to practice within two hundred miles by road of one another until August 28, 2025, if the nurse is providing services in a correctional center, as defined in section 217.010.** Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state

board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his **or her** medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice **[**~~agreement~~**]** **arrangement**, including collaborative practice **[**~~agreements~~**]** **arrangements** delegating the authority to prescribe controlled substances, or physician assistant **[**~~agreement~~**]** **collaborative practice arrangement** and also report to the board the name of each licensed professional with whom the physician has entered into such **[**~~agreement~~**]** **arrangement**. The board **[**~~may~~**]** **shall** make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such **[**~~agreements~~**]** **arrangements** to ensure that **[**~~agreements~~**]** **arrangements** are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician shall not enter into a collaborative practice arrangement with more than six full-time equivalent advanced practice registered nurses, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008**, or to collaborative practice arrangements between a primary care physician and a primary care advanced practice registered nurse or a behavioral health physician and a behavioral health advanced practice registered nurse, where the collaborating physician is new to a patient population to which the advanced practice registered nurse is familiar**.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other **[**~~agreement~~**]** **term of employment** shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other **[**~~agreement~~**]** **term of employment** shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician."; and

Further amend said bill, Page 46, Section 334.1720, Line 11, by inserting after all of said section and line the following:

"335.016. As used in this chapter, unless the context clearly requires otherwise, the following words and terms mean:

(1) "Accredited", the official authorization or status granted by an agency for a program through a voluntary process;

(2) "Advanced practice registered nurse" **or "APRN"**, a **[**~~nurse who has education beyond the basic nursing education and is certified by a nationally recognized professional organization as a certified nurse practitioner, certified nurse midwife, certified registered nurse anesthetist, or a certified clinical nurse specialist. The board shall promulgate rules specifying which nationally recognized professional organization certifications are to be recognized for the purposes of this section. Advanced practice nurses and only such individuals may use the title "Advanced Practice Registered Nurse" and the abbreviation "APRN"~~**] person who is licensed under the provisions of this chapter to engage in the practice of advanced practice nursing as a certified clinical nurse specialist, certified nurse midwife, certified nurse practitioner, or certified registered nurse anesthetist**;

(3) "Approval", official recognition of nursing education programs which meet standards established by the board of nursing;

(4) "Board" or "state board", the state board of nursing;

(5) "Certified clinical nurse specialist", a registered nurse who is currently certified as a clinical nurse specialist by a nationally recognized certifying board approved by the board of nursing;

(6) "Certified nurse midwife", a registered nurse who is currently certified as a nurse midwife by the American **[**~~College of Nurse Midwives~~**] Midwifery Certification Board**, or other nationally recognized certifying body approved by the board of nursing;

(7) "Certified nurse practitioner", a registered nurse who is currently certified as a nurse practitioner by a nationally recognized certifying body approved by the board of nursing;

(8) "Certified registered nurse anesthetist", a registered nurse who is currently certified as a nurse anesthetist by the Council on Certification of Nurse Anesthetists, the **[**~~Council on Recertification of Nurse Anesthetists~~**] National Board of Certification and Recertification for Nurse Anesthetists**, or other nationally recognized certifying body approved by the board of nursing;

(9) "Executive director", a qualified individual employed by the board as executive secretary or otherwise to administer the provisions of this chapter under the board's direction. Such person employed as executive director shall not be a member of the board;

(10) "Inactive **[**~~nurse~~**] license status**", as defined by rule pursuant to section 335.061;

(11) "Lapsed license status", as defined by rule under section 335.061;

(12) "Licensed practical nurse" or "practical nurse", a person licensed pursuant to the provisions of this chapter to engage in the practice of practical nursing;

(13) "Licensure", the issuing of a license **[**~~to practice professional or practical nursing~~**]** to candidates who have met the **[**~~specified~~**]** requirements **specified under this chapter, authorizing the person to engage in the practice of advanced practice, professional, or practical nursing,** and the recording of the names of those persons as holders of a license to practice **advanced practice,** professional**,** or practical nursing;

(14) **"Practice of advanced practice nursing", the performance for compensation of activities and services consistent with the required education, training, certification, demonstrated competencies, and experiences of an advanced practice registered nurse;**

(15) "**Practice of** practical nursing", the performance for compensation of selected acts for the promotion of health and in the care of persons who are ill, injured, or experiencing alterations in normal health processes. Such performance requires substantial specialized skill, judgment and knowledge. All such nursing care shall be given under the direction of a person licensed by a state regulatory board to prescribe medications and treatments or under the direction of a registered professional nurse. For the purposes of this chapter, the term "direction" shall mean guidance or supervision provided by a person licensed by a state regulatory board to prescribe medications and treatments or a registered professional nurse, including, but not limited to, oral, written, or otherwise communicated orders or directives for patient care. When practical nursing care is delivered pursuant to the direction of a person

licensed by a state regulatory board to prescribe medications and treatments or under the direction of a registered professional nurse, such care may be delivered by a licensed practical nurse without direct physical oversight;

[~~(15)~~**] (16)** "**Practice of** professional nursing", the performance for compensation of any act **or action** which requires substantial specialized education, judgment and skill based on knowledge and application of principles derived from the biological, physical, social**, behavioral,** and nursing sciences, including, but not limited to:

(a) Responsibility for the **promotion and** teaching of health care and the prevention of illness to the patient and his or her family;

(b) Assessment, **data collection,** nursing diagnosis, nursing care, **evaluation,** and counsel of persons who are ill, injured**,** or experiencing alterations in normal health processes;

(c) The administration of medications and treatments as prescribed by a person licensed by a state regulatory board to prescribe medications and treatments;

(d) The coordination and assistance in the **determination and** delivery of a plan of health care with all members of a health team;

(e) The teaching and supervision of other persons in the performance of any of the foregoing;

[~~(16) A~~**] (17)** "Registered professional nurse" or "registered nurse", a person licensed pursuant to the provisions of this chapter to engage in the practice of professional nursing;

[~~(17)~~**] (18)** "Retired license status", any person licensed in this state under this chapter who retires from such practice. Such person shall file with the board an affidavit, on a form to be furnished by the board, which states the date on which the licensee retired from such practice, an intent to retire from the practice for at least two years, and such other facts as tend to verify the retirement as the board may deem necessary; but if the licensee thereafter reengages in the practice, the licensee shall renew his or her license with the board as provided by this chapter and by rule and regulation.

335.019. **1. An advanced practice registered nurse's prescriptive authority shall include authority to:**

(1) Prescribe, dispense, and administer medications and nonscheduled legend drugs, as defined in section 338.330, within such APRN's practice and specialty; and

(2) Notwithstanding any other provision of this chapter to the contrary, receive, prescribe, administer, and provide nonscheduled legend drug samples from pharmaceutical manufacturers to patients at no charge to the patient or any other party.

2. The board of nursing may grant a certificate of controlled substance prescriptive authority to an advanced practice registered nurse who:

(1) Submits proof of successful completion of an advanced pharmacology course that shall include preceptorial experience in the prescription of drugs, medicines**,** and therapeutic devices; and

(2) Provides documentation of a minimum of three hundred clock hours preceptorial experience in the prescription of drugs, medicines, and therapeutic devices with a qualified preceptor; and

(3) Provides evidence of a minimum of one thousand hours of practice in an advanced practice nursing category prior to application for a certificate of prescriptive authority. The one thousand hours shall not include clinical hours obtained in the advanced practice nursing education program. The one thousand hours of practice in an advanced practice nursing category may include transmitting a prescription order orally or telephonically or to an inpatient medical record from protocols developed in collaboration with and signed by a licensed physician; and

(4) Has a controlled substance prescribing authority delegated in the collaborative practice arrangement under section 334.104 with a physician who has an unrestricted federal Drug Enforcement Administration registration number and who is actively engaged in a practice comparable in scope, specialty, or expertise to that of the advanced practice registered nurse.

335.036. 1. The board shall:

(1) Elect for a one-year term a president and a secretary, who shall also be treasurer, and the board may appoint, employ and fix the compensation of a legal counsel and such board personnel as defined in subdivision (4) of subsection 11 of section 324.001 as are necessary to administer the provisions of sections 335.011 to **[**~~335.096~~**] 335.099**;

(2) Adopt and revise such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 335.011 to **[**~~335.096~~**] 335.099**;

(3) Prescribe minimum standards for educational programs preparing persons for licensure **as a registered professional nurse or licensed practical nurse** pursuant to the provisions of sections 335.011 to **[**~~335.096~~**] 335.099**;

(4) Provide for surveys of such programs every five years and in addition at such times as it may deem necessary;

(5) Designate as "approved" such programs as meet the requirements of sections 335.011 to **[**~~335.096~~**] 335.099** and the rules and regulations enacted pursuant to such sections; and the board shall annually publish a list of such programs;

(6) Deny or withdraw approval from educational programs for failure to meet prescribed minimum standards;

(7) Examine, license, and cause to be renewed the licenses of duly qualified applicants;

(8) Cause the prosecution of all persons violating provisions of sections 335.011 to **[**~~335.096~~**] 335.099**, and may incur such necessary expenses therefor;

(9) Keep a record of all the proceedings; and make an annual report to the governor and to the director of the department of commerce and insurance.

2. The board shall set the amount of the fees which this chapter authorizes and requires by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

3. All fees received by the board pursuant to the provisions of sections 335.011 to **[**~~335.096~~**] 335.099** shall be deposited in the state treasury and be placed to the credit of the state board of nursing fund. All administrative costs and expenses of the board shall be paid from appropriations made for those purposes. The board is authorized to provide funding for the nursing education incentive program established in sections 335.200 to 335.203.

4. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the amount of the appropriation from the board's funds for the preceding fiscal year or, if the board requires by rule, permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the appropriate multiple of the appropriations from the board's funds for the preceding fiscal year.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this chapter shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

335.046. 1. An applicant for a license to practice as a registered professional nurse shall submit to the board a written application on forms furnished to the applicant. The original application shall contain the applicant's statements showing the applicant's education and other such pertinent information as the board may require. The applicant shall be of good moral character and have completed at least the high school course of study, or the equivalent thereof as determined by the state board of education, and have successfully completed the basic professional curriculum in an accredited or approved school of nursing and earned a professional nursing degree or diploma. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the person signing same, subject to the penalties of making a false affidavit or declaration. Applicants from non-English-speaking lands shall be required to submit evidence of proficiency in the English language. The applicant must be approved by the board and shall pass an examination as required by the board. The board may require by rule as a requirement for licensure that each applicant shall pass an oral or practical examination. Upon successfully passing the examination, the board may issue to the applicant a license to practice nursing as a registered professional nurse. The applicant for a license to practice registered professional nursing shall pay a license fee in such amount as set by the board. The fee shall be uniform for all applicants. Applicants from foreign countries shall be licensed as prescribed by rule.

2. An applicant for license to practice as a licensed practical nurse shall submit to the board a written application on forms furnished to the applicant. The original application shall contain the applicant's statements showing the applicant's education and other such pertinent information as the board may require. Such applicant shall be of good moral character, and have completed at least two years of high school, or its equivalent as

established by the state board of education, and have successfully completed a basic prescribed curriculum in a state-accredited or approved school of nursing, earned a nursing degree, certificate or diploma and completed a course approved by the board on the role of the practical nurse. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the person signing same, subject to the penalties of making a false affidavit or declaration. Applicants from non-English-speaking countries shall be required to submit evidence of their proficiency in the English language. The applicant must be approved by the board and shall pass an examination as required by the board. The board may require by rule as a requirement for licensure that each applicant shall pass an oral or practical examination. Upon successfully passing the examination, the board may issue to the applicant a license to practice as a licensed practical nurse. The applicant for a license to practice licensed practical nursing shall pay a fee in such amount as may be set by the board. The fee shall be uniform for all applicants. Applicants from foreign countries shall be licensed as prescribed by rule.

3. **(1) An applicant for a license to practice as an advanced practice registered nurse shall submit to the board a written application on forms furnished to the applicant. The original application shall contain:**

(a) Statements showing the applicant's education and other such pertinent information as the board may require; and

(b) A statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the person signing same, subject to the penalties of making a false affidavit or declaration.

(2) The applicant for a license to practice as an advanced practice registered nurse shall pay a fee in such amount as may be set by the board. The fee shall be uniform for all applicants.

(3) An applicant shall:

(a) Hold a current registered professional nurse license or privilege to practice, shall not be currently subject to discipline or any restrictions, and shall not hold an encumbered license or privilege to practice as a registered professional nurse or advanced practice registered nurse in any state or territory;

(b) Have completed an accredited graduate-level advanced practice registered nurse program and achieved at least one certification as a clinical nurse specialist, nurse midwife, nurse practitioner, or registered nurse anesthetist, with at least one population focus prescribed by rule of the board;

(c) Be currently certified by a national certifying body recognized by the Missouri state board of nursing in the advanced practice registered nurse role; and

(d) Have a population focus on his or her certification, corresponding with his or her educational advanced practice registered nurse program.

(4) Any person holding a document of recognition to practice nursing as an advanced practice registered nurse in this state that is current on August 28, 2023, shall be deemed to be licensed as an advanced practice registered nurse under the provisions of this section and shall be eligible for renewal of such license under the conditions and standards prescribed in this chapter and as prescribed by rule.

4. Upon refusal of the board to allow any applicant to **[**~~sit for~~**] take** either the registered professional nurses' examination or the licensed practical nurses' examination, **[**~~as the case may be,~~**] or upon refusal to issue an advanced practice registered nurse license,** the board shall comply with the provisions of section 621.120 and advise the applicant of his or her right to have a hearing before the administrative hearing commission. The administrative hearing commission shall hear complaints taken pursuant to section 621.120.

[~~4.~~**] 5.** The board shall not deny a license because of sex, religion, race, ethnic origin, age or political affiliation.

335.051. 1. The board shall issue a license to practice nursing as **[**~~either~~**] an advanced practice registered nurse,** a registered professional nurse**,** or a licensed practical nurse without examination to an applicant who has duly become licensed as **[**~~a~~**] an advanced practice registered nurse,** registered nurse**,** or licensed practical nurse pursuant to the laws of another state, territory, or foreign country if the applicant meets the qualifications required of **advanced practice registered nurses,** registered nurses**,** or licensed practical nurses in this state at the time the applicant was originally licensed in the other state, territory, or foreign country.

2. Applicants from foreign countries shall be licensed as prescribed by rule.

3. Upon application, the board shall issue a temporary permit to an applicant pursuant to subsection 1 of this section for a license as **[**~~either~~**] an advanced practice registered nurse,** a registered professional nurse**,** or a licensed practical nurse who has made a prima facie showing that the applicant meets all of the requirements for

such a license. The temporary permit shall be effective only until the board shall have had the opportunity to investigate his **or her** qualifications for licensure pursuant to subsection 1 of this section and to notify the applicant that his or her application for a license has been either granted or rejected. In no event shall such temporary permit be in effect for more than twelve months after the date of its issuance nor shall a permit be reissued to the same applicant. No fee shall be charged for such temporary permit. The holder of a temporary permit which has not expired, or been suspended or revoked, shall be deemed to be the holder of a license issued pursuant to section 335.046 until such temporary permit expires, is terminated or is suspended or revoked.

335.056. **1.** The license of every person licensed under the provisions of **[**~~sections 335.011 to 335.096~~**] this chapter** shall be renewed as provided. An application for renewal of license shall be mailed to every person to whom a license was issued or renewed during the current licensing period. The applicant shall complete the application and return it to the board by the renewal date with a renewal fee in an amount to be set by the board. The fee shall be uniform for all applicants. The certificates of renewal shall render the holder thereof a legal practitioner of nursing for the period stated in the certificate of renewal. Any person who practices nursing as **an advanced practice registered nurse,** a registered professional nurse**,** or **[**~~as~~**]** a licensed practical nurse during the time his **or her** license has lapsed shall be considered an illegal practitioner and shall be subject to the penalties provided for violation of the provisions of sections 335.011 to **[**~~335.096~~**] 335.099**.

2. The renewal of advanced practice registered nurse licenses and registered professional nurse licenses shall occur at the same time, as prescribed by rule. Failure to renew and maintain the registered professional nurse license or privilege to practice or failure to provide the required fee and evidence of active certification or maintenance of certification as prescribed by rules and regulations shall result in expiration of the advanced practice registered nurse license.

3. A licensed nurse who holds an APRN license shall be disciplined on their APRN license for any violations of this chapter.

335.076. 1. Any person who holds a license to practice professional nursing in this state may use the title "Registered Professional Nurse" and the abbreviation **[**~~"R.N."~~**] "RN"**. No other person shall use the title "Registered Professional Nurse" or the abbreviation **[**~~"R.N."~~**] "RN"**. No other person shall assume any title or use any abbreviation or any other words, letters, signs, or devices to indicate that the person using the same is a registered professional nurse.

2. Any person who holds a license to practice practical nursing in this state may use the title "Licensed Practical Nurse" and the abbreviation **[**~~"L.P.N."~~**] "LPN"**. No other person shall use the title "Licensed Practical Nurse" or the abbreviation **[**~~"L.P.N."~~**] "LPN"**. No other person shall assume any title or use any abbreviation or any other words, letters, signs, or devices to indicate that the person using the same is a licensed practical nurse.

3. Any person who holds a license **[**~~or recognition~~**]** to practice advanced practice nursing in this state may use the title "Advanced Practice Registered Nurse", **the designations of "certified registered nurse anesthetist", "certified nurse midwife", "certified clinical nurse specialist", and "certified nurse practitioner",** and the **[**~~abbreviation~~**] abbreviations** "APRN", **[**~~and any other title designations appearing on his or her license~~**] "CRNA", "CNM", "CNS", and "NP", respectively**. No other person shall use the title "Advanced Practice Registered Nurse" or the abbreviation "APRN". No other person shall assume any title or use any abbreviation or any other words, letters, signs, or devices to indicate that the person using the same is an advanced practice registered nurse.

4. No person shall practice or offer to practice professional nursing, practical nursing, or advanced practice nursing in this state or use any title, sign, abbreviation, card, or device to indicate that such person is a practicing professional nurse, practical nurse, or advanced practice nurse unless he or she has been duly licensed under the provisions of this chapter.

5. In the interest of public safety and consumer awareness, it is unlawful for any person to use the title "nurse" in reference to himself or herself in any capacity, except individuals who are or have been licensed as a registered nurse, licensed practical nurse, or advanced practice registered nurse under this chapter.

6. Notwithstanding any law to the contrary, nothing in this chapter shall prohibit a Christian Science nurse from using the title "Christian Science nurse", so long as such person provides only religious nonmedical services when offering or providing such services to those who choose to rely upon healing by spiritual means alone and does not hold his or her own religious organization and does not hold himself or herself out as a registered nurse, advanced practice registered nurse, nurse practitioner, licensed practical nurse, nurse midwife, clinical nurse specialist, or nurse anesthetist, unless otherwise authorized by law to do so.

335.086. No person, firm, corporation or association shall:

(1) Sell or attempt to sell or fraudulently obtain or furnish or attempt to furnish any nursing diploma, license, renewal or record or aid or abet therein;

(2) Practice **[**~~professional or practical~~**]** nursing as defined by sections 335.011 to **[**~~335.096~~**] 335.099** under cover of any diploma, license, or record illegally or fraudulently obtained or signed or issued unlawfully or under fraudulent representation;

(3) Practice **[**~~professional nursing or practical~~**]** nursing as defined by sections 335.011 to **[**~~335.096~~**] 335.099** unless duly licensed to do so under the provisions of sections 335.011 to **[**~~335.096~~**] 335.099**;

(4) Use in connection with his **or her** name any designation tending to imply that he **or she** is a licensed **advanced practice registered nurse, a licensed** registered professional nurse**,** or a licensed practical nurse unless duly licensed so to practice under the provisions of sections 335.011 to **[**~~335.096~~**] 335.099**;

(5) Practice **[**~~professional nursing or practical~~**]** nursing during the time his **or her** license issued under the provisions of sections 335.011 to **[**~~335.096~~**] 335.099** shall be suspended or revoked; or

(6) Conduct a nursing education program for the preparation of professional or practical nurses unless the program has been accredited by the board.

335.175. 1. No later than January 1, 2014, there is hereby established within the state board of registration for the healing arts and the state board of nursing the "Utilization of Telehealth by Nurses". An advanced practice registered nurse (APRN) providing nursing services under a collaborative practice arrangement under section 334.104 may provide such services outside the geographic proximity requirements of section 334.104 if the collaborating physician and advanced practice registered nurse utilize telehealth **[**~~in the care of the patient and if the services are provided in a rural area of need.~~**]** Telehealth providers shall be required to obtain patient consent before telehealth services are initiated and ensure confidentiality of medical information.

2. As used in this section, "telehealth" shall have the same meaning as such term is defined in section 191.1145.

[~~3. (1) The boards shall jointly promulgate rules governing the practice of telehealth under this section. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth.~~

~~(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.~~

~~4. For purposes of this section, "rural area of need" means any rural area of this state which is located in a health professional shortage area as defined in section 354.650.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Riley, **House Amendment No. 2** was adopted.

Representative Shields offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 70, Page 2, Section A, Line 14, by inserting after all of said section and line the following:

"190.255. 1. Any qualified first responder may obtain and administer naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to a person suffering from an apparent narcotic or opiate-related overdose in order to revive the person.

2. Any licensed drug distributor or pharmacy in Missouri may sell naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to qualified

first responder agencies to allow the agency to stock naloxone for the administration of such drug to persons suffering from an apparent narcotic or opiate overdose in order to revive the person.

3. For the purposes of this section, "qualified first responder" shall mean any **[**~~state and local law enforcement agency staff,~~**]** fire department personnel, fire district personnel, or licensed emergency medical technician who is acting under the directives and established protocols of a medical director of a local licensed ground ambulance service licensed under section 190.109**, or any state or local law enforcement agency staff member,** who comes in contact with a person suffering from an apparent narcotic or opiate-related overdose and who has received training in recognizing and responding to a narcotic or opiate overdose and the administration of naloxone to a person suffering from an apparent narcotic or opiate-related overdose. "Qualified first responder agencies" shall mean any state or local law enforcement agency, fire department, or ambulance service that provides documented training to its staff related to the administration of naloxone in an apparent narcotic or opiate overdose situation.

4. A qualified first responder shall only administer naloxone by such means as the qualified first responder has received training for the administration of naloxone."; and

Further amend said bill, Page 8, Section 195.100, Line 27, by inserting after all of said section and line the following:

"195.206. 1. As used in this section, the following terms shall mean:

(1) "Addiction mitigation medication", naltrexone hydrochloride that is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(2) "Opioid antagonist", naloxone hydrochloride**, or any other drug or device approved by the United States Food and Drug Administration,** that blocks the effects of an opioid overdose **[**~~that~~**] and** is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(3) "Opioid-related drug overdose", a condition including, but not limited to, extreme physical illness, decreased level of consciousness, respiratory depression, coma, or death resulting from the consumption or use of an opioid or other substance with which an opioid was combined or a condition that a layperson would reasonably believe to be an opioid-related drug overdose that requires medical assistance.

2. Notwithstanding any other law or regulation to the contrary:

(1) The director of the department of health and senior services, if a licensed physician, may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication;

(2) In the alternative, the department may employ or contract with a licensed physician who may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication with the express written consent of the department director.

3. Notwithstanding any other law or regulation to the contrary, any licensed pharmacist in Missouri may sell and dispense an opioid antagonist or an addiction mitigation medication under physician protocol or under a statewide standing order issued under subsection 2 of this section.

4. A licensed pharmacist who, acting in good faith and with reasonable care, sells or dispenses an opioid antagonist or an addiction mitigation medication and an appropriate device to administer the drug, and the protocol physician, shall not be subject to any criminal or civil liability or any professional disciplinary action for prescribing or dispensing the opioid antagonist or an addiction mitigation medication or any outcome resulting from the administration of the opioid antagonist or an addiction mitigation medication. A physician issuing a statewide standing order under subsection 2 of this section shall not be subject to any criminal or civil liability or any professional disciplinary action for issuing the standing order or for any outcome related to the order or the administration of the opioid antagonist or an addiction mitigation medication.

5. Notwithstanding any other law or regulation to the contrary, it shall be permissible for any person to possess an opioid antagonist or an addiction mitigation medication.

6. Any person who administers an opioid antagonist to another person shall, immediately after administering the drug, contact emergency personnel. Any person who, acting in good faith and with reasonable care, administers an opioid antagonist to another person whom the person believes to be suffering an opioid-related **drug** overdose shall be immune from criminal prosecution, disciplinary actions from his or her professional licensing board, and civil liability due to the administration of the opioid antagonist."; and

Further amend said bill, Page 101, Section 337.1075, Line 10, by inserting after all of said section and line the following:

"**579.088. Notwithstanding any other provision of this chapter or chapter 195 to the contrary, it shall not be unlawful to manufacture, possess, sell, deliver, or use any device, equipment, or other material for the purpose of analyzing controlled substances to detect the presence of fentanyl or any synthetic controlled substance fentanyl analogue.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 3** was adopted.

Representative Stinnett offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 70, Page 1, Section A, Line 5, by deleting the word "are" and inserting in lieu thereof the following:

"and section 192.530 as truly agreed to and finally passed by senate substitute for house bill no. 402, one hundred second general assembly, first regular session, are"; and

Further amend said bill, Page 101, Section 337.1075, Line 10, by inserting after all of said section and line the following:

"**Section 1. The department of health and senior services shall include on its website an advance health care directive form and directions for completing such form as described in section 459.015. The department shall include a listing of possible uses for an advance health care directive, including to limit pain control to nonopioid measures.**"; and

Further amend said bill, Page 103, Section 191.550, Line 2, by inserting after all of said section and line the following:

"**[192.530. 1. As used in this section, the following terms mean:**

(1) "Department", the department of health and senior services;

(2) "Health care provider", the same meaning given to the term in section 376.1350;

(3) "Voluntary nonopioid directive form", a form that may be used by a patient to deny or refuse the administration or prescription of a controlled substance containing an opioid by a health care provider.

2. In consultation with the board of registration for the healing arts and the board of pharmacy, the department shall develop and publish a uniform voluntary nonopioid directive form.

3. The voluntary nonopioid directive form developed by the department shall indicate to all prescribing health care providers that the named patient shall not be offered, prescribed, supplied with, or otherwise administered a controlled substance containing an opioid.

4. The voluntary nonopioid directive form shall be posted in a downloadable format on the department's publicly accessible website.

5. (1) A patient may execute and file a voluntary nonopioid directive form with a health care provider. Each health care provider shall sign and date the form in the presence of the patient as evidence of acceptance and shall provide a signed copy of the form to the patient.

(2) The patient executing and filing a voluntary nonopioid directive form with a health care provider shall sign and date the form in the presence of the health care provider or a designee of the health care provider. In the case of a patient who is unable to execute and file a voluntary nonopioid directive form, the patient may designate a duly authorized guardian or health care proxy to execute and file the form in accordance with subdivision (1) of this subsection.

(3) A patient may revoke the voluntary nonopioid directive form for any reason and may do so by written or oral means.

~~**6. The department shall promulgate regulations for the implementation of the voluntary nonopioid directive form that shall include, but not be limited to:**~~

~~**(1) A standard method for the recording and transmission of the voluntary nonopioid directive form, which shall include verification by the patient's health care provider and shall comply with the written consent requirements of the Public Health Service Act, 42 U.S.C. Section 290dd-2(b), and 42 CFR Part 2, relating to confidentiality of alcohol and drug abuse patient records, provided that the voluntary nonopioid directive form shall also provide the basic procedures necessary to revoke the voluntary nonopioid directive form;**~~

~~**(2) Procedures to record the voluntary nonopioid directive form in the patient's medical record or, if available, the patient's interoperable electronic medical record;**~~

~~**(3) Requirements and procedures for a patient to appoint a duly authorized guardian or health care proxy to override a previously filed voluntary nonopioid directive form and circumstances under which an attending health care provider may override a previously filed voluntary nonopioid directive form based on documented medical judgment, which shall be recorded in the patient's medical record;**~~

~~**(4) Procedures to ensure that any recording, sharing, or distributing of data relative to the voluntary nonopioid directive form complies with all federal and state confidentiality laws; and**~~

~~**(5) Appropriate exemptions for health care providers and emergency medical personnel to prescribe or administer a controlled substance containing an opioid when, in their professional medical judgment, a controlled substance containing an opioid is necessary, or the provider and medical personnel are acting in good faith.**~~

~~**The department shall develop and publish guidelines on its publicly accessible website that shall address, at a minimum, the content of the regulations promulgated under this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.**~~

~~**7. A written prescription that is presented at an outpatient pharmacy or a prescription that is electronically transmitted to an outpatient pharmacy is presumed to be valid for the purposes of this section, and a pharmacist in an outpatient setting shall not be held in violation of this section for dispensing a controlled substance in contradiction to a voluntary nonopioid directive form, except upon evidence that the pharmacist acted knowingly against the voluntary nonopioid directive form.**~~

~~**8. (1) A health care provider or an employee of a health care provider acting in good faith shall not be subject to criminal or civil liability and shall not be considered to have engaged in unprofessional conduct for failing to offer or administer a prescription or medication order for a controlled substance containing an opioid under the voluntary nonopioid directive form.**~~

~~**(2) A person acting as a representative or an agent pursuant to a health care proxy shall not be subject to criminal or civil liability for making a decision under subdivision (3) of subsection 6 of this section in good faith.**~~

~~**(3) Notwithstanding any other provision of law, a professional licensing board, at its discretion, may limit, condition, or suspend the license of, or assess fines against, a health care provider who recklessly or negligently fails to comply with a patient's voluntary nonopioid directive form.**~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stinnett, **House Amendment No. 4** was adopted.

On motion of Representative Coleman, **HCS SS SCS SB 70, as amended**, was adopted.

On motion of Representative Coleman, **HCS SS SCS SB 70, as amended**, was read the third time and passed by the following vote:

AYES: 141

Adams	Allen	Amato	Anderson	Atchison
Baker	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thompson	Titus	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 003

Davis	Thomas	Toalson Reisch

PRESENT: 001

Banderman

ABSENT WITH LEAVE: 017

Appelbaum	Aune	Bangert	Bland Manlove	Bosley
Butz	Clemens	Deaton	Farnan	Griffith
Hovis	O'Donnell	Pouche	Roberts	Sharp 37
Sharpe 4	Stephens			

VACANCIES: 001

Representative Hudson declared the bill passed.

On motion of Representative Patterson, the House recessed until 1:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 72, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **SS SB 139**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 1 to House Amendment No. 8**, **House Amendment No. 8, as amended**, **House Amendment No. 9**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 11, as amended**, **House Amendment No. 1 to House Amendment No. 12**, **House Amendment No. 12, as amended**, **House Amendment No. 1 to House Amendment No. 13**, **House Amendment No. 2 to House Amendment No. 13**, **House Amendment No. 13, as amended**, **House Amendment No. 14**, **House Amendment No. 15** and **House Amendment No. 16**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 8, relating to the designation of Campbell, Missouri, as the Peach Capital of Missouri, was taken up by Representative Parker.

On motion of Representative Parker, **SCR 8** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lonsdale

Lovasco	Mackey	Mann	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Reedy
Reuter	Richey	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Thomas	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 000

PRESENT: 008

Bland Manlove	Bosley	Lewis 25	Merideth	Nickson-Clark
Quade	Terry	Thompson		

ABSENT WITH LEAVE: 011

Bangert	Clemens	Collins	Lewis 6	Marquart
Mosley	Riggs	Sharp 37	Smith 163	Unsicker
Windham				

VACANCIES: 001

Speaker Plocher declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1028, **HB 770**, **HB 571**, **HCS HB 157**, **HCS HB 342**, **HCS HB 425**, **HB 513**, **HCS HB 134**, **HCS HBs 604 & 180**, **HB 696**, **HB 1370**, **HCS HBs 185 & 281** and **HB 516** were placed back on the House Bills for Perfection Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 47, relating to fees collected by the department of revenue, was taken up by Representative Riley.

Representative Riley moved that the title of **HCS SB 47** be agreed to.

Representative Gregory offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 47, Page 1, In the Title, Line 3, by deleting the words "the department of revenue" and inserting in lieu thereof the words "state agencies"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 1** was adopted.

Representative Riley offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 47, Page 14, Section 408.900, Line 37, by inserting after all of said section and line the following:

"**620.3900. 1. Sections 620.3900 to 620.3930 shall be known and may be cited as the "Regulatory Sandbox Act".**

2. For the purposes of sections 620.3900 to 620.3930, the following terms shall mean:

(1) "Advisory committee", the general regulatory sandbox program advisory committee created in section 620.3910;

(2) "Applicable agency", a department or agency of the state that by law regulates a business activity and persons engaged in such business activity, including the issuance of licenses or other types of authorization, and which the regulatory relief office determines would otherwise regulate a sandbox participant. A participant may fall under multiple applicable agencies if multiple agencies regulate the business activity that is subject to the sandbox program application. "Applicable agency" shall not include the division of professional registration and its boards, commissions, committees, and offices;

(3) "Applicant" or "sandbox applicant", a person or business that applies to participate in the sandbox program;

(4) "Consumer", a person who purchases or otherwise enters into a transaction or agreement to receive a product or service offered through the sandbox program pursuant to a demonstration by a program participant;

(5) "Demonstrate" or "demonstration", to temporarily provide an offering of an innovative product or service in accordance with the provisions of the sandbox program;

(6) "Department", the department of economic development;

(7) "Innovation", the use or incorporation of a new idea, a new or emerging technology, or a new use of existing technology to address a problem, provide a benefit, or otherwise offer a product, production method, or service;

(8) "Innovative offering", an offering of a product or service that includes an innovation;

(9) "Product", a commercially distributed good that is:

(a) Tangible personal property; and

(b) The result of a production process;

(10) "Production", the method or process of creating or obtaining a good, which may include assembling, breeding, capturing, collecting, extracting, fabricating, farming, fishing, gathering, growing, harvesting, hunting, manufacturing, mining, processing, raising, or trapping a good;

(11) "Regulatory relief office", the office responsible for administering the sandbox program within the department;

(12) "Sandbox participant" or "participant", a person or business whose application to participate in the sandbox program is approved in accordance with the provisions of section 620.3915;

(13) "Sandbox program", the general regulatory sandbox program created in sections 620.3900 to 620.3930 that allows a person to temporarily demonstrate an innovative offering of a product or service under a waiver or suspension of one or more state regulations;

(14) "Sandbox program director", the director of the regulatory relief office;

(15) "Service", any commercial activity, duty, or labor performed for another person or business. "Service" shall not include a product or service when its use would impact rates, statutorily authorized service areas, or system safety or reliability of an electrical corporation or gas corporation, as defined in section 386.020, as determined by the public service commission, or of any rural electric cooperative organized or operating under the provisions of chapter 394, or to any corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or to any electrical corporation

operating under a cooperative business plan as described in subsection 2 of section 393.110, or of any municipally owned utility organized or operating under the provisions of chapter 91, or of any joint municipal utility commission organized or operating under the provisions of sections 393.700 to 393.770.

620.3905. 1. There is hereby created within the department of economic development the "Regulatory Relief Office", which shall be administered by the sandbox program director. The sandbox program director shall report to the director of the department and may appoint staff, subject to the approval of the director of the department.

2. The regulatory relief office shall:

(1) Administer the sandbox program pursuant to sections 620.3900 to 620.3930;

(2) Act as a liaison between private businesses and applicable agencies that regulate such businesses to identify state regulations that could potentially be waived or suspended under the sandbox program;

(3) Consult with each applicable agency; and

(4) Establish a program to enable a person to obtain monitored access to the market in the state along with legal protections for a product or service related to the regulations that are being waived as a part of participation in the sandbox program, in order to demonstrate an innovative product or service without obtaining a license or other authorization that might otherwise be required.

3. The regulatory relief office shall:

(1) Review state laws and regulations that may unnecessarily inhibit the creation and success of new companies or industries and provide recommendations to the governor and the general assembly on modifying or repealing such state laws and regulations;

(2) Create a framework for analyzing the risk level of the health, safety, and financial well-being of consumers related to permanently removing or temporarily waiving regulations inhibiting the creation or success of new and existing companies or industries;

(3) Propose and enter into reciprocity agreements between states that use or are proposing to use similar regulatory sandbox programs as described in sections 620.3900 to 620.3930, provided that such reciprocity agreement is supported by a majority vote of the advisory committee and the regulatory relief office is directed by an order of the governor to pursue such reciprocity agreement;

(4) Enter into agreements with or adopt best practices of corresponding federal regulatory agencies or other states that are administering similar programs;

(5) Consult with businesses in the state about existing or potential proposals for the sandbox program; and

(6) In accordance with the provisions of chapter 536 and the provisions of sections 620.3900 to 620.3930, make rules regarding the administration of the sandbox program, including making rules regarding the application process and the reporting requirements of sandbox participants. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

4. (1) The regulatory relief office shall create and maintain on the department's website a web page that invites residents and businesses in the state to make suggestions regarding laws and regulations that could be modified or eliminated to reduce the regulatory burden on residents and businesses in the state.

(2) On at least a quarterly basis, the regulatory relief office shall compile the relevant suggestions from the web page created pursuant to subdivision (1) of this subsection and provide a written report to the governor and the general assembly.

(3) In creating the report described in subdivision (2) of this subsection, the regulatory relief office:

(a) Shall provide the identity of residents and businesses that make suggestions on the web page if those residents and businesses wish to comment publicly, and shall ensure that the private information of residents and businesses that make suggestions on the web page is not made public if they do not wish to comment publicly; and

(b) May evaluate the suggestions and provide analysis and suggestions regarding which state laws and regulations could be modified or eliminated to reduce the regulatory burden on residents and businesses in the state while still protecting consumers.

5. (1) By October first of each year, the department shall submit an annual report to the governor, the general assembly, and to each state agency which shall include:

(a) Information regarding each participant in the sandbox program, including industries represented by each participant and the anticipated or actual cost savings that each participant experienced;

(b) The anticipated or actual benefit to consumers created by each demonstration in the sandbox program;

(c) Recommendations regarding any laws or regulations that should be permanently modified or repealed;

(d) Information regarding any health and safety events related to the activities of a participant in the sandbox program;

(e) Recommendations for changes to the sandbox program or other duties of the regulatory relief office;

(f) Concerns raised by consumers and stakeholders regarding demonstrations; and

(g) Harms and benefits to the state as a result of current demonstrations.

(2) The department may provide an interim report from the sandbox program director to the governor and general assembly on specific, time-sensitive issues for the functioning of the sandbox program, for the health and safety of consumers, for the success of participants in the program, and for other issues of urgent need.

620.3910. 1. There is hereby created within the department of economic development the "General Regulatory Sandbox Program Advisory Committee", to be composed of the following members:

(1) The director of the department of economic development or his or her designee;

(2) The director of the department of commerce and insurance or his or her designee;

(3) The attorney general or his or her designee;

(4) A member of an institution of higher education, to be appointed by the director of the department of higher education and workforce development;

(5) Two members of the house of representatives, one to be appointed by the speaker of the house of representatives and one to be appointed by the minority leader of the house of representatives; and

(6) Two members of the senate, one to be appointed by the president pro tempore of the senate and one to be appointed by the minority leader of the senate.

2. (1) Advisory committee members shall be appointed to a four-year term. Members who cease holding elective office shall be replaced by the speaker or minority leader of the house of representatives or the president pro tempore or minority floor leader of the senate, as applicable. The sandbox program director may establish the terms of initial appointments so that approximately half of the advisory committee is appointed every two years.

(2) The sandbox program director shall select a chair of the advisory committee every two years in consultation with the members of the advisory committee.

(3) No appointee of the speaker of the house of representatives or president pro tempore of the senate may serve more than two consecutive complete terms.

3. A majority of the advisory committee shall constitute a quorum for the purpose of conducting business, and the action of a majority of a quorum shall constitute the action of the advisory committee, except as provided in subsection 4 of this section.

4. The advisory committee may, at its own discretion, meet to override a decision of the regulatory relief office on the admission or denial of an applicant to the sandbox program, provided such override is decided with a two-thirds majority vote of the members of the advisory committee, and further provided that such vote shall be taken within fifteen business days of the regulatory relief office's decision, and further provided that the risks posed to consumer health and safety do not outweigh the intended benefits.

5. The advisory committee shall advise and make recommendations to the regulatory relief office on whether to approve applications to the sandbox program pursuant to section 620.3915.

6. The regulatory relief office shall provide administrative staff support for the advisory committee.

7. The members of the advisory committee shall serve without compensation, but may be reimbursed for any actual and necessary expenses incurred in the performance of the advisory committee's official duties.

8. Meetings of the advisory committee shall be considered public meetings for the purposes of chapter 610. However, a meeting of the committee shall be a closed meeting if the purpose of the meeting is to discuss an application for participation in the regulatory sandbox program and failing to hold a closed meeting would reveal information that constitutes proprietary or confidential trade secrets. Upon approval by a majority vote by members of the advisory committee, the advisory committee shall be allowed to conduct remote meetings, and individual members shall be allowed to attend meetings remotely. The advisory committee shall provide the public the ability to view any such remote meetings.

620.3915. 1. An applicant for the sandbox program shall provide to the regulatory relief office an application in a form prescribed by the regulatory relief office that:

(1) Confirms the applicant is subject to the jurisdiction of the state;

(2) Confirms the applicant has established physical residence or a virtual location in the state from which the demonstration of an innovative offering will be developed and performed, and where all required records, documents, and data will be maintained;

(3) Contains relevant personal and contact information for the applicant, including legal names, addresses, telephone numbers, email addresses, website addresses, and other information required by the regulatory relief office;

(4) Discloses criminal convictions of the applicant or other participating personnel, if any; and

(5) Contains a description of the innovative offering to be demonstrated, including statements regarding:

(a) How the innovative offering is subject to licensing, legal prohibition, or other authorization requirements outside of the sandbox program;

(b) Each regulation that the applicant seeks to have waived or suspended while participating in the sandbox program;

(c) How the innovative offering would benefit consumers;

(d) How the innovative offering is different from other innovative offerings available in the state;

(e) The risks that might exist for consumers who use or purchase the innovative offering;

(f) How participating in the sandbox program would enable a successful demonstration of the innovative offering of an innovative product or service;

(g) A description of the proposed demonstration plan, including estimated time periods for beginning and ending the demonstration;

(h) Recognition that the applicant will be subject to all laws and regulations pertaining to the applicant's innovative offering after the conclusion of the demonstration;

(i) How the applicant will end the demonstration and protect consumers if the demonstration fails;

(j) A list of each applicable agency, if any, that the applicant knows regulates the applicant's business; and

(k) Any other required information as determined by the regulatory relief office.

2. An applicant shall remit to the regulatory relief office an application fee of three hundred dollars per application for each innovative offering. Such application fees shall be used by the regulatory relief office solely for the purpose of implementing the provisions of sections 620.3900 to 620.3930.

3. An applicant shall file a separate application for each innovative offering that the applicant wishes to demonstrate.

4. An applicant for the sandbox program may contact the regulatory relief office to request a consultation regarding the sandbox program before submitting an application. The regulatory relief office may provide assistance to an applicant in preparing an application for submission.

5. (1) After an application is filed, the regulatory relief office shall:

(a) Consult with each applicable agency that regulates the applicant's business regarding whether more information is needed from the applicant; and

(b) Seek additional information from the applicant that the regulatory relief office determines is necessary.

(2) No later than fifteen business days after the day on which a completed application is received by the regulatory relief office, the regulatory relief office shall:

(a) Review the application and refer the application to each applicable agency that regulates the applicant's business; and

(b) Provide to the applicant:

a. An acknowledgment of receipt of the application; and

b. The identity and contact information of each applicable agency to which the application has been referred for review.

(3) No later than sixty days after the day on which an applicable agency receives a completed application for review, the applicable agency shall provide a written report to the sandbox program director with the applicable agency's findings. Such report shall:

(a) Describe any identifiable, likely, and significant harm to the health, safety, or financial well-being of consumers that the relevant regulation protects against; and

(b) Make a recommendation to the regulatory relief office that the applicant either be admitted or denied entrance into the sandbox program.

(4) An applicable agency may request an additional ten business days to deliver the written report required by subdivision (3) of this subsection by providing notice to the sandbox program director, which request shall automatically be granted. An applicable agency may request only one extension per application. The sandbox program director may also provide an additional extension to the applicable agency for cause.

(5) If an applicable agency recommends an applicant under this section be denied entrance into the sandbox program, the written report required by subdivision (3) of this subsection shall include a description of the reasons for such recommendation, including the reason a temporary waiver or suspension of the relevant regulations would potentially significantly harm the health, safety, or financial well-being of consumers or the public and the assessed likelihood of such harm occurring.

(6) If an applicable agency determines that the consumer's or public's health, safety, or financial well-being can be protected through less restrictive means than the existing relevant laws or regulations, the applicable agency shall provide a recommendation of how that can be achieved.

(7) If an applicable agency fails to deliver the written report required by subdivision (3) of this subsection, the sandbox program director shall provide a final notice to the applicable agency for delivery of the written report. If the report is not delivered within five days of such final notice, the sandbox program director shall assume that the applicable agency does not object to the temporary waiver or suspension of the relevant regulations for an applicant seeking to participate in the sandbox program.

6. (1) Notwithstanding any provision of this section to the contrary, an applicable agency may, by written notice to the regulatory relief office:

(a) Reject an application, provided such rejection occurs within forty-five days after the day on which the applicable agency receives a complete application for review, or within fifty days if an extension has been requested by the applicable agency, if the applicable agency determines, in the applicable agency's sole discretion, that the applicant's offering fails to comply with standards or specifications:

a. Required by federal rule or regulation;

b. Previously approved for use by a federal agency; or

c. In which the rule or regulation is supported by way of federal funding; or

(b) Reject an application preliminarily approved by the regulatory relief office, if the applicable agency:

a. Recommends rejection of the application in the applicable agency's written report submitted pursuant to subdivision (3) of subsection 5 of this section; and

b. Provides in the written report submitted pursuant to subdivision (3) of subsection 5 of this section a description of the applicable agency's reasons approval of the application would create a substantial risk of harm to the health or safety of the public, or create unreasonable expenses for taxpayers in the state.

(2) If any applicable agency rejects an application on a nonpreliminary basis pursuant to subdivision (1) of this subsection, the regulatory relief office shall not approve the application.

7. (1) The sandbox program director shall provide all applications and associated written reports to the advisory committee upon receiving a written report from an applicable agency.

(2) The sandbox program director may call the advisory committee to meet as needed, but not less than once per quarter if applications are available for review.

(3) After receiving and reviewing the application and each associated written report, the advisory committee shall provide to the sandbox program director the advisory committee's recommendation as to whether the applicant should be admitted as a sandbox participant.

(4) As part of the advisory committee's review of each report, the advisory committee shall use criteria used by applicable agencies to evaluate applications.

8. The regulatory relief office shall consult with each applicable agency and the advisory committee before admitting an applicant into the sandbox program. Such consultation may include seeking information and giving consideration to whether:

(1) The applicable agency has previously issued a license or other authorization to the applicant; and

(2) The applicable agency has previously investigated, sanctioned, or pursued legal action against the applicant and the reasons for such actions.

9. In reviewing an application under this section, the regulatory relief office and applicable agencies shall consider whether:

(1) A competitor to the applicant is or has been a sandbox participant and, if so, weigh that as a factor in favor of allowing the applicant to also become a sandbox participant;

(2) The applicant's plan will adequately protect consumers from potential harm identified by an applicable agency in the applicable agency's written report;

(3) The risk of harm to consumers is outweighed by the potential benefits to consumers from the applicant's participation in the sandbox program; and

(4) Certain state regulations that regulate an innovative offering should not be waived or suspended even if the applicant is approved as a sandbox participant, including applicable anti-fraud or disclosure provisions.

10. An applicant shall become a sandbox participant if the regulatory relief office approves the application for the sandbox program and enters into a written agreement with the applicant describing the specific regulations that are waived or suspended as part of participation in the sandbox program. Notwithstanding any other provision of this section to the contrary, the regulatory relief office shall not enter into a written agreement with an applicant that exempts the applicant from any income, property, or sales tax liability unless such applicant otherwise qualifies for an exemption from such tax.

11. (1) The sandbox program director may deny at his or her sole discretion any application submitted under this section for any reason, including if the sandbox program director determines that the preponderance of evidence demonstrates that suspending or waiving enforcement of a regulation would cause significant risk of harm to consumers or residents of the state.

(2) If the sandbox program director denies an application submitted under this section, the regulatory relief office shall provide to the applicant a written description of the reasons for not allowing the applicant to become a sandbox participant.

(3) The denial of an application submitted under this section shall not be subject to judicial or administrative review.

(4) The acceptance or denial of an application submitted under this section may be overridden by an affirmative vote of a two-thirds majority of the advisory committee at the discretion of the advisory committee, provided such vote shall take place within fifteen business days of the sandbox program director's decision. Notwithstanding any other provision of this section to the contrary, the advisory committee shall not override a rejection made by an applicable agency.

(5) The sandbox program director shall deny an application for participation in the sandbox program if the applicant or any person who seeks to participate with the applicant in demonstrating an innovative offering has been convicted, entered into a plea of nolo contendere, or entered a plea of guilty or nolo contendere held in abeyance for any crime involving significant theft, fraud, or dishonesty if the crime bears a significant relationship to the applicant's or other participant's ability to safely and competently participate in the sandbox program.

12. When an applicant is approved for participation in the sandbox program, the sandbox program director shall provide notice of the approval on the department's website.

13. Applications to participate in the sandbox program shall be considered public records for the purposes of chapter 610, provided, however, that any information contained in such applications that constitutes proprietary or confidential trade secrets shall not be subject to disclosure pursuant to chapter 610.

620.3920. 1. If the regulatory relief office approves an application pursuant to section 620.3915, the sandbox participant shall have twenty-four months after the day on which the application was approved to demonstrate the innovative offering described in the sandbox participant's application.

2. An innovative offering that is demonstrated within the sandbox program shall be available only to consumers who are residents of Missouri or of another state. No regulation shall be waived or suspended if waiving or suspending such regulation would prevent a consumer from seeking restitution in the event that the consumer is harmed.

3. Nothing in sections 620.3900 to 620.3930 shall restrict a sandbox participant that holds a license or other authorization in another jurisdiction from acting in that jurisdiction in accordance with such license or other authorization.

4. A sandbox participant shall be deemed to possess an appropriate license or other authorization under the laws of this state for the purposes of any provision of federal law requiring licensure or other authorization by the state.

5. (1) During the demonstration period, a sandbox participant shall not be subject to the enforcement of state regulations identified in the written agreement between the regulatory relief office and the sandbox participant.

(2) A prosecutor shall not file or pursue charges for failing to comply with the regulation identified in the written agreement between the regulatory relief office and the sandbox participant that occurs during an approved demonstration period.

(3) A state agency shall not file or pursue any punitive action against a sandbox participant, including a fine or license suspension or revocation, for the violation of a regulation that is identified as being waived or suspended in the written agreement between the regulatory relief office and the sandbox participant that occurs during the demonstration period.

6. Notwithstanding any provision of this section to the contrary, a sandbox participant shall not have immunity related to any criminal offense committed during the sandbox participant's participation in the sandbox program.

7. By written notice, the regulatory relief office may end a sandbox participant's participation in the sandbox program at any time and for any reason, including if the sandbox program director determines that a sandbox participant is not operating in good faith to bring an innovative offering to market; provided, however, that the sandbox program director's decision may be overridden by an affirmative vote of a two-thirds majority of the members of the advisory committee.

8. The regulatory relief office and regulatory relief office's employees shall not be liable for any business losses or the recouping of application expenses or other expenses related to the sandbox program, including for:

(1) Denying an applicant's application to participate in the sandbox program for any reason; or

(2) Ending a sandbox participant's participation in the sandbox program at any time and for any reason.

620.3925. 1. Before demonstrating an innovative offering to a consumer, a sandbox participant shall disclose the following information to the consumer:

(1) The name and contact information of the sandbox participant;

(2) A statement that the innovative offering is authorized pursuant to the sandbox program and, if applicable, that the sandbox participant does not have a license or other authorization to provide an innovative offering under state laws that regulate offerings outside of the sandbox program;

(3) A statement that specific regulations have been waived for the sandbox participant for the duration of its demonstration in the sandbox program, with a summary of such waived regulations;

(4) A statement that the innovative offering is undergoing testing and may not function as intended and may expose the consumer to certain risks as identified by the applicable agency's written report;

(5) A statement that the provider of the innovative offering is not immune from civil liability for any losses or damages caused by the innovative offering;

(6) A statement that the provider of the innovative offering is not immune from criminal prosecution for violations of state regulations that are not suspended or waived as allowed within the sandbox program;

(7) A statement that the innovative offering is a temporary demonstration that may be discontinued at the end of the demonstration period;

(8) The expected end date of the demonstration period; and

(9) A statement that a consumer may contact the regulatory relief office and file a complaint regarding the innovative offering being demonstrated, providing the regulatory relief office's telephone number, email address, and website address where a complaint may be filed.

2. The disclosures required by subsection 1 of this section shall be provided to a consumer in a clear and conspicuous form and, for an internet- or application-based innovative offering, a consumer shall acknowledge receipt of the disclosure before any transaction may be completed.

3. The regulatory relief office may require that a sandbox participant make additional disclosures to a consumer.

620.3930. 1. At least forty-five days before the end of the twenty-four-month demonstration period, a sandbox participant shall:

(1) Notify the regulatory relief office that the sandbox participant will exit the sandbox program and discontinue the sandbox participant's demonstration after the day on which the twenty-four-month demonstration period ends; or

(2) Seek an extension pursuant to subsection 4 of this section.

2. If the regulatory relief office does not receive notification as required by subsection 1 of this section, the demonstration period shall end at the end of the twenty-four-month demonstration period.

3. If a demonstration includes an innovative offering that requires ongoing services or duties beyond the twenty-four-month demonstration period, the sandbox participant may continue to demonstrate the innovative offering but shall be subject to enforcement of the regulations that were waived or suspended as part of the sandbox program. If the sandbox participant is granted an extension under subsection 4 of this section beyond the twenty-four-month demonstration period, the demonstration shall not be subject to enforcement of the regulations that were waived or suspended as part of the sandbox program until the end of the extended demonstration period.

4. (1) No later than forty-five days before the end of the twenty-four-month demonstration period, a sandbox participant may request an extension of the demonstration period.

(2) The regulatory relief office shall grant or deny a request for an extension by the end of the twenty-four-month demonstration period.

(3) The regulatory relief office may grant an extension for not more than twelve months after the end of the demonstration period.

(4) Sandbox participants may apply for additional extensions in accordance with the criteria used to assess their initial application, up to a cumulative maximum of seven years inclusive of the original twenty-four-month demonstration period.

(5) Notwithstanding the provisions of subsection 3 of this section to the contrary, if a sandbox participant is granted an extension pursuant to this subsection beyond the twenty-four-month demonstration period, the demonstration shall not be subject to enforcement of the regulations that were waived or suspended as part of the sandbox program until the end of the extended demonstration period.

5. (1) A sandbox participant shall retain records, documents, and data produced in the ordinary course of business regarding an innovative offering demonstrated in the sandbox program for twenty-four months after exiting the sandbox program.

(2) The regulatory relief office may request relevant records, documents, and data from a sandbox participant, and, upon the regulatory relief office's request, the sandbox participant shall make such records, documents, and data available for inspection by the regulatory relief office.

(3) Failure to timely provide such records, documents, and data will result in removal from the program.

6. If a sandbox participant ceases to provide an innovative offering before the end of a demonstration period, the sandbox participant shall notify the regulatory relief office and each applicable agency and report on actions taken by the sandbox participant to ensure consumers have not been harmed as a result.

7. The regulatory relief office shall establish quarterly reporting requirements for each sandbox participant, including information about any consumer complaints.

8. (1) The sandbox participant shall notify the regulatory relief office and each applicable agency of any incidents that result in harm to the health, safety, or financial well-being of a consumer. The parameters for such incidents that shall be reported shall be laid out in the written agreement between the applicant and the regulatory relief office. Any incident reports shall be publicly available on the regulatory sandbox webpage provided, however, that any information contained in such reports that constitutes proprietary or confidential trade secrets shall not be subject to disclosure pursuant to chapter 610.

(2) If a sandbox participant fails to notify the regulatory relief office and each applicable agency of any incidents required to be reported, or the regulatory relief office or an applicable agency has evidence that significant harm to a consumer has occurred, the regulatory relief office may immediately remove the sandbox participant from the sandbox program.

9. No later than thirty days after the day on which a sandbox participant exits the sandbox program, the sandbox participant shall submit a written report to the regulatory relief office and each applicable agency describing an overview of the sandbox participant's demonstration. Failure to submit such a report shall result in the sandbox participant and any entity that later employs a member of the leadership team of the sandbox participant being prohibited from future participation in the sandbox program. Such report shall include any:

(1) Incidents of harm to consumers;

(2) Legal action filed against the sandbox participant as a result of the participant's demonstration; or

(3) Complaint filed with an applicable agency as a result of the sandbox participant's demonstration.

Any incident reports of harm to consumers, legal actions filed against a sandbox participant, or complaints filed with an applicable agency shall be compiled and made publicly available on the regulatory sandbox webpage provided, however, that any information contained in such reports or complaints that constitutes proprietary or confidential trade secrets shall not be subject to disclosure pursuant to chapter 610.

10. No later than thirty days after the day on which an applicable agency receives the quarterly report required by subsection 7 of this section or a written report from a sandbox participant as required by subsection 9 of this section, the applicable agency shall provide a written report to the regulatory relief office on the demonstration, which describes any statutory or regulatory reform the applicable agency recommends as a result of the demonstration.

11. The regulatory relief office may remove a sandbox participant from the sandbox program at any time if the regulatory relief office determines that a sandbox participant has engaged in, is engaging in, or is about to engage in any practice or transaction that is in violation of sections 620.3900 to 620.3930 or that constitutes a violation of a law or regulation for which suspension or waiver has not been granted pursuant to the sandbox program. Information on any removal of a sandbox participant for engaging in any practice or transaction that constitutes a violation of law or regulation for which suspension or waiver has not been granted pursuant to the sandbox program shall be made publicly available on the regulatory sandbox webpage, provided, however, that any information that constitutes proprietary or confidential trade secrets shall not be subject to disclosure pursuant to chapter 610."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hudson resumed the Chair.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Hein
Ingle	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 015

Bland Manlove	Bosley	Cupps	Gray	Houx
Johnson 12	Johnson 23	Myers	Nickson-Clark	Sharp 37
Smith 155	Smith 163	Toalson Reisch	Windham	Mr. Speaker

VACANCIES: 001

On motion of Representative Riley, **House Amendment No. 2** was adopted.

Representative Gregory offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 47, Page 6, Section 193.265, Line 81, by inserting after all of said section and line the following:

"196.311. Unless otherwise indicated by the context, when used in sections 196.311 to 196.361:

(1) "Consumer" means any person who purchases eggs for **[**~~his or her~~**]** **such person's** own family use or consumption; or any restaurant, hotel, boardinghouse, bakery, or other institution or concern which purchases eggs for serving to guests or patrons thereof, or for its own use in cooking, baking, or manufacturing their products;

(2) "Container" means any box, case, basket, carton, sack, bag, or other receptacle. "Subcontainer" means any container when being used within another container;

(3) "Dealer" means any person who purchases eggs from the producers thereof, or another dealer, for the purpose of selling such eggs to another dealer, a processor, or retailer;

(4) "Denatured" means eggs (a) made unfit for human food by treatment or the addition of a foreign substance, or (b) with one-half or more of the shell's surface covered by a permanent black, dark purple or dark blue dye;

(5) "Director" means the director of the department of agriculture;

(6) "Eggs" means the shell eggs of a domesticated chicken, turkey, duck, **quail,** goose, or guinea that are intended for human consumption;

(7) "Inedible eggs" means eggs which are defined as such in the rules and regulations of the director adopted under sections 196.311 to 196.361, which definition shall conform to the specifications adopted therefor by the United States Department of Agriculture;

(8) "Person" means and includes any individual, firm, partnership, exchange, association, trustee, receiver, corporation or any other business organization, and any member, officer or employee thereof;

(9) "Processor" means any person engaged in breaking eggs or manufacturing or processing egg liquids, whole egg meats, yolks, whites, or any mixture of yolks and whites, with or without the addition of other ingredients, whether chilled, frozen, condensed, concentrated, dried, powdered or desiccated;

(10) "Retailer" means any person who sells eggs to a consumer;

(11) "Sell" means offer for sale, expose for sale, have in possession for sale, exchange, barter, or trade.

196.316. 1. All persons engaged in buying, selling, trading or trafficking in, or processing eggs, except those listed in section 196.313, shall be required to be licensed under sections 196.311 to 196.361. Such persons shall file an annual application for such license on forms to be prescribed by the director, and shall obtain an annual license for each separate place of business from the director. The following types of licenses shall be issued:

(1) A "retailer's license" shall be required of any person defined as a retailer in section 196.311. A holder of a retailer's license shall not, by virtue of such license, be permitted or authorized to buy eggs from any person other than a licensed dealer, and any retailer desiring to buy eggs from persons other than licensed dealers shall obtain a dealer's license in addition to a retailer's license. **Fees for such license shall not exceed one hundred dollars annually per license;**

(2) A "dealer's license" shall be required of any person defined as a dealer in section 196.311. A holder of a dealer's license shall not, by virtue of such license, be authorized or permitted to sell eggs to consumers, and any dealer desiring to sell eggs to consumers shall obtain a retailer's license in addition to a dealer's license. **Fees for such license shall not exceed one hundred seventy-five dollars annually per license;**

(3) A "processor's license" shall be required of any person defined as a processor in section 196.311. A holder of a processor's license shall not, by virtue of such license, be authorized or permitted to sell eggs in the shell to other persons, and any person desiring to sell eggs in the shell to other persons shall obtain a dealer's license in addition to a processor's license. **Fees for such license shall not exceed two hundred fifty dollars annually per license.**

[~~2. The annual license fee shall be:~~**]**

[~~(1)~~**]**	**[**~~Retailers~~**]**	**[**~~$ 5.00~~**]**
[~~(2)~~**]**	**[**~~Dealers -- License fees for dealers shall be determined on the basis of cases (30 dozen per case) of eggs sold in the shell in any one week, as follows:~~**]**	
[~~(a)~~**]**	**[**~~1 to 25 cases~~**]**	**[**~~$ 5.00~~**]**
[~~(b)~~**]**	**[**~~26 to 50 cases~~**]**	**[**~~12.50~~**]**
[~~(c)~~**]**	**[**~~51 to 100 cases~~**]**	**[**~~25.00~~**]**
[~~(d)~~**]**	**[**~~more than 100 cases~~**]**	**[**~~50.00~~**]**
[~~(3)~~**]**	**[**~~Processors -- License fees for processors shall be determined on the basis of cases (30 dozen per case) of eggs, or the equivalent in liquid or frozen eggs, processed in any one day, as follows:~~**]**	
[~~(a)~~**]**	**[**~~Less than 50 cases~~**]**	**[**~~$ 25.00~~**]**

[~~(b)~~**]** **[**~~More than 50 and less than 250 cases~~**]** **[**~~50.00~~ **]**
[~~(c)~~**]** **[**~~More than 250 and less than 1000 cases~~**]** **[**~~75.00~~ **]**
[~~(d)~~**]** **[**~~More than 1000 cases~~**]** **[**~~100.00~~**]**

2. The director of agriculture shall have the authority to assess egg licensing fees to assist in defraying operating expenses. A schedule of licensing fees shall be fixed by rule or regulation promulgated under chapter 536 by the director of the department of agriculture.

3. All licenses shall be conspicuously posted in the place of business to which it applies. The license year shall be twelve months, or any fraction thereof, beginning July first and ending June thirtieth.

4. No license shall be transferable, but it may be moved from one place to another by the consent of the director.

5. All moneys received from license fees collected hereunder shall be deposited in the state treasury to the credit of the agriculture protection fund created in section 261.200."; and

Further amend said bill, Page 13, Section 302.181, Line 113, by inserting after all of said section and line the following:

"323.100. 1. The director of the department of agriculture shall annually inspect and test all liquid meters used for the measurement and retail sale of liquefied petroleum gas and shall condemn all meters which are found to be inaccurate. All meters shall meet the tolerances and specifications of the National Institute of Standards and Technology Handbook 44, 1994 edition and supplements thereto. It is unlawful to use a meter for retail measurement and sale which has been condemned. All condemned meters shall be conspicuously marked "inaccurate", and the mark shall not be removed or defaced except upon authorization of the director of the department of agriculture or **[**~~his~~**]** **the director's** authorized representative. It is the duty of each person owning or in possession of a meter to pay to the director of the department of agriculture at the time of each test a testing fee **[**~~of ten dollars. On January 1, 2014, the testing fee shall be twenty-five dollars. On January 1, 2015, the testing fee shall be set at fifty dollars. On January 1, 2016, and annually thereafter,~~**]**. The director shall ascertain the total expenses for administering this section and shall set the testing fee at a rate to cover the expenses for the ensuing year but not to exceed **[**~~seventy-five~~**]** **four hundred** dollars.

2. On the first day of October, 2014, and each year thereafter, the director of the department of agriculture shall submit a report to the general assembly that states the current testing fee, the expenses for administering this section for the previous calendar year, any proposed change to the testing fee, and estimated expenses for administering this section during the ensuing year. The proposed change to the testing fee shall not yield revenue greater than the total cost of administering this section during the ensuing year.

3. Beginning August 28, 2013, and each year thereafter, the director of the department of agriculture shall publish the testing fee schedule on the departmental website. The website shall be updated within thirty days of a change in the testing fee schedule set forth in this section."; and

Further amend said bill, Page 14, Section 408.900, Line 37, by inserting after all of said section and line the following:

"413.225. 1. There is established a fee for registration, inspection and calibration services performed by the division of weights and measures. The fees are due at the time the service is rendered and shall be paid to the director by the person receiving the service. The director shall collect fees according to the following schedule and shall deposit them with the state treasurer into the agriculture protection fund as set forth in section 261.200:

(1) **[**~~From August 28, 2013, until the next January first, laboratory fees for metrology calibrations shall be at the rate of sixty dollars per hour for tolerance testing or precision calibration. Time periods over one hour shall be computed to the nearest one-quarter hour. On the first day of January, 2014, and each year thereafter,~~**]** The director of agriculture shall ascertain the total receipts and expenses for the metrology calibrations during the preceding year and shall fix a fee schedule for the ensuing year **[**~~at a rate per hour~~**]** as will yield revenue not more than the total cost of operating the metrology laboratory during the ensuing year, but not to exceed **[**~~one hundred twenty-five~~**]** **five hundred** dollars **per calibration**;

(2) All device test fees charged shall include, but not be limited to, the following devices:

(a) Small scales;

(b) Vehicle scales;
(c) Livestock scales;
(d) Hopper scales;
(e) Railroad scales;
(f) Monorail scales;
(g) In-motion scales including but not limited to vehicle, railroad and belt conveyor scales;
(h) Taximeters;
(i) **[**~~Timing devices;~~
~~(j) Fabric-measuring devices;~~
~~(k) Wire- and cordage-measuring devices;~~
~~(l)~~**]** Milk for quantity determination;
[~~(m)~~**] (j)** Vehicle tank meters;
[~~(n)~~**] (k)** Compressed natural gas meters;
[~~(o)~~**] (l)** Liquefied natural gas meters;
[~~(p)~~**] (m)** Electrical charging stations; and
[~~(q)~~**] (n)** Hydrogen fuel meters;

(3) Devices that require participation in on-site field evaluations for National Type Evaluation Program Certification and all tests of in-motion scales shall be charged a fee, plus mileage from the inspector's official domicile to and from the inspection site. The time shall begin when the state inspector performing the inspection arrives at the site to be inspected and shall end when the final report is signed by the owner/operator and the inspector departs;

(4) Every person shall register each location of such person's place of business where devices or instruments are used to ascertain the moisture content of grains and seeds offered for sale, processing or storage in this state with the director and shall pay a registration fee for each location so registered and a fee for each additional device or instrument at such location. Thereafter, by January thirty-first of each year, each person who is required to register pursuant to this subdivision shall pay an annual fee for each location so registered and an additional fee for each additional machine at each location. The fee on newly purchased devices shall be paid within thirty days after the date of purchase. Application for registration of a place of business shall be made on forms provided by the director and shall require information concerning the make, model and serial number of the device and such other information as the director shall deem necessary. Provided, however, this subsection shall not apply to moisture-measuring devices used exclusively for the purpose of obtaining information necessary to manufacturing processes involving plant products. In addition to fees required by this subdivision, a fee shall be charged for each device subject to retest.

2. On the first day of January, 1995, and each year thereafter, the director of agriculture shall ascertain the total receipts and expenses for the testing of weighing and measuring devices referred to in subdivisions (2), (3), and (4) of subsection 1 of this section and shall fix the fees **[**~~or rate per hour~~**]** for such weighing and measuring devices to derive revenue not more than the total cost of the operation.

3. On the first day of October, 2014, and each year thereafter, the director of the department of agriculture shall submit a report to the general assembly that states the current laboratory fees for metrology calibration, the expenses for administering this section for the previous calendar year, any proposed change to the laboratory fee structure, and estimated expenses for administering this section during the ensuing year. The proposed change to the laboratory fee structure shall not yield revenue greater than the total cost of administering this section during the ensuing year.

4. Beginning August 28, 2013, and each year thereafter, the director of the department of agriculture shall publish the laboratory fee schedule on the departmental website. The website shall be updated within thirty days of a change in the laboratory fee schedule set forth in this section.

5. Retests for any device within the same calendar year will be charged at the same rate as the initial test. Devices being retested in the same calendar year as a result of rejection and repair are exempt from the requirements of this subsection.

6. All device inspection fees shall be paid **at the time of service or** within thirty days of the issuance of the original invoice. Any fee not paid within **[**~~ninety~~**] thirty** days after the date of the original invoice will be cause for the director to deem the device as incorrect and it may be condemned and taken out of service, and may be seized by the director until all fees are paid.

7. No fee provided for by this section shall be required of any person owning or operating a moisture-measuring device or instrument who uses such device or instrument solely in agricultural or horticultural operations on such person's own land, and not in performing services, whether with or without compensation, for another person."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 3** was adopted.

Representative Baker offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 47, Page 1, Section A, Line 3, by inserting after said section and line the following:

"105.1500. 1. This section shall be known and may be cited as "The Personal Privacy Protection Act".

2. As used in this section, the following terms mean:

(1) "Personal information", any list, record, register, registry, roll, roster, or other compilation of data of any kind that directly or indirectly identifies a person as a member, supporter, or volunteer of, or donor of financial or nonfinancial support to, any entity exempt from federal income **[**~~tax~~**] taxation** under Section 501(c) of the Internal Revenue Code of 1986, as amended;

(2) "Public agency", the state and any political subdivision thereof including, but not limited to, any department, agency, office, commission, board, division, or other entity of state government; any county, city, township, village, school district, community college district; or any other local governmental unit, agency, authority, council, board, commission, state or local court, tribunal or other judicial or quasi-judicial body.

3. (1) Notwithstanding any provision of law to the contrary, but subject to the exceptions listed under **[**~~subsection~~**] subsections** 4 **and 6** of this section, a public agency shall not:

(a) Require any individual to provide the public agency with personal information or otherwise compel the release of personal information;

(b) Require any entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code **of 1986, as amended,** to provide the public agency with personal information or otherwise compel the release of personal information;

(c) Release, publicize, or otherwise publicly disclose personal information in possession of a public agency **without the express, written permission of every individual who is identifiable as a financial supporter of an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended**; or

(d) Request or require a current or prospective contractor or grantee with the public agency to provide the public agency with a list of entities exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to which it has provided financial or nonfinancial support.

(2) All personal information in the possession of a public agency shall be considered a closed record under chapter 610 and court operating rules.

4. The provisions of this section shall not preclude any individual or entity from being required to comply with any of the following:

(1) Submitting any report or disclosure required by this chapter or chapter 130;

(2) Responding to any lawful request or subpoena for personal information from the Missouri ethics commission as a part of an investigation, or publicly disclosing personal information as a result of an enforcement action from the Missouri ethics commission pursuant to its authority in sections 105.955 to 105.966;

(3) The collection or publishing of information contained in a financial interest statement, as provided by law;

[~~(3)~~**] (4)** Responding to any lawful warrant for personal information issued by a court of competent jurisdiction;

[~~(4)~~**] (5)** Responding to any lawful request for discovery of personal information in litigation if:

(a) The requestor demonstrates a compelling need for the personal information by clear and convincing evidence; and

(b) The requestor obtains a protective order barring disclosure of personal information to any person not named in the litigation;

[~~(5)~~**] (6)** Applicable court rules or admitting any personal information as relevant evidence before a court of competent jurisdiction. However, a submission of personal information to a court shall be made in a manner that it is not publicly revealed and no court shall publicly reveal personal information absent a specific finding of good cause; or

[~~(6)~~**] (7)** Any report or disclosure required by state law to be filed with the secretary of state, provided that personal information obtained by the secretary of state is otherwise subject to the requirements of paragraph (c) of subdivision (1) of subsection 3 of this section, unless expressly required to be made public by state law.

5. (1) A person or entity alleging a violation of this section may bring a civil action for appropriate injunctive relief, damages, or both. Damages awarded under this section may include one of the following, as appropriate:

(a) A sum of moneys not less than two thousand five hundred dollars to compensate for injury or loss caused by each violation of this section; or

(b) For an intentional violation of this section, a sum of moneys not to exceed three times the sum described in paragraph (a) of this subdivision.

(2) A court, in rendering a judgment in an action brought under this section, may award all or a portion of the costs of litigation, including reasonable attorney's fees and witness fees, to the complainant in the action if the court determines that the award is appropriate.

(3) A person who knowingly violates this section is guilty of a class B misdemeanor.

6. This section shall not apply to:

(1) Personal information that a person or entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, submits or has previously submitted to a public agency for the purpose of seeking or obtaining, including acting on behalf of another to seek or obtain, a contract, grant, permit, license, benefit, tax credit, incentive, status, or any other similar item, including a renewal of the same, required that a public agency shall not require an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, to provide information that directly identifies donors of financial support, but such information may be voluntarily provided to a public agency by the 501(c) entity. If a financial donor is seeking a benefit, tax credit, incentive, or any other similar item from a public agency based upon a donation, confirmation of specific donations by an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, shall be considered personal information voluntarily provided to the public agency by the 501(c) entity;

(2) A disclosure of personal information among law enforcement agencies or public agency investigators pursuant to an active investigation;

(3) A disclosure of personal information voluntarily made as part of public comment, public testimony, pleading, or in a public meeting, or voluntarily provided to a public agency, for the purpose of public outreach, marketing, or education to show appreciation for or in partnership with an entity or the representatives of an entity exempt from federal income taxation under Section 501(c) of the Internal Revenue Code of 1986, as amended, required that no public agency shall disclose information that directly identifies an individual as a donor of financial support to a 501(c) entity without the express, written permission of the individual to which the personal information relates; or

(4) A disclosure of personal information to a labor union or employee association regarding employees in a bargaining unit represented by the union or association."; and

Further amend said bill, Page 14, Section 408.900, Line 37, by inserting after said section and line the following:

"Section B. Because immediate action is necessary to protect the ability of nonprofit entities to interact with public agencies and restore transparency to governmental contracts, grant programs, and other similar items, the repeal and reenactment of section 105.1500 of section A of this act is deemed necessary for the immediate

preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 105.1500 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Boggs offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for Senate Bill No. 47, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""37.1340. 1. For the purposes of this section, the following terms mean:

(1) "Applicant", any individual seeking gainful employment from a state agency or division;

(2) "Baseline requirement", the minimum skills, prior training, or prior experience required to satisfactorily perform the primary duties of a position;

(3) "Direct experience", any verifiable, previous work experience during which:

(a) The applicant's primary duties were consistent with the position currently sought; or

(b) The skills required to meet those primary duties are transferable to the position currently sought;

(4) "Hiring consideration", any of the following actions:

(a) A decision to move an applicant to a subsequent round in the hiring process;

(b) A decision to include the applicant on a list for consideration by another member of the employer's team;

(c) A decision to offer an applicant an interview;

(d) An interview held in good faith between the employer and the applicant; and

(e) A final offer of employment;

(5) "Postsecondary degree", an associate's, bachelor's, or graduate degree from an accredited institution;

(6) "State agency", as defined under section 37.013.

2. For all hiring considerations:

(1) State agencies and divisions shall not deny consideration to an applicant solely on the basis of the applicant's lack of a postsecondary degree;

(2) State agencies and divisions shall determine the baseline requirements for applicants, which may include prior direct experience and particular certifications and courses but shall not include a postsecondary degree.

3. A state agency or division may be exempt from the requirements of this section upon a clear demonstration that the duties require a postsecondary degree. To use this exception, a portion of the job posting shall be dedicated to substantiating the necessity of a specific postsecondary degree on the basis that:

(1) The postsecondary degree is the best measure to determine that an applicant possesses specific skills; or

(2) The position requires advanced accreditation or licensure that is only available to holders of specific postsecondary degrees.

4. State agencies and divisions may include a baseline requirement with a postsecondary degree only as an alternative to a particular number of years of direct experience, not to exceed the following:

(1) Two years of direct experience for an associate's degree;

(2) Four years of direct experience for a bachelor's degree;

(3) Six years of direct experience for a master's degree;

(4) Seven years of direct experience for a professional degree; or

(5) Nine years of direct experience for a doctoral degree.

5. Nothing in this section shall apply to political appointments or other positions hired by elected representatives.

6. This act shall be enforced by the office of administration to ensure compliance.

(1) Any applicant who believes he or she was eliminated from hiring consideration solely because the applicant lacks a postsecondary degree may appeal the decision to the office of administration.

(2) Any citizen of this state may report job listings from state agencies and divisions that require a postsecondary degree but fail to dedicate a portion of the job posting to substantiating the necessity for a postsecondary degree to the office of administration.

(3) If an appeal or report made under subdivision (1) or (2) of this subsection is substantiated, the office of administration shall require the state agency or division to reopen the hiring process, modify the job posting, or perform any other action necessary to comply with this section.

7. Nothing in this section shall apply to a teaching role at a primary or secondary school in this state or to a teaching role at a state institution of higher education in this state.

105.1500. 1. This section shall be known and may be cited as "The Personal Privacy"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 4 was withdrawn.

House Amendment No. 4 was withdrawn.

Representative O'Donnell offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 47, Page 4, Section 136.055, Line 116, by inserting after all of said section and line the following:

"144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) (a) A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(b) If local and long distance telecommunications services subject to tax under this subdivision are aggregated with and not separately stated from charges for telecommunications service or other services not subject to tax under this subdivision, including, but not limited to, interstate or international telecommunications services, then the charges for nontaxable services may be subject to taxation unless the telecommunications provider can identify by reasonable and verifiable standards such portion of the charges not subject to such tax from its books and records that are kept in the regular course of business, including, but not limited to, financial statement, general ledgers, invoice and billing systems and reports, and reports for regulatory tariffs and other regulatory matters;

(c) A telecommunications provider shall notify the director of revenue of its intention to utilize the standards described in paragraph (b) of this subdivision to determine the charges that are subject to sales tax under this subdivision. Such notification shall be in writing and shall meet standardized criteria established by the department regarding the form and format of such notice;

(d) The director of revenue may promulgate and enforce reasonable rules and regulations for the administration and enforcement of the provisions of this subdivision. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be invalid and void;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section **144.070 or** 144.440.

2. All tickets sold which are sold under the provisions of this chapter which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax.".

144.070. 1. At the time the owner of any new or used motor vehicle, trailer, boat, or outboard motor which was acquired in a transaction subject to sales tax under the Missouri sales tax law makes application to the director of revenue for an official certificate of title and the registration of the motor vehicle, trailer, boat, or outboard motor as otherwise provided by law, the owner shall present to the director of revenue evidence satisfactory to the director

of revenue showing the purchase price exclusive of any charge incident to the extension of credit paid by or charged to the applicant in the acquisition of the motor vehicle, trailer, boat, or outboard motor, or that no sales tax was incurred in its acquisition, and if sales tax was incurred in its acquisition, the applicant shall pay or cause to be paid to the director of revenue the sales tax provided by the Missouri sales tax law in addition to the registration fees now or hereafter required according to law, and the director of revenue shall not issue a certificate of title for any new or used motor vehicle, trailer, boat, or outboard motor subject to sales tax as provided in the Missouri sales tax law until the tax levied for the sale of the same under sections 144.010 to 144.510 has been paid as provided in this section or is registered under the provisions of subsection 5 of this section.

2. As used in subsection 1 of this section, the term "purchase price" shall mean the total amount of the contract price agreed upon between the seller and the applicant in the acquisition of the motor vehicle, trailer, boat, or outboard motor, regardless of the medium of payment therefor.

3. In the event that the purchase price is unknown or undisclosed, or that the evidence thereof is not satisfactory to the director of revenue, the same shall be fixed by appraisement by the director.

4. The director of the department of revenue shall endorse upon the official certificate of title issued by the director upon such application an entry showing that such sales tax has been paid or that the motor vehicle, trailer, boat, or outboard motor represented by such certificate is exempt from sales tax and state the ground for such exemption.

5. Any person, company, or corporation engaged in the business of renting or leasing motor vehicles, trailers, boats, or outboard motors, which are to be used exclusively for rental or lease purposes, and not for resale, may apply to the director of revenue for authority to operate as a leasing or rental company and pay an annual fee of two hundred fifty dollars for such authority. Any company approved by the director of revenue may pay the tax due on any motor vehicle, trailer, boat, or outboard motor as required in section 144.020 at the time of registration thereof or in lieu thereof may pay a sales tax as provided in sections 144.010, 144.020, 144.070 and 144.440. A sales tax shall be charged to and paid by a leasing company which does not exercise the option of paying in accordance with section 144.020, on the amount charged for each rental or lease agreement while the motor vehicle, trailer, boat, or outboard motor is domiciled in this state. Any motor vehicle, trailer, boat, or outboard motor which is leased as the result of a contract executed in this state shall be presumed to be domiciled in this state.

6. Every applicant to be a registered fleet owner as described in subsections 6 to 10 of section 301.032 shall furnish with the application to operate as a registered fleet owner a corporate surety bond or irrevocable letter of credit, as defined in section 400.5-102, issued by any state or federal financial institution in the penal sum of one hundred thousand dollars, on a form approved by the department. The bond or irrevocable letter of credit shall be conditioned upon the registered fleet owner complying with the provisions of any statutes applicable to registered fleet owners, and the bond shall be an indemnity for any loss sustained by reason of the acts of the person bonded when such acts constitute grounds for the suspension or revocation of the registered fleet owner license. The bond shall be executed in the name of the state of Missouri for the benefit of all aggrieved parties or the irrevocable letter of credit shall name the state of Missouri as the beneficiary; except that, the aggregate liability of the surety or financial institution to the aggrieved parties shall, in no event, exceed the amount of the bond or irrevocable letter of credit. The proceeds of the bond or irrevocable letter of credit shall be paid upon receipt by the department of a final judgment from a Missouri court of competent jurisdiction against the principal and in favor of an aggrieved party.

7. Any corporation may have one or more of its divisions separately apply to the director of revenue for authorization to operate as a leasing company, provided that the corporation:

(1) Has filed a written consent with the director authorizing any of its divisions to apply for such authority;

(2) Is authorized to do business in Missouri;

(3) Has agreed to treat any sale of a motor vehicle, trailer, boat, or outboard motor from one of its divisions to another of its divisions as a sale at retail;

(4) Has registered under the fictitious name provisions of sections 417.200 to 417.230 each of its divisions doing business in Missouri as a leasing company; and

(5) Operates each of its divisions on a basis separate from each of its other divisions. However, when the transfer of a motor vehicle, trailer, boat or outboard motor occurs within a corporation which holds a license to operate as a motor vehicle or boat dealer pursuant to sections 301.550 to 301.573 the provisions in subdivision (3) of this subsection shall not apply.

8. If the owner of any motor vehicle, trailer, boat, or outboard motor desires to charge and collect sales tax as provided in this section, the owner shall make application to the director of revenue for a permit to operate as a motor vehicle, trailer, boat, or outboard motor leasing company. The director of revenue shall promulgate rules and regulations determining the qualifications of such a company, and the method of collection and reporting of sales tax charged and collected. Such regulations shall apply only to owners of motor vehicles, trailers, boats, or outboard motors, electing to qualify as motor vehicle, trailer, boat, or outboard motor leasing companies under the provisions of subsection 5 of this section, and no motor vehicle renting or leasing, trailer renting or leasing, or boat or outboard motor renting or leasing company can come under sections 144.010, 144.020, 144.070 and 144.440 unless all motor vehicles, trailers, boats, and outboard motors held for renting and leasing are included.

9. Any person, company, or corporation engaged in the business of renting or leasing three thousand five hundred or more motor vehicles which are to be used exclusively for rental or leasing purposes and not for resale, and that has applied to the director of revenue for authority to operate as a leasing company may also operate as a registered fleet owner as prescribed in section 301.032.

10. Beginning July 1, 2010, any motor vehicle dealer licensed under section 301.560 engaged in the business of selling motor vehicles or trailers **[**~~may~~**] shall** apply to the director of revenue for authority to collect and remit the sales tax required under this section on all motor vehicles sold by the motor vehicle dealer. A motor vehicle dealer receiving authority to collect and remit the tax is subject to all provisions under sections 144.010 to 144.525. Any motor vehicle dealer authorized to collect and remit sales taxes on motor vehicles under this subsection shall be entitled to deduct and retain an amount equal to two percent of the motor vehicle sales tax pursuant to section 144.140. Any amount of the tax collected under this subsection that is retained by a motor vehicle dealer pursuant to section 144.140 shall not constitute state revenue. In no event shall revenues from the general revenue fund or any other state fund be utilized to compensate motor vehicle dealers for their role in collecting and remitting sales taxes on motor vehicles. In the event this subsection or any portion thereof is held to violate Article IV, Section 30(b) of the Missouri Constitution, no motor vehicle dealer shall be authorized to collect and remit sales taxes on motor vehicles under this section. No motor vehicle dealer shall seek compensation from the state of Missouri or its agencies if a court of competent jurisdiction declares that the retention of two percent of the motor vehicle sales tax is unconstitutional and orders the return of such revenues.

11. (1) Every motor vehicle dealer licensed under section 301.560, as soon as technologically possible following the development and maintenance of a modernized, integrated system for the titling of vehicles, issuance and renewal of vehicle registrations, issuance and renewal of driver's licenses and identification cards, and perfection and release of liens and encumbrances on vehicles, to be funded by the motor vehicle administration technology fund as created in section 301.558, shall collect and remit the sales tax required under this section on all motor vehicles that such dealer sells. In collecting and remitting this sales tax, motor vehicle dealers shall be subject to all applicable provisions under sections 144.010 to 144.527.

(2) The director of revenue may promulgate all necessary rules and regulations for the administration of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subsection shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This subsection and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 5** was adopted.

Representative Bromley offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 47, Page 6, Section 193.265, Line 81, by inserting after all of said section and line the following:

"256.700. 1. Any operator desiring to engage in surface mining who applies for a permit under section 444.772 shall, in addition to all other fees authorized under such section, annually submit a geologic resources fee. Such fee shall be deposited in the geologic resources fund established and expended under section 256.705. For any operator of a gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, there shall be no fee under this section.

2. The director of the department of natural resources may require a geologic resources fee for each permit not to exceed one hundred dollars. The director may also require a geologic resources fee for each site listed on a permit not to exceed one hundred dollars for each site. The director may also require a geologic resources fee for each acre permitted by the operator under section 444.772 not to exceed ten dollars per acre. If such fee is assessed, the fee per acre on all acres bonded by a single operator that exceeds a total of three hundred acres shall be reduced by fifty percent. In no case shall the geologic resources fee portion for any permit issued under section 444.772 be more than three thousand five hundred dollars.

3. Beginning August 28, 2007, the geologic resources fee shall be set at a permit fee of fifty dollars, a site fee of fifty dollars, and an acre fee of six dollars. Fees may be raised as allowed in this subsection by a regulation change promulgated by the director of the department of natural resources. Prior to such a regulation change, the director shall consult the industrial minerals advisory council created under section 256.710 in order to determine the need for such an increase in fees.

4. Fees imposed under this section shall become effective August 28, 2007, and shall expire on December 31, **[**~~2025~~**] 2031**. No other provisions of sections 256.700 to 256.710 shall expire.

5. The department of natural resources may promulgate rules to implement the provisions of sections 256.700 to 256.710. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

259.080. 1. It shall be unlawful to commence operations for the drilling of a well for oil or gas, or to commence operations to deepen any well to a different geological formation, or to commence injection activities for enhanced recovery of oil or gas or for disposal of fluids, without first giving the state geologist notice of intention to drill or intention to inject and first obtaining a permit from the state geologist under such rules and regulations as may be prescribed by the council.

2. The department of natural resources may conduct a comprehensive review, and propose a new fee structure, or propose changes to the oil and gas fee structure, which may include but need not be limited to permit application fees, operating fees, closure fees, and late fees, and an extraction or severance fee. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: oil and gas industry representatives, the advisory committee, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure or changes to the oil and gas fee structure with stakeholder agreement to the oil and gas council. The council shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the council approves, by vote of two-thirds majority, the fee structure recommendations, the council shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules under sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out in this section, they shall take effect on January first of the following year, at which point the existing fee structure shall expire. Any regulation promulgated under this subsection shall be deemed beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation, disapproves the regulation by concurrent resolution. If the general assembly so disapproved any regulation filed under this subsection, the department and the council shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the council to further revise the fee structure as provided in this subsection shall expire on August 28, **[**~~2025~~**] 2031. If the council's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

3. Failure to pay the fees, or any portion thereof, established under this section or to submit required reports, forms or information by the due date shall result in the imposition of a late fee established by the council. The department may issue an administrative order requiring payment of unpaid fees or may request that the attorney general bring an action in the appropriate circuit court to collect any unpaid fee, late fee, interest, or attorney's fees and costs incurred directly in fee collection. Such action may be brought in the circuit court of Cole County, or, in the case of well fees, in the circuit court of the county in which the well is located.

260.262. A person selling lead-acid batteries at retail or offering lead-acid batteries for retail sale in the state shall:

(1) Accept, at the point of transfer, in a quantity at least equal to the number of new lead-acid batteries purchased, used lead-acid batteries from customers, if offered by customers;

(2) Post written notice which must be at least four inches by six inches in size and must contain the universal recycling symbol and the following language:

(a) It is illegal to discard a motor vehicle battery or other lead-acid battery;

(b) Recycle your used batteries; and

(c) State law requires us to accept used motor vehicle batteries, or other lead-acid batteries for recycling, in exchange for new batteries purchased; and

(3) Manage used lead-acid batteries in a manner consistent with the requirements of the state hazardous waste law;

(4) Collect at the time of sale a fee of fifty cents for each lead-acid battery sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the battery have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the seller as collection costs, shall be paid to the department of revenue in the form and manner required by the department and shall include the total number of batteries sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of batteries to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee. However, this fee shall not be paid on batteries sold for use in agricultural operations upon written certification by the purchaser; and

(5) The department of revenue shall administer, collect, and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the battery fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into the hazardous waste fund, created pursuant to section 260.391. The fee created in subdivision (4) and this subdivision shall be effective October 1, 2005. The provisions of subdivision (4) and this subdivision shall terminate December 31, **[**~~2023~~**]** **2029**.

260.273. 1. Any person purchasing a new tire may present to the seller the used tire or remains of such used tire for which the new tire purchased is to replace.

2. A fee for each new tire sold at retail shall be imposed on any person engaging in the business of making retail sales of new tires within this state. The fee shall be charged by the retailer to the person who purchases a tire for use and not for resale. Such fee shall be imposed at the rate of fifty cents for each new tire sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the tires have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the tire retailer as collection costs, shall be paid to the department of revenue in the form and manner required by the department of revenue and shall include the total number of new tires sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of new tires to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee.

3. The department of revenue shall administer, collect and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the new tire fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into an appropriate subaccount of the solid waste management fund, created pursuant to section 260.330.

4. Up to five percent of the revenue available may be allocated, upon appropriation, to the department of natural resources to be used cooperatively with the department of elementary and secondary education for the purposes of developing environmental educational materials, programs, and curriculum that assist in the department's implementation of sections 260.200 to 260.345.

5. Up to fifty percent of the moneys received pursuant to this section may, upon appropriation, be used to administer the programs imposed by this section. Up to forty-five percent of the moneys received under this section may, upon appropriation, be used for the grants authorized in subdivision (2) of subsection 6 of this section. All remaining moneys shall be allocated, upon appropriation, for the projects authorized in section 260.276, except that any unencumbered moneys may be used for public health, environmental, and safety projects in response to environmental or public health emergencies and threats as determined by the director.

6. The department shall promulgate, by rule, a statewide plan for the use of moneys received pursuant to this section to accomplish the following:

(1) Removal of scrap tires from illegal tire dumps;

(2) Providing grants to persons that will use products derived from scrap tires, or use scrap tires as a fuel or fuel supplement; and

(3) Resource recovery activities conducted by the department pursuant to section 260.276.

7. The fee imposed in subsection 2 of this section shall begin the first day of the month which falls at least thirty days but no more than sixty days immediately following August 28, 2005, and shall terminate December 31, **[**~~2025~~**] 2031**.

260.380. 1. After six months from the effective date of the standards, rules and regulations adopted by the commission pursuant to section 260.370, hazardous waste generators located in Missouri shall:

(1) Promptly file and maintain with the department, on registration forms it provides for this purpose, information on hazardous waste generation and management as specified by rules and regulations. Hazardous waste generators shall pay a one hundred dollar registration fee upon initial registration, and a one hundred dollar registration renewal fee annually thereafter to maintain an active registration. Such fees shall be deposited in the hazardous waste fund created in section 260.391;

(2) Containerize and label all hazardous wastes as specified by standards, rules and regulations;

(3) Segregate all hazardous wastes from all nonhazardous wastes and from noncompatible wastes, materials and other potential hazards as specified by standards, rules and regulations;

(4) Provide safe storage and handling, including spill protection, as specified by standards, rules and regulations, for all hazardous wastes from the time of their generation to the time of their removal from the site of generation;

(5) Unless provided otherwise in the rules and regulations, utilize only a hazardous waste transporter holding a license pursuant to sections 260.350 to 260.430 for the removal of all hazardous wastes from the premises where they were generated;

(6) Unless provided otherwise in the rules and regulations, provide a separate manifest to the transporter for each load of hazardous waste transported from the premises where it was generated. The generator shall specify the destination of such load on the manifest. The manner in which the manifest shall be completed, signed and filed with the department shall be in accordance with rules and regulations;

(7) Utilize for treatment, resource recovery, disposal or storage of all hazardous wastes, only a hazardous waste facility authorized to operate pursuant to sections 260.350 to 260.430 or the federal Resource Conservation and Recovery Act, or a state hazardous waste management program authorized pursuant to the federal Resource Conservation and Recovery Act, or any facility exempted from the permit required pursuant to section 260.395;

(8) Collect and maintain such records, perform such monitoring or analyses, and submit such reports on any hazardous waste generated, its transportation and final disposition, as specified in sections 260.350 to 260.430 and rules and regulations adopted pursuant to sections 260.350 to 260.430;

(9) Make available to the department upon request samples of waste and all records relating to hazardous waste generation and management for inspection and copying and allow the department to make unhampered inspections at any reasonable time of hazardous waste generation and management facilities located on the generator's property and hazardous waste generation and management practices carried out on the generator's property;

(10) (a) Pay annually, on or before January first of each year, effective January 1, 1982, a fee to the state of Missouri to be placed in the hazardous waste fund. The fee shall be five dollars per ton or portion thereof of hazardous waste registered with the department as specified in subdivision (1) of this subsection for the twelve-month period ending June thirtieth of the previous year. However, the fee shall not exceed fifty-two thousand dollars per generator site per year nor be less than one hundred fifty dollars per generator site per year.

(b) All moneys payable pursuant to the provisions of this subdivision shall be promptly transmitted to the department of revenue, which shall deposit the same in the state treasury to the credit of the hazardous waste fund created in section 260.391.

(c) The hazardous waste management commission shall establish and submit to the department of revenue procedures relating to the collection of the fees authorized by this subdivision. Such procedures shall include, but not be limited to, necessary records identifying the quantities of hazardous waste registered, the form and submission of reports to accompany the payment of fees, the time and manner of payment of fees, which shall not be more often than quarterly.

(d) Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: cement kiln representatives, chemical companies, large and small hazardous waste generators, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the hazardous waste management commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structure set out in this section shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 4 of this section. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

2. Missouri treatment, storage, or disposal facilities shall pay annually, on or before January first of each year, a fee to the department equal to two dollars per ton or portion thereof for all hazardous waste received from outside the state. This fee shall be based on the hazardous waste received for the twelve-month period ending June thirtieth of the previous year.

3. Exempted from the requirements of this section are individual householders and farmers who generate only small quantities of hazardous waste and any person the commission determines generates only small quantities of hazardous waste on an infrequent basis, except that:

(1) Householders, farmers and exempted persons shall manage all hazardous wastes they may generate in a manner so as not to adversely affect the health of humans, or pose a threat to the environment, or create a public nuisance; and

(2) The department may determine that a specific quantity of a specific hazardous waste requires special management. Upon such determination and after public notice by press release or advertisement thereof, including instructions for handling and delivery, generators exempted pursuant to this subsection shall deliver, but without a manifest or the requirement to use a licensed hazardous waste transporter, such waste to:

(a) Any storage, treatment or disposal site authorized to operate pursuant to sections 260.350 to 260.430 or the federal Resource Conservation and Recovery Act, or a state hazardous waste management program authorized pursuant to the federal Resource Conservation and Recovery Act which the department designates for this purpose; or

(b) A collection station or vehicle which the department may arrange for and designate for this purpose.

4. Failure to pay the fee, or any portion thereof, prescribed in this section by the due date shall result in the imposition of a penalty equal to fifteen percent of the original fee. The fee prescribed in this section shall expire December 31, 2018, except that the department shall levy and collect this fee for any hazardous waste generated prior to such date and reported to the department.

260.392. 1. As used in sections 260.392 to 260.399, the following terms mean:

(1) "Cask", all the components and systems associated with the container in which spent fuel, high-level radioactive waste, highway route controlled quantity, or transuranic radioactive waste are stored;

(2) "High-level radioactive waste", the highly radioactive material resulting from the reprocessing of spent nuclear fuel including liquid waste produced directly in reprocessing and any solid material derived from such liquid waste that contains fission products in sufficient concentrations, and other highly radioactive material that the United States Nuclear Regulatory Commission has determined to be high-level radioactive waste requiring permanent isolation;

(3) "Highway route controlled quantity", as defined in 49 CFR Part 173.403, as amended, a quantity of radioactive material within a single package. Highway route controlled quantity shipments of thirty miles or less within the state are exempt from the provisions of this section;

(4) "Low-level radioactive waste", any radioactive waste not classified as high-level radioactive waste, transuranic radioactive waste, or spent nuclear fuel by the United States Nuclear Regulatory Commission, consistent with existing law. Shipment of all sealed sources meeting the definition of low-level radioactive waste, shipments of low-level radioactive waste that are within a radius of no more than fifty miles from the point of origin, and all naturally occurring radioactive material given written approval for landfill disposal by the Missouri department of natural resources under 10 CSR 80- 3.010 are exempt from the provisions of this section. Any low-level radioactive waste that has a radioactive half-life equal to or less than one hundred twenty days is exempt from the provisions of this section;

(5) "Shipper", the generator, owner, or company contracting for transportation by truck or rail of the spent fuel, high-level radioactive waste, highway route controlled quantity shipments, transuranic radioactive waste, or low-level radioactive waste;

(6) "Spent nuclear fuel", fuel that has been withdrawn from a nuclear reactor following irradiation, the constituent elements of which have not been separated by reprocessing;

(7) "State-funded institutions of higher education", any campus of any university within the state of Missouri that receives state funding and has a nuclear research reactor;

(8) "Transuranic radioactive waste", defined in 40 CFR Part 191.02, as amended, as waste containing more than one hundred nanocuries of alpha-emitting transuranic isotopes with half-lives greater than twenty years, per gram of waste. For the purposes of this section, transuranic waste shall not include:

(a) High-level radioactive wastes;

(b) Any waste determined by the Environmental Protection Agency with the concurrence of the Environmental Protection Agency administrator that does not need the degree of isolation required by this section; or

(c) Any waste that the United States Nuclear Regulatory Commission has approved for disposal on a case-by-case basis in accordance with 10 CFR Part 61, as amended.

2. Any shipper that ships high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste through or within the state shall be subject to the fees established in this subsection, provided that no state-funded institution of higher education that ships nuclear waste shall pay any such fee. These higher education institutions shall reimburse the Missouri state highway patrol directly for all costs related to shipment escorts. The fees for all other shipments shall be:

(1) One thousand eight hundred dollars for each truck transporting through or within the state high-level radioactive waste, transuranic radioactive waste, spent nuclear fuel or highway route controlled quantity shipments. All truck shipments of high-level radioactive waste, transuranic radioactive waste, spent nuclear fuel, or highway route controlled quantity shipments are subject to a surcharge of twenty-five dollars per mile for every mile over two hundred miles traveled within the state;

(2) One thousand three hundred dollars for the first cask and one hundred twenty-five dollars for each additional cask for each rail shipment through or within the state of high-level radioactive waste, transuranic radioactive waste, or spent nuclear fuel;

(3) One hundred twenty-five dollars for each truck or train transporting low-level radioactive waste through or within the state.

The department of natural resources may accept an annual shipment fee as negotiated with a shipper or accept payment per shipment.

3. All revenue generated from the fees established in subsection 2 of this section shall be deposited into the environmental radiation monitoring fund established in section 260.750 and shall be used by the department of natural resources to achieve the following objectives and for purposes related to the shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste, including, but not limited to:

(1) Inspections, escorts, and security for waste shipment and planning;

(2) Coordination of emergency response capability;

(3) Education and training of state, county, and local emergency responders;

(4) Purchase and maintenance of necessary equipment and supplies for state, county, and local emergency responders through grants or other funding mechanisms;

(5) Emergency responses to any transportation incident involving the high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste;

(6) Oversight of any environmental remediation necessary resulting from an incident involving a shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste. Reimbursement for oversight of any such incident shall not reduce or eliminate the liability of any party responsible for the incident; such party may be liable for full reimbursement to the state or payment of any other costs associated with the cleanup of contamination related to a transportation incident;

(7) Administrative costs attributable to the state agencies which are incurred through their involvement as it relates to the shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste through or within the state.

4. Nothing in this section shall preclude any other state agency from receiving reimbursement from the department of natural resources and the environmental radiation monitoring fund for services rendered that achieve the objectives and comply with the provisions of this section.

5. Any unencumbered balance in the environmental radiation monitoring fund that exceeds three hundred thousand dollars in any given fiscal year shall be returned to shippers on a pro rata basis, based on the shipper's contribution into the environmental radiation monitoring fund for that fiscal year.

6. The department of natural resources, in coordination with the department of health and senior services and the department of public safety, may promulgate rules necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

7. All funds deposited in the environmental radiation monitoring fund through fees established in subsection 2 of this section shall be utilized, subject to appropriation by the general assembly, for the administration and enforcement of this section by the department of natural resources. All interest earned by the moneys in the fund shall accrue to the fund.

8. All fees shall be paid to the department of natural resources prior to shipment.

9. Notice of any shipment of high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, or spent nuclear fuel through or within the state shall be provided by the shipper to the governor's designee for advanced notification, as described in 10 CFR Parts 71 and 73, as amended, prior to such shipment entering the state. Notice of any shipment of low-level radioactive waste through or within the state shall be provided by the shipper to the Missouri department of natural resources before such shipment enters the state.

10. Any shipper who fails to pay a fee assessed under this section, or fails to provide notice of a shipment, shall be liable in a civil action for an amount not to exceed ten times the amount assessed and not paid. The action shall be brought by the attorney general at the request of the department of natural resources. If the action involves

a facility domiciled in the state, the action shall be brought in the circuit court of the county in which the facility is located. If the action does not involve a facility domiciled in the state, the action shall be brought in the circuit court of Cole County.

11. Beginning on December 31, 2009, and every two years thereafter, the department of natural resources shall prepare and submit a report on activities of the environmental radiation monitoring fund to the general assembly. This report shall include information on fee income received and expenditures made by the state to enforce and administer the provisions of this section.

12. The provisions of this section shall not apply to high-level radioactive waste, transuranic radioactive waste, highway route controlled quantity shipments, spent nuclear fuel, or low-level radioactive waste shipped by or for the federal government for military or national defense purposes.

13. The program authorized under this section shall automatically sunset on August 28, **[**~~2024~~**] 2030**.

260.475. 1. Every hazardous waste generator located in Missouri shall pay, in addition to the fees imposed in section 260.380, a fee of twenty-five dollars per ton annually on all hazardous waste which is discharged, deposited, dumped or placed into or on the soil as a final action, and two dollars per ton on all other hazardous waste transported off site. No fee shall be imposed upon any hazardous waste generator who registers less than ten tons of hazardous waste annually pursuant to section 260.380, or upon:

(1) Hazardous waste which must be disposed of as provided by a remedial plan for an abandoned or uncontrolled hazardous waste site;

(2) Fly ash waste, bottom ash waste, slag waste and flue gas emission control waste generated primarily from the combustion of coal or other fossil fuels;

(3) Solid waste from the extraction, beneficiation and processing of ores and minerals, including phosphate rock and overburden from the mining of uranium ore and smelter slag waste from the processing of materials into reclaimed metals;

(4) Cement kiln dust waste;

(5) Waste oil; or

(6) Hazardous waste that is:

(a) Reclaimed or reused for energy and materials;

(b) Transformed into new products which are not wastes;

(c) Destroyed or treated to render the hazardous waste nonhazardous; or

(d) Waste discharged to a publicly owned treatment works.

2. The fees imposed in this section shall be reported and paid to the department on an annual basis not later than the first of January. The payment shall be accompanied by a return in such form as the department may prescribe.

3. All moneys collected or received by the department pursuant to this section shall be transmitted to the department of revenue for deposit in the state treasury to the credit of the hazardous waste fund created pursuant to section 260.391. Following each annual reporting date, the state treasurer shall certify the amount deposited in the fund to the commission.

4. If any generator or transporter fails or refuses to pay the fees imposed by this section, or fails or refuses to furnish any information reasonably requested by the department relating to such fees, there shall be imposed, in addition to the fee determined to be owed, a penalty of fifteen percent of the fee shall be deposited in the hazardous waste fund.

5. If the fees or any portion of the fees imposed by this section are not paid by the date prescribed for such payment, there shall be imposed interest upon the unpaid amount at the rate of ten percent per annum from the date prescribed for its payment until payment is actually made, all of which shall be deposited in the hazardous waste fund.

6. The state treasurer is authorized to deposit all of the moneys in the hazardous waste fund in any of the qualified depositories of the state. All such deposits shall be secured in such a manner and shall be made upon such terms and conditions as are now or may hereafter be provided for by law relative to state deposits. Interest received on such deposits shall be credited to the hazardous waste fund.

7. This fee shall expire December 31, 2018, except that the department shall levy and collect this fee for any hazardous waste generated prior to such date and reported to the department.

8. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: cement kiln representatives, chemical companies, large and small hazardous waste generators, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the hazardous waste management commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structure set out in this section shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 7 of this section. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**."; and

Further amend said bill, Page 14, Section 408.900, Line 37, by inserting after all of said section and line the following:

"444.768. 1. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the fee, bond, or assessment structure as set forth in this chapter. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from regulated entities and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee, bond, or assessment structure with stakeholder agreement to the Missouri mining commission. The commission shall review such recommendations at a forthcoming regular or special meeting, but shall not vote on the proposed structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority, the fee, bond, or assessment structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year, at which point the existing fee, bond, or assessment structure shall expire upon the effective date of the commission-adopted fee structure, contrary to subsection 12 of section 444.772. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly within the first sixty days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee, bond, or assessment structure and shall continue to use the previous fee, bond, or assessment structure. The authority for the commission to further revise the fee, bond, or assessment structure as provided in this subsection shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

2. Failure to pay any fee, bond, or assessment, or any portion thereof, referenced in this section by the due date may result in the imposition of a late fee equal to fifteen percent of the unpaid amount, plus ten percent interest per annum. Any order issued by the department under this chapter may require payment of such amounts. The department may bring an action in the appropriate circuit court to collect any unpaid fee, late fee, interest, or attorney's fees and costs incurred directly in fee collection. Such action may be brought in the circuit court of the county in which the facility is located, or in the circuit court of Cole County.

444.772. 1. Any operator desiring to engage in surface mining shall make written application to the director for a permit.

2. Application for permit shall be made on a form prescribed by the commission and shall include:

(1) The name of all persons with any interest in the land to be mined;

(2) The source of the applicant's legal right to mine the land affected by the permit;

(3) The permanent and temporary post office address of the applicant;

(4) Whether the applicant or any person associated with the applicant holds or has held any other permits pursuant to sections 444.500 to 444.790, and an identification of such permits;

(5) The written consent of the applicant and any other persons necessary to grant access to the commission or the director to the area of land affected under application from the date of application until the expiration of any permit granted under the application and thereafter for such time as is necessary to assure compliance with all provisions of sections 444.500 to 444.790 or any rule or regulation promulgated pursuant to them. Permit applications submitted by operators who mine an annual tonnage of less than ten thousand tons shall be required to include written consent from the operator to grant access to the commission or the director to the area of land affected;

(6) A description of the tract or tracts of land and the estimated number of acres thereof to be affected by the surface mining of the applicant for the next succeeding twelve months; and

(7) Such other information that the commission may require as such information applies to land reclamation.

3. The application for a permit shall be accompanied by a map in a scale and form specified by the commission by regulation.

4. The application shall be accompanied by a bond, security or certificate meeting the requirements of section 444.778, a geologic resources fee authorized under section 256.700, and a permit fee approved by the commission not to exceed one thousand dollars. The commission may also require a fee for each site listed on a permit not to exceed four hundred dollars for each site. If mining operations are not conducted at a site for six months or more during any year, the fee for such site for that year shall be reduced by fifty percent. The commission may also require a fee for each acre bonded by the operator pursuant to section 444.778 not to exceed twenty dollars per acre. If such fee is assessed, the per-acre fee on all acres bonded by a single operator that exceed a total of two hundred acres shall be reduced by fifty percent. In no case shall the total fee for any permit be more than three thousand dollars. Permit and renewal fees shall be established by rule, except for the initial fees as set forth in this subsection, and shall be set at levels that recover the cost of administering and enforcing sections 444.760 to 444.790, making allowances for grants and other sources of funds. The director shall submit a report to the commission and the public each year that describes the number of employees and the activities performed the previous calendar year to administer sections 444.760 to 444.790. For any operator of a gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, the total cost of submitting an application shall be three hundred dollars. The issued permit shall be valid from the date of its issuance until the date specified in the mine plan unless sooner revoked or suspended as provided in sections 444.760 to 444.790. Beginning August 28, 2007, the fees shall be set at a permit fee of eight hundred dollars, a site fee of four hundred dollars, and an acre fee of ten dollars, with a maximum fee of three thousand dollars. Fees may be raised as allowed in this subsection after a regulation change that demonstrates the need for increased fees.

5. An operator desiring to have his or her permit amended to cover additional land may file an amended application with the commission. Upon receipt of the amended application, and such additional fee and bond as may be required pursuant to the provisions of sections 444.760 to 444.790, the director shall, if the applicant complies with all applicable regulatory requirements, issue an amendment to the original permit covering the additional land described in the amended application.

6. An operation may withdraw any land covered by a permit, excepting affected land, by notifying the commission thereof, in which case the penalty of the bond or security filed by the operator pursuant to the provisions of sections 444.760 to 444.790 shall be reduced proportionately.

7. Where mining or reclamation operations on acreage for which a permit has been issued have not been completed, the permit shall be renewed. The operator shall submit a permit renewal form furnished by the director for an additional permit year and pay a fee equal to an application fee calculated pursuant to subsection 4 of this section, but in no case shall the renewal fee for any operator be more than three thousand dollars. For any operator involved in any gravel mining operation where the annual tonnage of gravel mined by such operator is less than five thousand tons, the permit as to such acreage shall be renewed by applying on a permit renewal form furnished by the director for an additional permit year and payment of a fee of three hundred dollars. Upon receipt of the completed permit renewal form and fee from the operator, the director shall approve the renewal. With approval of the director and operator, the permit renewal may be extended for a portion of an additional year with a corresponding prorating of the renewal fee.

8. Where one operator succeeds another at any uncompleted operation, either by sale, assignment, lease or otherwise, the commission may release the first operator from all liability pursuant to sections 444.760 to 444.790 as to that particular operation if both operators have been issued a permit and have otherwise complied with the requirements of sections 444.760 to 444.790 and the successor operator assumes as part of his or her obligation pursuant to sections 444.760 to 444.790 all liability for the reclamation of the area of land affected by the former operator.

9. The application for a permit shall be accompanied by a plan of reclamation that meets the requirements of sections 444.760 to 444.790 and the rules and regulations promulgated pursuant thereto, and shall contain a verified statement by the operator setting forth the proposed method of operation, reclamation, and a conservation plan for the affected area including approximate dates and time of completion, and stating that the operation will meet the requirements of sections 444.760 to 444.790, and any rule or regulation promulgated pursuant to them.

10. At the time that a permit application is deemed complete by the director, the operator shall publish a notice of intent to operate a surface mine in any newspaper qualified pursuant to section 493.050 to publish legal notices in any county where the land is located. If the director does not respond to a permit application within forty-five calendar days, the application shall be deemed to be complete. Notice in the newspaper shall be posted once a week for four consecutive weeks beginning no more than ten days after the application is deemed complete. The operator shall also send notice of intent to operate a surface mine by certified mail to the governing body of the counties or cities in which the proposed area is located, and to the last known addresses of all record landowners whose property is:

(1) Within two thousand six hundred forty feet, or one-half mile from the border of the proposed mine plan area; and

(2) Adjacent to the proposed mine plan area, land upon which the mine plan area is located, or adjacent land having a legal relationship with either the applicant or the owner of the land upon which the mine plan area is located.

The notices shall include the name and address of the operator, a legal description consisting of county, section, township and range, the number of acres involved, a statement that the operator plans to mine a specified mineral during a specified time, and the address of the commission. The notices shall also contain a statement that any person with a direct, personal interest in one or more of the factors the director may consider in issuing a permit may request a public meeting or file written comments to the director no later than fifteen days following the final public notice publication date. If any person requests a public meeting, the applicant shall cooperate with the director in making all necessary arrangements for the public meeting to be held in a reasonably convenient location and at a reasonable time for interested participants, and the applicant shall bear the expenses.

11. The director may approve a permit application or permit amendment whose operation or reclamation plan deviates from the requirements of sections 444.760 to 444.790 if it can be demonstrated by the operator that the conditions present at the surface mining location warrant an exception. The criteria accepted for consideration when evaluating the merits of an exception or variance to the requirements of sections 444.760 to 444.790 shall be established by regulations.

12. Fees imposed pursuant to this section shall become effective August 28, 2007, and shall expire on December 31, **[**~~2024~~**] 2030**. No other provisions of this section shall expire.

640.023. Notwithstanding any provision of law to the contrary, the department of natural resources shall not take any permitting or regulatory action based solely on guidance that has not been promulgated as a regulation, unless such use of guidance is agreed to by the permittee or person subject to such regulatory action.

640.100. 1. The safe drinking water commission created in section 640.105 shall promulgate rules necessary for the implementation, administration and enforcement of sections 640.100 to 640.140 and the federal Safe Drinking Water Act as amended.

2. No standard, rule or regulation or any amendment or repeal thereof shall be adopted except after a public hearing to be held by the commission after at least thirty days' prior notice in the manner prescribed by the rulemaking provisions of chapter 536 and an opportunity given to the public to be heard; the commission may solicit the views, in writing, of persons who may be affected by, knowledgeable about, or interested in proposed rules and regulations, or standards. Any person heard or registered at the hearing, or making written request for notice, shall be given written notice of the action of the commission with respect to the subject thereof. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated to administer and enforce sections 640.100 to 640.140 shall become effective only if the agency has fully complied with all of the requirements of chapter 536, including but not limited to section 536.028, if applicable, after June 9, 1998. All rulemaking authority delegated prior to June 9, 1998, is of no force and effect and repealed as of June 9, 1998, however, nothing in this section shall be interpreted to repeal or affect the validity of any rule adopted or promulgated prior to June 9, 1998. If the provisions of section 536.028 apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028 to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in this chapter or chapter 644 shall affect the validity of any rule adopted and promulgated prior to June 9, 1998.

3. The commission shall promulgate rules and regulations for the certification of public water system operators, backflow prevention assembly testers and laboratories conducting tests pursuant to sections 640.100 to 640.140. Any person seeking to be a certified backflow prevention assembly tester shall satisfactorily complete standard, nationally recognized written and performance examinations designed to ensure that the person is competent to determine if the assembly is functioning within its design specifications. Any such state certification shall satisfy any need for local certification as a backflow prevention assembly tester. However, political subdivisions may set additional testing standards for individuals who are seeking to be certified as backflow prevention assembly testers. Notwithstanding any other provision of law to the contrary, agencies of the state or its political subdivisions shall only require carbonated beverage dispensers to conform to the backflow protection requirements established in the National Sanitation Foundation standard eighteen, and the dispensers shall be so listed by an independent testing laboratory. The commission shall promulgate rules and regulations for collection of samples and analysis of water furnished by municipalities, corporations, companies, state establishments, federal establishments or individuals to the public. The department of natural resources or the department of health and senior services shall, at the request of any supplier, make any analyses or tests required pursuant to the terms of section 192.320 and sections 640.100 to 640.140. The department shall collect fees to cover the reasonable cost of laboratory services, both within the department of natural resources and the department of health and senior services, laboratory certification and program administration as required by sections 640.100 to 640.140. The laboratory services and program administration fees pursuant to this subsection shall not exceed two hundred dollars for a supplier supplying less than four thousand one hundred service connections, three hundred dollars for supplying less than seven thousand six hundred service connections, five hundred dollars for supplying seven thousand six hundred or more service connections, and five hundred dollars for testing surface water. Such fees shall be deposited in the safe drinking water fund as specified in section 640.110. The analysis of all drinking water required by section 192.320 and sections 640.100 to 640.140 shall be made by the department of natural resources laboratories, department of health and senior services laboratories or laboratories certified by the department of natural resources.

4. The department of natural resources shall establish and maintain an inventory of public water supplies and conduct sanitary surveys of public water systems. Such records shall be available for public inspection during regular business hours.

5. (1) For the purpose of complying with federal requirements for maintaining the primacy of state enforcement of the federal Safe Drinking Water Act, the department is hereby directed to request appropriations from the general revenue fund and all other appropriate sources to fund the activities of the public drinking water program and in addition to the fees authorized pursuant to subsection 3 of this section, an annual fee for each customer service connection with a public water system is hereby authorized to be imposed upon all customers of public water systems in this state. Each customer of a public water system shall pay an annual fee for each customer service connection.

(2) The annual fee per customer service connection for unmetered customers and customers with meters not greater than one inch in size shall be based upon the number of service connections in the water system serving that customer, and shall not exceed:

1 to 1,000 connections	$ 3.24
1,001 to 4,000 connections	3.00
4,001 to 7,000 connections	2.76
7,001 to 10,000 connections	2.40
10,001 to 20,000 connections	2.16
20,001 to 35,000 connections	1.92
35,001 to 50,000 connections	1.56
50,001 to 100,000 connections	1.32
More than 100,000 connections	1.08

(3) The annual user fee for customers having meters greater than one inch but less than or equal to two inches in size shall not exceed seven dollars and forty-four cents; for customers with meters greater than two inches but less than or equal to four inches in size shall not exceed forty-one dollars and sixteen cents; and for customers with meters greater than four inches in size shall not exceed eighty-two dollars and forty-four cents.

(4) Customers served by multiple connections shall pay an annual user fee based on the above rates for each connection, except that no single facility served by multiple connections shall pay a total of more than five hundred dollars per year.

6. Fees imposed pursuant to subsection 5 of this section shall become effective on August 28, 2006, and shall be collected by the public water system serving the customer beginning September 1, 2006, and continuing until such time that the safe drinking water commission, at its discretion, specifies a different amount under subsection 8 of this section. The commission shall promulgate rules and regulations on the procedures for billing, collection and delinquent payment. Fees collected by a public water system pursuant to subsection 5 of this section and fees established by the commission pursuant to subsection 8 of this section are state fees. The annual fee shall be enumerated separately from all other charges, and shall be collected in monthly, quarterly or annual increments. Such fees shall be transferred to the director of the department of revenue at frequencies not less than quarterly. Two percent of the revenue arising from the fees shall be retained by the public water system for the purpose of reimbursing its expenses for billing and collection of such fees.

7. Imposition and collection of the fees authorized in subsection 5 and fees established by the commission pursuant to subsection 8 of this section shall be suspended on the first day of a calendar quarter if, during the preceding calendar quarter, the federally delegated authority granted to the safe drinking water program within the department of natural resources to administer the Safe Drinking Water Act, 42 U.S.C. Section 300g-2, is withdrawn. The fee shall not be reinstated until the first day of the calendar quarter following the quarter during which such delegated authority is reinstated.

8. Notwithstanding any statutory fee amounts or maximums to the contrary, the department of natural resources may conduct a comprehensive review and propose changes to the fee structure set forth in this section. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from public and private water suppliers, and any other interested parties. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the safe drinking water commission. The commission shall review such recommendations at a forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or six of nine commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments may authorize the department to file the final order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first

of the following calendar year, at which point the existing fee structure shall expire. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

643.079. 1. Any air contaminant source required to obtain a permit issued under sections 643.010 to 643.355 shall pay annually beginning April 1, 1993, a fee as provided herein. For the first year the fee shall be twenty-five dollars per ton of each regulated air contaminant emitted. Thereafter, the fee shall be set every three years by the commission by rule and shall be at least twenty-five dollars per ton of regulated air contaminant emitted but not more than forty dollars per ton of regulated air contaminant emitted in the previous calendar year. If necessary, the commission may make annual adjustments to the fee by rule. The fee shall be set at an amount consistent with the need to fund the reasonable cost of administering sections 643.010 to 643.355, taking into account other moneys received pursuant to sections 643.010 to 643.355. For the purpose of determining the amount of air contaminant emissions on which the fees authorized under this section are assessed, a facility shall be considered one source as described in subsection 2 of section 643.078, except that a facility with multiple operating permits shall pay the emission fees authorized under this section separately for air contaminants emitted under each individual permit.

2. A source which produces charcoal from wood shall pay an annual emission fee under this subsection in lieu of the fee established in subsection 1 of this section. The fee shall be based upon a maximum fee of twenty-five dollars per ton and applied upon each ton of regulated air contaminant emitted for the first four thousand tons of each contaminant emitted in the amount established by the commission pursuant to subsection 1 of this section, reduced according to the following schedule:

(1) For fees payable under this subsection in the years 1993 and 1994, the fee shall be reduced by one hundred percent;

(2) For fees payable under this subsection in the years 1995, 1996 and 1997, the fee shall be reduced by eighty percent;

(3) For fees payable under this subsection in the years 1998, 1999 and 2000, the fee shall be reduced by sixty percent.

3. The fees imposed in subsection 2 of this section shall not be imposed or collected after the year 2000 unless the general assembly reimposes the fee.

4. Each air contaminant source with a permit issued under sections 643.010 to 643.355 shall pay the fee for the first four thousand tons of each regulated air contaminant emitted each year but no air contaminant source shall pay fees on total emissions of regulated air contaminants in excess of twelve thousand tons in any calendar year. A permitted air contaminant source which emitted less than one ton of all regulated pollutants shall pay a fee equal to the amount per ton set by the commission. An air contaminant source which pays emission fees to a holder of a certificate of authority issued pursuant to section 643.140 may deduct such fees from any amount due under this section. The fees imposed in this section shall not be applied to carbon oxide emissions. The fees imposed in subsection 1 of this section and this subsection shall not be applied to sulfur dioxide emissions from any Phase I affected unit subject to the requirements of Title IV, Section 404, of the federal Clean Air Act, as amended, 42 U.S.C. Section 7651 et seq., any sooner than January 1, 2000. The fees imposed on emissions from Phase I affected units shall be consistent with and shall not exceed the provisions of the federal Clean Air Act, as amended, and the regulations promulgated thereunder. Any such fee on emissions from any Phase I affected unit shall be reduced by the amount of the service fee paid by that Phase I affected unit pursuant to subsection 8 of this section in that year. Any fees that may be imposed on Phase I sources shall follow the procedures set forth in subsection 1 of this section and this subsection and shall not be applied retroactively.

5. Moneys collected under this section shall be transmitted to the director of revenue for deposit in appropriate subaccounts of the natural resources protection fund created in section 640.220. A subaccount shall be maintained for fees paid by air contaminant sources which are required to be permitted under Title V of the federal

Clean Air Act, as amended, 42 U.S.C. Section 7661 et seq., and used, upon appropriation, to fund activities by the department to implement the operating permits program authorized by Title V of the federal Clean Air Act, as amended. Another subaccount shall be maintained for fees paid by air contaminant sources which are not required to be permitted under Title V of the federal Clean Air Act as amended, and used, upon appropriation, to fund other air pollution control program activities. Another subaccount shall be maintained for service fees paid under subsection 8 of this section by Phase I affected units which are subject to the requirements of Title IV, Section 404, of the federal Clean Air Act Amendments of 1990 (42 U.S.C. Section 7651c), as amended, and used, upon appropriation, to fund air pollution control program activities. The provisions of section 33.080 to the contrary notwithstanding, moneys in the fund shall not revert to general revenue at the end of each biennium. Interest earned by moneys in the subaccounts shall be retained in the subaccounts. The per-ton fees established under subsection 1 of this section may be adjusted annually, consistent with the need to fund the reasonable costs of the program, but shall not be less than twenty-five dollars per ton of regulated air contaminant nor more than forty dollars per ton of regulated air contaminant. The first adjustment shall apply to moneys payable on April 1, 1994, and shall be based upon the general price level for the twelve-month period ending on August thirty-first of the previous calendar year.

6. The department may initiate a civil action in circuit court against any air contaminant source which has not remitted the appropriate fees within thirty days. In any judgment against the source, the department shall be awarded interest at a rate determined pursuant to section 408.030 and reasonable attorney's fees. In any judgment against the department, the source shall be awarded reasonable attorney's fees.

7. The department shall not suspend or revoke a permit for an air contaminant source solely because the source has not submitted the fees pursuant to this section.

8. Any Phase I affected unit which is subject to the requirements of Title IV, Section 404, of the federal Clean Air Act Amendments of 1990 (42 U.S.C. Section 7651c), as amended, shall pay annually beginning April 1, 1993, and terminating December 31, 1999, a service fee for the previous calendar year as provided herein. For the first year, the service fee shall be twenty-five thousand dollars for each Phase I affected generating unit to help fund the administration of sections 643.010 to 643.355. Thereafter, the service fee shall be annually set by the commission by rule, following public hearing, based on an annual allocation prepared by the department showing the details of all costs and expenses upon which such fees are based consistent with the department's reasonable needs to administer and implement sections 643.010 to 643.355 and to fulfill its responsibilities with respect to Phase I affected units, but such service fee shall not exceed twenty-five thousand dollars per generating unit. Any such Phase I affected unit which is located on one or more contiguous tracts of land with any Phase II generating unit that pays fees under subsection 1 or subsection 2 of this section shall be exempt from paying service fees under this subsection. A "contiguous tract of land" shall be defined to mean adjacent land, excluding public roads, highways and railroads, which is under the control of or owned by the permit holder and operated as a single enterprise.

9. The department of natural resources shall determine the fees due pursuant to this section by the state of Missouri and its departments, agencies and institutions, including two- and four-year institutions of higher education. The director of the department of natural resources shall forward the various totals due to the joint committee on capital improvements and the directors of the individual departments, agencies and institutions. The departments, as part of the budget process, shall annually request by specific line item appropriation funds to pay said fees and capital funding for projects determined to significantly improve air quality. If the general assembly fails to appropriate funds for emissions fees as specifically requested, the departments, agencies and institutions shall pay said fees from other sources of revenue or funds available. The state of Missouri and its departments, agencies and institutions may receive assistance from the small business technical assistance program established pursuant to section 643.173.

10. Each retail agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan under 42 U.S.C. Section 7412(r), as amended, shall pay an annual registration fee of two hundred dollars. In addition, each retail agricultural facility that uses, stores, or sells anhydrous ammonia shall pay an annual tonnage fee calculated on the number of tons of anhydrous ammonia sold. The initial retail tonnage fee shall be set at one dollar and twenty-five cents per ton of anhydrous ammonia used or sold. Each distributor or terminal agricultural facility that uses, stores, or sells anhydrous ammonia that is an air contaminant source subject to the risk management plan program 3 under 40 CFR Part 68 shall pay an annual registration fee of five thousand dollars and shall not pay a tonnage fee. The annual registration fees and tonnage fee may be periodically revised under subsection 11 of this section. However, the fees collected shall be used

exclusively for the purposes of administering the provisions of 42 U.S.C. Section 7412(r), as amended, for such agricultural facilities. Fees paid by agricultural air contaminant sources that use, store, or sell anhydrous ammonia for the purposes of implementing the requirements of 42 U.S.C. Section 7412(r), as amended, shall be deposited into the anhydrous ammonia risk management plan subaccount within the natural resources protection fund created in section 643.245. If the funding exceeds the reasonable costs to administer the programs as set forth in this section, the department of natural resources shall reduce fees for all registrants if the fees derived exceed the reasonable cost of administering the risk management plan under 42 U.S.C. Section 7412(r), as amended.

11. Notwithstanding any statutory fee amounts or maximums to the contrary, the department of natural resources may conduct a comprehensive review and propose changes to the fee structure authorized by sections 643.073, 643.075, 643.079, 643.225, 643.228, 643.232, 643.237, and 643.242 after holding stakeholder meetings in order to solicit stakeholder input from each of the following groups: the asbestos industry, electric utilities, mineral and metallic mining and processing facilities, cement kiln representatives, and any other interested industrial or business entities or interested parties. The department shall submit a proposed fee structure with stakeholder agreement to the air conservation commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments, may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the previous fee structure shall expire upon the effective date of the commission-adopted fee structure. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation, by concurrent resolution disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the commission shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure as provided by this subsection shall expire on August 28, **[**~~2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**.

644.057. Notwithstanding any statutory fee amounts or maximums to the contrary, the director of the department of natural resources may conduct a comprehensive review and propose changes to the clean water fee structure set forth in sections 644.052, 644.053, and 644.061. The comprehensive review shall include stakeholder meetings in order to solicit stakeholder input from each of the following groups: agriculture, industry, municipalities, public and private wastewater facilities, and the development community. Upon completion of the comprehensive review, the department shall submit a proposed fee structure with stakeholder agreement to the clean water commission. The commission shall review such recommendations at the forthcoming regular or special meeting, but shall not vote on the fee structure until a subsequent meeting. In no case shall the clean water commission adopt or recommend any clean water fee in excess of five thousand dollars. If the commission approves, by vote of two-thirds majority or five of seven commissioners, the fee structure recommendations, the commission shall authorize the department to file a notice of proposed rulemaking containing the recommended fee structure, and after considering public comments, may authorize the department to file the order of rulemaking for such rule with the joint committee on administrative rules pursuant to sections 536.021 and 536.024 no later than December first of the same year. If such rules are not disapproved by the general assembly in the manner set out below, they shall take effect on January first of the following calendar year and the fee structures set forth in sections 644.052, 644.053, and 644.061 shall expire upon the effective date of the commission-adopted fee structure, contrary to section 644.054. Any regulation promulgated under this subsection shall be deemed to be beyond the scope and authority provided in this subsection, or detrimental to permit applicants, if the general assembly, within the first sixty calendar days of the regular session immediately following the filing of such regulation disapproves the regulation by concurrent resolution. If the general assembly so disapproves any regulation filed under this subsection, the department and the commission shall not implement the proposed fee structure and shall continue to use the previous fee structure. The authority of the commission to further revise the fee structure provided by this

section shall expire on August 28, **[**~~2024. Any fee, bond, or assessment structure established pursuant to the process in this section shall expire on August 28, 2024~~**] 2030. If the commission's authority to revise the fee structure as provided by this subsection expires, the fee structure in place at the time of expiration shall remain in place**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bromley, **House Amendment No. 6** was adopted.

Representative Sassmann offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 47, Page 6, Section 193.265, Line 81, by inserting after all of said section and line the following:

"301.469. 1. Any vehicle owner may receive license plates as prescribed in this section, for any motor vehicle such person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight, after an annual payment of an emblem-use authorization fee to the Missouri conservation heritage foundation. The foundation hereby authorizes the use of its official emblems to be affixed on multiyear license plates as provided in this section. Any vehicle owner may annually apply for the use of the emblems.

2. Upon annual application and payment of a twenty-five dollar emblem-use authorization fee to the Missouri conservation heritage foundation, the foundation shall issue to the vehicle owner, without further charge, an emblem-use authorization statement, which shall be presented to the director of the department of revenue at the time of registration of a motor vehicle.

3. Upon presentation of the annual statement, payment of a fifteen dollar fee in addition to the regular registration fees and documents which may be required by law, the director of the department of revenue shall issue a license plate, which shall bear an emblem of the Missouri conservation heritage foundation in a form prescribed by the director, to the vehicle owner. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Notwithstanding the provisions of section 301.144, no additional fee shall be charged for the personalization of license plates pursuant to this section.

4. **Application for the emblem-use authorization and payment of the twenty-five-dollar contribution may also be made at the time of registration to the director of the department of revenue, who shall deposit the contribution to the credit of the Missouri conservation heritage foundation.**

5. A vehicle owner, who was previously issued a plate with a Missouri conservation heritage foundation emblem authorized by this section but who does not provide an emblem-use authorization statement at a subsequent time of registration, shall be issued a new plate which does not bear the foundation emblem, as otherwise provided by law.

[~~5.~~**] 6.** The director of the department of revenue may promulgate rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated under the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sassmann, **House Amendment No. 7** was adopted.

Representative Knight offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 47, Page 6, Section 193.265, Line 81, by inserting after all of said section and line the following:

"301.142. 1. As used in sections 301.141 to 301.143, the following terms mean:

(1) "Department", the department of revenue;

(2) "Director", the director of the department of revenue;

(3) "Other authorized health care practitioner" includes advanced practice registered nurses licensed pursuant to chapter 335, physician assistants licensed pursuant to chapter 334, chiropractors licensed pursuant to chapter 331, podiatrists licensed pursuant to chapter 330, assistant physicians, physical therapists licensed pursuant to chapter 334, and optometrists licensed pursuant to chapter 336;

(4) "Physically disabled", a natural person who is blind, as defined in section 8.700, or a natural person with medical disabilities which prohibits, limits, or severely impairs one's ability to ambulate or walk, as determined by a licensed physician or other authorized health care practitioner as follows:

(a) The person cannot ambulate or walk fifty or less feet without stopping to rest due to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and disabling condition; or

(b) The person cannot ambulate or walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; or

(c) Is restricted by a respiratory or other disease to such an extent that the person's forced respiratory expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest; or

(d) Uses portable oxygen; or

(e) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American Heart Association; or

(f) A person's age, in and of itself, shall not be a factor in determining whether such person is physically disabled or is otherwise entitled to disabled license plates and/or disabled windshield hanging placards within the meaning of sections 301.141 to 301.143;

(5) "Physician", a person licensed to practice medicine pursuant to chapter 334;

(6) "Physician's statement", a statement personally signed by a duly authorized person which certifies that a person is disabled as defined in this section;

(7) "Temporarily disabled person", a disabled person as defined in this section whose disability or incapacity is expected to last no more than one hundred eighty days;

(8) "Temporary windshield placard", a placard to be issued to persons who are temporarily disabled persons as defined in this section, certification of which shall be indicated on the physician's statement;

(9) "Windshield placard", a placard to be issued to persons who are physically disabled as defined in this section, certification of which shall be indicated on the physician's statement.

2. Other authorized health care practitioners may furnish to a disabled or temporarily disabled person a physician's statement for only those physical health care conditions for which such health care practitioner is legally authorized to diagnose and treat.

3. A physician's statement shall:

(1) Be on a form prescribed by the director of revenue;

(2) Set forth the specific diagnosis and medical condition which renders the person physically disabled or temporarily disabled as defined in this section;

(3) Include the physician's or other authorized health care practitioner's license number; and

(4) Be personally signed by the issuing physician or other authorized health care practitioner.

4. If it is the professional opinion of the physician or other authorized health care practitioner issuing the statement that the physical disability of the applicant, user, or member of the applicant's household is permanent, it

shall be noted on the statement. Otherwise, the physician or other authorized health care practitioner shall note on the statement the anticipated length of the disability which period may not exceed one hundred eighty days. If the physician or health care practitioner fails to record an expiration date on the physician's statement, the director shall issue a temporary windshield placard for a period of thirty days.

5. A physician or other authorized health care practitioner who issues or signs a physician's statement so that disabled plates or a disabled windshield placard may be obtained shall maintain in such disabled person's medical chart documentation that such a certificate has been issued, the date the statement was signed, the diagnosis or condition which existed that qualified the person as disabled pursuant to this section and shall contain sufficient documentation so as to objectively confirm that such condition exists.

6. The medical or other records of the physician or other authorized health care practitioner who issued a physician's statement shall be open to inspection and review by such practitioner's licensing board, in order to verify compliance with this section. Information contained within such records shall be confidential unless required for prosecution, disciplinary purposes, or otherwise required to be disclosed by law.

7. Owners of motor vehicles who are residents of the state of Missouri, and who are physically disabled, owners of motor vehicles operated at least fifty percent of the time by a physically disabled person, or owners of motor vehicles used to primarily transport physically disabled members of the owner's household may obtain disabled person license plates. Such owners, upon application, accompanied by the documents and fees provided for in this section, a current physician's statement which has been issued within ninety days proceeding the date the application is made and proof of compliance with the state motor vehicle laws relating to registration and licensing of motor vehicles, shall be issued motor vehicle license plates for vehicles, other than commercial vehicles with a gross weight in excess of twenty-four thousand pounds, upon which shall be inscribed the international wheelchair accessibility symbol and the word "DISABLED" in addition to a combination of letters and numbers. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. If at any time an individual who obtained disabled license plates issued under this subsection no longer occupies a residence with a physically disabled person, or no longer owns a vehicle that is operated at least fifty percent of the time by a physically disabled person, such individual shall surrender the disabled license plates to the department within thirty days of becoming ineligible for their use.

8. The director shall further issue, upon request, to such applicant one, and for good cause shown, as the director may define by rule and regulations, not more than two, removable disabled windshield hanging placards for use when the disabled person is occupying a vehicle or when a vehicle not bearing the permanent handicap plate is being used to pick up, deliver, or collect the physically disabled person issued the disabled motor vehicle license plate or disabled windshield hanging placard.

9. No additional fee shall be paid to the director for the issuance of the special license plates provided in this section, except for special personalized license plates and other license plates described in this subsection. Priority for any specific set of special license plates shall be given to the applicant who received the number in the immediately preceding license period subject to the applicant's compliance with the provisions of this section and any applicable rules or regulations issued by the director. If determined feasible by the advisory committee established in section 301.129, any special license plate issued pursuant to this section may be adapted to also include the international wheelchair accessibility symbol and the word "DISABLED" as prescribed in this section and such plate may be issued to any applicant who meets the requirements of this section and the other appropriate provision of this chapter, subject to the requirements and fees of the appropriate provision of this chapter.

10. Any physically disabled person, or the parent or guardian of any such person, or any not-for-profit group, organization, or other entity which transports more than one physically disabled person, may apply to the director of revenue for a removable windshield placard. The placard may be used in motor vehicles which do not bear the permanent handicap symbol on the license plate. Such placards must be hung from the front, middle rearview mirror of a parked motor vehicle and may not be hung from the mirror during operation. These placards may only be used during the period of time when the vehicle is being used by a disabled person, or when the vehicle is being used to pick up, deliver, or collect a disabled person, and shall be surrendered to the department, within thirty days, if a group, organization, or entity that obtained the removable windshield placard due to the transportation of more than one physically disabled person no longer transports more than one disabled person. When there is no rearview mirror, the placard shall be displayed on the dashboard on the driver's side.

11. The removable windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The removable windshield placard shall be renewed every **[**~~four~~**] eight** years. **The department shall have the authority to automatically renew current valid disabled placards for a duration of eight years, or for the duration that correlates with the applicant's current physician's statement expiration date, until all permanent disabled placards are on an eight-year renewal cycle.** The director may stagger the expiration dates to equalize workload. Only one removable placard may be issued to an applicant who has been issued disabled person license plates. Upon request, one additional windshield placard may be issued to an applicant who has not been issued disabled person license plates.

12. A temporary windshield placard shall be issued to any physically disabled person, or the parent or guardian of any such person who otherwise qualifies except that the physical disability, in the opinion of the physician, is not expected to exceed a period of one hundred eighty days. The temporary windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The fee for the temporary windshield placard shall be two dollars. Upon request, and for good cause shown, one additional temporary windshield placard may be issued to an applicant. Temporary windshield placards shall be issued upon presentation of the physician's statement provided by this section and shall be displayed in the same manner as removable windshield placards. A person or entity shall be qualified to possess and display a temporary removable windshield placard for six months and the placard may be renewed once for an additional six months if a physician's statement pursuant to this section is supplied to the director of revenue at the time of renewal.

13. Application for license plates or windshield placards issued pursuant to this section shall be made to the director of revenue and shall be accompanied by a statement signed by a licensed physician or other authorized health care practitioner which certifies that the applicant, user, or member of the applicant's household is a physically disabled person as defined by this section.

14. The placard shall be renewable only by the person or entity to which the placard was originally issued. Any placard issued pursuant to this section shall only be used when the physically disabled occupant for whom the disabled plate or placard was issued is in the motor vehicle at the time of parking or when a physically disabled person is being delivered or collected. A disabled license plate and/or a removable windshield hanging placard are not transferable and may not be used by any other person whether disabled or not.

15. At the time the disabled plates or windshield hanging placards are issued, the director shall issue a registration certificate which shall include the applicant's name, address, and other identifying information as prescribed by the director, or if issued to an agency, such agency's name and address. This certificate shall further contain the disabled license plate number or, for windshield hanging placards, the registration or identifying number stamped on the placard. The validated registration receipt given to the applicant shall serve as the registration certificate.

16. The director shall, upon issuing any disabled registration certificate for license plates and/or windshield hanging placards, provide information which explains that such plates or windshield hanging placards are nontransferable, and the restrictions explaining who and when a person or vehicle which bears or has the disabled plates or windshield hanging placards may be used or be parked in a disabled reserved parking space, and the penalties prescribed for violations of the provisions of this act.

17. Every new applicant for a disabled license plate or placard shall be required to present a new physician's statement dated no more than ninety days prior to such application. Renewal applicants will be required to submit a physician's statement dated no more than ninety days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than ninety days prior to such application shall be required every eighth year. Such physician's statement shall state the expiration date for the temporary windshield placard. If the physician fails to record an expiration date on the physician's statement, the director shall issue the temporary windshield placard for a period of thirty days. The director may stagger the requirement of a physician's statement on all renewals for the initial implementation of an eight-year period.

18. The director of revenue upon receiving a physician's statement pursuant to this subsection shall check with the state board of registration for the healing arts created in section 334.120, or the Missouri state board of nursing established in section 335.021, with respect to physician's statements signed by advanced practice registered

nurses, or the Missouri state board of chiropractic examiners established in section 331.090, with respect to physician's statements signed by licensed chiropractors, or with the board of optometry established in section 336.130, with respect to physician's statements signed by licensed optometrists, or the state board of podiatric medicine created in section 330.100, with respect to physician's statements signed by physicians of the foot or podiatrists to determine whether the physician is duly licensed and registered pursuant to law. If such applicant obtaining a disabled license plate or placard presents proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall be exempt from the eight-year certification requirement of this subsection for renewal of the plate or placard. Initial applications shall be accompanied by the physician's statement required by this section. Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided the physician's statement with the original application shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.

19. The boards shall cooperate with the director and shall supply information requested pursuant to this subsection. The director shall, in cooperation with the boards which shall assist the director, establish a list of all Missouri physicians and other authorized health care practitioners and of any other information necessary to administer this section.

20. Where the owner's application is based on the fact that the vehicle is used at least fifty percent of the time by a physically disabled person, the applicant shall submit a statement stating this fact, in addition to the physician's statement. The statement shall be signed by both the owner of the vehicle and the physically disabled person. The applicant shall be required to submit this statement with each application for license plates. No person shall willingly or knowingly submit a false statement and any such false statement shall be considered perjury and may be punishable pursuant to section 301.420.

21. The director of revenue shall retain all physicians' statements and all other documents received in connection with a person's application for disabled license plates and/or disabled windshield placards.

22. The director of revenue shall enter into reciprocity agreements with other states or the federal government for the purpose of recognizing disabled person license plates or windshield placards issued to physically disabled persons.

23. When a person to whom disabled person license plates or a removable or temporary windshield placard or both have been issued dies, the personal representative of the decedent or such other person who may come into or otherwise take possession of the disabled license plates or disabled windshield placard shall return the same to the director of revenue under penalty of law. Failure to return such plates or placards shall constitute a class B misdemeanor.

24. The director of revenue may order any person issued disabled person license plates or windshield placards to submit to an examination by a chiropractor, osteopath, or physician, or to such other investigation as will determine whether such person qualifies for the special plates or placards.

25. If such person refuses to submit or is found to no longer qualify for special plates or placards provided for in this section, the director of revenue shall collect the special plates or placards, and shall furnish license plates to replace the ones collected as provided by this chapter.

26. In the event a removable or temporary windshield placard is lost, stolen, or mutilated, the lawful holder thereof shall, within five days, file with the director of revenue an application and an affidavit stating such fact, in order to purchase a new placard. The fee for the replacement windshield placard shall be four dollars.

27. Fraudulent application, renewal, issuance, procurement or use of disabled person license plates or windshield placards shall be a class A misdemeanor. It is a class B misdemeanor for a physician, chiropractor, podiatrist or optometrist to certify that an individual or family member is qualified for a license plate or windshield placard based on a disability, the diagnosis of which is outside their scope of practice or if there is no basis for the diagnosis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 8** was adopted.

Representative Boyd offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 47, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) "Governing body", the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) "Political subdivision", any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial statement of the political subdivision is required to be filed with the state auditor and until such time as the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. **(1)** Any political subdivision that has gross revenues of less than five thousand dollars or that has not levied or collected taxes in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

(2) Notwithstanding this section or any other law to the contrary, no political subdivision with less than five hundred inhabitants shall be subject to the fine authorized in this section, and any fine or fines previously assessed but not paid in full shall be deemed void; provided that the annual financial statement still is required to be filed timely under this section.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after January 1, 2023, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Boyd, **House Amendment No. 9** was adopted.

On motion of Representative Riley, **HCS SB 47, as amended**, was adopted.

On motion of Representative Riley, **HCS SB 47, as amended**, was read the third time and passed by the following vote:

AYES: 098

Allen	Amato	Atchison	Aune	Banderman
Bangert	Baringer	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Buchheit-Courtway
Burger	Busick	Butz	Byrnes	Casteel
Christ	Coleman	Cook	Copeland	Crossley
Diehl	Evans	Falkner	Fogle	Francis
Gallick	Gregory	Griffith	Haden	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Mackey	Marquart	Matthiesen
Mayhew	McGaugh	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Reedy	Reuter	Riggs	Riley	Roberts
Sassmann	Sauls	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 46	Sparks
Stephens	Stinnett	Taylor 48	Taylor 84	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	Wilson	Mr. Speaker		

NOES: 049

Adams	Anderson	Appelbaum	Baker	Barnes
Billington	Bland Manlove	Bosley	Brown 27	Burnett
Burton	Christofanelli	Clemens	Cupps	Davis
Deaton	Dinkins	Doll	Fountain Henderson	Gragg
Gray	Hudson	Ingle	Johnson 23	Kelley 127
Lavender	Lewis 25	Mann	McGirl	McMullen
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Quade	Richey	Sander	Schnelting	Smith 163
Steinhoff	Strickler	Terry	Toalson Reisch	Unsicker
Walsh Moore	Woods	Wright	Young	

PRESENT: 005

Brown 87	Hein	Johnson 12	Proudie	Weber

ABSENT WITH LEAVE: 010

Chappell	Collins	Davidson	Ealy	Farnan
Haffner	Sharp 37	Stacy	West	Windham

VACANCIES: 001

Representative Hudson declared the bill passed.

Speaker Plocher resumed the Chair.

BILLS CARRYING REQUEST MESSAGES

SS SB 139, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 1 to House Amendment No. 8**, **House Amendment No. 8, as amended**, **House Amendment No. 9**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 11, as amended**, **House Amendment No. 1 to House Amendment No. 12**, **House Amendment No. 12, as amended**, **House Amendment No. 1 to House Amendment No. 13**, **House Amendment No. 2 to House Amendment No. 13**, **House Amendment No. 13, as amended**, **House Amendment No. 14**, **House Amendment No. 15** and **House Amendment No. 16**, relating to state designations, was taken up by Representative Griffith.

Representative Griffith moved that the House refuse to recede from its position on **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 1 to House Amendment No. 8**, **House Amendment No. 8, as amended**, **House Amendment No. 9**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 11, as amended**, **House Amendment No. 1 to House Amendment No. 12**, **House Amendment No. 12, as amended**, **House Amendment No. 1 to House Amendment No. 13**, **House Amendment No. 2**

to House Amendment No. 13, **House Amendment No. 13, as amended**, **House Amendment No. 14**, **House Amendment No. 15** and **House Amendment No. 16** to **SS SB 139** and grant the Senate a conference.

Which motion was adopted.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **SB 20**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 9** and **House Amendment No. 10**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 111, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 28**, with **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9**, **House Substitute Amendment No. 1 for House Amendment No. 9, as amended**, **House Amendment No. 1 to House Amendment No. 10**, **House Amendment No. 10, as amended**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 3 to House Amendment No. 11** and **House Amendment No. 11, as amended**.

Senators: Brown (16), Bernskoetter, Cierpiot, Williams, Razer

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SBs 45 & 90, as amended**.

Senators: Gannon, Coleman, Thompson Rehder, McCreery, Arthur

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 247, as amended**.

Senators: Brown (16), Cierpiot, Black, Arthur, Roberts

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 111, as amended, relating to the administration of state employees, was taken up by Representative Griffith.

Representative Griffith moved that the House refuse to recede from its position on **HCS SS SB 111, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SB 72, as amended, relating to judicial proceedings, was taken up by Representative Christofanelli.

Representative Christofanelli moved that the House refuse to recede from its position on **HCS SS SCS SB 72, as amended**, and grant the Senate a conference.

Which motion was adopted.

SB 20, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 9** and **House Amendment No. 10**, relating to retirement systems, was taken up by Representative Hovis.

Representative Hovis moved that the House refuse to recede from its position on **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 9** and **House Amendment No. 10** to **SB 20** and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 157, as amended, relating to professions requiring licensure, was again taken up by Representative Coleman.

Representative Murphy offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 9, Section 324.520, Line 31, by inserting after all of said section and line the following:

"**324.1720. 1. The general assembly hereby occupies and preempts the entire field of legislation concerning the practice of licensed professions regulated under chapters 331, 332, 334, 335, 336, 337, 338, and 340. A political subdivision of this state is preempted from enacting, maintaining, or enforcing any order, ordinance, rule, regulation, policy, or other similar measure that prohibits, restricts, limits, regulates, controls, directs, or interferes with the practice of such licensed professions.**

2. Nothing in this section shall preclude or preempt a political subdivision of this state from exercising its lawful authority to regulate zoning or land use, to enforce a building or fire code regulation, to impose a tax or license fee for the privilege of carrying on a profession described in subsection 1 of this section consistent with the laws regulating such taxes or license fees, or to otherwise regulate for the general health, safety, sanitation, and welfare as long as the order, ordinance, rule, regulation, policy, or other measure does not interfere with, restrict, or limit the ability of a lawfully licensed person from engaging in any act or performing any procedure that falls within the professionally recognized scope of practice of a licensed professional in the practice of a profession described in subsection 1 of this section.

3. For purposes of this section, the term "political subdivision" shall not include any facility that meets the definition of a hospital in section 197.020 and any long-term care facility licensed under chapter 198."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dinkins offered **House Amendment No. 1 to House Amendment No. 11**.

House Amendment No. 1
to
House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, Page 1, Line 22, by inserting after all of said line the following:

"Further amend said bill, Page 42, Section 334.735, Line 157, by inserting after all of said section and line the following:

"**(11) If a collaborative practice arrangement is used in clinical situations where a physician assistant provides health care services that include the diagnosis and initiation of treatment for acutely or chronically ill or injured persons, then the collaborating physician or any other physician designated in the collaborative practice agreement shall be present for sufficient periods of time, at least once every two (2) weeks, except in extraordinary circumstances that shall be documented, to participate in such review and to provide necessary medical direction, medical services, consultations, and supervision of the health care staff.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 1 to House Amendment No. 11** was adopted.

On motion of Representative Murphy, **House Amendment No. 11, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Francis	Gallick	Gragg	Griffith
Haden	Haley	Hardwick	Hausman	Henderson

Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	O'Donnell
Oehlerking	Owen	Parker	Patterson	Peters
Pollitt	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Wilson
Wright	Mr. Speaker			

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Brown 27	Brown 87	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Falkner	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes	Bosley	Burnett	Farnan	Gregory
Haffner	Myers	Perkins	Pouche	Sharp 37
Smith 155	West			

VACANCIES: 001

On motion of Representative Coleman, **HCS SS SCS SB 157, as amended**, was adopted.

On motion of Representative Coleman, **HCS SS SCS SB 157, as amended**, was read the third time and passed by the following vote:

AYES: 093

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Byrnes
Casteel	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Deaton	Diehl	Dinkins
Evans	Falkner	Francis	Gallick	Gragg
Griffith	Haden	Haffner	Haley	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Matthiesen	Mayhew	McGaugh	McGirl	McMullen

Morse	Murphy	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	Wilson	Mr. Speaker		

NOES: 060

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Boyd	Brown 27	Brown 87
Burnett	Burton	Busick	Butz	Chappell
Clemens	Collins	Crossley	Davidson	Davis
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hardwick	Hein	Ingle	Johnson 12	Johnson 23
Jones	Lavender	Lewis 25	Lovasco	Mackey
Mann	Marquart	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sander	Sauls	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Toalson Reisch	Unsicker	Walsh Moore
Weber	Windham	Woods	Wright	Young

PRESENT: 000

ABSENT WITH LEAVE: 009

Barnes	Bosley	Farnan	Gregory	Myers
Pouche	Sharp 37	Smith 155	West	

VACANCIES: 001

Speaker Plocher declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 123

Allen	Amato	Anderson	Atchison	Baker
Banderman	Baringer	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Burton	Busick	Byrnes
Casteel	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Deaton	Diehl
Dinkins	Doll	Evans	Falkner	Fogle
Francis	Gallick	Gragg	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Johnson 12	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Reedy	Reuter	Richey	Riggs	Riley

Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Taylor 48	Taylor 84	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 015

Adams	Aune	Brown 27	Burnett	Butz
Chappell	Collins	Davis	Jones	Lavender
Lovasco	Quade	Smith 46	Terry	Windham

PRESENT: 017

Appelbaum	Bangert	Bland Manlove	Brown 87	Clemens
Crossley	Ealy	Fountain Henderson	Gray	Hein
Ingle	Johnson 23	Merideth	Mosley	Strickler
Walsh Moore	Weber			

ABSENT WITH LEAVE: 007

Barnes	Bosley	Farnan	Gregory	Myers
Sharp 37	West			

VACANCIES: 001

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SS SCS SB 72, as amended: Representatives Christofanelli, Evans, Banderman, Anderson and Sauls
SB 20, as amended: Representatives Hovis, O'Donnell, West, Brown (27) and Clemens
SS SB 139, as amended: Representatives Griffith, Boyd, Seitz, Smith (46) and Nickson-Clark

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 138, relating to agriculture, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS SS SB 138** was agreed to.

Representative Taylor (48) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"68.080. 1. There is hereby established in the state treasury the "Waterways and Ports Trust Fund".

The fund shall consist of revenues appropriated to it by the general assembly.

2. The fund may also receive any gifts, contributions, grants, or bequests received from federal, private, or other sources.

3. The fund shall be a revolving trust fund exempt from the provisions of section 33.080 relating to the transfer of unexpended balances by the state treasurer to the general revenue fund of the state. All interest earned upon the balance in the fund shall be deposited to the credit of the fund.

4. Moneys in the fund shall be withdrawn only upon appropriation by the general assembly, to be administered by the state highways and transportation commission and the department of transportation, in consultation with Missouri public ports, for the purposes in subsection 2 of section 68.035 and for no other purpose. To be eligible to receive an appropriation from the fund, a project shall be:

(1) A capital improvement project implementing physical improvements designed to improve commerce or terminal and transportation facilities on or adjacent to the navigable rivers of this state;

(2) Located on land owned or held in long term lease by a Missouri port authority, or within a navigable river adjacent to such land, and within the boundaries of a port authority;

(3) Funded by alternate sources so that moneys from the fund comprise no more than eighty percent of the cost of the project;

(4) Selected and approved by the highways and transportation commission, in consultation with Missouri public ports, to support a statewide plan for waterborne commerce, in accordance with subdivision (1) of section 68.065; and

(5) Capable of completion within two years of approval by the highways and transportation commission.

5. Appropriations made from the fund established in this section may be used as a local share in applying for other grant programs.

6. The provisions of this section shall terminate on August 28, 2033, pending the discharge of all warrant. On December 31, 2033, the fund shall be dissolved and the unencumbered balance shall be transferred to the general revenue fund.

256.800. 1. This section shall be known and may be cited as the "Flood Resiliency Act".

2. As used in this section, unless the context otherwise requires, the following terms shall mean:

(1) "Director", the director of the department of natural resources;

(2) "Flood resiliency measures", structural improvements, studies, and activities employed to improve flood resiliency in local to regional or multi-jurisdictional areas;

(3) "Flood resiliency project", a project containing planning, design, construction, or renovation of flood resiliency measures or the conduct of studies or activities in support of flood resiliency measures;

(4) "Partner", a political subdivision, entity, or person working in conjunction with a promoter to facilitate the completion of a flood resiliency project;

(5) "Plan", a preliminary report describing the need for, and implementation of, flood resiliency measures;

(6) "Promoter", any political subdivision of the state, or any levee district or drainage district organized or incorporated in the state.

3. (1) There is hereby established in the state treasury a fund to be known as the "Flood Resiliency Improvement Fund", which shall consist of all moneys deposited in such fund from any source, whether public or private. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and moneys in the fund shall be used solely for the purposes of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

(2) Upon appropriation, the department of natural resources shall use moneys in the fund created by this subsection for the purposes of carrying out the provisions of this section including, but not limited to, the provision of grants or other financial assistance and, if limitations or conditions are imposed, only upon such other limitations or conditions specified in the instrument that appropriates, grants, bequeaths, or otherwise authorizes the transmission of moneys to the fund.

4. In order to increase flood resiliency along the Missouri and Mississippi Rivers and their tributaries and improve statewide flood forecasting and monitoring ability, there is hereby established a "Flood Resiliency Program". The program shall be administered by the department of natural resources. The state may participate with a promoter in the development, construction, or renovation of a flood resiliency project if the promoter has a plan which has been submitted to and approved by the director, or the state may promote a flood resiliency project and initiate a plan on its own accord.

5. The plan shall include a description of the flood resiliency project, the need for the project, the flood resiliency measures to be implemented, the partners to be involved in the project, and other such information as the director may require to adequately evaluate the merit of the project.

6. The director shall only approve a plan upon a determination that long-term flood mitigation is needed in that area of the state and that such a plan proposes flood resiliency measures that will provide long-term flood resiliency.

7. Promoters with approved flood resiliency plans and their partners shall be eligible to receive any gifts, contributions, grants, or bequests from federal, state, private, or other sources for costs associated with flood resiliency projects that are part of such plans.

8. Promoters with approved flood resiliency plans and their partners may be granted moneys from the flood resiliency improvement fund under subsection 3 of this section for eligible costs associated with flood resiliency projects that are part of such plans.

9. The department of natural resources is hereby granted authority to promulgate rules to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor (48), **House Amendment No. 1** was adopted.

Representative Copeland offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 2, Section 262.911, Line 28, by inserting after all of said section and line the following:

"304.180. 1. No vehicle or combination of vehicles shall be moved or operated on any highway in this state having a greater weight than twenty thousand pounds on one axle, no combination of vehicles operated by transporters of general freight over regular routes as defined in section 390.020 shall be moved or operated on any highway of this state having a greater weight than the vehicle manufacturer's rating on a steering axle with the maximum weight not to exceed twelve thousand pounds on a steering axle, and no vehicle shall be moved or operated on any state highway of this state having a greater weight than thirty-four thousand pounds on any tandem axle; the term "tandem axle" shall mean a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart.

2. An "axle load" is defined as the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle.

3. Subject to the limit upon the weight imposed upon a highway of this state through any one axle or on any tandem axle, the total gross weight with load imposed by any group of two or more consecutive axles of any vehicle or combination of vehicles shall not exceed the maximum load in pounds as set forth in the following table:

Distance in feet between the extremes of any group of two or more consecutive axles, measured to the nearest foot, except where indicated otherwise

	Maximum load in pounds				
feet	2 axles	3 axles	4 axles	5 axles	6 axles
4	34,000				
5	34,000				
6	34,000				
7	34,000				
8	34,000	34,000			
More than 8		38,000	42,000		
9	39,000	42,500			
10	40,000	43,500			
11	40,000	44,000			
12	40,000	45,000	50,000		
13	40,000	45,500	50,500		
14	40,000	46,500	51,500		
15	40,000	47,000	52,000		
16	40,000	48,000	52,500	58,000	
17	40,000	48,500	53,500	58,500	
18	40,000	49,500	54,000	59,000	
19	40,000	50,000	54,500	60,000	
20	40,000	51,000	55,500	60,500	66,000
21	40,000	51,500	56,000	61,000	66,500
22	40,000	52,500	56,500	61,500	67,000
23	40,000	53,000	57,500	62,500	68,000
24	40,000	54,000	58,000	63,000	68,500
25	40,000	54,500	58,500	63,500	69,000
26	40,000	55,500	59,500	64,000	69,500
27	40,000	56,000	60,000	65,000	70,000
28	40,000	57,000	60,500	65,500	71,000
29	40,000	57,500	61,500	66,000	71,500
30	40,000	58,500	62,000	66,500	72,000
31	40,000	59,000	62,500	67,500	72,500
32	40,000	60,000	63,500	68,000	73,000
33	40,000	60,000	64,000	68,500	74,000
34	40,000	60,000	64,500	69,000	74,500
35	40,000	60,000	65,500	70,000	75,000
36		60,000	66,000	70,500	75,500
37		60,000	66,500	71,000	76,000
38		60,000	67,500	72,000	77,000
39		60,000	68,000	72,500	77,500
40		60,000	68,500	73,000	78,000
41		60,000	69,500	73,500	78,500
42		60,000	70,000	74,000	79,000
43		60,000	70,500	75,000	80,000
44		60,000	71,500	75,500	80,000
45		60,000	72,000	76,000	80,000
46		60,000	72,500	76,500	80,000
47		60,000	73,500	77,500	80,000
48		60,000	74,000	78,000	80,000
49		60,000	74,500	78,500	80,000
50		60,000	75,500	79,000	80,000
51		60,000	76,000	80,000	80,000
52		60,000	76,500	80,000	80,000
53		60,000	77,500	80,000	80,000
54		60,000	78,000	80,000	80,000

55	60,000	78,500	80,000	80,000
56	60,000	79,500	80,000	80,000
57	60,000	80,000	80,000	80,000

Notwithstanding the above table, two consecutive sets of tandem axles may carry a gross load of thirty-four thousand pounds each if the overall distance between the first and last axles of such consecutive sets of tandem axles is thirty-six feet or more.

4. Whenever the state highways and transportation commission finds that any state highway bridge in the state is in such a condition that use of such bridge by vehicles of the weights specified in subsection 3 of this section will endanger the bridge, or the users of the bridge, the commission may establish maximum weight limits and speed limits for vehicles using such bridge. The governing body of any city or county may grant authority by act or ordinance to the commission to enact the limitations established in this section on those roadways within the purview of such city or county. Notice of the weight limits and speed limits established by the commission shall be given by posting signs at a conspicuous place at each end of any such bridge.

5. Nothing in this section shall be construed as permitting lawful axle loads, tandem axle loads or gross loads in excess of those permitted under the provisions of P.L. 97-424 codified in Title 23 of the United States Code (23 U.S.C. Section 101, et al.), as amended.

6. Notwithstanding the weight limitations contained in this section, any vehicle or combination of vehicles operating on highways other than the interstate highway system may exceed single axle, tandem axle and gross weight limitations in an amount not to exceed two thousand pounds. However, total gross weight shall not exceed eighty thousand pounds, except as provided in subsections 9, 10, 12, 13, and 14 of this section.

7. Notwithstanding any provision of this section to the contrary, the commission shall issue a single-use special permit, or upon request of the owner of the truck or equipment shall issue an annual permit, for the transporting of any crane or concrete pump truck or well-drillers' equipment. The commission shall set fees for the issuance of permits and parameters for the transport of cranes pursuant to this subsection. Notwithstanding the provisions of section 301.133, cranes, concrete pump trucks, or well-drillers' equipment may be operated on state-maintained roads and highways at any time on any day.

8. Notwithstanding the provision of this section to the contrary, the maximum gross vehicle limit and axle weight limit for any vehicle or combination of vehicles equipped with an idle reduction technology may be increased by a quantity necessary to compensate for the additional weight of the idle reduction system as provided for in 23 U.S.C. Section 127, as amended. In no case shall the additional weight increase allowed by this subsection be greater than five hundred fifty pounds. Upon request by an appropriate law enforcement officer, the vehicle operator shall provide proof that the idle reduction technology is fully functional at all times and that the gross weight increase is not used for any purpose other than for the use of idle reduction technology.

9. Notwithstanding any provision of this section or any other law to the contrary, the total gross weight of any vehicle or combination of vehicles hauling milk from a farm to a processing facility or livestock may be as much as, but shall not exceed, eighty-five thousand five hundred pounds while operating on highways other than the interstate highway system. The provisions of this subsection shall not apply to vehicles operated and operating on the Dwight D. Eisenhower System of Interstate and Defense Highways.

10. Notwithstanding any provision of this section or any other law to the contrary, any vehicle or combination of vehicles hauling grain or grain coproducts during times of harvest may be as much as, but not exceeding, ten percent over the maximum weight limitation allowable under subsection 3 of this section while operating on highways other than the interstate highway system. The provisions of this subsection shall not apply to vehicles operated and operating on the Dwight D. Eisenhower System of Interstate and Defense Highways.

11. Notwithstanding any provision of this section or any other law to the contrary, the commission shall issue emergency utility response permits for the transporting of utility wires or cables, poles, and equipment needed for repair work immediately following a disaster where utility service has been disrupted. Under exigent circumstances, verbal approval of such operation may be made either by the department of transportation motor carrier compliance supervisor or other designated motor carrier services representative. Utility vehicles and equipment used to assist utility companies granted special permits under this subsection may be operated and transported on state-maintained roads and highways at any time on any day. The commission shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if

it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

12. Notwithstanding any provision of this section to the contrary, emergency vehicles designed to be used under emergency conditions to transport personnel and equipment and to support the suppression of fires and mitigate hazardous situations may have a maximum gross vehicle weight of eighty-six thousand pounds inclusive of twenty-four thousand pounds on a single steering axle; thirty-three thousand five hundred pounds on a single drive axle; sixty-two thousand pounds on a tandem axle; or fifty-two thousand pounds on a tandem rear-drive steer axle; except that, such emergency vehicles shall only operate on the Dwight D. Eisenhower National System of Interstate and Defense Highways.

13. Notwithstanding any provision of this section to the contrary, a vehicle operated by an engine fueled primarily by natural gas may operate upon the public highways of this state in excess of the vehicle weight limits set forth in this section by an amount that is equal to the difference between the weight of the vehicle attributable to the natural gas tank and fueling system carried by that vehicle and the weight of a comparable diesel tank and fueling system. In no event shall the maximum gross vehicle weight of the vehicle operating with a natural gas engine exceed eighty-two thousand pounds.

14. Notwithstanding any provision of law to the contrary, local log trucks and local log truck tractors, as defined in section 301.010, may be operated with a weight not exceeding twenty-two thousand four hundred pounds on one axle or a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, except the front steering axle shall not exceed fifteen thousand pounds or the gross vehicle weight rating set by the manufacturer, and may have a total weight of up to one hundred **[**~~five~~**] nine** thousand **six hundred** pounds. Provided however, when operating on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the radius from the forested site specified in section 301.010 with an extended distance local log truck permit, the vehicle shall not exceed the weight limits otherwise specified in this section"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 2** was adopted.

Representative McGirl offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"143.022. 1. As used in this section, "business income" means the income greater than zero arising from transactions in the regular course of all of a taxpayer's trade or business and shall be limited to the Missouri source net profit from the combination of the following:

(1) The total combined profit as properly reported to the Internal Revenue Service on each Schedule C, or its successor form, filed; **[**~~and~~**]**

(2) The total partnership and S corporation income or loss properly reported to the Internal Revenue Service on Part II of Schedule E, or its successor form**;**

(3) The total combined profit as properly reported to the Internal Revenue Service on each Schedule F, or its successor form, filed; and

(4) The total combined profit as properly reported to the Internal Revenue Service on each Form 4835, or its successor form, filed.

2. In addition to all other modifications allowed by law, there shall be subtracted from the federal adjusted gross income of an individual taxpayer a percentage of such individual's business income, to the extent that such amounts are included in federal adjusted gross income when determining such individual's Missouri adjusted gross income **and are not otherwise subtracted or deducted in determining such individual's Missouri taxable income**.

3. In the case of an S corporation described in section 143.471 or a partnership computing the deduction allowed under subsection 2 of this section, taxpayers described in subdivision (1) or (2) of this subsection shall be allowed such deduction apportioned in proportion to their share of ownership of the business as reported on the taxpayer's Schedule K-1, or its successor form, for the tax period for which such deduction is being claimed when determining the Missouri adjusted gross income of:

(1) The shareholders of an S corporation as described in section 143.471;

(2) The partners in a partnership.

4. The percentage to be subtracted under subsection 2 of this section shall be increased over a period of years. Each increase in the percentage shall be by five percent and no more than one increase shall occur in a calendar year. The maximum percentage that may be subtracted is twenty percent of business income. Any increase in the percentage that may be subtracted shall take effect on January first of a calendar year and such percentage shall continue in effect until the next percentage increase occurs. An increase shall only apply to tax years that begin on or after the increase takes effect.

5. An increase in the percentage that may be subtracted under subsection 2 of this section shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

6. The first year that a taxpayer may make the subtraction under subsection 2 of this section is 2017, provided that the provisions of subsection 5 of this section are met. If the provisions of subsection 5 of this section are met, the percentage that may be subtracted in 2017 is five percent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGirl, **House Amendment No. 3** was adopted.

Representative Haffner offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 4, Section 442.591, Lines 2-4, by deleting all of said lines and inserting in lieu thereof the following:

"agricultural land or any interest therein acquired by an alien or foreign business for immediate or potential use in nonfarming purposes. An alien or foreign business may hold such agricultural land in such acreage as may be"; and

Further amend said bill and section, Page 5, Line 8, by deleting said line and inserting in lieu thereof the following:

"350.010; an alien or foreign business which has filed with the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 4** was adopted.

Representative Shields offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 5, Section 442.591, Line 18, by inserting after all of said section and line the following:

"**578.156. 1. A person commits the offense of interference with the transportation of livestock if the person knowingly does any of the following:**

(1) Stops, hinders, impedes, boards, obstructs, or otherwise interferes with a motor vehicle transporting livestock regardless of whether the motor vehicle is moving;

(2) Provokes or disturbs livestock when the livestock is confined in a motor vehicle regardless of whether the motor vehicle is moving; or

(3) Puts or places a compound or substance on, near, or upon such livestock that would:

(a) Affect the livestock's marketability or suitability for use;

(b) Affect animal or human health; or

(c) Result in an unreasonable transportation or shipping delay.

2. The offense of interference with the transportation of livestock is a class E felony for a first offense and a class C felony for any second or subsequent offense.

3. In a prosecution alleging that a person committed the offense of interference with the transportation of livestock under subsection 1 of this section, the person may assert an affirmative defense of consent. The person shall prove by a preponderance of the evidence that the person was acting with the consent of any of the following:

(1) A person having real or apparent authority to transport the livestock; or

(2) The owner of the livestock or any other person having real or apparent authority to possess or control the livestock.

4. The provisions of this section shall not apply to any enforcement action or services provided by a law enforcement officer or agency or an employee or agent of the department of agriculture acting under section 267.645.

5. As used in this section, the following terms mean:

(1) "Livestock", as defined under section 265.300;

(2) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks and an item attached to the motor vehicle. "Motor vehicle" shall not include farm tractors and electric bicycles."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 5** was adopted.

Representative Haden offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 2, Section 262.911, Line 28, by inserting after all of said section and line the following:

"340.341. 1. The department shall adopt and promulgate rules establishing standards for determining eligible students for loan repayment pursuant to sections 340.335 to 340.350. Such standards shall include, but are not limited to the following:

(1) Citizenship or lawful permanent residency in the United States;

(2) Residence in the state of Missouri;

(3) Enrollment as a full-time veterinary medical student in the final year of a course of study offered by an approved educational institution in Missouri;

(4) Application for loan repayment.

2. The department shall not grant repayment for more than **[**~~six~~**] twelve** veterinarians each year.

340.345. 1. A loan payment provided for an individual pursuant to a written contract under the large animal veterinary medicine loan repayment program shall consist of payment on behalf of the individual of the principal, interest and related expenses on government and commercial loans received by the individual for tuition, fees, books, laboratory and living expenses incurred by the individual.

2. For each year of obligated services that an individual contracts to serve in an area of defined need, the department may pay up to **[**~~twenty~~**] thirty** thousand dollars on behalf of the individual for loans described in subsection 1 of this section.

3. The department may enter into an agreement with the holder of the loans for which repayments are made under the large animal veterinary medicine loan repayment program to establish a schedule for the making of such payments if the establishment of such a schedule would result in reducing the costs to the state.

4. Any qualifying communities providing a portion of a loan repayment shall be considered first for placement.

340.381. 1. Sections 340.381 to 340.396 establish a student loan forgiveness program for approved veterinary students who practice in areas of defined need. Such program shall be known as the "Dr. Merrill Townley **and Dr. Dan Brown** Large Animal Veterinary Student Loan Program".

2. There is hereby created in the state treasury the "Veterinary Student Loan Payment Fund", which shall consist of general revenue appropriated to the large animal veterinary student loan program, voluntary contributions to support or match program activities, money collected under section 340.396, **any private grant, gift, donation, devise, or bequest of moneys, funds, real or personal property, or other assets,** and funds received from the federal government. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of sections 340.381 to 340.396. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

340.384. 1. Eligible students may apply to the department for financial assistance under the provisions of sections 340.381 to 340.396. If, at the time of application for a loan, a student has formally applied for acceptance at the college, receipt of financial assistance is contingent upon acceptance and continued enrollment at the college. A qualified applicant may receive financial assistance up to **[**~~twenty~~**] thirty** thousand dollars for each academic year he or she remains a student in good standing at the college, provided that the cumulative total shall not exceed **[**~~eighty~~**] one hundred twenty** thousand dollars per qualified applicant. An eligible student may apply for financial assistance under this section at any point in his or her educational career at the college, however any such financial assistance shall only be awarded for current or future academic years, as applicable, and shall not be awarded for any academic year completed prior to the time of application.

2. Up to **[**~~six~~**] twelve** qualified applicants per academic year may be awarded loans under the provisions of sections 340.381 to 340.396. **The department may increase beyond twelve the number of qualified applicants that may be awarded such loans per academic year if the amount of any additional moneys from private grants, gifts, donations, devises, or bequests of moneys, funds, real or personal property, or other assets deposited in the veterinary student loan payment fund allows the full funding of such increase in the number of applicants.** Priority for loans shall be given to eligible students who have established financial need. All financial assistance shall be made from funds credited to the veterinary student loan payment fund.

340.387. 1. The department of agriculture may enter into a contract with each qualified applicant receiving financial assistance under the provisions of sections 340.381 to 340.396. Such contract shall specify terms and conditions of loan forgiveness through qualified employment as well as terms and conditions for repayment of the principal and interest.

2. The department shall establish schedules for repayment of the principal and interest on any financial assistance made under the provisions of sections 340.381 to 340.396. Interest at a rate set by the department, with the advice of the advisory panel created in section **[**~~340.341~~**] 340.375**, shall be charged from the time of the payment of financial assistance on all financial assistance made under the provisions of sections 340.381 to 340.396, but the interest and principal of the total financial assistance granted to a qualified applicant at the time of the successful completion of a doctor of veterinary medicine degree program shall be forgiven through qualified employment.

3. For each year of qualified employment that an individual contracts to serve in an area of defined need, the department shall forgive up to **[**~~twenty~~**] thirty** thousand dollars and accrued interest thereon on behalf of the individual for financial assistance provided under sections 340.381 to 340.396."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haden, **House Amendment No. 6** was adopted.

Representative Cupps offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"135.772. 1. For the purposes of this section, the following terms shall mean:

(1) "Department", the Missouri department of revenue;

(2) "Distributor", a person, firm, or corporation doing business in this state that:

(a) Produces, refines, blends, compounds, or manufactures motor fuel;

(b) Imports motor fuel into the state; or

(c) Is engaged in distribution of motor fuel;

(3) "Higher ethanol blend", a fuel capable of being dispensed directly into motor vehicle fuel tanks for consumption that is comprised of at least fifteen percent but not more than eighty-five percent ethanol;

(4) "Retail dealer", a person, firm, or corporation doing business in this state that owns or operates a retail service station in this state;

(5) "Retail service station", a location in this state from which higher ethanol blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption.

2. For all tax years beginning on or after January 1, 2023, a retail dealer that sells higher ethanol blend at such retail dealer's retail service station or a distributor that sells higher ethanol blend directly to the final user located in this state shall be allowed a tax credit to be taken against the retail dealer's or distributor's state income tax liability. The amount of the credit shall equal five cents per gallon of higher ethanol blend sold by the retail dealer and dispensed through metered pumps at the retail dealer's retail service station or by a distributor directly to the final user located in this state during the tax year for which the tax credit is claimed. **For any retail dealer or distributor with a tax year beginning prior to January 1, 2023, but ending during the 2023 calendar year, such retail dealer or distributor shall be allowed a tax credit for the amount of higher ethanol blend sold during the portion of such tax year that occurs during the 2023 calendar year.** Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall not be refundable but may be carried forward to any of the five subsequent tax years. The total amount of tax credits issued pursuant to this section for any given fiscal year shall not exceed five million dollars.

3. In the event the total amount of tax credits claimed under this section exceeds the amount of available tax credits, the tax credits shall be apportioned among all eligible retail dealers and distributors claiming a tax credit by April fifteenth, or as directed by section 143.851, of the fiscal year in which the tax credit is claimed.

4. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143, excluding the withholding tax imposed by sections 143.191 to 143.265, after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to implement the provisions of this section.

5. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after **[**~~the effective date of this section~~**] January 2, 2023,** shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall automatically sunset on December 31, 2028, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

135.775. 1. As used in this section, the following terms mean:

(1) "Biodiesel blend", a blend of diesel fuel and biodiesel fuel of at least five percent and not more than twenty percent for on-road and off-road diesel-fueled vehicle use;

(2) "Biodiesel fuel", a renewable, biodegradable, mono alkyl ester combustible liquid fuel that is derived from agricultural and other plant oils or animal fats and that meets the most recent version of the ASTM International D6751 Standard Specification for Biodiesel Fuel Blend Stock. A fuel shall be deemed to be biodiesel fuel if the fuel consists of a pure B100 or B99 ratio. Biodiesel produced from palm oil is not biodiesel fuel for the purposes of this section unless the palm oil is contained within waste oil and grease collected within the United States;

(3) "B99", a blend of ninety-nine percent biodiesel fuel that meets the most recent version of the ASTM International D6751 Standard Specification for Biodiesel Fuel Blend Stock with a minimum of one-tenth of one percent and maximum of one percent diesel fuel that meets the most recent version of the ASTM International D975 Standard Specification for Diesel Fuel;

(4) "Department", the Missouri department of revenue;

(5) "Distributor", a person, firm, or corporation doing business in this state that:

(a) Produces, refines, blends, compounds, or manufactures motor fuel;

(b) Imports motor fuel into the state; or

(c) Is engaged in distribution of motor fuel;

(6) "Retail dealer", a person, firm, or corporation doing business in this state that owns or operates a retail service station in this state;

(7) "Retail service station", a location in this state from which biodiesel blend is sold to the general public and is dispensed directly into motor vehicle fuel tanks for consumption at retail.

2. For all tax years beginning on or after January 1, 2023, a retail dealer that sells a biodiesel blend at a retail service station or a distributor that sells a biodiesel blend directly to the final user located in this state shall be allowed a tax credit to be taken against the retail dealer or distributor's state income tax liability. **For any retail dealer or distributor with a tax year beginning prior to January 1, 2023, but ending during the 2023 calendar year, such retail dealer or distributor shall be allowed a tax credit for the amount of biodiesel blend sold during the portion of such tax year that occurs during the 2023 calendar year.** The amount of the credit shall be equal to:

(1) Two cents per gallon of biodiesel blend of at least five percent but not more than ten percent sold by the retail dealer at a retail service station or by a distributor directly to the final user located in this state during the tax year for which the tax credit is claimed; and

(2) Five cents per gallon of biodiesel blend in excess of ten percent but not more than twenty percent sold by the retail dealer at a retail service station or by a distributor directly to the final user located in this state during the tax year for which the tax credit is claimed.

3. Tax credits authorized under this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall be refundable. The total amount of tax credits issued under this section for any given fiscal year shall not exceed sixteen million dollars.

4. In the event the total amount of tax credits claimed under this section exceeds the amount of available tax credits, the tax credits shall be apportioned among all eligible retail dealers and distributors claiming a tax credit by April fifteenth, or as directed by section 143.851, of the fiscal year in which the tax credit is claimed.

5. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143, excluding the withholding tax imposed by sections 143.191 to 143.265, after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to administer the provisions of this section.

6. **[**~~Notwithstanding any other provision of law to the contrary, if the maximum amount of tax credits authorized by this section are not claimed, the remaining amount of tax credits available to claim shall be applied to the tax credit in section 135.778 if the maximum amount of tax credits authorized by section 135.778 have been claimed.~~

~~7.~~**]** Notwithstanding the provisions of section 32.057 to the contrary, the department may work with the division of weights and measures within the department of agriculture to validate that the biodiesel blend a retail dealer or distributor claims for the tax credit authorized under this section contains a sufficient percentage of biodiesel fuel.

[~~8.~~**] 7.** The department shall promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 2, 2023, shall be invalid and void.

[~~9.~~**] 8.** Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset on December 31, 2028, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The termination of the program as described in this subsection shall not be construed to preclude any qualified taxpayer who claims any benefit under any program that is sunset under this subsection from claiming such benefit for all allowable activities related to such claim that were completed before the program was sunset or to eliminate any responsibility of the department to verify the continued eligibility of qualified individuals receiving tax credits and to enforce other requirements of law that applied before the program was sunset.

135.778. 1. For the purposes of this section, the following terms shall mean:

(1) "Biodiesel fuel", a renewable, biodegradable, mono alkyl ester combustible liquid fuel that is derived from agricultural and other plant oils or animal fats and that meets the most recent version of the ASTM International D6751 Standard Specification for Biodiesel Fuel Blend Stock. A fuel shall be deemed to be biodiesel fuel if the fuel consists of a pure B100 or B99 ratio. Biodiesel produced from palm oil is not biodiesel fuel for the purposes of this section unless the palm oil is contained within waste oil and grease collected within the United States;

(2) "B99", a blend of ninety-nine percent biodiesel fuel that meets the most recent version of the ASTM International D6751 Standard Specification for Biodiesel Fuel Blend Stock with a minimum of one-tenth of one percent and maximum of one percent diesel fuel that meets the most recent version of the ASTM International D975 Standard Specification for Diesel Fuel;

(3) "Department", the Missouri department of revenue;

(4) "Missouri biodiesel producer", a person, firm, or corporation doing business in this state that produces biodiesel fuel in this state, is registered with the United States Environmental Protection Agency according to the requirements of 40 CFR Part 79, and has begun construction on such facility or has been selling biodiesel fuel produced at such facility on or before January 2, 2023.

2. For all tax years beginning on or after January 1, 2023, a Missouri biodiesel producer shall be allowed a tax credit to be taken against the producer's state income tax liability. **For any Missouri biodiesel producer with a tax year beginning prior to January 1, 2023, but ending during the 2023 calendar year, such Missouri biodiesel producer shall be allowed a tax credit for the amount of biodiesel fuel produced during the portion of such tax year that occurs during the 2023 calendar year.** The amount of the tax credit shall be two cents per gallon of biodiesel fuel produced by the Missouri biodiesel producer during the tax year for which the tax credit is claimed.

3. Tax credits authorized under this section shall not be transferred, sold, or assigned. If the amount of the tax credit exceeds the taxpayer's state tax liability, the difference shall be refundable. The total amount of tax credits issued under this section for any given fiscal year shall not exceed **[**~~four~~**] five** million **five hundred thousand** dollars**, which shall be authorized on a first-come, first-served basis**.

4. **[**~~In the event the total amount of tax credits claimed under this section exceeds the amount of available tax credits, the tax credits shall be apportioned among all eligible Missouri biodiesel producers claiming the credit by April fifteenth, or as directed by section 143.851, of the fiscal year in which the tax credit is claimed.~~

~~5.~~**]** The tax credit authorized under this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143, excluding the withholding tax imposed by sections 143.191 to 143.265, after reduction for all other credits allowed thereon. The department may require any documentation it deems necessary to administer the provisions of this section.

~~[6. Notwithstanding any other provision of law to the contrary, if the maximum amount of tax credits authorized by this section are not claimed, the remaining amount of tax credits available to claim shall be applied to the tax credit in section 135.775 if the maximum amount of tax credits authorized by section 135.775 have been claimed.~~

~~7.~~**] 5.** The department shall promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 2, 2023, shall be invalid and void.

[~~8.~~**] 6.** Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset on December 31, 2028, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The termination of the program as described in this subsection shall not be construed to preclude any qualified taxpayer who claims any benefit under any program that is sunset under this subsection from claiming such benefit for all allowable activities related to such claim that were completed before the program was sunset, or to eliminate any responsibility of the department to verify the continued eligibility of qualified individuals receiving tax credits and to enforce other requirements of law that applied before the program was sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cupps, **House Amendment No. 7** was adopted.

Representative Diehl offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by

the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

(a) Livestock Forage Disaster Program;

(b) Livestock Indemnity Program;

(c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;

(d) Emergency Conservation Program;

(e) Noninsured Crop Disaster Assistance Program;

(f) Pasture, Rangeland, Forage Pilot Insurance Program;

(g) Annual Forage Pilot Program;

(h) Livestock Risk Protection Insurance Plan;

(i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist; and

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. (1) As used in this subsection, the following terms mean:

(a) "Beginning farmer", a taxpayer who:

a. Has filed at least one but not more than ten Internal Revenue Service Schedule F (Form 1040) Profit or Loss From Farming forms since turning eighteen years of age;

b. Is approved for a beginning farmer loan through the USDA Farm Service Agency Beginning Farmer direct or guaranteed loan program;

c. Has a farming operation that is determined by the department of agriculture to be new production agriculture but is the principal operator of a farm and has substantial farming knowledge; or

d. Has been determined by the department of agriculture to be a qualified family member;

(b) "Farm owner", an individual who owns farmland and disposes of or relinquishes use of all or some portion of such farmland as follows:

a. A sale to a beginning farmer;

b. A lease or rental agreement not exceeding ten years with a beginning farmer; or

c. A crop-share arrangement not exceeding ten years with a beginning farmer;

(c) "Qualified family member", an individual who is related to a farm owner within the fourth degree by blood or marriage and who is purchasing or leasing or is in a crop-share arrangement for land from all or a portion of such farm owner's farming operation.

(2) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who sells all or a portion of such farmland to a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitations in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of capital gains received from the sale of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such capital gain.

(c) A taxpayer may subtract the following amounts and percentages per tax year in total capital gains received from the sale of such farmland under this subdivision:

a. For the first two million dollars received, one hundred percent;

b. For the next one million dollars received, eighty percent;

c. For the next one million dollars received, sixty percent;

d. For the next one million dollars received, forty percent; and

e. For the next one million dollars received, twenty percent.

(d) The department of revenue shall prepare an annual report reviewing the costs and benefits and containing statistical information regarding the subtraction of capital gains authorized under this subdivision for the previous tax year including, but not limited to, the total amount of all capital gains subtracted and the number of taxpayers subtracting such capital gains. Such report shall be submitted before February first of each year to the committee on agriculture policy of the Missouri house of representatives and the committee on agriculture, food production and outdoor resources of the Missouri senate, or the successor committees.

(3) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a lease or rental agreement for all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of cash rent income received from the lease or rental of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total cash rent income received from the lease or rental of such farmland under this subdivision.

(4) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a crop-share arrangement on all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of income received from the crop-share arrangement on such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total income received from the lease or rental of such farmland under this subdivision.

(5) The department of agriculture shall, by rule, establish a process to verify that a taxpayer is a beginning farmer for purposes of this section and shall provide verification to the beginning farmer and farm seller of such farmer's and seller's certification and qualification for the exemption provided in this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Diehl, **House Amendment No. 8** was adopted.

Representative Gregory offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"60.401. The **[**~~systems of~~**]** **most recent system of state** plane coordinates **[**~~which have been~~**]** established by the **[**~~National Ocean Survey/~~**]**National Geodetic Survey, or its **[**~~successors~~**]** **successor, based on the National Spatial Reference System, or its successor, and known as the State Plane Coordinate System**, for defining and stating the **[**~~geographic~~**]** positions or locations of points on the surface of the earth within the state of Missouri **[**~~are hereafter to~~**]** **shall** be known **[**~~and designated~~**]** as the **[**~~"Missouri Coordinate System of 1927" and the~~**]** "Missouri **State Plane** Coordinate System **[**~~of 1983~~**]**".

60.411. The Missouri state plane coordinate system may have one or more projection zone layers. Each layer of zones shall be covered by geodetically referenced mapping projections adopted and supported by the National Geodetic Survey as a component of the National Spatial Reference System. Each layer of zones shall be identified by the geodetic datum upon which they are defined and each zone shall remain uniquely and consistently defined throughout its implementation within a particular layer.

60.431. The plane coordinate **[**~~values for~~**] of** a point on the earth's surface, **to be** used **[**~~to express the geographic~~**] in expressing the** position or location of **[**~~such~~**] the** point in the appropriate zone of **[**~~this system~~**] the Missouri state plane coordinate system**, shall consist of two distances expressed in **[**~~U.S. Survey Feet~~**] feet** and decimals of a foot **[**~~when using the Missouri coordinate system of 1927 and expressed in~~**] or in** meters and decimals of a meter **[**~~when using the Missouri coordinate system of 1983~~**]**. **If values are expressed in feet, the International foot, which is equal to three thousand forty-eight ten-thousandths meter (0.3048 meter), shall be used as the standard foot for the Missouri state plane coordinate system.** One of these distances, to be known as the "**east** x-coordinate", shall give the **[**~~position in an east-and-west direction~~**] distance east of the y-axis**; the other, to be known as the "**north** y-coordinate", shall give the **[**~~position in a north-and-south direction~~**] distance north of the x-axis. The y-axis of any zone shall be parallel with the central meridian of that zone. The x-axis of any zone shall be at right angles to the central meridian of that zone**. These coordinates shall **[**~~be made to~~**]** depend upon and conform to plane rectangular coordinate values **[**~~for the monumented points of the North American Horizontal Geodetic Control Network, as published by the National Ocean Survey/~~**] as established, published, or broadcast by the** National Geodetic Survey, or its successors, and whose plane coordinates have been computed on the systems defined in sections 60.401 to **[**~~60.481~~**] 60.496**. Any such station **or method** may be used for establishing a survey connection to **[**~~either~~**] the** Missouri **state plane** coordinate system.

60.441. When any tract of land to be defined by a single description extends from one into another of the coordinate zones **[**~~set out in section 60.410~~**]**, the positions of all points on its boundaries may be referred to as either of the zones and the zone which is used shall be specifically named in the description.

60.471. The use of the term "Missouri **State Plane** Coordinate System **[**~~of 1927" or "Missouri Coordinate System of 1983~~**]**" on any map, report of survey, or other document shall be limited to coordinates based on the Missouri **state plane** coordinate system as defined in sections 60.401 to **[**~~60.491~~**] 60.496**.

60.480. Descriptions of tracts of land by reference to subdivisions, lines, or corners of the United States public land survey, or other original pertinent surveys, are hereby recognized as the basic and prevailing method for describing such tracts. Whenever coordinates of the Missouri **state plane** coordinate system are used in such descriptions they shall be construed as being supplementary to descriptions of such subdivisions, lines, or corners contained in official plats and field notes of record; and, in the event of any conflict, the descriptions by reference to the subdivisions, lines, or corners of the United States public land surveys, or other original pertinent surveys shall prevail over the description by coordinates.

60.496. The provisions of this chapter shall not be construed to prohibit the appropriate use of other geodetic reference networks.

60.510. The functions, duties and responsibilities of the department of agriculture shall be as follows:

(1) To restore, maintain, and preserve the land survey monuments, section corners, and quarter section corners established by the United States public land survey within Missouri, together with all pertinent field notes, plats and documents; and also to restore, establish, maintain, and preserve Missouri state and county boundary markers and other boundary markers considered by the department of agriculture to be of importance, or otherwise established by law;

(2) To design and cause to be placed at established public land survey corner sites, where practical, substantial monuments permanently indicating, with words and figures, the exact location involved, but if such monuments cannot be placed at the exact corner point, then witness corners of similar design shall be placed as **[**~~near by~~**] nearby** as possible, with words and figures indicating the bearing and distance to the true corner;

(3) To establish, maintain, and provide safe storage facilities for a comprehensive system of recordation of information respecting all monuments established by the United States public land survey within this state, and such records as may be pertinent to the department of agriculture's establishment or maintenance of other land corners, Missouri state **plane** coordinate system stations and accessories, and survey monuments in general;

(4) To provide the framework for all geodetic positioning activities in the state. The foundational elements include latitude, longitude, and elevation which contribute to informed decision making and impact on a wide range of important activities including mapping and geographic information systems, flood risk determination, transportation, land use and ecosystem management and use of the Missouri state **plane** coordinate system, as established by sections 60.401 to **[**~~60.491~~**] 60.496**;

(5) To collect and preserve information obtained from surveys made by those authorized to establish land monuments or land boundaries, and to assist in the proper recording of the same by the duly constituted county officials, or otherwise;

(6) To furnish, upon reasonable request and tender of the required fees therefor, certified copies of records created or maintained by the department of agriculture which, when certified by the state land surveyor or a designated assistant, shall be admissible in evidence in any court in this state, as the original record; and

(7) To prescribe, and disseminate to those engaged in the business of land surveying, regulations designed to assist in uniform and professional surveying methods and standards in this state.

196.311. Unless otherwise indicated by the context, when used in sections 196.311 to 196.361:

(1) "Consumer" means any person who purchases eggs for **[**~~his or her~~**]** **such person's** own family use or consumption; or any restaurant, hotel, boardinghouse, bakery, or other institution or concern which purchases eggs for serving to guests or patrons thereof, or for its own use in cooking, baking, or manufacturing their products;

(2) "Container" means any box, case, basket, carton, sack, bag, or other receptacle. "Subcontainer" means any container when being used within another container;

(3) "Dealer" means any person who purchases eggs from the producers thereof, or another dealer, for the purpose of selling such eggs to another dealer, a processor, or retailer;

(4) "Denatured" means eggs (a) made unfit for human food by treatment or the addition of a foreign substance, or (b) with one-half or more of the shell's surface covered by a permanent black, dark purple or dark blue dye;

(5) "Director" means the director of the department of agriculture;

(6) "Eggs" means the shell eggs of a domesticated chicken, turkey, duck, **quail,** goose, or guinea that are intended for human consumption;

(7) "Inedible eggs" means eggs which are defined as such in the rules and regulations of the director adopted under sections 196.311 to 196.361, which definition shall conform to the specifications adopted therefor by the United States Department of Agriculture;

(8) "Person" means and includes any individual, firm, partnership, exchange, association, trustee, receiver, corporation or any other business organization, and any member, officer or employee thereof;

(9) "Processor" means any person engaged in breaking eggs or manufacturing or processing egg liquids, whole egg meats, yolks, whites, or any mixture of yolks and whites, with or without the addition of other ingredients, whether chilled, frozen, condensed, concentrated, dried, powdered or desiccated;

(10) "Retailer" means any person who sells eggs to a consumer;

(11) "Sell" means offer for sale, expose for sale, have in possession for sale, exchange, barter, or trade.

196.316. 1. All persons engaged in buying, selling, trading or trafficking in, or processing eggs, except those listed in section 196.313, shall be required to be licensed under sections 196.311 to 196.361. Such persons shall file an annual application for such license on forms to be prescribed by the director, and shall obtain an annual license for each separate place of business from the director. The following types of licenses shall be issued:

(1) A "retailer's license" shall be required of any person defined as a retailer in section 196.311. A holder of a retailer's license shall not, by virtue of such license, be permitted or authorized to buy eggs from any person other than a licensed dealer, and any retailer desiring to buy eggs from persons other than licensed dealers shall obtain a dealer's license in addition to a retailer's license. **Fees for such license shall not exceed one hundred dollars annually per license;**

(2) A "dealer's license" shall be required of any person defined as a dealer in section 196.311. A holder of a dealer's license shall not, by virtue of such license, be authorized or permitted to sell eggs to consumers, and any dealer desiring to sell eggs to consumers shall obtain a retailer's license in addition to a dealer's license. **Fees for such license shall not exceed one hundred seventy-five dollars annually per license;**

(3) A "processor's license" shall be required of any person defined as a processor in section 196.311. A holder of a processor's license shall not, by virtue of such license, be authorized or permitted to sell eggs in the shell to other persons, and any person desiring to sell eggs in the shell to other persons shall obtain a dealer's license in addition to a processor's license. **Fees for such license shall not exceed two hundred fifty dollars annually per license.**

[~~2. The annual license fee shall be:~~**]**

[~~(1)~~**]** **[**~~Retailers~~**]** **[**~~$ 5.00~~**]**

[~~(2)~~**]** **[**~~Dealers – License fees for dealers shall be determined on the basis of cases (30 dozen per case) of eggs sold in the shell in any one week, as follows:~~**]**

[~~(a)~~**]**	**[**~~1 to 25 cases~~**]**	**[**~~$ 5.00~~**]**
[~~(b)~~**]**	**[**~~26 to 50 cases~~**]**	**[**~~12.50~~**]**
[~~(c)~~**]**	**[**~~51 to 100 cases~~**]**	**[**~~25.00~~**]**
[~~(d)~~**]**	**[**~~more than 100 cases~~**]**	**[**~~50.00~~**]**
[~~(3)~~**]**	**[**~~Processors. License fees for processors shall be determined on the basis of cases (30 dozen per case) of eggs, or the equivalent in liquid or frozen eggs, processed in any one day, as follows:~~**]**	
[~~(a)~~**]**	**[**~~Less than 50 cases~~**]**	**[**~~$ 25.00~~**]**
[~~(b)~~**]**	**[**~~More than 50 and less than 250 cases~~**]**	**[**~~50.00~~**]**
[~~(c)~~**]**	**[**~~More than 250 and less than 1000 cases~~**]**	**[**~~75.00~~**]**
[~~(d)~~**]**	**[**~~More than 1000 cases~~**]**	**[**~~100.00~~**]**

2. The director of agriculture shall have the authority to assess egg licensing fees to assist in defraying operating expenses. A schedule of licensing fees shall be fixed by rule or regulation promulgated under chapter 536 by the director of the department of agriculture.

3. All licenses shall be conspicuously posted in the place of business to which it applies. The license year shall be twelve months, or any fraction thereof, beginning July first and ending June thirtieth.

4. No license shall be transferable, but it may be moved from one place to another by the consent of the director.

5. All moneys received from license fees collected hereunder shall be deposited in the state treasury to the credit of the agriculture protection fund created in section 261.200."; and

Further amend said bill, Page 2, Section 262.911, Line 28, by inserting after all of said section and line the following:

"281.102. The enactment of section 281.048 and the repeal and reenactment of sections 281.015, 281.020, 281.025, 281.030, 281.035, 281.037, 281.038, 281.040, 281.045, 281.050, 281.055, 281.060, 281.063, 281.065, 281.070, 281.075, 281.085, and 281.101 of this act shall become effective on January 1, **[**~~2024~~**] 2025**.

323.100. 1. The director of the department of agriculture shall annually inspect and test all liquid meters used for the measurement and retail sale of liquefied petroleum gas and shall condemn all meters which are found to be inaccurate. All meters shall meet the tolerances and specifications of the National Institute of Standards and Technology Handbook 44, 1994 edition and supplements thereto. It is unlawful to use a meter for retail measurement and sale which has been condemned. All condemned meters shall be conspicuously marked "inaccurate", and the mark shall not be removed or defaced except upon authorization of the director of the department of agriculture or **[**~~his~~**] the director's** authorized representative. It is the duty of each person owning or in possession of a meter to pay to the director of the department of agriculture at the time of each test a testing fee **[**~~of ten dollars. On January 1, 2014, the testing fee shall be twenty-five dollars. On January 1, 2015, the testing fee shall be set at fifty dollars. On January 1, 2016, and annually thereafter,~~**].** The director shall ascertain the total expenses for administering this section and shall set the testing fee at a rate to cover the expenses for the ensuing year but not to exceed **[**~~seventy-five~~**] four hundred** dollars.

2. On the first day of October, 2014, and each year thereafter, the director of the department of agriculture shall submit a report to the general assembly that states the current testing fee, the expenses for administering this section for the previous calendar year, any proposed change to the testing fee, and estimated expenses for administering this section during the ensuing year. The proposed change to the testing fee shall not yield revenue greater than the total cost of administering this section during the ensuing year.

3. Beginning August 28, 2013, and each year thereafter, the director of the department of agriculture shall publish the testing fee schedule on the departmental website. The website shall be updated within thirty days of a change in the testing fee schedule set forth in this section.

413.225. 1. There is established a fee for registration, inspection and calibration services performed by the division of weights and measures. The fees are due at the time the service is rendered and shall be paid to the director by the person receiving the service. The director shall collect fees according to the following schedule and shall deposit them with the state treasurer into the agriculture protection fund as set forth in section 261.200:

(1) **[**~~From August 28, 2013, until the next January first, laboratory fees for metrology calibrations shall be at the rate of sixty dollars per hour for tolerance testing or precision calibration. Time periods over one hour shall be computed to the nearest one-quarter hour. On the first day of January, 2014, and each year thereafter,~~**]** The director

of agriculture shall ascertain the total receipts and expenses for the metrology calibrations during the preceding year and shall fix a fee schedule for the ensuing year **[**~~at a rate per hour~~**]** as will yield revenue not more than the total cost of operating the metrology laboratory during the ensuing year, but not to exceed **[**~~one hundred twenty-five~~**] five hundred** dollars **per calibration**;

(2) All device test fees charged shall include, but not be limited to, the following devices:

(a) Small scales;

(b) Vehicle scales;

(c) Livestock scales;

(d) Hopper scales;

(e) Railroad scales;

(f) Monorail scales;

(g) In-motion scales including but not limited to vehicle, railroad and belt conveyor scales;

(h) Taximeters;

(i) **[**~~Timing devices;~~

~~(j) Fabric-measuring devices;~~

~~(k) Wire- and cordage-measuring devices;~~

~~(l)~~**]** Milk for quantity determination;

[~~(m)~~**] (j)** Vehicle tank meters;

[~~(n)~~**] (k)** Compressed natural gas meters;

[~~(o)~~**] (l)** Liquefied natural gas meters;

[~~(p)~~**] (m)** Electrical charging stations; and

[~~(q)~~**] (n)** Hydrogen fuel meters;

(3) Devices that require participation in on-site field evaluations for National Type Evaluation Program Certification and all tests of in-motion scales shall be charged a fee, plus mileage from the inspector's official domicile to and from the inspection site. The time shall begin when the state inspector performing the inspection arrives at the site to be inspected and shall end when the final report is signed by the owner/operator and the inspector departs;

(4) Every person shall register each location of such person's place of business where devices or instruments are used to ascertain the moisture content of grains and seeds offered for sale, processing or storage in this state with the director and shall pay a registration fee for each location so registered and a fee for each additional device or instrument at such location. Thereafter, by January thirty-first of each year, each person who is required to register pursuant to this subdivision shall pay an annual fee for each location so registered and an additional fee for each additional machine at each location. The fee on newly purchased devices shall be paid within thirty days after the date of purchase. Application for registration of a place of business shall be made on forms provided by the director and shall require information concerning the make, model and serial number of the device and such other information as the director shall deem necessary. Provided, however, this subsection shall not apply to moisture-measuring devices used exclusively for the purpose of obtaining information necessary to manufacturing processes involving plant products. In addition to fees required by this subdivision, a fee shall be charged for each device subject to retest.

2. On the first day of January, 1995, and each year thereafter, the director of agriculture shall ascertain the total receipts and expenses for the testing of weighing and measuring devices referred to in subdivisions (2), (3), and (4) of subsection 1 of this section and shall fix the fees **[**~~or rate per hour~~**]** for such weighing and measuring devices to derive revenue not more than the total cost of the operation.

3. On the first day of October, 2014, and each year thereafter, the director of the department of agriculture shall submit a report to the general assembly that states the current laboratory fees for metrology calibration, the expenses for administering this section for the previous calendar year, any proposed change to the laboratory fee structure, and estimated expenses for administering this section during the ensuing year. The proposed change to the laboratory fee structure shall not yield revenue greater than the total cost of administering this section during the ensuing year.

4. Beginning August 28, 2013, and each year thereafter, the director of the department of agriculture shall publish the laboratory fee schedule on the departmental website. The website shall be updated within thirty days of a change in the laboratory fee schedule set forth in this section.

5. Retests for any device within the same calendar year will be charged at the same rate as the initial test. Devices being retested in the same calendar year as a result of rejection and repair are exempt from the requirements of this subsection.

6. All device inspection fees shall be paid **at the time of service or** within thirty days of the issuance of the original invoice. Any fee not paid within **[**~~ninety~~**] thirty** days after the date of the original invoice will be cause for the director to deem the device as incorrect and it may be condemned and taken out of service, and may be seized by the director until all fees are paid.

7. No fee provided for by this section shall be required of any person owning or operating a moisture-measuring device or instrument who uses such device or instrument solely in agricultural or horticultural operations on such person's own land, and not in performing services, whether with or without compensation, for another person."; and

Further amend said bill, Page 5, Section 442.591, Line 18, by inserting after all of said section and line the following:

"**[**~~60.410. 1. For the purpose of the use of this system, Missouri is divided into three separate zones, to be officially known as "The East Zone", "The Central Zone", and "The West Zone".~~

~~2. The area now included in the following counties shall constitute the east zone: Bollinger, Butler, Cape Girardeau, Carter, Clark, Crawford, Dent, Dunklin, Franklin, Gasconade, Iron, Jefferson, Lewis, Lincoln, Madison, Marion, Mississippi, Montgomery, New Madrid, Oregon, Pemiscot, Perry, Pike, Ralls, Reynolds, Ripley, St. Charles, Ste. Genevieve, St. Francois, St. Louis, St. Louis (city), Scott, Shannon, Stoddard, Warren, Washington and Wayne.~~

~~3. The area now included in the following counties shall constitute the central zone: Adair, Audrain, Benton, Boone, Callaway, Camden, Carroll, Chariton, Christian, Cole, Cooper, Dallas, Douglas, Greene, Grundy, Hickory, Howard, Howell, Knox, Laclede, Linn, Livingston, Macon, Maries, Mercer, Miller, Moniteau, Monroe, Morgan, Osage, Ozark, Pettis, Phelps, Polk, Pulaski, Putnam, Randolph, Saline, Schuyler, Scotland, Shelby, Stone, Sullivan, Taney, Texas, Webster and Wright.~~

~~4. The area now included in the following counties shall constitute the west zone: Andrew, Atchison, Barry, Barton, Bates, Buchanan, Caldwell, Cass, Cedar, Clay, Clinton, Dade, Daviess, DeKalb, Gentry, Harrison, Henry, Holt, Jackson, Jasper, Johnson, Lafayette, Lawrence, McDonald, Newton, Nodaway, Platte, Ray, St. Clair, Vernon and Worth.~~**]**

[~~60.421. 1. As established for use in the east zone, the Missouri coordinate system of 1927 or the Missouri coordinate system of 1983 shall be named; and, in any land description in which it is used, it shall be designated the "Missouri Coordinate System of 1927, East Zone" or "Missouri Coordinate System of 1983, East Zone".~~

~~2. As established for use in the central zone, the Missouri coordinate system of 1927 or the Missouri coordinate system of 1983 shall be named; and, in any land description in which it is used, it shall be designated the "Missouri Coordinate System of 1927, Central Zone" or "Missouri Coordinate System of 1983, Central Zone".~~

~~3. As established for use in the west zone, the Missouri coordinate system of 1927 or the Missouri coordinate system of 1983 shall be named; and, in any land description in which it is used, it shall be designated the "Missouri Coordinate System of 1927, West Zone" or "Missouri Coordinate System of 1983, West Zone".~~**]**

[~~60.451. 1. For the purpose of more precisely defining the Missouri coordinate system of 1927, the following definition by the United States Coast and Geodetic Survey is adopted:~~

~~(1) The Missouri coordinate system of 1927, east zone, is a transverse Mercator projection of the Clarke spheroid of 1866, having a central meridian 90 degrees — 30 minutes west of Greenwich, on which meridian the scale is set at one part in fifteen thousand too small. The origin of coordinates is at the intersection of the meridian 90 degrees — 30 minutes west~~

~~of Greenwich and the parallel 35 degrees — 50 minutes north latitude. This origin is given the coordinates: x = 500,000 feet and y = 0 feet;~~

~~(2) The Missouri coordinate system of 1927, central zone, is a transverse Mercator projection of the Clarke spheroid of 1866, having a central meridian 92 degrees — 30 minutes west of Greenwich, on which meridian the scale is set at one part in fifteen thousand too small. The origin of coordinates is at the intersection of the meridian 92 degrees — 30 minutes west of Greenwich and the parallel of 35 degrees — 50 minutes north latitude. This origin is given the coordinates: x = 500,000 feet and y = 0 feet;~~

~~(3) The Missouri coordinate system of 1927, west zone, is a transverse Mercator projection of the Clarke spheroid of 1866, having a central meridian 94 degrees — 30 minutes west of Greenwich, on which meridian the scale is set at one part in seventeen thousand too small. The origin of coordinates is at the intersection of the meridian 94 degrees — 30 minutes west of Greenwich and the parallel 36 degrees — 10 minutes north latitude. This origin is given the coordinates: x = 500,000 feet and y = 0 feet.~~

~~2. For purposes of more precisely defining the Missouri coordinate system of 1983, the following definition by the National Ocean Survey/National Geodetic Survey is adopted:~~

~~(1) The Missouri coordinate system 1983, east zone, is a transverse Mercator projection of the North American Datum of 1983 having a central meridian 90 degrees — 30 minutes west of Greenwich, on which meridian the scale is set at one part in fifteen thousand too small. The origin of coordinates is at the intersection of the meridian 90 degrees — 30 minutes west of Greenwich and the parallel 35 degrees — 50 minutes north latitude. This origin is given the coordinates: x = 250,000 meters and y = 0 meters;~~

~~(2) The Missouri coordinate system 1983, central zone, is a transverse Mercator projection of the North American Datum of 1983 having a central meridian 92 degrees — 30 minutes west of Greenwich, on which meridian the scale is set at one part in fifteen thousand too small. The origin of coordinates is at the intersection of the meridian 92 degrees — 30 minutes west of Greenwich and the parallel of 35 degrees — 50 minutes north latitude. This origin is given the coordinates: x = 500,000 meters and y = 0 meters;~~

~~(3) The Missouri coordinate system 1983, west zone, is a transverse Mercator projection of the North American Datum of 1983 having a central meridian 94 degrees — 30 minutes west of Greenwich, on which meridian the scale is set at one part in seventeen thousand too small. The origin of coordinates is at the intersection of the meridian 94 degrees — 30 minutes west of Greenwich and the parallel 36 degrees — 10 minutes north latitude. This origin is given the coordinates: x = 850,000 meters and y = 0 meters.~~

~~3. The position of either Missouri coordinate system shall be as marked on the ground by horizontal control stations established in conformity with the standards adopted by the department of agriculture for first-order and second-order work, whose geodetic positions have been rigidly adjusted on the appropriate datum and whose coordinates have been computed on the system defined in this section. Any such station may be used for establishing a survey connection with the Missouri coordinate system.~~**]**

[~~60.491. The Missouri coordinate system of 1927 shall not be used after July, 1990; and the Missouri coordinate system of 1983 shall be the sole system after this date.~~**]**

[~~195.203. Notwithstanding any other provision of this chapter or chapter 579 to the contrary, any person who has a valid industrial hemp registration as provided under section 195.746 may grow, harvest, cultivate, and process industrial hemp, as defined in section 195.010, in accordance with the requirements of such sections.~~**]**

[~~195.740. For the purposes of sections 195.740 to 195.773, the following terms shall mean:~~

~~(1) "Agricultural hemp propagule", any viable nonseed plant material used to cultivate industrial hemp including, but not limited to, transplants, cuttings, and clones;~~

~~(2) "Agricultural hemp seed", Cannabis sativa L. seed that meets any labeling, quality, or other standards set by the department of agriculture and that is intended for sale, is sold to, or is purchased by registered producers for planting;~~

~~(3) "Crop", industrial hemp grown under a single registration;~~

~~(4) "Department", the Missouri department of agriculture;~~

~~(5) "Indoor cultivation facility", any greenhouse or enclosed building or structure capable of continuous cultivation throughout the year that is not a residential building;~~

~~(6) "Industrial hemp plant monitoring system", a reporting system that includes, but is not limited to, testing, transfer reports, and data collection maintained by a producer or agricultural hemp propagule and seed permit holder and available to the department for purposes of monitoring viable industrial hemp cultivated as an agricultural product from planting to final sale or transfer as a publicly marketable hemp product;~~

~~(7) "Nonviable", plant material or agricultural hemp seed that is not capable of living or growing;~~

~~(8) "Produce", the cultivation and harvest of viable industrial hemp;~~

~~(9) "Producer", a person who is a Missouri resident, or an entity that is domiciled in this state, who grows or produces viable industrial hemp;~~

~~(10) "Publicly marketable product", any nonviable hemp material, including seed, stem, root, leaf, or floral material, that contains no material with a delta-9 tetrahydrocannabinol concentration exceeding three-tenths of one percent on a dry-weight basis.~~**]**

[~~195.743. Viable industrial hemp shall be an agricultural product that is subject to regulation by the department, including compliance with an industrial hemp plant monitoring system.~~**]**

[~~195.746. 1. Any producer of industrial hemp shall obtain a registration from the department. Any producer of agricultural hemp shall ensure that all agricultural hemp propagules and agricultural hemp seed comply with any standards established by the department.~~

~~2. Any person who sells, distributes, or offers for sale any agricultural hemp propagule or agricultural hemp seed in the state shall obtain an agricultural hemp propagule and seed permit from the department. An agricultural hemp propagule and seed permit shall authorize a permit holder to sell, distribute, or offer for sale agricultural hemp propagules or agricultural hemp seed to registered producers or other permit holders. A permit holder is exempt from requirements in chapter 266 if he or she only sells, distributes, or offers for sale agricultural hemp propagules or agricultural hemp seed.~~

~~3. An application for an industrial hemp registration or agricultural hemp propagule and seed permit shall include:~~

~~(1) The name and address of the applicant;~~

~~(2) The name and address of the industrial hemp or agricultural hemp propagule or seed operation;~~

~~(3) For any industrial hemp registration, the global positioning system coordinates and legal description for the property used for the industrial hemp operation;~~

~~(4) The application fee, as determined by the department, in an amount sufficient to cover the administration, regulation, and enforcement costs associated with sections 195.740 to 195.773; and~~

~~(5) Any other information the department deems necessary.~~

~~4. The department shall issue a registration under this section to an applicant who meets the requirements of this section and section 195.749 and who satisfactorily completes a state and federal fingerprint criminal history background check under section 43.543. The department may charge an applicant an additional fee for the cost of the fingerprint criminal history background check in addition to the registration fee. If required by federal law, the department shall require an applicant for an agricultural hemp propagule and seed permit to comply with the fingerprint criminal history background check requirements of this subsection.~~

~~5. Upon issuance of a registration or permit, information regarding all producers and permit holders shall be forwarded to the Missouri state highway patrol.~~

~~6. An industrial hemp registration or agricultural hemp propagule and seed permit is:~~

~~(1) Nontransferable, except such registration or permit may be transferred to a person who otherwise meets the requirements of a registrant or permit holder, and the person may operate under the existing registration or permit until the registration or permit expires, at which time the renewal shall reflect the change of the registrant or permit holder;~~

~~(2) Valid for a three-year term unless revoked by the department; and~~

~~(3) Renewable as determined by the department, if the registrant or permit holder is found to be in good standing.~~

~~7. Each individual parcel of ground or indoor cultivation facility with a separate legal description shall be required to obtain a separate registration unless the parcels are contiguous and owned by the same person of record.~~**]**

[~~195.749. 1. The department may revoke, refuse to issue, or refuse to renew an industrial hemp registration or agricultural hemp propagule and seed permit and may impose a civil penalty of not less than five hundred dollars or more than fifty thousand dollars for violation of:~~

~~(1) A registration or permit requirement, term, or condition;~~

~~(2) Department rules relating to the production of industrial hemp or an agricultural hemp propagule and seed permit;~~

~~(3) Any industrial hemp plant monitoring system requirement; or~~

~~(4) A final order of the department that is specifically directed to the producer or permit holder's industrial hemp operations or activities.~~

~~2. A registration or permit shall not be issued to a person who in the ten years immediately preceding the application date has been found guilty of, or pled guilty to, a felony offense under any state or federal law regarding the possession, distribution, manufacturing, cultivation, or use of a controlled substance.~~

~~3. The department may revoke, refuse to issue, or refuse to renew an industrial hemp registration or agricultural hemp propagule and seed permit for failing to comply with any provision of this chapter, or for a violation of any department rule relating to agricultural operations or activities other than industrial hemp production.~~**]**

[~~195.752. 1. Any person producing industrial hemp who does not have a valid industrial hemp registration issued under section 195.746 may be subject to an administrative fine of five hundred dollars and may be fined one thousand dollars per day until such person destroys the industrial hemp crop. The Missouri state highway patrol shall certify such destruction to the department.~~

~~2. Any person selling, distributing, or offering for sale any agricultural hemp propagule or agricultural hemp seed in the state who does not have a valid agricultural hemp propagule and seed permit issued under section 195.746 may be subject to an administrative fine of five hundred dollars and may be fined one thousand dollars per day until such person obtains a valid permit.~~**]**

[~~195.756. Notwithstanding sections 281.050 and 281.101 to the contrary, in the production of industrial hemp consistent with sections 195.740 to 195.773, no retailer of pesticides as defined in 7 U.S.C. Section 136, or agricultural chemicals shall be liable for the sale, application, or handling of such products by a producer or applicator in any manner or for any purpose not approved by applicable state and federal agencies. No producer or applicator may use or apply pesticides or agricultural chemicals in the growing or handling of industrial hemp except as approved by state and federal law.~~**]**

[~~195.758. 1. Every producer or permit holder shall be subject to an industrial hemp plant monitoring system and shall keep industrial hemp crop and agricultural hemp propagule and seed records as required by the department. The department may require an inspection or audit during any normal business hours for the purpose of ensuring compliance with:~~

~~(1) Any provision of sections 195.740 to 195.773;~~

~~(2) Department rules and regulations;~~

~~(3) Industrial hemp registration or agricultural hemp propagule and seed permit requirements, terms, or conditions;~~

~~(4) Any industrial hemp plant monitoring system requirement; or~~

~~(5) A final department order directed to the producer's or permit holder's industrial hemp or agricultural hemp propagule and seed operations or activities.~~

~~2. In addition to any inspection conducted under subsection 1 of this section, the department may inspect any industrial hemp crop during the crop's growth phase and take a representative sample for field analysis. If a crop contains an average delta-9 tetrahydrocannabinol concentration exceeding three-tenths of one percent or the maximum concentration allowed under federal law, whichever is greater, on a dry weight basis, the department may retest the crop. If the second test indicates that a crop contains an average delta-9 tetrahydrocannabinol concentration exceeding three-tenths of one percent or the maximum concentration allowed under federal law, whichever is greater, on a dry weight basis, the department may order any producer to destroy the crop.~~

~~3. If such crop is not destroyed within fifteen days of the producer being notified by the department by certified mail that the crop contains concentrations exceeding those set forth in subsection 2 of this section, and directing the producer to destroy the crop, such producer shall be subject to a fine of five thousand dollars per day until such crop is destroyed. No such penalty or fine shall be imposed prior to the expiration of the fifteen-day notification period.~~

~~4. The Missouri state highway patrol may, at its own expense, perform aerial surveillance to ensure illegal industrial hemp plants are not being cultivated on or near legal, registered industrial hemp plantings.~~

~~5. The Missouri state highway patrol may coordinate with local law enforcement agencies to certify the destruction of illegal industrial hemp plants.~~

~~6. The department shall notify the Missouri state highway patrol and local law enforcement agencies of the need to certify that a crop of industrial hemp deemed illegal through field analysis has been destroyed.~~

~~7. Unless required by federal law, the department shall not regulate the sale or transfer of nonviable hemp including, but not limited to, stripped stalks, fiber, dried roots, nonviable leaf material, nonviable floral material, nonviable seeds, seed oils, floral and plant extracts, unadulterated forage, and other marketable agricultural hemp products to members of the general public both within and outside the state.~~**]**

[~~195.764. 1. The department may charge producers and permit holders reasonable fees as determined by the department for the purposes of administering sections 195.740 to 195.773. Fees charged for purposes of administering sections 195.740 to 195.773 shall only be used to administer such sections, and shall not provide additional revenue for the department to use to administer any other program or provide staff to the department for any other program. All fees collected under sections 195.740 to 195.773 shall be deposited in the industrial hemp fund created under this section for use by the department to administer sections 195.740 to 195.773.~~

~~2. There is hereby created in the state treasury the "Industrial Hemp Fund", which shall consist of any grants, gifts, donations, bequests, or money collected under sections 195.740 to 195.773. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department of agriculture for the purpose of administering such sections, including reimbursing the Missouri state highway patrol for the enforcement of such sections. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.~~**]**

[~~195.767. An institution of higher education may engage in the research and study of the growth, cultivation, or marketing of industrial hemp as authorized by Section 7606 of the federal Agricultural Act of 2014, Pub. L. 113-79, or any successor law. Institutions of higher education shall not be required to obtain a registration for the production of industrial hemp from the department as set forth in sections 195.746 and 195.749.~~**]**

[~~195.773. 1. The department of agriculture shall execute its responsibilities relating to the cultivation of industrial hemp in the most cost-efficient manner possible, including in establishing permit and registration fees. For the purpose of testing industrial hemp for pesticides, the department shall explore the option of transporting samples from Missouri to departments of agriculture or testing laboratories in contiguous states, which participate in an agricultural pilot program authorized by the federal Agricultural Act of 2014, or any state program authorized by successor federal law. All transport between states shall be in compliance with the federal Agricultural Act of 2014, or any successor federal law, as well as any other applicable state and federal law.~~

~~2. The department shall promulgate rules necessary to administer the provisions of sections 195.740 to 195.773. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.~~**]**

[~~261.265. 1. For purposes of this section, the following terms shall mean:~~

~~(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;~~

~~(2) "Cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;~~

~~(3) "Cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;~~

~~(4) "Department", the department of agriculture;~~

~~(5) "Grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of intractable epilepsy;~~

~~(6) "Hemp":~~

~~(a) All nonseed parts and varieties of the cannabis sativa plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:~~

~~a. Three-tenths of one percent on a dry weight basis; or~~

~~b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;~~

~~(b) Any cannabis sativa seed that is:~~

~~a. Part of a growing crop;~~

~~b. Retained by a grower for future planting; or~~

~~c. For processing into or use as agricultural hemp seed.~~

~~This term shall not include industrial hemp commodities or products;~~

~~(7) "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract.~~

~~2. The department shall issue a cultivation and production facility license to a nonprofit entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection 7 of this section, the entity meets all requirements of this section and the department's rules, and there are fewer than two licensed cultivation and production facilities operating in the state.~~

~~3. A grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from intractable epilepsy as defined in section 192.945 consistent with any and all state or federal regulations regarding the production, manufacture, or distribution of such product. The department shall not issue more than two cultivation and production facility licenses for the operation of such facilities at any one time.~~

~~4. The department shall maintain a list of growers.~~

~~5. All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.~~

~~6. In addition to an audit conducted in accordance with subsection 5 of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:~~

~~(1) Three-tenths of one percent on a dry weight basis; or~~

~~(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.,~~

~~the director may detain, seize, or embargo the crop.~~

~~7. The department shall promulgate rules including, but not limited to:~~

~~(1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;~~

~~(2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;~~

~~(3) Rules relating to hemp monitoring systems as defined in this section;~~

~~(4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;~~

~~(5) Requirements that any hemp extract received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract complies with the provisions of section 195.207 and to ensure that the hemp extract does not contain any pesticides. Any hemp extract that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; and~~

~~(6) Rules regarding the manufacture, storage, and transportation of hemp and hemp extract, which shall be in addition to any other state or federal regulations.~~

~~8. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014.~~

~~9. All hemp waste from the production of hemp extract shall either be destroyed, recycled by the licensee at the hemp cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.~~

~~10. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 9** was adopted.

HCS SS SB 138, as amended, was laid over.

HCS SCS SB 103, relating to judicial proceedings, was taken up by Representative Veit.

On motion of Representative Veit, the title of **HCS SCS SB 103** was agreed to.

Representative Christofanelli offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 103, Page 1, Section A, Line 4, by inserting after said section and line the following:

"**210.1360. 1. Any personally identifiable information regarding any child under eighteen years of age receiving child care from any provider or applying for or receiving any services through a state program shall not be subject to disclosure except as otherwise provided by law.**

2. This section shall not prohibit any state agency from disclosing personally identifiable information to governmental entities or its agents, vendors, grantees, and contractors in connection to matters relating to its official duties. The provisions of this section shall not apply to any state, county, or municipal law enforcement agency acting in its official capacity.

3. This section shall not prevent a parent or legal guardian from accessing the parent's or legal guardian's child's records.

361.749. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:

(1) "Consumer", any individual;

(2) "Consumer-directed wage access services", the business of offering or providing earned wage access services directly to a consumer based on the consumer's representation and the provider's reasonable determination of the consumer's earned but unpaid income;

(3) "Director", the director of the division of finance within the department of commerce and insurance;

(4) "Division", the Missouri division of finance within the department of commerce and insurance;

(5) "Earned but unpaid income", salary, wages, compensation, or other income that a consumer or an employer has represented, and that a provider has reasonably determined, has been earned or has accrued to the benefit of the consumer in exchange for the consumer's provision of services to the employer or on behalf of the employer, including on an hourly, project-based, piecework, or other basis and including where the consumer is acting as an independent contractor of the employer, but has not, at the time of the payment of proceeds, been paid to the consumer by the employer;

(6) "Earned wage access services", the business of providing consumer-directed wage access services, employer-integrated wage access services, or both;

(7) "Employer":

(a) A person who employs a consumer; or

(b) Any other person who is contractually obligated to pay a consumer earned but unpaid income in exchange for a consumer's provision of services to the employer or on behalf of the employer, including on an hourly, project-based, piecework, or other basis and including where the consumer is acting as an independent contractor with respect to the employer.

"Employer" does not include a customer of an employer or any other person whose obligation to make a payment of salary, wages, compensation, or other income to a consumer is not based on the provision of services by that consumer for or on behalf of such person;

(8) "Employer-integrated wage access services", the business of delivering to consumers access to earned but unpaid income that is based on employment, income, and attendance data obtained directly or indirectly from an employer;

(9) "Fee":

(a) A fee imposed by a provider for delivery or expedited delivery of proceeds to a consumer;

(b) A subscription or membership fee imposed by a provider for a bona fide group of services that includes earned wage access services; or

(c) An amount paid by an employer to a provider on a consumer's behalf, which entitles the consumer to receive proceeds at reduced or no cost to the consumer.

A voluntary tip, gratuity, or donation shall not be deemed a fee;

(10) "Outstanding proceeds", a payment of proceeds to a consumer by a provider that has not yet been repaid to that provider;

(11) "Person", a partnership, corporation, association, sole proprietorship, limited liability company, or nonprofit or governmental entity;

(12) "Proceeds", a payment of funds to a consumer by a provider that is based on earned but unpaid income;

(13) "Provider", a person who is in the business of offering and providing earned wage access services to consumers.

2. (1) No person shall engage in the business of earned wage access services in this state without first registering as an earned wage access services provider with the division.

(2) The annual registration fee shall be one thousand dollars payable to the division as of the first day of July of each year. The division may establish a biennial registration arrangement, but in no case shall the registration fee be payable for more than one year at a time.

(3) Registration shall be made on forms prepared by the director and shall contain the following information:

(a) Name, business address, and telephone number of the earned wage access services provider;

(b) Name and business address of corporate officers and directors or principals or partners;

(c) A sworn statement by an appropriate officer, principal, or partner of the earned wage access services provider that:

a. The provider is financially capable of engaging in the business of earned wage access services; and

b. If a corporation, that the corporation is authorized to transact business in this state.

If any material change occurs in the information contained in the registration form, a revised statement shall be submitted to the director.

(4) A certificate of registration shall be issued by the director within thirty calendar days after the date on which all registration materials have been received by the director and shall not be assignable or transferable, except as approved by the director.

(5) Each certificate of registration shall remain in full force and effect until surrendered, revoked, or suspended.

3. This section shall not apply to:

(1) A bank or savings and loan association whose deposits or accounts are eligible for insurance by the Federal Deposit Insurance Corporation, or a subsidiary of such a bank or savings and loan association;

(2) A credit union doing business in this state; or

(3) A person authorized to make loans or extensions of credit under the laws of this state or the United States, who is subject to regulation and supervision by this state or the United States.

4. Each provider shall:

(1) Develop and implement policies and procedures to respond to questions raised by consumers and address complaints from consumers in an expedient manner;

(2) Before entering into an agreement with a consumer for the provision of earned wage access services, provide a consumer with a written paper or electronic document, which can be included as part of the contract to provide earned wage access services and which meets all of the following requirements:

(a) Informs the consumer of his or her rights under the agreement; and

(b) Fully and clearly discloses all fees associated with the earned wage access services;

(3) Inform the consumer of the fact of any material changes to the terms and conditions of the earned wage access services before implementing those changes for that consumer;

(4) Provide proceeds to a consumer by any means mutually agreed upon by the consumer and provider;

(5) Comply with all local, state, and federal privacy and information security laws;

(6) In any case in which the provider will seek repayment of outstanding proceeds, fees, or other payments, including voluntary tips, gratuities, or other donations from a consumer's account at a depository institution and including via electronic funds transfer:

(a) Comply with applicable provisions of the federal Electronic Funds Transfer Act and its implementing regulations; and

(b) Reimburse the consumer for the full amount of any overdraft or nonsufficient funds fees imposed on a consumer by the consumer's depository institution that were caused by the provider attempting to seek payment of any outstanding proceeds, fees, voluntary tips, gratuities, or other donations on a date before, or in an incorrect amount from, the date or amount disclosed to the consumer.

The provisions of this subdivision shall not apply with respect to payments of outstanding proceeds, fees, tips, gratuities, or other donations incurred by a consumer through fraudulent or other means; and

(7) If a provider solicits, charges, or receives a tip, gratuity, or donation from a consumer:

(a) Clearly and conspicuously disclose to the consumer immediately prior to each transaction that a tip, gratuity, or donation amount may be zero and is voluntary;

(b) Clearly and conspicuously disclose in its service contract with the consumer and elsewhere that tips, gratuities, or donations are voluntary and that the offering of earned wage access services, including the amount of the proceeds a consumer is eligible to request and the frequency with which proceeds are provided to a consumer, is not contingent on whether the consumer pays any tip, gratuity, or donation or on the size of any tip, gratuity, or donation;

(c) Refrain from misleading or deceiving consumers about the voluntary nature of such tips, gratuities, or donations; and

(d) Refrain from making representations that tips or gratuities will benefit any specific, individual person.

5. A provider shall not:

(1) Share with an employer any fees, voluntary tips, gratuities, or other donations that were received from or charged to a consumer for earned wage access services;

(2) Charge interest for failure to repay outstanding proceeds, fees, voluntary tips, gratuities, or other donations;

(3) Report any information about the consumer regarding the inability of the provider to be repaid outstanding proceeds, fees, voluntary tips, gratuities, or other donations to a consumer credit reporting agency or a debt collector;

(4) Require a consumer's credit report or credit score to determine a consumer's eligibility for earned wage access services;

(5) Accept payment from a consumer of outstanding proceeds, fees, voluntary tips, gratuities, or other donations via credit card or charge card; or

(6) Compel or attempt to compel repayment by a consumer of outstanding proceeds, fees, voluntary tips, gratuities, or other donations through any of the following means:

(a) A suit against the consumer in a court of competent jurisdiction;

(b) Use of a third party to pursue collection from the consumer on the provider's behalf; or

(c) Sale of outstanding amounts to a third-party collector or debt buyer for collection from the consumer.

The provisions of this subdivision shall not apply to payments of outstanding proceeds, fees, tips, gratuities, or other donations incurred by a consumer through fraudulent or other means or preclude a provider from pursuing an employer for breach of its contractual obligations to the provider.

6. For purposes of the laws of this state:

(1) Earned wage access services offered and provided by a registered provider shall not be considered to be any of the following:

(a) A violation of or noncompliance with the laws governing the sale or assignment of or an order for earned but unpaid income;

(b) A loan or other form of credit, and the provider shall not be considered a creditor or a lender;

(c) Money transmission, and the provider shall not be considered a money transmitter;

(2) Fees, voluntary tips, gratuities, or other donations shall not be considered interest or finance charges.

7. The director, or his or her duly authorized representative, may make such investigation as is deemed necessary and, to the extent necessary for this purpose, may examine the registrant or any other person having personal knowledge of the matters under investigation, and shall have the power to compel the production of all relevant books, records, accounts, and documents by registrants.

8. (1) An earned wage access services provider shall maintain records of its earned wage access services transactions and shall preserve its records for at least two years after the final date on which it provides proceeds to a consumer.

(2) Records required by this section may be maintained electronically.

9. The division may promulgate rules as may be necessary for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

10. (1) Any provider registered pursuant to this section who fails, refuses, or neglects to comply with the provisions of this section or commits any criminal act may have its registration suspended or revoked by the director, after a hearing before the director on an order of the director to show cause why such order of suspension or revocation should not be entered specifying the grounds therefor, which shall be served on the registrant at least ten days prior to the hearing.

(2) Whenever it shall appear to the director that any provider registered pursuant to this section is failing, refusing, or neglecting to make a good faith effort to comply with the provisions of this section, the director may issue an order to cease and desist, which order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure, or refusal shall continue. The penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the gravity of the violation, the history of previous violations, and such other matters as justice may require.

11. All revenues collected by or paid to the director pursuant to this section shall be forwarded immediately to the director of revenue, who shall deposit them in the division of finance fund.

12. Any earned wage access services provider knowingly and willfully violating the provisions of this section shall be guilty of a class A misdemeanor.

13. If there is a conflict between the provisions of this section and any other state statute, the provisions of this section shall control.

436.550. Sections 436.550 to 436.572 shall be known and may be cited as the "Consumer Legal Funding Act".

436.552. As used in sections 436.550 to 436.572, the following terms mean:

(1) "Advertise", publishing or disseminating any written, electronic, or printed communication or any communication by means of recorded telephone messages or transmitted on radio, television, the internet, or similar communications media, including film strips, motion pictures, and videos, published, disseminated, circulated, or placed before the public, directly or indirectly, for the purpose of inducing a consumer to enter into a consumer legal funding contract;

(2) "Affiliate", as defined in section 515.505;

(3) "Charges", the amount of moneys to be paid to the consumer legal funding company by or on behalf of the consumer above the funded amount provided by or on behalf of the company to a consumer under sections 436.550 to 436.572. Charges include all administrative, origination, underwriting, or other fees, no matter how denominated;

(4) "Consumer", a natural person who has a legal claim and resides or is domiciled in Missouri;

(5) "Consumer legal funding company" or "company", a person or entity that enters into a consumer legal funding contract with a consumer for an amount less than five hundred thousand dollars. The term shall not include:

(a) An immediate family member of the consumer;

(b) A bank, lender, financing entity, or other special purpose entity:

a. That provides financing to a consumer legal funding company; or

b. To which a consumer legal funding company grants a security interest or transfers any rights or interest in a consumer legal funding; or

(c) An attorney or accountant who provides services to a consumer;

(6) "Consumer legal funding contract", a nonrecourse contractual transaction in which a consumer legal funding company purchases and a consumer assigns to the company a contingent right to receive an amount of the potential proceeds of a settlement, judgment, award, or verdict obtained in the consumer's legal claim, so long as all of the following apply:

(a) The consumer, at their sole discretion, shall use the funds to address personal needs or household expenses;

(b) The consumer shall not use the funds to pay for attorneys' fees, legal filings, legal marketing, legal document preparation or drafting, appeals, expert testimony, or other litigation-related expenses;

(7) "Director", the director of the division of finance within the department of commerce and insurance;

(8) "Division", the division of finance within the department of commerce and insurance;

(9) "Funded amount", the amount of moneys provided to or on behalf of the consumer in the consumer legal funding contract. "Funded amount" shall not include charges;

(10) "Funding date", the date on which the funded amount is transferred to the consumer by the consumer legal funding company either by personal delivery, via wire, automated clearing house transfer, or other electronic means, or by insured, certified, or registered United States mail;

(11) "Immediate family member", a parent; sibling; child by blood, adoption, or marriage; spouse; grandparent; or grandchild;

(12) "Legal claim", a bona fide civil claim or cause of action;

(13) "Medical provider", any person or business providing medical services of any kind to a consumer including, but not limited to, physicians, nurse practitioners, hospitals, physical therapists, chiropractors, or radiologists as well as any of their employees or contractors or any practice groups, partnerships, or incorporations of the same;

(14) "Resolution date", the date the amount funded to the consumer, plus the agreed-upon charges, is delivered to the consumer legal funding company.

436.554. 1. All consumer legal funding contracts shall meet the following requirements:

(1) The contract shall be completely filled in when presented to the consumer for signature;

(2) The contract shall contain, in bold and boxed type, a right of rescission allowing the consumer to cancel the contract without penalty or further obligation if, within ten business days after the funding date, the consumer either:

(a) Returns the full amount of the disbursed funds to the consumer legal funding company by delivering the company's uncashed check to the company's office in person; or

(b) Mails a notice of cancellation by insured, certified, or registered United States mail to the address specified in the contract and includes a return of the full amount of disbursed funds in such mailing in the form of the company's uncashed check or a registered or certified check or money order;

(3) The contract shall contain the initials of the consumer on each page; and

(4) The contract shall require the consumer to give nonrevocable written direction to the consumer's attorney requiring the attorney to notify the consumer legal funding company when the legal claim has been resolved. Once the consumer legal funding company confirms in writing the amount due under the contract, the consumer's attorney shall pay, from the proceeds of the resolution of the legal claim, the consumer legal funding company the amount due within ten business days.

2. The consumer legal funding company shall provide the consumer's attorney with a written notification of the consumer legal funding contract provided to the consumer within three business days of the funding date by way of postal mail, courier service, facsimile, or other means of proof of delivery method.

3. A consumer legal funding contract shall be entered into only if the contract involves an existing legal claim in which the consumer is represented by an attorney.

436.556. No consumer legal funding company shall:

(1) Pay or offer to pay commissions, referral fees, or other forms of consideration to any attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees for referring a consumer to the company;

(2) Accept any commissions, referral fees, rebates, or other forms of consideration from an attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees;

(3) Intentionally advertise materially false or misleading information regarding its products or services;

(4) Refer, in furtherance of an initial legal funding, a customer or potential customer to a specific attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees. However, the company may refer the customer to a local or state bar association referral service if a customer needs legal representation;

(5) Fail to promptly supply a copy of the executed contract to the consumer's attorney;

(6) Knowingly provide funding to a consumer who has previously assigned or sold a portion of the right to proceeds from the consumer's legal claim unless the consumer legal funding company pays or purchases the entire unsatisfied funded amount and contracted charges from the prior consumer legal funding company or the two companies agree to a lesser amount in writing. However, multiple companies may agree to contemporaneously provide funding to a consumer, provided that the consumer and the consumer's attorney consent to the arrangement in writing;

(7) Receive any right to or make any decisions with respect to the conduct of the underlying legal claim or any settlement or resolution thereof. The right to make such decisions shall remain solely with the consumer and the attorney in the legal claim;

(8) Knowingly pay or offer to pay for court costs, filing fees, or attorney's fees either during or after the resolution of the legal claim by using funds from the consumer legal funding contract. The consumer legal funding contract shall include a provision advising the consumer that the funding shall not be used for such costs or fees; or

(9) Sell a consumer litigation funding contract in whole or in part to a third party. However, if the consumer legal funding company retains responsibility for collecting payment, administering, and otherwise enforcing the consumer legal funding contract, the provisions of this subdivision shall not apply to any of the following:

(a) An assignment to a wholly owned subsidiary of the consumer legal funding company;

(b) An assignment to an affiliate of the consumer legal funding company that is under common control;

(c) The granting of a security interest under Article 9 of the Uniform Commercial Code, or as otherwise permitted by law.

436.558. 1. The contracted amount to be paid to the consumer legal funding company shall be set as a predetermined amount based upon intervals of time from the funding date to the resolution date and shall not be determined as a percentage of the recovery from the legal claim.

2. No consumer legal funding contract shall be valid if its terms exceed a period of forty-eight months. No consumer legal funding contract shall be automatically renewed.

436.560. All consumer legal funding contracts shall contain the disclosures specified in this section, which shall constitute material terms of the contract. Unless otherwise specified, the disclosures shall be typed in at least twelve-point bold-type font and be placed clearly and conspicuously within the contract, as follows:

(1) On the front page under appropriate headings, language specifying:

(a) The funded amount to be paid to the consumer by the consumer legal funding company;

(b) An itemization of one-time charges;

(c) The total amount to be assigned by the consumer to the company, including the funded amount and all charges; and

(d) A payment schedule to include the funded amount and charges, listing all dates and the amount due at the end of each six-month period from the funding date until the date the maximum amount due to the company by the consumer to satisfy the amount due pursuant to the contract;

(2) Within the body of the contract, in accordance with the provisions under subdivision (2) of subsection 1 of section 436.554: "Consumer's Right to Cancellation: You may cancel this contract without penalty or further obligation within ten business days after the funding date if you either:

(a) Return the full amount of the disbursed funds to the consumer legal funding company by delivering the company's uncashed check to the company's office in person; or

(b) Mail a notice of cancellation by insured, certified, or registered United States mail to the company at the address specified in the contract and include a return of the full amount of disbursed funds in such mailing in the form of the company's uncashed check or a registered or certified check or money order.";

(3) Within the body of the contract, a statement that the company has no influence over any aspect of the consumer's legal claim or any settlement or resolution of the consumer's legal claim and that all decisions related to the consumer's legal claim remain solely with the consumer and the consumer's attorney;

(4) Within the body of the contract, in all capital letters and in at least twelve-point bold-type font contained within a box: "THE FUNDED AMOUNT AND AGREED-UPON CHARGES SHALL BE PAID ONLY FROM THE PROCEEDS OF YOUR LEGAL CLAIM AND SHALL BE PAID ONLY TO THE EXTENT THAT THERE ARE AVAILABLE PROCEEDS FROM YOUR LEGAL CLAIM. IF THERE IS NO RECOVERY OF ANY DAMAGES FROM YOUR LEGAL CLAIM OR IF THERE IS NOT ENOUGH MONEY TO PAY BACK THE CONSUMER LEGAL FUNDING COMPANY IN FULL, YOU WILL NOT BE OBLIGATED TO PAY THE CONSUMER LEGAL FUNDING COMPANY ANYTHING IN EXCESS OF YOUR RECOVERY UNLESS YOU HAVE VIOLATED THIS CONTRACT. YOU WILL NOT OWE (INSERT NAME OF THE CONSUMER LEGAL FUNDING COMPANY) ANYTHING IF THERE ARE NO PROCEEDS FROM YOUR LEGAL CLAIM UNLESS YOU OR YOUR ATTORNEY HAVE VIOLATED ANY MATERIAL TERM OF THIS CONTRACT OR UNLESS YOU HAVE COMMITTED FRAUD AGAINST THE CONSUMER LEGAL FUNDING COMPANY."; and

(5) Located immediately above the place on the contract where the consumer's signature is required, in twelve-point font: "Do not sign this contract before you read it completely or if it contains any blank spaces. You are entitled to a completely filled-in copy of the contract. Before you sign this contract, you should obtain the advice of an attorney. Depending on the circumstances, you may want to consult a tax, public or private benefits planning, or financial professional. You acknowledge that your attorney in the legal claim has provided no tax, public or private benefit planning, or financial advice regarding this transaction.".

436.562. 1. Nothing in sections 436.550 to 436.572 shall be construed to restrict the exercise of powers or the performance of the duties of the state attorney general that he or she is authorized to exercise or perform by law.

2. If a court of competent jurisdiction determines that a consumer legal funding company has intentionally violated the provisions of sections 436.550 to 436.572 in a consumer legal funding contract, the consumer legal funding contract shall be voided.

436.564. 1. The contingent right to receive an amount of the potential proceeds of a legal claim is assignable.

2. Nothing contained in sections 436.550 to 436.572 shall be construed to cause any consumer legal funding contract conforming to sections 436.550 436.572 to be deemed a loan or to be subject to any of the provisions governing loans. A consumer legal funding contract that complies with sections 436.550 to 436.572 is not subject to any other statutory or regulatory provisions governing loans or investment contracts. To the extent that sections 436.550 to 436.572 conflict with any other law, such sections shall supersede the other law for the purposes of regulating consumer legal funding in this state.

3. Only attorney's liens related to the legal claim, Medicare, or other statutory liens related to the legal claim shall take priority over claims to proceeds from the consumer legal funding company. All other liens and claims shall take priority by normal operation of law.

4. No consumer legal funding company shall report a consumer to a credit reporting agency if insufficient funds remain from the net proceeds to repay the company.

436.566. An attorney or law firm retained by the consumer in the legal claim shall not have a financial interest in the consumer legal funding company offering consumer legal funding to that consumer. Additionally, any practicing attorney who has referred the consumer to his or her retained attorney shall not have a financial interest in the consumer legal funding company offering consumer legal funding to that consumer.

436.568. No communication between the consumer's attorney in the legal claim and the consumer legal funding company necessary to ascertain the status of a legal claim or a legal claim's expected value shall be discoverable by a party with whom the claim is filed or against whom the claim is asserted. This section does not limit, waive, or abrogate the scope or nature of any statutory or common-law privilege, including the work-product doctrine and attorney-client privilege.

436.570. 1. A consumer legal funding company shall not engage in the business of consumer legal funding in this state unless it has first obtained a license from the division of finance.

2. A consumer legal funding company's initial or renewal license application shall be in writing, made under oath, and on a form provided by the director.

3. Every consumer legal funding company, at the time of filing a license application, shall pay the sum of five hundred fifty dollars for the period ending the thirtieth day of June next following the date of payment; thereafter, a like fee shall be paid on or before June thirtieth of each year and shall be credited to the division of finance fund established under section 361.170.

4. A consumer legal funding license shall not be issued unless the division of finance, upon investigation, finds that the character and fitness of the applicant company, and of the officers and directors thereof, are such as to warrant belief that the business shall operate honestly and fairly within the purposes of sections 436.550 to 436.572.

5. Every applicant shall also, at the time of filing such application, file a bond satisfactory to the division of finance in an amount not to exceed fifty thousand dollars. The bond shall provide that the applicant shall faithfully conform to and abide by the provisions of sections 436.550 to 436.572, to all rules lawfully made by the director under sections 436.550 to 436.572, and the bond shall act as a surety for any person or the state for any and all amount of moneys that may become due or owing from the applicant under and by virtue of sections 436.550 to 436.572, which shall include the result of any action that occurred while the bond was in place for the applicable period of limitations under statute and so long as the bond is not exhausted by valid claims.

6. If an action is commenced on a licensee's bond, the director may require the filling of a new bond. Immediately upon any recovery on the bond, the licensee shall file a new bond.

7. To ensure the effective supervision and enforcement of sections 436.550 to 436.572, the director may, under chapter 536:

(1) Deny, suspend, revoke, condition, or decline to renew a license for a violation of sections 436.550 to 436.572, rules issued under sections 436.550 to 436.572, or order or directive entered under sections 436.550 to 436.572;

(2) Deny, suspend, revoke, condition, or decline to renew a license if an applicant or licensee fails at any to time meet the requirements of sections 436.550 to 436.572, or withholds information or makes a material misstatement in an application for a license or renewal of a license;

(3) Order restitution against persons subject to sections 436.550 to 436.572 for violations of sections 436.550 to 436.572; and

(4) Order or direct such other affirmative action as the director deems necessary.

8. Any letter issued by the director and declaring grounds for denying or declining to grant or renew a license may be appealed to the circuit court of Cole County. All other matters presenting a contested case involving a licensee may be heard by the director under chapter 536.

9. Notwithstanding the prior approval requirement of subsection 1 of this section, a consumer legal funding company that has applied with the division of finance between the effective date of sections 436.550 to 436.572, or when the division of finance has made applications available to the public, whichever is later, and six months thereafter may engage in consumer legal funding while the license application of the company or an affiliate of the company is awaiting approval by the division of finance and until such time as the applicant has pursued all appellate remedies and procedures for any denial of such application. All funding contracts in effect prior to the effective date of sections 436.550 to 436.572 are not subject to the terms of sections 436.550 to 436.572.

10. If it appears to the director that any consumer legal funding company is failing, refusing, or neglecting to make a good faith effort to comply with the provisions of sections 436.550 to 436.572, or any laws or rules relating to consumer legal funding, the director may issue an order to cease and desist, which may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure, or refusal continues. The penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the gravity of the violation, any history of previous violations, and any other matters justice may require.

11. If any consumer legal funding company fails, refuses, or neglects to comply with the provisions of sections 436.550 to 436.572, or of any laws or rules relating to consumer legal funding, its license may be suspended or revoked by order of the director after a hearing before said director on any order to show cause why such order of suspension or revocation should not be entered and that specifies the grounds therefor. Such an order shall be served on the particular consumer legal funding company at least ten days prior to the hearing. Any order made and entered by the director may be appealed to the circuit court of Cole County.

12. (1) The division shall conduct an examination of each consumer funding company at least once every twenty-four months and at such other times as the director may determine.

(2) For any such investigation or examination, the director and his or her representatives shall have free and immediate access to the place or places of business and the books and records, and shall have the authority to place under oath all persons whose testimony may be required relative to the affairs and business of the consumer legal funding company.

(3) The director may also make such special investigations or examination as the director deems necessary to determine whether any consumer legal funding company has violated any of the provisions of sections 436.550 to 436.572 or rules promulgated thereunder, and the director may assess the reasonable costs of any investigation or examination incurred by the division to the company.

13. The division of finance shall have the authority to promulgate rules to carry out the provisions of sections 436.550 to 436.572. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

436.572. A consumer legal funding contract is a fact subject to the usual rules of discovery."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 1** was adopted.

Representative Shields offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 103, Page 10, Section 565.240, Line 15, by inserting after all of said section and line the following:

"**[**~~217.785. 1. As used in this section, the term "Missouri postconviction drug treatment program" means a program of noninstitutional and institutional correctional programs for the monitoring, control and treatment of certain drug abuse offenders.~~

~~2. The department of corrections shall establish by regulation the "Missouri Postconviction Drug Treatment Program". The program shall include noninstitutional and institutional placement. The institutional phase of the program may include any offender under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.~~

~~3. Any first-time offender who has been found guilty of violating the provisions of chapter 195 or 579, or whose controlled substance abuse was a precipitating or contributing factor in the commission of his offense, and who is placed on probation may be required to participate in the noninstitutional phase of the program, which may include education, treatment and rehabilitation programs. Persons required to attend a program pursuant to this section may be charged a reasonable fee to cover the costs of the program. Failure of an offender to complete successfully the noninstitutional phase of the program shall be sufficient cause for the offender to be remanded to the sentencing court for assignment to the institutional phase of the program or any other authorized disposition.~~

~~4. A probationer shall be eligible for assignment to the institutional phase of the postconviction drug treatment program if he has failed to complete successfully the noninstitutional phase of the program. If space is available, the sentencing court may assign the offender to the institutional phase of the program as a special condition of probation, without the necessity of formal revocation of probation.~~

~~5. The availability of space in the institutional program shall be determined by the department of corrections. If the sentencing court is advised that there is no space available, then the court shall consider other authorized dispositions.~~

~~6. Any time after ninety days and prior to one hundred twenty days after assignment of the offender to the institutional phase of the program, the department shall submit to the court a report outlining the performance of the offender in the program. If the department determines that the offender will not participate or has failed to complete the program, the department shall advise the sentencing court, who shall cause the offender to be brought before the court for consideration of revocation of the probation or other authorized disposition. If the offender successfully completes the program, the department shall release the individual to the appropriate probation and parole district office and so advise the court.~~

~~7. Time spent in the institutional phase of the program shall count as time served on the sentence.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 2** was adopted.

Representative Henderson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 103, Page 10, Section 565.240, Line 15, by inserting after all of said section and line the following:

"595.209. 1. The following rights shall automatically be afforded to victims of dangerous felonies, as defined in section 556.061, victims of murder in the first degree, as defined in section 565.020, victims of voluntary manslaughter, as defined in section 565.023, victims of any offense under chapter 566, victims of an attempt to commit one of the preceding crimes, as defined in section 562.012, and victims of domestic assault, as defined in sections 565.072 to 565.076; and, upon written request, the following rights shall be afforded to victims of all other crimes and witnesses of crimes:

(1) For victims, the right to be present at all criminal justice proceedings at which the defendant has such right, including juvenile proceedings where the offense would have been a felony if committed by an adult, even if the victim is called to testify or may be called to testify as a witness in the case;

(2) For victims, the right to information about the crime, as provided for in subdivision (5) of this subsection;

(3) For victims and witnesses, to be informed, in a timely manner, by the prosecutor's office of the filing of charges, preliminary hearing dates, trial dates, continuances and the final disposition of the case. Final disposition information shall be provided within five days;

(4) For victims, the right to confer with and to be informed by the prosecutor regarding bail hearings, guilty pleas, pleas under chapter 552 or its successors, hearings, sentencing and probation revocation hearings and the right to be heard at such hearings, including juvenile proceedings, unless in the determination of the court the interests of justice require otherwise;

(5) The right to be informed by local law enforcement agencies, the appropriate juvenile authorities or the custodial authority of the following:

(a) The status of any case concerning a crime against the victim, including juvenile offenses;

(b) The right to be informed by local law enforcement agencies or the appropriate juvenile authorities of the availability of victim compensation assistance, assistance in obtaining documentation of the victim's losses, including, but not limited to and subject to existing law concerning protected information or closed records, access to copies of complete, unaltered, unedited investigation reports of motor vehicle, pedestrian, and other similar accidents upon request to the appropriate law enforcement agency by the victim or the victim's representative, and emergency crisis intervention services available in the community;

(c) Any release of such person on bond or for any other reason;

(d) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(6) For victims, the right to be informed by appropriate juvenile authorities of probation revocation hearings initiated by the juvenile authority and the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, the right to be informed by the board of probation and parole of probation revocation hearings initiated by the board and of parole hearings, the right to be present at each and every phase of parole hearings, the right to be heard at probation revocation and parole hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, and the right to have, upon written request of the victim, a partition set up in the probation or parole hearing room in such a way that the victim is shielded from the view of the probationer or parolee, and the right to be informed by the custodial mental health facility or agency thereof of any hearings for the release of a person committed pursuant to the provisions of chapter 552, the right to be present at such hearings, the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of personal appearance;

(7) For victims and witnesses, upon their written request, the right to be informed by the appropriate custodial authority, including any municipal detention facility, juvenile detention facility, county jail, correctional facility operated by the department of corrections, mental health facility, division of youth services or agency thereof if the offense would have been a felony if committed by an adult, postconviction or commitment pursuant to the provisions of chapter 552 of the following:

(a) The projected date of such person's release from confinement;

(b) Any release of such person on bond;

(c) Any release of such person on furlough, work release, trial release, electronic monitoring program, or to a community correctional facility or program or release for any other reason, in advance of such release;

(d) Any scheduled parole or release hearings, including hearings under section 217.362, regarding such person and any changes in the scheduling of such hearings. No such hearing shall be conducted without thirty days' advance notice;

(e) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(f) Any decision by a parole board, by a juvenile releasing authority or by a circuit court presiding over releases pursuant to the provisions of chapter 552, or by a circuit court presiding over releases under section 217.362, to release such person or any decision by the governor to commute the sentence of such person or pardon such person;

(g) Notification within thirty days of the death of such person;

(8) For witnesses who have been summoned by the prosecuting attorney and for victims, to be notified by the prosecuting attorney in a timely manner when a court proceeding will not go on as scheduled;

(9) For victims and witnesses, the right to reasonable protection from the defendant or any person acting on behalf of the defendant from harm and threats of harm arising out of their cooperation with law enforcement and prosecution efforts;

(10) For victims and witnesses, on charged cases or submitted cases where no charge decision has yet been made, to be informed by the prosecuting attorney of the status of the case and of the availability of victim compensation assistance and of financial assistance and emergency and crisis intervention services available within the community and information relative to applying for such assistance or services, and of any final decision by the prosecuting attorney not to file charges;

(11) For victims, to be informed by the prosecuting attorney of the right to restitution which shall be enforceable in the same manner as any other cause of action as otherwise provided by law;

(12) For victims and witnesses, to be informed by the court and the prosecuting attorney of procedures to be followed in order to apply for and receive any witness fee to which they are entitled;

(13) When a victim's property is no longer needed for evidentiary reasons or needs to be retained pending an appeal, the prosecuting attorney or any law enforcement agency having possession of the property shall, upon request of the victim, return such property to the victim within five working days unless the property is contraband or subject to forfeiture proceedings, or provide written explanation of the reason why such property shall not be returned;

(14) An employer may not discharge or discipline any witness, victim or member of a victim's immediate family for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or for participating in the preparation of a criminal proceeding, or require any witness, victim, or member of a victim's immediate family to use vacation time, personal time, or sick leave for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or participating in the preparation of a criminal proceeding;

(15) For victims, to be provided with creditor intercession services by the prosecuting attorney if the victim is unable, as a result of the crime, temporarily to meet financial obligations;

(16) For victims and witnesses, the right to speedy disposition of their cases, and for victims, the right to speedy appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare such defendant's defense. The attorney general shall provide victims, upon their written request, case status information throughout the appellate process of their cases. The provisions of this subdivision shall apply only to proceedings involving the particular case to which the person is a victim or witness;

(17) For victims and witnesses, to be provided by the court, a secure waiting area during court proceedings and to receive notification of the date, time and location of any hearing conducted by the court for reconsideration of any sentence imposed, modification of such sentence or recall and release of any defendant from incarceration;

(18) For victims, the right to receive upon request from the department of corrections a photograph taken of the defendant prior to release from incarceration.

2. The provisions of subsection 1 of this section shall not be construed to imply any victim who is incarcerated by the department of corrections or any local law enforcement agency has a right to be released to

attend any hearing or that the department of corrections or the local law enforcement agency has any duty to transport such incarcerated victim to any hearing.

3. Those persons entitled to notice of events pursuant to the provisions of subsection 1 of this section shall provide the appropriate person or agency with their current addresses**, electronic mail addresses,** and telephone numbers or the addresses**, electronic mail addresses,** or telephone numbers at which they wish notification to be given.

4. Notification by the appropriate person or agency utilizing the statewide automated crime victim notification system as established in section 650.310 shall constitute compliance with the victim notification requirement of this section. If notification utilizing the statewide automated crime victim notification system cannot be used, then written notification shall be sent by certified mail **or electronic mail** to the most current address **or electronic mail address** provided by the victim.

5. Victims' rights as established in Section 32 of Article I of the Missouri Constitution or the laws of this state pertaining to the rights of victims of crime shall be granted and enforced regardless of the desires of a defendant and no privileges of confidentiality shall exist in favor of the defendant to exclude victims or prevent their full participation in each and every phase of parole hearings or probation revocation hearings. The rights of the victims granted in this section are absolute and the policy of this state is that the victim's rights are paramount to the defendant's rights. The victim has an absolute right to be present at any hearing in which the defendant is present before a probation and parole hearing officer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 3** was adopted.

Representative Hardwick offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 103, Page 1, Section A, Line 4, by inserting after said section and line the following:

"**431.204. 1. A reasonable covenant in writing promising not to solicit, recruit, hire, induce, persuade, encourage, or otherwise interfere with, directly or indirectly, the employment of one or more employees or owners of a business entity shall be presumed to be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if it is between a business entity and the owner of the business entity and does not continue for more than two years following the end of the owner's business relationship with the business entity.**

2. A reasonable covenant in writing promising not to solicit, induce, direct, or otherwise interfere with, directly or indirectly, a business entity's customers, including any reduction, termination, or transfer of any customer's business, in whole or in part, for the purposes of providing any product or any service that is competitive with those provided by the business entity shall be presumed to be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031 if the covenant is limited to customers with whom the owner dealt and if the covenant is between a business entity and an owner, so long as the covenant does not continue for more than five years following the end of the owner's business relationship with the business entity.

3. A provision in writing by which an owner promises to provide prior notice of the owner's intent to terminate, sell, or otherwise dispose of such owner's ownership interest in the business entity shall be presumed to be enforceable and not a restraint of trade pursuant to subsection 1 of section 416.031.

4. If a covenant is overbroad, overlong, or otherwise not reasonably necessary to protect the protectable business interests of the business entity seeking enforcement of the covenant, a court shall modify the covenant, enforce the covenant as modified, and grant only the relief reasonably necessary to protect such interests.

5. Nothing in this section is intended to create or to affect the validity or enforceability of covenants not to compete, other types of covenants, or nondisclosure or confidentiality agreements, except as expressly provided in this section.

6. Except as provided in subsection 3 of this section, nothing in this section shall be construed to limit an owner's ability to seek or accept employment with another business entity immediately upon, or at any time subsequent to, termination of the owner's business relationship with the business entity, whether such termination was voluntary or nonvoluntary."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 4** was adopted.

Representative Reedy offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 103, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"475.040. If it appears to the court, acting on the petition of the guardian, the conservator, the respondent or of a ward over the age of fourteen, or on its own motion, at any time before the termination of the guardianship or conservatorship, that the proceeding was commenced in the wrong county, or that the domicile **[**~~or residence~~**]** of the ward or protectee has **[**~~been~~**]** changed to another county, or in case of conservatorship of the estate that it would be for the best interest of the ward or disabled person and his estate, the court may order the proceeding with all papers, files and a transcript of the proceedings transferred to the probate division of the circuit court of another county. The court to which the transfer is made shall take jurisdiction of the case, place the transcript of record and proceed to the final settlement of the case as if the appointment originally had been made by it.

475.275. 1. The conservator, at the time of filing any settlement with the court, shall exhibit all securities or investments held by him to an officer of the bank or other depositary wherein the securities or investments are held for safekeeping or to an authorized representative of the corporation which is surety on his bond, or to the judge or clerk of a court of record in this state, or upon request of the conservator or other interested party, to any other reputable person designated by the court, who shall certify in writing that he has examined the securities or investments and identified them with those described in the account and shall note any omission or discrepancies. If the depositary is the conservator, the certifying officer shall not be the officer verifying the account. The conservator may exhibit the securities or investments to the judge of the court, who shall endorse on the account and copy thereof, a certificate that the securities or investments shown therein as held by the conservator were each in fact exhibited to him and that those exhibited to him were the same as those in the account and noting any omission or discrepancy. The certificate, and the certificate of an official of the bank in which are deposited any funds for which the conservator is accountable, showing the amount on deposit, shall be prepared and signed in duplicate and one of each shall be filed by the conservator with his account.

2. (1) As used in and pursuant to this section, a "pooled account" is an account within the meaning of this section and means any account maintained by a fiduciary for more than one principal and is established for the purpose of managing and investing and to manage and invest the funds of such principals. No fiduciary shall or may place funds into a pooled account unless the account meets the following criteria:

(a) The pooled account is maintained at a bank or savings and loan institution;

(b) The pooled account is titled in such a way as to reflect that the account is being held by a fiduciary in a custodial capacity;

(c) The fiduciary maintains, or causes to be maintained, records containing information as to the name and ownership interest of each principal in the pooled account;

(d) The fiduciary's records contain a statement of all accretions and disbursements; and

(e) The fiduciary's records are maintained in the ordinary course of business and in good faith.

(2) The public administrator of any county **[**~~with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants~~**]** serving as a conservator **or personal representative** and using and utilizing pooled accounts for the investing**[**~~, investment,~~**]** and management of **[**~~conservatorship~~**] estate** funds shall have any such accounts **[**~~audited~~**] examined** on at least an annual basis **[**~~and no less than one time per year~~**]** by an independent certified public accountant. **[**~~The audit provided shall review the~~

~~records of the receipts and disbursements of each estate account. Upon completion of the investigation, the certified public accountant shall render a report to the judge of record in this state showing the receipts, disbursements, and account balances as to each estate and as well as the total assets on deposit in the pooled account on the last calendar day of each year.~~**] The examination shall:**

(a) Compare the pooled account's year-end bank statement and obtain the reconciliation of the pooled account from the bank statement to the fiduciary's general ledger balance on the same day;

(b) Reconcile the total of individual accounts in the fiduciary's records to the reconciled pooled account's balance and note any difference;

(c) Confirm if collateral is pledged to secure amounts on deposit in the pooled account in excess of Federal Deposit Insurance Corporation coverage; and

(d) Confirm the account balance with the financial institution.

(3) A public administrator using and utilizing pooled accounts as provided by this section shall certify by affidavit that he or she has met the conditions for establishing a pooled account as set forth in subdivision (2) of this subsection.

(4) The county shall provide for the expense of **[**~~such audit~~**] the report**. If and where the public administrator has provided the judge with **[**~~the audit~~**] the report** pursuant to and required by this subsection and section, the public administrator shall not be required to obtain the written **[**~~certification~~**] verification** of an officer of a bank or other depository on any estate asset maintained within the pooled account as otherwise required in and under subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reedy, **House Amendment No. 5** was adopted.

Representative Hicks offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 103, Pages 9-10, Section 509.520, Lines 1-46, by deleting said lines and inserting in lieu thereof the following:

"509.520. 1. Notwithstanding any provision of law to the contrary, beginning August 28, **[**~~2009~~**] 2023**, pleadings, attachments, **[**~~or~~**]** exhibits filed with the court in any case, as well as any judgments **or orders** issued by the court, **or other records of the court** shall not include **the following confidential and personal identifying information**:

(1) The full Social Security number of any party or any child **[**~~who is the subject to an order of custody or support~~**]**;

(2) The full credit card number **[**~~or other~~**],** financial **institution** account number**, personal identification number, or password used to secure an account** of any party**;**

(3) The full motor vehicle operator license number;

(4) Victim information, including the name, address, and other contact information of the victim;

(5) Witness information, including the name, address, and other contact information of the witness;

(6) Any other full state identification number;

(7) The name, address, and date of birth of a minor and, if applicable, any next friend; or

(8) The full date of birth of any party; however, the year of birth shall be made available, except for a minor.

2. **The information provided under subsection 1 of this section shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.**

3. Nothing in this section shall preclude an entity including, but not limited to, a financial institution, insurer, insurance support organization, or consumer reporting agency that is otherwise permitted by law to

access state court records from using a person's unique identifying information to match such information contained in a court record to validate that person's record.

4. The Missouri supreme court shall promulgate rules to administer this section.

5. Contemporaneously with the filing of every petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the filing party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the petitioner or movant, if a person;

(2) If known to the petitioner or movant, the name and address of the current employer and the Social Security number of the respondent; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~3.~~**] 6.** Contemporaneously with the filing of every responsive pleading petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the responding party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the responding party, if a person;

(2) If known to the responding party, the name and address of the current employer and the Social Security number of the petitioner or movant; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~4.~~**] 7.** The full Social Security number of any party or child subject to an order of custody or support shall be retained by the court on the confidential case filing sheet or other confidential record maintained in conjunction with the administration of the case. The full credit card number or other financial account number of any party may be retained by the court on a confidential record if it is necessary to maintain the number in conjunction with the administration of the case.

[~~5.~~**] 8.** Any document described in subsection 1 of this section shall, in lieu of the full number, include only the last four digits of any such number.

[~~6.~~**] 9.** Except as provided in section 452.430, the clerk shall not be required to redact any document described in subsection 1 of this section issued or filed before August 28, 2009, prior to releasing the document to the public.

[~~7.~~**] 10.** For good cause shown, the court may release information contained on the confidential case filing sheet; except that, any state agency acting under authority of chapter 454 shall have access to information contained herein without court order in carrying out their official duty."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hicks, **House Amendment No. 6** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Francis	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson

Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 87
Burnett	Burton	Butz	Collins	Doll
Ealy	Fogle	Fountain Henderson	Hein	Johnson 12
Lavender	Lewis 25	Mackey	Mann	Merideth
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 017

Bosley	Buchheit-Courtway	Burger	Clemens	Crossley
Farnan	Gallick	Gray	Ingle	Johnson 23
Matthiesen	Mosley	Myers	Sharp 37	Smith 155
Smith 163	Van Schoiack			

VACANCIES: 001

On motion of Representative Veit, **HCS SCS SB 103, as amended**, was adopted.

On motion of Representative Veit, **HCS SCS SB 103, as amended**, was read the third time and passed by the following vote:

AYES: 136

Allen	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Fogle	Fountain Henderson	Francis
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson

Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Mosley	Murphy
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 46
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Veit	Voss	Waller	Walsh Moore
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 001

Unsicker

PRESENT: 011

Adams	Appelbaum	Burnett	Collins	Doll
Lewis 25	Merideth	Quade	Terry	Weber
Windham				

ABSENT WITH LEAVE: 014

Bland Manlove	Bosley	Burger	Clemens	Farnan
Gallick	Gray	Ingle	Myers	Sharp 37
Smith 155	Smith 163	Sparks	Van Schoiack	

VACANCIES: 001

Speaker Plocher declared the bill passed.

SS SCS SBs 94, 52, 57, 58 & 67, relating to tax credits for the production of certain entertainment, was taken up by Representative Gregory.

SS SCS SBs 94, 52, 57, 58 & 67 was laid over.

COMMITTEE REPORTS

Committee on Emerging Issues, Chairman Hardwick reporting:

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 755**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (13): Aune, Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Johnson (12), Jones, Mann, Schnelting and Smith (46)

Noes (0)

Absent (1): Davidson

Mr. Speaker: Your Committee on Emerging Issues, to which was referred **HB 801**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Diehl, Farnan, Gallick, Haffner, Hardwick, Hinman, Hurlbert, Jones and Schnelting

Noes (4): Aune, Johnson (12), Mann and Smith (46)

Absent (1): Davidson

Committee on Judiciary, Chairman Evans reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SB 35**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Parker, Sauls, Smith (46), Sparks and Veit

Noes (0)

Absent (2): Mackey and Sharpe (4)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SCS SB 129**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Anderson, Black, Christ, Copeland, Davis, Evans, Hicks, Parker, Sauls, Smith (46), Sparks and Veit

Noes (1): Mackey

Absent (1): Sharpe (4)

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SCS SBs 189, 36 & 37**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Black, Christ, Copeland, Evans, Hicks, Parker, Sharpe (4), Sparks and Veit

Noes (3): Anderson, Davis and Mackey

Present (2): Sauls and Smith (46)

Absent (0)

Committee on Local Government, Chairman Falkner reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **SS SB 148**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Adams, Amato, Bangert, Baringer, Byrnes, Chappell, Falkner, Hinman and Reedy

Noes (0)

Absent (5): Burger, Diehl, Lonsdale, Perkins and Walsh Moore

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 23**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baker, Francis, Griffith, Haden, Houx and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 199**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Houx

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SBs 119 & 120**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bosley, Buchheit-Courtway, Knight, Lavender, McGirl, Owen and Schnelting

Noes (0)

Present (1): Unsicker

Absent (2): Burger and Hudson

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 398**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bosley, Buchheit-Courtway, Knight, Lavender, McGirl, Owen, Schnelting and Unsicker

Noes (0)

Absent (2): Burger and Hudson

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS SS#3 SB 22**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Roberts and Strickler

Noes (0)

Present (1): Proudie

Absent (1): Riley

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS#3 SB 22 - Fiscal Review
HCS SS SB 23 - Fiscal Review
HCS SS SCS SB 398 - Fiscal Review

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

SS SB 35 - Rules - Administrative Oversight
HCS SS SCS SB 129 - Rules - Administrative Oversight
HCS SS SCS SBs 189, 36 & 37 - Rules - Administrative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 131**.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Thursday, May 4, 2023.

CORRECTION TO THE HOUSE JOURNAL

HOUSE JOURNAL CORRECTION AFFIDAVIT

I, State Representative Richard Brown, District 27, hereby state and affirm that on Pages 2408-2409 of the Journal of the House, my vote by which HCS SB 247 was read the third time and passed, was incorrectly recorded as "Absent with Leave". Pursuant to House Rule 93, I am requesting that the Journal be corrected to show that I was in fact present in the chamber when the vote was taken. I did in fact vote, my vote was incorrectly recorded, and should have been recorded as "No".

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of May, 2023.

/s/ Richard Brown
State Representative

FOR NOTARY USE

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn before me this 3rd of May in the year 2023.

/s/ Beth Oetting
Notary Public

COMMITTEE HEARINGS

CONFERENCE COMMITTEE ON BUDGET
Thursday, May 4, 2023, 8:00 AM, Joint Hearing Room (117).
Conference Committee on Budget for SS SCS HCS HB 2, SCS HCS HB 3, SCS HCS HB 4, SS SCS HCS HB 5, SCS HCS HB 6, SCS HCS HB 7, SS SCS HCS HB 8, SCS HCS HB 9, SCS HCS HB 10, SCS HCS HB 11, SS SCS HCS HB 12, SCS HCS HB 13, and SCS HCS HB 15.

CONSENT AND HOUSE PROCEDURE
Tuesday, May 9, 2023, 2:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HR 1815
Executive session will be held: HR 1815
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY
Thursday, May 4, 2023, 8:00 AM, House Hearing Room 7.
Executive session will be held: HB 1227
CANCELLED

FISCAL REVIEW
Thursday, May 4, 2023, 8:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

FISCAL REVIEW
Friday, May 5, 2023, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

GENERAL LAWS
Thursday, May 4, 2023, 3:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: SS SB 80, SS#2 SCS SB 88
Executive session will be held: SS SCS SBs 411 & 230

RULES - ADMINISTRATIVE OVERSIGHT
Thursday, May 4, 2023, 10:30 AM or upon morning recess (whichever is later),
House Hearing Room 4.
Executive session will be held: HCS SB 275, SS SB 115, SS SB 190
Executive session may be held on any matter referred to the committee.
Added SB 190.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Friday, May 5, 2023, 9:30 AM, House Hearing Room 4.
Executive session will be held: SCR 6, HCS HB 197
Executive session may be held on any matter referred to the committee.
Time change.
CORRECTED

HOUSE CALENDAR

SIXTY-SIXTH DAY, THURSDAY, MAY 4, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)

HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HCS HB 367 - Seitz

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 198 - Wright
HB 822 - Smith (155)
HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HB 697 - Hovis
HB 734 - Knight
HB 823 - Smith (155)

HCS HB 881 - Christofanelli
HB 891 - Falkner
HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992, with HA 1, pending - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 152 - Thomas
HB 369 - West

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 66 - Baker

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 536 - Keathley
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HB 1208 - Casteel
HCS HB 48 - Haley
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 56 & 61 - Hovis
HCS SS SCS SB 92 - Houx
HCS SS SB 198 - Dinkins
HCS SS#3 SB 22, (Fiscal Review 5/3/23), E.C. - Evans
HCS SS SB 23, (Fiscal Review 5/3/23), E.C. - McGirl
HCS SS SB 181 - Knight

SS SB 199 - Davidson
HCS SS SCS SB 398, (Fiscal Review 5/3/23) - Knight
SS SB 540 - Griffith

SENATE BILLS FOR THIRD READING - INFORMAL

HS HCS SS SCS SB 133, (Fiscal Review 5/2/23) - Baker
HS HCS SS#2 SCS SB 96, (Fiscal Review 5/2/23) - Baker
SS SCS SBs 167 & 171 - Mayhew
HCS SS SB 138, as amended, E.C. - Kelly (141)
SS SCS SBs 94, 52, 57, 58 & 67 - Gregory
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli
HCS SB 101 - Knight
HCS SS SB 24 - Schwadron

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS HB 402, as amended - Henderson

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 655, as amended (request Senate recede/grant conference) - Knight

BILLS IN CONFERENCE

SS SCS HCS HB 2 - Smith (163)
SCS HCS HB 3 - Smith (163)
SCS HCS HB 4 - Smith (163)
SS SCS HCS HB 5 - Smith (163)
SCS HCS HB 6 - Smith (163)
SCS HCS HB 7 - Smith (163)
SS SCS HCS HB 8 - Smith (163)
SCS HCS HB 9 - Smith (163)
SCS HCS HB 10 - Smith (163)
SCS HCS HB 11 - Smith (163)
SS SCS HCS HB 12 - Smith (163)
SCS HCS HB 13 - Smith (163)
SCS HCS HB 15 - Smith (163)
SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner
SS SCS SB 127, with HA 1, HA 2, HA 1 HA 3, HA 3, as amended, HA 4, HA 1 HA 5, HA 2 HA 5, and HA 5, as amended - Francis
HCS SB 186, as amended, E.C. - Riley
HCS SS SB 222, as amended - Brown (16)
SS#3 HCS HJR 43 - Henderson

SB 28, with HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 1 HSA 1 HA 9, HSA 1 HA 9, as amended, HA 1 HA 10, HA 10, as amended, HA 1 HA 11, HA 2 HA 11, HA 3 HA 11, and HA 11, as amended - Roberts
HCS SS SCS SBs 45 & 90, as amended, E.C. - Stinnett
HCS SB 247, as amended - Baker
SS SB 139, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 1 HA 8, HA 8, as amended, HA 9, HA 1 HA 11, HA 2 HA 11, HA 11, as amended, HA 1 HA 12, HA 12, as amended, HA 1 HA 13, HA 2 HA 13, HA 13, as amended, HA 14, HA 15 and HA 16 - Griffith
HCS SS SB 111, as amended - Griffith
HCS SS SCS SB 72, as amended - Christofanelli
SB 20, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 9, and HA 10 - Hovis

HOUSE RESOLUTIONS

HCS HR 12 - Owen

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTY-SIXTH DAY, THURSDAY, MAY 4, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Happy is the man that findeth wisdom, and the man that getteth understanding." (Proverbs 3:13)

Almighty and most merciful God, from whom comes all wisdom and understanding, make us aware of Your presence as we seek to provide leadership for our people. May we be guided in all our debate to find the better pathway and be given strength to walk in it that the safety and honor of our state may be strengthened, freedom may be increased, and Your purposes be promoted in every county, urban or rural.

Grant that we may do only that which is right, wise and good. Give to us a serenity of mind and a steadiness of heart that we may fulfill Your will in this all too short life and find happiness in walking in Your ways and working for Your ways here in the People's House on this National Day of Prayer.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Elena Caroline Talken and Eleanor Corrine Talken.

The Journal of the sixty-fifth day was approved as printed.

MOTION

Representative Patterson moved that Rule 98 be suspended.

Which motion was adopted by the following vote:

AYES: 121

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Billington	Black	Boggs	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burton	Butz	Byrnes
Casteel	Chappell	Christ	Clemens	Cook
Copeland	Crossley	Cupps	Davidson	Diehl
Dinkins	Doll	Evans	Falkner	Farnan

Fogle	Fountain Henderson	Francis	Gallick	Gragg
Griffith	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Kelly 141	Knight
Lewis 25	Lewis 6	Mackey	Mann	Marquart
Mayhew	McGaugh	McGirl	Morse	Mosley
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Plank
Pollitt	Pouche	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 46	Sparks	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Weber	West	Wilson	Wright	Young
Mr. Speaker				

NOES: 007

Baker	Banderman	Busick	Davis	Kelley 127
Lonsdale	Sander			

PRESENT: 004

Burnett	Merideth	Phifer	Steinhoff

ABSENT WITH LEAVE: 030

Bland Manlove	Brown 16	Christofanelli	Coleman	Collins
Deaton	Ealy	Gray	Gregory	Haden
Hicks	Keathley	Lavender	Lovasco	Matthiesen
McMullen	Murphy	Peters	Proudie	Sauls
Schulte	Sharp 37	Smith 163	Stacy	Stephens
Titus	Unsicker	Walsh Moore	Windham	Woods

VACANCIES: 001

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SS SB 111, as amended: Representatives Griffith, Schulte, Peters, Baringer and Johnson (12)

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS#3 SB 22**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 23**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS SS#2 SCS SB 96**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 398**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 20**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 9** and **House Amendment No. 10**.

Senators: Bernskoetter, Black, Bean, Beck, McCreery

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 111, as amended**.

Senators: Bernskoetter, Cierpiot, Bean, Mosley, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SB 139**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 1 to House Amendment No. 8**, **House Amendment No. 8, as amended**, **House Amendment No. 9**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 11, as amended**, **House Amendment No. 1 to House Amendment No. 12**, **House Amendment No. 12, as amended**, **House Amendment No. 1 to House Amendment No. 13**, **House Amendment No. 2 to House Amendment No. 13**, **House Amendment No. 13, as amended**, **House Amendment No. 14**, **House Amendment No. 15** and **House Amendment No. 16**.

Senators: Bean, Hoskins, Trent, Williams, Razer

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 72, as amended**.

Senators: Trent, Luetkemeyer, Coleman, May, Roberts

THIRD READING OF SENATE BILLS

HCS SS SCS SBs 56 & 61, relating to motor vehicles, was taken up by Representative Hovis.

On motion of Representative Hovis, the title of **HCS SS SCS SBs 56 & 61** was agreed to.

Representative Chappell assumed the Chair.

Representative Reedy offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 56 & 61, Page 7, Section 144.070, Line 121, by inserting after all of said section and line the following:

"**170.027. 1. As used in this section, "driver education instruction and training" means instruction and training that offers instruction in the use and operation of motor vehicles including, but not limited to, instruction in the safe operation of motor vehicles and rules of the road and the laws of this state relating to motor vehicles.**

2. The state board of education shall develop and recommend a program of driver education instruction and training to be offered as part of the one-half unit of credit in health education in each public school district and charter school offering courses to pupils in grades ten to twelve. The board shall make such driver education instruction and training available for the 2024-25 school year and all subsequent school years. Each public school district and charter school shall offer such instruction and training or a substantially similar program of driver education instruction and training to pupils in grades ten to twelve in the 2024-25 school year and all subsequent school years.

3. The driver education instruction and training required under this section shall:

(1) Instruct pupils about the operation of motor vehicles;

(2) Emphasize the development of knowledge, attitudes, habits, and skills necessary for the safe operation of motor vehicles;

(3) Provide instruction on distracted driving as a major traffic safety issue;

(4) Provide instruction on special hazards existing at emergency situations and required safety and driving precautions that shall be observed in such situations and at highway construction and maintenance zones, railroad crossings, and the approaches thereto;

(5) Provide instruction concerning law enforcement procedures for traffic stops, including a demonstration of the proper actions to be taken during a traffic stop and appropriate interactions with law enforcement; and

(6) Provide such other instruction developed by the state board of education in conjunction with the department of transportation and the Missouri state highway patrol that is deemed necessary to instruct pupils on the operation and equipment of motor vehicles.

4. (1) The driver education instruction and training required under this section shall not require any pupil to physically operate a motor vehicle as part of such instruction and training.

(2) This section shall not be construed to prohibit any public school district or charter school from offering an elective driver education course that is different from the driver education instruction and training required under this section.

5. The state board of education may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Cook	Copeland	Cupps	Davidson
Davis	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4

Shields	Smith 155	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 011

Bosley	Coleman	Deaton	Haffner	Houx
Keathley	Lonsdale	Sharp 37	Smith 163	Stephens
Unsicker				

VACANCIES: 001

On motion of Representative Reedy, **House Amendment No. 1** was adopted.

Representative Hudson assumed the Chair.

Representative Mayhew offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 56 & 61, Page 7, Section 144.070, Line 121, by inserting after said section and line the following:

"301.218. 1. No person shall, except as an incident to the sale, repair, rebuilding or servicing of vehicles by a licensed franchised motor vehicle dealer, carry on or conduct the following business unless licensed to do so by the department of revenue under sections 301.217 to 301.229:

(1) Selling used parts of or used accessories for vehicles as a used parts dealer, as defined in section 301.010;

(2) Salvaging, wrecking**,** or dismantling vehicles for resale of the parts thereof as a salvage dealer **[**~~or~~**] and** dismantler, as defined in section 301.010**, or otherwise engaging in the buying or selling of catalytic converters or the component parts of catalytic converters**;

(3) Rebuilding and repairing four or more wrecked or dismantled vehicles in a calendar year as a rebuilder or body shop, as defined in section 301.010;

(4) Processing scrapped vehicles or vehicle parts as a scrap processor, as defined in section 301.010.

2. Sales at a salvage pool or a salvage disposal sale shall be open only to and made to persons actually engaged in and holding a current license under sections 301.217 to 301.221 and 301.550 to 301.573 or any person from another state or jurisdiction who is legally allowed in his or her state of domicile to purchase for resale, rebuild, dismantle, crush, or scrap either motor vehicles or salvage vehicles, and to persons who reside in a foreign country that are purchasing salvage vehicles for export outside of the United States. Operators of salvage pools or

salvage disposal sales shall keep a record, for three years, of sales of salvage vehicles with the purchasers' name and address, and the year, make, and vehicle identification number for each vehicle. These records shall be open for inspection as provided in section 301.225. Such records shall be submitted to the department on a quarterly basis.

3. The operator of a salvage pool or salvage disposal sale, or subsequent purchaser, who sells a nonrepairable motor vehicle or a salvage motor vehicle to a person who is not a resident of the United States at a salvage pool or a salvage disposal sale shall:

(1) Stamp on the face of the title so as not to obscure any name, date, or mileage statement on the title the words "FOR EXPORT ONLY" in capital letters that are black; and

(2) Stamp in each unused reassignment space on the back of the title the words "FOR EXPORT ONLY" and print the number of the dealer's salvage vehicle license, name of the salvage pool, or the name of the governmental entity, as applicable.

The words "FOR EXPORT ONLY" required under subdivisions (1) and (2) of this subsection shall be at least two inches wide and clearly legible. Copies of the stamped titles shall be forwarded to the department.

4. The director of revenue shall issue a separate license for each kind of business described in subsection 1 of this section, to be entitled and designated as either "used parts dealer"; "salvage dealer or dismantler"; "rebuilder or body shop"; or "scrap processor" license."; and

Further amend said bill, Page 28, Section 304.822, Line 143, by inserting after all of said section and line the following:

"407.300. 1. Every purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property who obtains items for resale or profit shall keep a register containing a written or electronic record for each purchase or **[**~~trade in which~~**]** **trade-in of** each type of material subject to the provisions of this section **[**~~is~~**]** obtained for value. There shall be a separate record for each transaction involving any:

(1) Copper, brass, or bronze;

(2) Aluminum wire, cable, pipe, tubing, bar, ingot, rod, fitting, or fastener;

(3) Material containing copper or aluminum that is knowingly used for farming purposes as farming is defined in section 350.010; whatever may be the condition or length of such metal;

(4) Detached catalytic converter; or

(5) Motor vehicle, heavy equipment, or tractor battery.

2. The record required by this section shall contain the following data:

(1) A copy of the driver's license**,** or **other** photo identification issued by the state or by the United States government or agency thereof**,** of the person from whom the material is obtained;

(2) The current address, gender, birth date, and a color photograph of the person from whom the material is obtained if not included or are different from the identification required in subdivision (1) of this subsection;

(3) The date, time, and place of the transaction;

(4) The license plate number of the vehicle used by the seller during the transaction; **[**~~and~~**]**

(5) A full description of the material, including the weight and purchase price**; and**

(6) If the purchase or trade-in includes a detached catalytic converter:

(a) Either proof the seller is a bona fide automobile repair shop or an affidavit that attests the detached catalytic converter was acquired lawfully; and

(b) The make, model, year, and vehicle identification number of the vehicle from which the detached catalytic converter originated.

3. **(1)** The records required under this section shall be maintained **in order of transaction date** for a minimum of **[**~~thirty-six months~~**]** **four years** from when such material is obtained and shall be available for inspection by any law enforcement officer.

(2) The department of revenue shall create and make available on the department website a standardized form for recording the records required under this section.

(3) At least monthly, a purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property shall submit to the department of revenue the records required under this section on the department's form, with copies of the purchaser's, collector's, or dealer's other records, if any, attached. The

submission may be in either a paper or electronic format. The department of revenue may prescribe the format of forms submitted electronically.

4. No transaction that includes a detached catalytic converter shall occur at any location other than the fixed place of business of the purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property. No detached catalytic converter shall be altered, modified, disassembled, or destroyed until it has been in the purchaser's, collector's, or dealer's possession for five business days.

5. Anyone **[**~~licensed under section 301.218 who knowingly purchases a stolen detached catalytic converter shall be subject to the following penalties:~~

~~(1) For a first violation, a fine in the amount of five thousand dollars;~~

~~(2) For a second violation, a fine in the amount of ten thousand dollars; and~~

~~(3) For a third violation, revocation of the~~**] convicted of violating this section shall be guilty of a class E felony and shall be subject to having any** license for a business described under section 301.218 **revoked**.

6. This section shall not apply to **[**~~either of~~**]** the following transactions:

(1) Any transaction for which the seller has an existing business relationship with the scrap metal dealer and is known to the scrap metal dealer making the purchase to be an established business or political subdivision that operates a business with a fixed location that can be reasonably expected to generate regulated scrap metal and can be reasonably identified as such a business, and for which the seller is paid by check or by electronic funds transfer, or the seller produces an acceptable identification, which shall be a copy of the driver's license or photo identification issued by the state or by the United States government or agency thereof, and a copy is retained by the purchaser; or

(2) Any transaction for which the type of metal subject to subsection 1 of this section is a minor part of a larger item, except **[**~~for~~**] that minor parts of** heating and cooling equipment or **of** equipment used in the generation and transmission of electrical power or telecommunications**, including any catalytic converter of such equipment, shall remain subject to this section**.

7. As used in this section, "catalytic converter" means any device designed to be used as an emissions control device when connected to an internal combustion engine, including the constituent parts of such a device, whether assembled into a complete unit or disassembled into separate constituent parts or components."; and

Further amend said bill, Page 32, Section 407.828, Line 121, by inserting after all of said section and line the following:

"570.030. 1. A person commits the offense of stealing if he or she:

(1) Appropriates property or services of another with the purpose to deprive him or her thereof, either without his or her consent or by means of deceit or coercion;

(2) Attempts to appropriate anhydrous ammonia or liquid nitrogen of another with the purpose to deprive him or her thereof, either without his or her consent or by means of deceit or coercion; **[**~~or~~**]**

(3) For the purpose of depriving the owner of a lawful interest therein, receives, retains or disposes of property of another knowing that it has been stolen, or believing that it has been stolen**; or**

(4) For the purpose of depriving the owner of a lawful interest therein, receives, retains, or disposes of a catalytic converter, as defined in subsection 7 of section 407.300, and knows that it has been stolen, believes that it has been stolen, or reasonably should suspect that it has been stolen.

2. The offense of stealing is a class A felony if the property appropriated consists of any of the following containing any amount of anhydrous ammonia: a tank truck, tank trailer, rail tank car, bulk storage tank, field nurse, field tank or field applicator.

3. The offense of stealing is a class B felony if:

(1) The property appropriated or attempted to be appropriated consists of any amount of anhydrous ammonia or liquid nitrogen;

(2) The property consists of any animal considered livestock as the term livestock is defined in section 144.010, or any captive wildlife held under permit issued by the conservation commission, and the value of the animal or animals appropriated exceeds three thousand dollars and that person has previously been found guilty of appropriating any animal considered livestock or captive wildlife held under permit issued by the conservation commission. Notwithstanding any provision of law to the contrary, such person shall serve a minimum prison term

of not less than eighty percent of his or her sentence before he or she is eligible for probation, parole, conditional release, or other early release by the department of corrections;

(3) A person appropriates property consisting of a motor vehicle, watercraft, or aircraft, and that person has previously been found guilty of two stealing-related offenses committed on two separate occasions where such offenses occurred within ten years of the date of occurrence of the present offense;

(4) The property appropriated or attempted to be appropriated consists of any animal considered livestock as the term is defined in section 144.010 if the value of the livestock exceeds ten thousand dollars; or

(5) The property appropriated or attempted to be appropriated is owned by or in the custody of a financial institution and the property is taken or attempted to be taken physically from an individual person to deprive the owner or custodian of the property.

4. The offense of stealing is a class C felony if the value of the property or services appropriated is twenty-five thousand dollars or more.

5. The offense of stealing is a class D felony if:

(1) The value of the property or services appropriated is seven hundred fifty dollars or more;

(2) The offender physically takes the property appropriated from the person of the victim; or

(3) The property appropriated consists of:

(a) Any motor vehicle, watercraft or aircraft;

(b) Any will or unrecorded deed affecting real property;

(c) Any credit device, debit device or letter of credit;

(d) Any firearms;

(e) Any explosive weapon as defined in section 571.010;

(f) Any United States national flag designed, intended and used for display on buildings or stationary flagstaffs in the open;

(g) Any original copy of an act, bill or resolution, introduced or acted upon by the legislature of the state of Missouri;

(h) Any pleading, notice, judgment or any other record or entry of any court of this state, any other state or of the United States;

(i) Any book of registration or list of voters required by chapter 115;

(j) Any animal considered livestock as that term is defined in section 144.010;

(k) Any live fish raised for commercial sale with a value of seventy-five dollars or more;

(l) Any captive wildlife held under permit issued by the conservation commission;

(m) Any controlled substance as defined by section 195.010;

(n) Ammonium nitrate;

(o) Any wire, electrical transformer, or metallic wire associated with transmitting telecommunications, video, internet, or voice over internet protocol service, or any other device or pipe that is associated with conducting electricity or transporting natural gas or other combustible fuels; or

(p) Any material appropriated with the intent to use such material to manufacture, compound, produce, prepare, test or analyze amphetamine or methamphetamine or any of their analogues.

6. The offense of stealing is a class E felony if:

(1) The property appropriated is an animal;

(2) The property is a catalytic converter**, as defined in subsection 7 of section 407.300**; or

(3) A person has previously been found guilty of three stealing-related offenses committed on three separate occasions where such offenses occurred within ten years of the date of occurrence of the present offense.

7. The offense of stealing is a class D misdemeanor if the property is not of a type listed in subsection 2, 3, 5, or 6 of this section, the property appropriated has a value of less than one hundred fifty dollars, and the person has no previous findings of guilt for a stealing-related offense.

8. The offense of stealing is a class A misdemeanor if no other penalty is specified in this section.

9. If a violation of this section is subject to enhanced punishment based on prior findings of guilt, such findings of guilt shall be pleaded and proven in the same manner as required by section 558.021.

10. The appropriation of any property or services of a type listed in subsection 2, 3, 5, or 6 of this section or of a value of seven hundred fifty dollars or more may be considered a separate felony and may be charged in separate counts.

11. The value of property or services appropriated pursuant to one scheme or course of conduct, whether from the same or several owners and whether at the same or different times, constitutes a single criminal episode and may be aggregated in determining the grade of the offense, except as set forth in subsection 10 of this section.

570.031. 1. A person commits the offense of unlawful possession of a detached catalytic converter if the person possesses a catalytic converter that is detached from a motor vehicle with the intent to sell the catalytic converter unless:

(1) The detached catalytic converter is possessed in the course of a legitimate business purpose;

(2) The detached catalytic converter is a component or constituent part of an item or equipment owned by the person; or

(3) The possession of the detached catalytic converter is for some other lawful purpose.

2. The offense of unlawful possession of a detached catalytic converter is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Myers offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 56 & 61, Page 1, Line 5, by deleting said line and inserting in lieu thereof the following:

"300.100. 1. The driver of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspected violator of the law or when responding to but not upon returning from a fire alarm, may exercise the privileges set forth in this section, but subject to the conditions herein stated.

2. The driver of an authorized emergency vehicle may:

(1) Park or stand, irrespective of the provisions of this ordinance;

(2) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(3) Exceed the maximum speed limits so long as he does not endanger life or property;

(4) Disregard regulations governing direction of movement or turning in specified directions.

3. The exemptions herein granted to an authorized emergency vehicle shall apply only when the driver of any said vehicle while in motion sounds audible signal by siren or while having at least one lighted lamp exhibiting a red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175**, except that an authorized emergency vehicle operated as a police vehicle is not required to use an audible signal or display a visual signal when the vehicle is being used to:**

(1) Obtain evidence of a speeding violation;

(2) Respond to a suspected crime in progress when use of an audible or visual signal, or both, could reasonably result in the destruction of evidence or escape of a suspect; or

(3) Conduct surveillance of a vehicle or the passengers of a vehicle who are suspected of involvement in a crime.

4. The foregoing provisions shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others.

301.218. 1. No person shall, except as an incident to the sale, repair, rebuilding or"; and

Further amend said amendment, Page 2, Line 12, by inserting after all of said line the following:

"Further amend said bill, Page 24, Section 302.574, Line 143, by inserting after all of said section and line the following:

"304.022. 1. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the highway and thereupon stop and remain in such position until such emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

2. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor vehicle shall:

(1) Proceed with caution and yield the right-of-way, if possible with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle; or

(2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

3. The motorman of every streetcar shall immediately stop such car clear of any intersection and keep it in such position until the emergency vehicle has passed, except as otherwise directed by a police or traffic officer.

4. An "emergency vehicle" is a vehicle of any of the following types:

(1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri capitol police, a conservation agent, or a state or a county or municipal park ranger, those vehicles operated by enforcement personnel of the state highways and transportation commission, police or fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to make arrests for violations of the laws of the United States, traffic officer, coroner, medical examiner, or forensic investigator of the county medical examiner's office, or by a privately owned emergency vehicle company;

(2) A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs;

(3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175;

(4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service;

(5) Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle;

(6) Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of chapter 44;

(7) Any vehicle operated by an authorized employee of the department of corrections who, as part of the employee's official duties, is responding to a riot, disturbance, hostage incident, escape or other critical situation where there is the threat of serious physical injury or death, responding to mutual aid call from another criminal justice agency, or in accompanying an ambulance which is transporting an offender to a medical facility;

(8) Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provisions of sections 260.500 to 260.550;

(9) Any vehicle owned by the state highways and transportation commission and operated by an authorized employee of the department of transportation that is marked as a department of transportation emergency response or motorist assistance vehicle; or

(10) Any vehicle owned and operated by the civil support team of the Missouri National Guard while in response to or during operations involving chemical, biological, or radioactive materials or in support of official requests from the state of Missouri involving unknown substances, hazardous materials, or as may be requested by the appropriate state agency acting on behalf of the governor.

5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an emergency call or when in pursuit of an actual or suspected law violator, or when responding to, but not upon returning from, a fire.

(2) The driver of an emergency vehicle may:

(a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;

(b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(c) Exceed the prima facie speed limit so long as the driver does not endanger life or property;

(d) Disregard regulations governing direction of movement or turning in specified directions.

(3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this subsection shall apply only when the driver of any such vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light or blue light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle**, except that an authorized emergency vehicle operated as a police vehicle is not required to use an audible signal or display a visual signal when the vehicle is being used to:**

(a) Obtain evidence of a speeding violation;

(b) Respond to a suspected crime in progress when use of an audible or visual signal, or both, could reasonably result in the destruction of evidence or escape of a suspect; or

(c) Conduct surveillance of a vehicle or the passengers of a vehicle who are suspected of involvement in a crime.

6. No person shall purchase an emergency light as described in this section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.

7. Violation of this section shall be deemed a class A misdemeanor."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Myers, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Thomas offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 56 & 61, Page 2, Line 17, by deleting all of said line and inserting in lieu thereof the following:

""306.127. 1. Beginning January 1, 2005, every person born after January 1, 1984, or as required pursuant to section 306.128, who operates a vessel on the **[**~~lakes~~**] waters** of this state shall possess, on the vessel, a boating safety identification card issued by the water patrol division or its agent which shows that he or she has:

(1) Successfully completed a boating safety course approved by the National Association of State Boating Law Administrators and certified by the water patrol division. The boating safety course may include a course sponsored by the United States Coast Guard Auxiliary or the United States Power Squadron. The water patrol division may appoint agents to administer a boater education course or course equivalency examination and issue boater identification cards under guidelines established by the water patrol. The water patrol division shall maintain a list of approved courses; or

(2) Successfully passed an equivalency examination prepared by the water patrol division and administered by the water patrol division or its agent. The equivalency examination shall have a degree of difficulty equal to, or greater than, that of the examinations given at the conclusion of an approved boating safety course; or

(3) A valid master's, mate's, or operator's license issued by the United States Coast Guard.

2. The water patrol division or its agent shall issue a permanent boating safety identification card to each person who complies with the requirements of this section which is valid for life unless invalidated pursuant to law.

3. The water patrol division may charge a fee for such card or any replacement card that does not substantially exceed the costs of administrating this section. The water patrol division or its designated agent shall collect such fees. These funds shall be forwarded to **[**~~general revenue~~**] the water patrol division fund to be used solely for statewide boating safety initiatives**.

4. The provisions of this section shall not apply to any person who:

(1) Is licensed by the United States Coast Guard to serve as master of a vessel;

(2) Operates a vessel only on a private lake or pond that is not classified as waters of the state;

(3) Until January 1, 2006, is a nonresident who is visiting the state for sixty days or less;

(4) Is participating in an event or regatta approved by the water patrol;

(5) Is a nonresident who has proof of a valid boating certificate or license issued by another state if the boating course is approved by the National Association of State Boating Law Administrators (NASBLA);

(6) Is exempted by rule of the water patrol;

(7) Is currently serving in any branch of the United States Armed Forces, reserves, or Missouri National Guard, or any spouse of a person currently in such service; or

(8) Has previously successfully completed a boating safety education course approved by the National Association of State Boating Law Administrators (NASBLA).

5. The water patrol division shall inform other states of the requirements of this section.

6. No individual shall be detained or stopped strictly for the purpose of checking whether the individual possesses a boating safety identification card or a temporary boater education permit.

7. Any person or company that rents or sells vessels may issue a temporary boating safety identification card to an individual to operate a rented vessel or a vessel being considered for sale, for a period of up to seven days, provided that the individual meets the minimum age requirements for operating a vessel in this state. In order to qualify for the temporary boating safety identification card, the applicant shall provide a valid driver's license and shall sign an affidavit that he or she has reviewed the Missouri state highway patrol handbook of Missouri boating laws and responsibilities. Any individual holding a valid temporary boating safety identification card shall be deemed in compliance with the requirements of this section. The Missouri state highway patrol shall charge a fee of nine dollars for such temporary boating safety identification card. Individuals shall not be eligible for more than one temporary boating safety identification card. No person or company may issue a temporary boating safety identification card to an individual under the provisions of this subsection unless such person or company is capable of submitting the applicant's temporary boating safety identification card information and payment in an electronic format as prescribed by the Missouri state highway patrol. The business entity issuing a temporary boating safety identification card to an individual under the provisions of this subsection shall transmit the applicant's temporary boating safety identification card information electronically to the Missouri state highway patrol, in a manner and format prescribed by the superintendent, using an electronic online registration process developed and provided by the Missouri state highway patrol. The electronic online process developed and provided by the Missouri state highway patrol shall allow the applicant to pay the temporary boating safety identification card fee by credit card or debit card. Notwithstanding any provision in section 306.185 to the contrary, all fees collected under the authority of this subsection shall be deposited in the water patrol division fund. The Missouri state highway patrol shall promulgate rules for developing the temporary boating safety identification card and any requirements necessary to the issuance, processing, and payment of the temporary boating safety identification card. The Missouri state highway patrol shall, by rule, develop a boating safety checklist for each applicant seeking a temporary boating safety identification card. Nothing in this subsection shall allow a holder of a temporary boating safety identification card to receive a notation on the person's driver's license or nondriver identification under section 302.184. The provisions of this subsection shall expire on December 31, 2032.

306.185. 1. There is hereby created in the state treasury the "Water Patrol Division Fund", which shall consist of money collected under section 306.030 **and section 306.127**. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the expenses of the Missouri state highway patrol, water patrol division, including but not limited to personnel expense, training expense, and equipment expense for the purpose of enforcing the laws of this chapter.

2. Notwithstanding the provisions of section 33.080, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

407.300. 1. Every purchaser or collector of, or dealer in, junk, scrap metal, or any"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Thomas, **House Amendment No. 2 to House Amendment No. 2** was adopted.

On motion of Representative Mayhew, **House Amendment No. 2, as amended**, was adopted.

HCS SS SCS SBs 56 & 61, as amended, was laid over.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 24, relating to the provision of resources to first responders for mental health, was taken up by Representative Schwadron.

Representative Schwadron moved that the title be agreed to.

Representative Kelly (141) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 24, Page 1, In the Title, Line 3, by deleting the words "the provision of resources to first responders for mental health" and inserting in lieu thereof the words "vulnerable persons"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelly (141), **House Amendment No. 1** was adopted.

Representative Schwadron offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 24, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"67.145. 1. No political subdivision of this state shall prohibit any first responder from engaging in any political activity while off duty and not in uniform, being a candidate for elected or appointed public office, or holding such office unless such political activity or candidacy is otherwise prohibited by state or federal law.

2. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, **telecommunicator first responders,** police officers, sheriffs, deputy sheriffs, firefighters, **[**~~ambulance attendants and attendant drivers,~~**]** emergency medical technicians, **[**~~mobile emergency medical technicians, emergency medical technician-paramedics,~~**]** registered nurses, or physicians.

70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system. The clerk or secretary of the political subdivision shall certify an election concerning the coverage of **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system to the board within ten days after such vote. The date in which the political subdivision's election becomes effective shall be the first day of the calendar month specified by such governing body, the first day of the calendar month next following receipt by the board of the certification of the election, or the effective date of the political subdivision's becoming

an employer, whichever is the latest date. Such election shall not be changed after the effective date. If the election is made, the coverage provisions shall be applicable to all past and future employment with the employer by present and future employees. If a political subdivision makes no election under this section, no **[**~~emergency~~**]** telecommunicator **first responder**, jailor, or emergency medical service personnel of the political subdivision shall be considered public safety personnel for purposes determining a minimum service retirement age as defined in section 70.600.

2. If an employer elects to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system, the employer's contributions shall be correspondingly changed effective the same date as the effective date of the political subdivision's election.

3. The limitation on increases in an employer's contributions provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer making an election under the provisions of this section.

105.500. For purposes of sections 105.500 to 105.598, unless the context otherwise requires, the following words and phrases mean:

(1) "Bargaining unit", a unit of public employees at any plant or installation or in a craft or in a function of a public body that establishes a clear and identifiable community of interest among the public employees concerned;

(2) "Board", the state board of mediation established under section 295.030;

(3) "Department", the department of labor and industrial relations established under section 286.010;

(4) "Exclusive bargaining representative", an organization that has been designated or selected, as provided in section 105.575, by a majority of the public employees in a bargaining unit as the representative of such public employees in such unit for purposes of collective bargaining;

(5) "Labor organization", any organization, agency, or public employee representation committee or plan, in which public employees participate and that exists for the purpose, in whole or in part, of dealing with a public body or public bodies concerning collective bargaining, grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work;

(6) "Public body", the state of Missouri, or any officer, agency, department, bureau, division, board or commission of the state, or any other political subdivision or special district of or within the state. Public body shall not include the department of corrections;

(7) "Public employee", any person employed by a public body;

(8) "Public safety labor organization", a labor organization wholly or primarily representing persons trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, **[**~~ambulance attendants, attendant drivers,~~**]** emergency medical technicians, **[**~~emergency medical technician paramedics,~~**]** dispatchers, registered nurses and physicians, and persons who are vested with the power of arrest for criminal code violations including, but not limited to, police officers, sheriffs, and deputy sheriffs.

170.310. 1. For school year 2017-18 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received thirty minutes of cardiopulmonary resuscitation instruction and training in the proper performance of the Heimlich maneuver or other first aid for choking given any time during a pupil's four years of high school.

2. Beginning in school year 2017-18, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in cardiopulmonary resuscitation. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the American Heart Association or the American Red Cross, or through a nationally recognized program based on the most current national evidence-based emergency cardiovascular care guidelines, and psychomotor skills development shall be incorporated into the instruction. For purposes of this section, "psychomotor skills" means the use of hands-on practicing and skills testing to support cognitive learning.

3. The teacher of the cardiopulmonary resuscitation course or unit shall not be required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not designed to result in certification of students. Instruction that is designed to result in certification being earned shall be required to be taught by an authorized cardiopulmonary instructor. Schools may develop agreements with any local chapter of a voluntary organization of

first responders to provide the required hands-on practice and skills testing. **For purposes of this subsection, "first responders" shall include telecommunicator first responders as defined in section 650.320.**

4. The department of elementary and secondary education may promulgate rules to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

190.091. 1. As used in this section, the following terms mean:

(1) "Bioterrorism", the intentional use of any microorganism, virus, infectious substance, or biological product that may be engineered as a result of biotechnology or any naturally occurring or bioengineered component of any microorganism, virus, infectious substance, or biological product to cause death, disease, or other biological malfunction in a human, an animal, a plant, or any other living organism to influence the conduct of government or to intimidate or coerce a civilian population;

(2) "Department", the Missouri department of health and senior services;

(3) "Director", the director of the department of health and senior services;

(4) "Disaster locations", any geographical location where a bioterrorism attack, terrorist attack, catastrophic or natural disaster, or emergency occurs;

(5) "First responders", state and local law enforcement personnel, **telecommunicator first responders,** fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies**;**

(6) "Missouri state highway patrol telecommunicator", any authorized Missouri state highway patrol communications division personnel whose primary responsibility includes directly responding to emergency communications and who meet the training requirements pursuant to section 650.340.

2. The department shall offer a vaccination program for first responders **and Missouri state highway patrol telecommunicators** who may be exposed to infectious diseases when deployed to disaster locations as a result of a bioterrorism event or a suspected bioterrorism event. The vaccinations shall include, but are not limited to, smallpox, anthrax, and other vaccinations when recommended by the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices.

3. Participation in the vaccination program shall be voluntary by the first responders **and Missouri state highway patrol telecommunicators**, except for first responders **or Missouri state highway patrol telecommunicators** who, as determined by their employer, cannot safely perform emergency responsibilities when responding to a bioterrorism event or suspected bioterrorism event without being vaccinated. The recommendations of the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices shall be followed when providing appropriate screening for contraindications to vaccination for first responders **and Missouri state highway patrol telecommunicators**. A first responder **and Missouri state highway patrol telecommunicator** shall be exempt from vaccinations when a written statement from a licensed physician is presented to their employer indicating that a vaccine is medically contraindicated for such person.

4. If a shortage of the vaccines referred to in subsection 2 of this section exists following a bioterrorism event or suspected bioterrorism event, the director, in consultation with the governor and the federal Centers for Disease Control and Prevention, shall give priority for such vaccinations to persons exposed to the disease and to first responders **or Missouri state highway patrol telecommunicators** who are deployed to the disaster location.

5. The department shall notify first responders **and Missouri state highway patrol telecommunicators** concerning the availability of the vaccination program described in subsection 2 of this section and shall provide education to such first responders**, [**~~and~~**]** their employers**, and Missouri state highway patrol telecommunicators** concerning the vaccinations offered and the associated diseases.

6. The department may contract for the administration of the vaccination program described in subsection 2 of this section with health care providers, including but not limited to local public health agencies, hospitals, federally qualified health centers, and physicians.

7. The provisions of this section shall become effective upon receipt of federal funding or federal grants which designate that the funding is required to implement vaccinations for first responders **and Missouri state highway patrol telecommunicators** in accordance with the recommendations of the federal Centers for Disease

Control and Prevention's Advisory Committee on Immunization Practices. Upon receipt of such funding, the department shall make available the vaccines to first responders **and Missouri state highway patrol telecommunicators** as provided in this section.

190.100. As used in sections 190.001 to 190.245 and section 190.257, the following words and terms mean:

(1) "Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

(4) "Ambulance service", a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

(5) "Ambulance service area", a specific geographic area in which an ambulance service has been authorized to operate;

(6) "Basic life support (BLS)", a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

(7) "Council", the state advisory council on emergency medical services;

(8) "Department", the department of health and senior services, state of Missouri;

(9) "Director", the director of the department of health and senior services or the director's duly authorized representative;

(10) "Dispatch agency", any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

(11) "Emergency", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

(12) "Emergency medical dispatcher", a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course**[**~~, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245~~**] and any ongoing training requirements under section 650.340**;

(13) "Emergency medical responder", a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

(14) "Emergency medical response agency", any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

(15) "Emergency medical services for children (EMS-C) system", the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

(16) "Emergency medical services (EMS) system", the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

(17) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

(18) **[**~~"Emergency medical technician-basic" or "EMT-B", a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(19)~~**]** "Emergency medical technician-community paramedic", "community paramedic", or "EMT-CP", a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

[~~(20) "Emergency medical technician-paramedic" or "EMT-P", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(21)~~**] (19)** "Emergency services", health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

[~~(22)~~**] (20)** "Health care facility", a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

[~~(23)~~**] (21)** "Hospital", an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

[~~(24)~~**] (22)** "Medical control", supervision provided by or under the direction of physicians, or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;

[~~(25)~~**] (23)** "Medical direction", medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

[~~(26)~~**] (24)** "Medical director", a physician licensed pursuant to chapter 334 designated by the ambulance service**, dispatch agency,** or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

[~~(27)~~**] (25)** "Memorandum of understanding", an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(26) "Paramedic", a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[~~(28)~~**] (27)** "Patient", an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

[~~(29)~~**] (28)** "Person", as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

[~~(30)~~**] (29)** "Physician", a person licensed as a physician pursuant to chapter 334;

[~~(31)~~**] (30)** "Political subdivision", any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

[~~(32)~~**] (31)** "Professional organization", any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, **[**~~EMT-B's~~**] EMTs**, nurses, **[**~~EMT-P's~~**] paramedics**, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

[~~(33)~~**] (32)** "Proof of financial responsibility", proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

[~~(34)~~**] (33)** "Protocol", a predetermined, written medical care guideline, which may include standing orders;

[~~(35)~~**] (34)** "Regional EMS advisory committee", a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

[~~(36)~~**] (35)** "Specialty care transportation", the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

[~~(37)~~**] (36)** "Stabilize", with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

[~~(38)~~**] (37)** "State advisory council on emergency medical services", a committee formed to advise the department on policy affecting emergency medical service throughout the state;

[~~(39)~~**] (38)** "State EMS medical directors advisory committee", a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

[~~(40)~~**] (39)** "STEMI" or "ST-elevation myocardial infarction", a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

[~~(41)~~**] (40)** "STEMI care", includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

[~~(42)~~**] (41)** "STEMI center", a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

[~~(43)~~**] (42)** "Stroke", a condition of impaired blood flow to a patient's brain as defined by the department;

[~~(44)~~**] (43)** "Stroke care", includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

[~~(45)~~**] (44)** "Stroke center", a hospital that is currently designated as such by the department;

[~~(46)~~**] (45)** "Time-critical diagnosis", trauma care, stroke care, and STEMI care occurring either outside of a hospital or in a center designated under section 190.241;

[~~(47)~~**] (46)** "Time-critical diagnosis advisory committee", a committee formed under section 190.257 to advise the department on policies impacting trauma, stroke, and STEMI center designations; regulations on trauma care, stroke care, and STEMI care; and the transport of trauma, stroke, and STEMI patients;

[~~(48)~~**] (47)** "Trauma", an injury to human tissues and organs resulting from the transfer of energy from the environment;

[~~(49)~~**] (48)** "Trauma care" includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

[~~(50)~~**] (49)** "Trauma center", a hospital that is currently designated as such by the department.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors and the state EMS medical director elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. The state EMS medical directors advisory committee shall review and make recommendations regarding all proposed community and regional time-critical diagnosis plans.

12. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to AEMTs, **[**~~EMT-Bs, EMT-Ps~~**] EMTs, paramedics**, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.142. 1. (1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license.

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may include the use of vendors or systems administered by the Missouri state highway patrol. The department may share the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, in recognition of the EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

(3) The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) Emergency medical technician and paramedic education and training requirements based on respective National Emergency Medical Services Education Standards and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(3) Paramedic accreditation requirements. Paramedic training programs shall be accredited **[**~~by the Commission on Accreditation of Allied Health Education Programs (CAAHEP) or hold a CAAHEP letter of review~~**] as required by the National Registry of Emergency Medical Technicians**;

(4) Initial licensure testing requirements. Initial **[**~~EMT-P~~**] paramedic** licensure testing shall be through the national registry of EMTs;

(5) Continuing education and relicensure requirements; and

(6) Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. All levels of emergency medical technicians may perform only that patient care which is:

(1) Consistent with the training, education and experience of the particular emergency medical technician; and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.147. 1. **[**~~An emergency medical technician paramedic (EMT-P)~~**] A paramedic** may make a good faith determination that such behavioral health patients who present a likelihood of serious harm to themselves or others, as the term "likelihood of serious harm" is defined under section 632.005, or who are significantly incapacitated by alcohol or drugs shall be placed into a temporary hold for the sole purpose of transport to the nearest appropriate facility; provided that, such determination shall be made in cooperation with at least one other **[**~~EMT-P~~**] paramedic** or other health care professional involved in the transport. Once in a temporary hold, the patient shall be treated with humane care in a manner that preserves human dignity, consistent with applicable federal regulations and nationally recognized guidelines regarding the appropriate use of temporary holds and restraints in medical transport. Prior to making such a determination:

(1) The **[**~~EMT-P~~**] paramedic** shall have completed a standard crisis intervention training course as endorsed and developed by the state EMS medical director's advisory committee;

(2) The **[**~~EMT-P~~**] paramedic** shall have been authorized by his or her ground or air ambulance service's administration and medical director under subsection 3 of section 190.103; and

(3) The **[**~~EMT-P's~~**] paramedic** ground or air ambulance service has developed and adopted standardized triage, treatment, and transport protocols under subsection 3 of section 190.103, which address the challenge of treating and transporting such patients. Provided:

(a) That such protocols shall be reviewed and approved by the state EMS medical director's advisory committee; and

(b) That such protocols shall direct the **[**~~EMT-P~~**] paramedic** regarding the proper use of patient restraint and coordination with area law enforcement; and

(c) Patient restraint protocols shall be based upon current applicable national guidelines.

2. In any instance in which a good faith determination for a temporary hold of a patient has been made, such hold shall be made in a clinically appropriate and adequately justified manner, and shall be documented and attested to in writing. The writing shall be retained by the ambulance service and included as part of the patient's medical file.

3. **[**~~EMT-Ps~~**] Paramedics** who have made a good faith decision for a temporary hold of a patient as authorized by this section shall no longer have to rely on the common law doctrine of implied consent and therefore shall not be civilly liable for a good faith determination made in accordance with this section and shall not have waived any sovereign immunity defense, official immunity defense, or Missouri public duty doctrine defense if employed at the time of the good faith determination by a government employer.

4. Any ground or air ambulance service that adopts the authority and protocols provided for by this section shall have a memorandum of understanding with applicable local law enforcement agencies in order to achieve a collaborative and coordinated response to patients displaying symptoms of either a likelihood of serious harm to themselves or others or significant incapacitation by alcohol or drugs, which require a crisis intervention response. The memorandum of understanding shall include, but not be limited to, the following:

(1) Administrative oversight, including coordination between ambulance services and law enforcement agencies;

(2) Patient restraint techniques and coordination of agency responses to situations in which patient restraint may be required;

(3) Field interaction between paramedics and law enforcement, including patient destination and transportation; and

(4) Coordination of program quality assurance.

5. The physical restraint of a patient by an emergency medical technician under the authority of this section shall be permitted only in order to provide for the safety of bystanders, the patient, or emergency personnel due to an imminent or immediate danger, or upon approval by local medical control through direct communications. Restraint shall also be permitted through cooperation with on-scene law enforcement officers. All incidents involving patient restraint used under the authority of this section shall be reviewed by the ambulance service physician medical director.

190.327. 1. Immediately upon the decision by the commission to utilize a portion of the emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the commission shall appoint the initial members of a board which shall administer the funds and oversee the provision of central dispatching for emergency services in the county and in municipalities and other political subdivisions which have contracted for such service. Beginning with the general election in 1992, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency telephone service and in chapter 321, with regard to the provision of central dispatching service, and such duties shall be exercised by the board.

2. Elections for board members may be held on general municipal election day, as defined in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

3. For the purpose of providing the services described in this section, the board shall have the following powers, authority and privileges:

(1) To have and use a corporate seal;

(2) To sue and be sued, and be a party to suits, actions and proceedings;

(3) To enter into contracts, franchises and agreements with any person, partnership, association or corporation, public or private, affecting the affairs of the board;

(4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal property, including leases and easements;

(5) To have the management, control and supervision of all the business affairs of the board and the construction, installation, operation and maintenance of any improvements;

(6) To hire and retain agents and employees and to provide for their compensation including health and pension benefits;

(7) To adopt and amend bylaws and any other rules and regulations;

(8) To fix, charge and collect the taxes and fees authorized by law for the purpose of implementing and operating the services described in this section;

(9) To pay all expenses connected with the first election and all subsequent elections; and

(10) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this subsection. Such specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, the county commission may elect to appoint the members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions which have contracted for such service upon the request of the municipalities and other political subdivisions. Upon appointment of the initial members of the board, the commission shall relinquish all powers and duties to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of central dispatching service and such duties shall be exercised by the board.

(2) The board shall consist of seven members appointed without regard to political affiliation. The members shall include:

(a) Five members who shall serve for so long as they remain in their respective county or municipal positions as follows:

a. The county sheriff, or his or her designee;

b. The heads of the municipal police department who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees; or

c. The heads of the municipal fire departments or fire divisions who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees;

(b) Two members who shall serve two-year terms appointed from among the following:

a. The head of any of the county's fire protection districts who have contracted for central dispatching service, or his or her designee;

b. The head of any of the county's ambulance districts who have contracted for central dispatching service, or his or her designee;

c. The head of any of the municipal police departments located in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph b. of paragraph (a) of this subdivision; and

d. The head of any of the municipal fire departments in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph c. of paragraph (a) of this subdivision.

(3) Upon the appointment of the board under this subsection, the board shall have the powers provided in subsection 3 of this section and the commission shall relinquish all powers and duties relating to the provision of central dispatching service under this chapter to the board.

[~~5.An emergency services board originally organized under section 190.325 operating within a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitant s shall not have a sales tax for emergency services or for providing central dispatching for emergency services greater than one-quarter of one percent. If on July 9, 2019, such tax is greater than one-quarter of one percent, the board shall lower the tax rate.~~**]**

190.460. 1. As used in this section, the following terms mean:

(1) "Board", the Missouri 911 service board established under section 650.325;

(2) "Consumer", a person who purchases prepaid wireless telecommunications service in a retail transaction;

(3) "Department", the department of revenue;

(4) "Prepaid wireless service provider", a provider that provides prepaid wireless service to an end user;

(5) "Prepaid wireless telecommunications service", a wireless telecommunications service that allows a caller to dial 911 to access the 911 system and which service shall be paid for in advance and is sold in predetermined units or dollars of which the number declines with use in a known amount;

(6) "Retail transaction", the purchase of prepaid wireless telecommunications service from a seller for any purpose other than resale. The purchase of more than one item that provides prepaid wireless telecommunication service, when such items are sold separately, constitutes more than one retail transaction;

(7) "Seller", a person who sells prepaid wireless telecommunications service to another person;

(8) "Wireless telecommunications service", commercial mobile radio service as defined by 47 CFR 20.3, as amended.

2. (1) Beginning January 1, 2019, there is hereby imposed a prepaid wireless emergency telephone service charge on each retail transaction. The amount of such charge shall be equal to three percent of the amount of each retail transaction. The first fifteen dollars of each retail transaction shall not be subject to the service charge.

(2) When prepaid wireless telecommunications service is sold with one or more products or services for a single, nonitemized price, the prepaid wireless emergency telephone service charge set forth in subdivision (1) of this subsection shall apply to the entire nonitemized price unless the seller elects to apply such service charge in the following way:

(a) If the amount of the prepaid wireless telecommunications service is disclosed to the consumer as a dollar amount, three percent of such dollar amount; or

(b) If the seller can identify the portion of the price that is attributable to the prepaid wireless telecommunications service by reasonable and verifiable standards from the seller's books and records that are kept in the regular course of business for other purposes including, but not limited to, nontax purposes, three percent of such portion;

The first fifteen dollars of each transaction under this subdivision shall not be subject to the service charge.

(3) The prepaid wireless emergency telephone service charge shall be collected by the seller from the consumer with respect to each retail transaction occurring in this state. The amount of the prepaid wireless emergency telephone service charge shall be either separately stated on an invoice, receipt, or other similar document that is provided to the consumer by the seller or otherwise disclosed to the consumer.

(4) For purposes of this subsection, a retail transaction that is effected in person by a consumer at a business location of the seller shall be treated as occurring in this state if that business location is in this state, and any other retail transaction shall be treated as occurring in this state if the retail transaction is treated as occurring under chapter 144.

(5) The prepaid wireless emergency telephone service charge is the liability of the consumer and not of the seller or of any provider; except that, the seller shall be liable to remit all charges that the seller collects or is deemed to collect.

(6) The amount of the prepaid wireless emergency telephone service charge that is collected by a seller from a consumer, if such amount is separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller, shall not be included in the base for measuring any tax, fee, surcharge, or other charge that is imposed by this state, any political subdivision of this state, or any intergovernmental agency.

3. (1) Prepaid wireless emergency telephone service charges collected by sellers shall be remitted to the department at the times and in the manner provided by state law with respect to sales and use taxes. The department shall establish registration and payment procedures that substantially coincide with the registration and payment procedures that apply under state law. On or after the effective date of the service charge imposed under the provisions of this section, the director of the department of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the service charge, and the director shall collect, in addition to the sales tax for the state of Missouri, all additional service charges imposed in this section. All service charges imposed under this section together with all taxes imposed under the sales tax law of the state of Missouri shall be collected together and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director. All applicable provisions contained in sections 144.010 to 144.525 governing the state sales tax and section 32.057 shall apply to the collection of any service charges imposed under this section except as modified.

(2) Beginning on January 1, 2019, and ending on January 31, 2019, when a consumer purchases prepaid wireless telecommunications service in a retail transaction from a seller under this section, the seller shall be allowed to retain one hundred percent of the prepaid wireless emergency telephone service charges that are collected by the seller from the consumer. Beginning on February 1, 2019, a seller shall be permitted to deduct and retain three percent of prepaid wireless emergency telephone service charges that are collected by the seller from consumers.

(3) The department shall establish procedures by which a seller of prepaid wireless telecommunications service may document that a sale is not a retail transaction, which procedures shall substantially coincide with the procedures for documenting sale for resale transactions for sales and use purposes under state law.

(4) The department shall deposit all remitted prepaid wireless emergency telephone service charges into the general revenue fund for the department's use until eight hundred thousand one hundred fifty dollars is collected to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges. From then onward, the department shall deposit all remitted prepaid wireless emergency telephone service charges into the Missouri 911 service trust fund created under section 190.420 within thirty days of receipt for use by the board. After the initial eight hundred thousand one hundred fifty dollars is collected, the department may deduct an amount not to exceed one percent of collected charges to be retained by the department to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges.

(5) The board shall set a rate between twenty-five and one hundred percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties without a charter form of government, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to such counties in direct proportion to the amount of charges collected in each county. The board shall set a rate between sixty-five and one hundred percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties with a charter form of government and any city not within a county, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to each such county or city not within a county in direct proportion to the amount of charges collected in each such county or city not within a county. If a county has an elected emergency services board, the Missouri 911 service board shall remit the funds to the elected emergency services board, except for an emergency services board originally organized under section 190.325 operating within a county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants, in which case the funds shall be remitted to the county's general fund for the purpose of public safety infrastructure. The initial percentage rate set by the board for counties with and without a charter form of government and any city not within a county shall be set by June thirtieth of each applicable year and may be adjusted annually for the first three years, and thereafter the rate may be adjusted every three years; however, at no point shall the board set rates that fall below twenty-five percent for counties without a charter form of government and sixty-five percent for counties with a charter form of government and any city not within a county.

(6) Any amounts received by a county or city under subdivision (5) of this subsection shall be used only for purposes authorized in sections 190.305, 190.325, and 190.335. Any amounts received by any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants under this section may be used for emergency service notification systems.

4. (1) A seller that is not a provider shall be entitled to the immunity and liability protections under section 190.455, notwithstanding any requirement in state law regarding compliance with Federal Communications Commission Order 05-116.

(2) A provider shall be entitled to the immunity and liability protections under section 190.455.

(3) In addition to the protection from liability provided in subdivisions (1) and (2) of this subsection, each provider and seller and its officers, employees, assigns, agents, vendors, or anyone acting on behalf of such persons shall be entitled to the further protection from liability, if any, that is provided to providers and sellers of wireless telecommunications service that is not prepaid wireless telecommunications service under section 190.455.

5. The prepaid wireless emergency telephone service charge imposed by this section shall be in addition to any other tax, fee, surcharge, or other charge imposed by this state, any political subdivision of this state, or any intergovernmental agency for 911 funding purposes.

6. The provisions of this section shall become effective unless the governing body of a county or city adopts an ordinance, order, rule, resolution, or regulation by at least a two-thirds vote prohibiting the charge established under this section from becoming effective in the county or city at least forty-five days prior to the effective date of this section. If the governing body does adopt such ordinance, order, rule, resolution, or regulation by at least a two-thirds vote, the charge shall not be collected and the county or city shall not be allowed to obtain funds from the Missouri 911 service trust fund that are remitted to the fund under the charge established under this section. The Missouri 911 service board shall, by September 1, 2018, notify all counties and cities of the implementation of the charge established under this section, and the procedures set forth under this subsection for prohibiting the charge from becoming effective.

7. Any county or city which prohibited the prepaid wireless emergency telephone service charge pursuant to the provisions of subsection 6 of this section may take a vote of the governing body, and notify the department of revenue of the result of such vote**[**~~, by November 15, 2019,~~**]** to impose such charge **[**~~effective January 1, 2020~~**]**. A vote of at least two-thirds of the governing body is required in order to impose such charge. The department shall notify the board of notices received by **[**~~December 1, 2019~~**] within sixty days of receiving such notice**."; and

Further amend said bill, Page 3, Section 190.1010, Line 66, by inserting after all of said section and line the following:

"192.2405. 1. The following persons shall be required to immediately report or cause a report to be made to the department under sections 192.2400 to 192.2470:

(1) Any person having reasonable cause to suspect that an eligible adult presents a likelihood of suffering serious physical harm, or bullying as defined in subdivision (2) of section 192.2400, and is in need of protective services; and

(2) Any adult day care worker, chiropractor, Christian Science practitioner, coroner, dentist, embalmer, employee of the departments of social services, mental health, or health and senior services, employee of a local area agency on aging or an organized area agency on aging program, emergency medical technician, firefighter, first responder, funeral director, home health agency, home health agency employee, hospital and clinic personnel engaged in the care or treatment of others, in-home services owner or provider, in-home services operator or employee, law enforcement officer, long-term care facility administrator or employee, medical examiner, medical resident or intern, mental health professional, minister, nurse, nurse practitioner, optometrist, other health practitioner, peace officer, pharmacist, physical therapist, physician, physician's assistant, podiatrist, probation or parole officer, psychologist, social worker, or other person with the responsibility for the care of an eligible adult who has reasonable cause to suspect that the eligible adult has been subjected to abuse or neglect or observes the eligible adult being subjected to conditions or circumstances which would reasonably result in abuse or neglect. Notwithstanding any other provision of this section, a duly ordained minister, clergy, religious worker, or Christian Science practitioner while functioning in his or her ministerial capacity shall not be required to report concerning a privileged communication made to him or her in his or her professional capacity.

2. Any other person who becomes aware of circumstances that may reasonably be expected to be the result of, or result in, abuse or neglect of an eligible adult may report to the department.

3. The penalty for failing to report as required under subdivision (2) of subsection 1 of this section is provided under section 565.188.

4. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, **or** emergency medical technicians**[**~~, or emergency medical technician-paramedics~~**]**.

208.1032. 1. The department of social services shall be authorized to design and implement in consultation and coordination with eligible providers as described in subsection 2 of this section an intergovernmental transfer program relating to ground emergency medical transport services, including those services provided at the emergency medical responder, emergency medical technician (EMT), advanced EMT, **[**~~EMT-intermediate,~~**]** or paramedic levels in the prestabilization and preparation for transport, in order to increase capitation payments for the purpose of increasing reimbursement to eligible providers.

2. A provider shall be eligible for increased reimbursement under this section only if the provider meets the following conditions in an applicable state fiscal year:

(1) Provides ground emergency medical transportation services to MO HealthNet participants;

(2) Is enrolled as a MO HealthNet provider for the period being claimed; and

(3) Is owned, operated, or contracted by the state or a political subdivision.

3. (1) To the extent intergovernmental transfers are voluntarily made by and accepted from an eligible provider described in subsection 2 of this section or a governmental entity affiliated with an eligible provider, the department of social services shall make increased capitation payments to applicable MO HealthNet eligible providers for covered ground emergency medical transportation services.

(2) The increased capitation payments made under this section shall be in amounts at least actuarially equivalent to the supplemental fee-for-service payments and up to equivalent of commercial reimbursement rates available for eligible providers to the extent permissible under federal law.

(3) Except as provided in subsection 6 of this section, all funds associated with intergovernmental transfers made and accepted under this section shall be used to fund additional payments to eligible providers.

(4) MO HealthNet managed care plans and coordinated care organizations shall pay one hundred percent of any amount of increased capitation payments made under this section to eligible providers for providing and making available ground emergency medical transportation and prestabilization services pursuant to a contract or other arrangement with a MO HealthNet managed care plan or coordinated care organization.

4. The intergovernmental transfer program developed under this section shall be implemented on the date federal approval is obtained, and only to the extent intergovernmental transfers from the eligible provider, or the governmental entity with which it is affiliated, are provided for this purpose. The department of social services shall implement the intergovernmental transfer program and increased capitation payments under this section on a retroactive basis as permitted by federal law.

5. Participation in the intergovernmental transfers under this section is voluntary on the part of the transferring entities for purposes of all applicable federal laws.

6. As a condition of participation under this section, each eligible provider as described in subsection 2 of this section or the governmental entity affiliated with an eligible provider shall agree to reimburse the department of social services for any costs associated with implementing this section. Intergovernmental transfers described in this section are subject to an administration fee of up to twenty percent of the nonfederal share paid to the department of social services and shall be allowed to count as a cost of providing the services not to exceed one hundred twenty percent of the total amount.

7. As a condition of participation under this section, MO HealthNet managed care plans, coordinated care organizations, eligible providers as described in subsection 2 of this section, and governmental entities affiliated with eligible providers shall agree to comply with any requests for information or similar data requirements imposed by the department of social services for purposes of obtaining supporting documentation necessary to claim federal funds or to obtain federal approvals.

8. This section shall be implemented only if and to the extent federal financial participation is available and is not otherwise jeopardized, and any necessary federal approvals have been obtained.

9. To the extent that the director of the department of social services determines that the payments made under this section do not comply with federal Medicaid requirements, the director retains the discretion to return or not accept an intergovernmental transfer, and may adjust payments under this section as necessary to comply with federal Medicaid requirements.

285.040. 1. As used in this section, "public safety employee" shall mean a person trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, **[**~~ambulance attendants and attendant drivers,~~**]** emergency medical technicians, **[**~~emergency medical technician-paramedics,~~**]** dispatchers, registered nurses, physicians, and sheriffs and deputy sheriffs.

2. No public safety employee of a city not within a county who is hired prior to September 1, 2023, shall be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

3. Public safety employees of a city not within a county who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the public safety employee to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time."; and

Further amend said bill, Page 8, Section 320.400, Line 139, by inserting after said section and line the following:

"321.225. 1. A fire protection district may, in addition to its other powers and duties, provide emergency ambulance service within its district if a majority of the voters voting thereon approve a proposition to furnish such service and to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to be used exclusively to supply funds for the operation of an emergency ambulance service. The district shall exercise the same powers and duties in operating an emergency ambulance service as it does in operating its fire protection service.

2. The proposition to furnish emergency ambulance service may be submitted by the board of directors at any municipal general, primary or general election or at any election of the members of the board.

3. The question shall be submitted in substantially the following form:

Shall the board of directors of _____ Fire Protection District be authorized to provide emergency ambulance service within the district and be authorized to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to provide funds for such service?

4. If a majority of the voters casting votes thereon be in favor of emergency ambulance service and the levy, the district shall forthwith commence such service.

5. As used in this section "emergency" means a situation resulting from a sudden or unforeseen situation or occurrence that requires immediate action to save life or prevent suffering or disability.

6. In addition to all other taxes authorized on or before September 1, 1990, the board of directors of any fire protection district may, if a majority of the voters of the district voting thereon approve, levy an additional tax of not more than forty cents per one hundred dollars of assessed valuation to be used for the support of the ambulance service or partial or complete support of **[**~~an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician~~**]** **a** paramedic first responder program. The proposition to levy the tax authorized by this subsection may be submitted by the board of directors at the next annual election of the members of the board or at any regular municipal or school election conducted by the county clerk or board of election commissioners in such district or at a special election called for the purpose, or upon petition of five hundred registered voters of the district. A separate ballot containing the question shall read as follows:

Shall the board of directors of the _____ Fire Protection District be authorized to levy an additional tax of not more than forty cents per one hundred dollars assessed valuation to provide funds for the support of an ambulance service or partial or complete support of an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician paramedic first responder program?

☐ FOR THE PROPOSITION

☐ AGAINST THE PROPOSITION

(Place an X in the square opposite the one for which you wish to vote.)

If a majority of the qualified voters casting votes thereon be in favor of the question, the board of directors shall accordingly levy a tax in accordance with the provisions of this subsection, but if a majority of voters casting votes thereon do not vote in favor of the levy authorized by this subsection, any levy previously authorized shall remain in effect.

321.620. 1. Fire protection districts in first class counties may, in addition to their other powers and duties, provide ambulance service within their district if a majority of the voters voting thereon approve a proposition to furnish such service and to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to be used exclusively to supply funds for the operation of an emergency ambulance service. The district shall exercise the same powers and duties in operating an ambulance service as it does in operating its fire protection service. As used in this section "emergency" means a situation resulting from a sudden or unforeseen situation or occurrence that requires immediate action to save life or prevent suffering or disability.

2. The proposition to furnish ambulance service may be submitted by the board of directors at any municipal general, primary or general election or at any election of the members of the board or upon petition by five hundred voters of such district.

3. The question shall be submitted in substantially the following form:

Shall the board of directors of _____ Fire Protection District be authorized to provide ambulance service within the district and be authorized to levy a tax not to exceed thirty cents on the one hundred dollars assessed valuation to provide funds for such service?

4. If a majority of the voters casting votes thereon be in favor of ambulance service and the levy, the district shall forthwith commence such service.

5. In addition to all other taxes authorized on or before September 1, 1990, the board of directors of any fire protection district may, if a majority of the voters of the district voting thereon approve, levy an additional tax of not more than forty cents per one hundred dollars of assessed valuation to be used for the support of the ambulance service, or partial or complete support of **[**~~an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician~~**] a** paramedic first responder program. The proposition to levy the tax authorized by this subsection may be submitted by the board of directors at the next annual election of the members of the board or at any regular municipal or school election conducted by the county clerk or board of election commissioners in such district or at a special election called for the purpose, or upon petition of five hundred registered voters of the district. A separate ballot containing the question shall read as follows:

Shall the board of directors of the _____ Fire Protection District be authorized to levy an additional tax of not more than forty cents per one hundred dollars assessed valuation to provide funds for the support of an ambulance service or partial or complete support of an emergency medical technician defibrillator program or partial or complete support of an emergency medical technician paramedic first responder program?

☐ FOR THE PROPOSITION

☐ AGAINST THE PROPOSITION

(Place an X in the square opposite the one for which you wish to vote).

If a majority of the qualified voters casting votes thereon be in favor of the question, the board of directors shall accordingly levy a tax in accordance with the provisions of this subsection, but if a majority of voters casting votes thereon do not vote in favor of the levy authorized by this subsection, any levy previously authorized shall remain in effect.

537.037. 1. Any physician or surgeon, registered professional nurse or licensed practical nurse licensed to practice in this state under the provisions of chapter 334 or 335, or licensed to practice under the equivalent laws of any other state and any person licensed as **[**~~a mobile~~**] an** emergency medical technician under the provisions of chapter 190, may:

(1) In good faith render emergency care or assistance, without compensation, at the scene of an emergency or accident, and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care;

(2) In good faith render emergency care or assistance, without compensation, to any minor involved in an accident, or in competitive sports, or other emergency at the scene of an accident, without first obtaining the consent

of the parent or guardian of the minor, and shall not be liable for any civil damages other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering the emergency care.

2. Any other person who has been trained to provide first aid in a standard recognized training program may, without compensation, render emergency care or assistance to the level for which he or she has been trained, at the scene of an emergency or accident, and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.

3. Any mental health professional, as defined in section 632.005, or qualified counselor, as defined in section 631.005, or any practicing medical, osteopathic, or chiropractic physician, or certified nurse practitioner, or physicians' assistant may in good faith render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions.

4. Any other person may, without compensation, render suicide prevention interventions at the scene of a threatened suicide and shall not be liable for civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such suicide prevention interventions.

650.320. For the purposes of sections 650.320 to 650.340, the following terms mean:

(1) **"Ambulance service", the same meaning given to the term in section 190.100;**

(2) "Board", the Missouri 911 service board established in section 650.325;

(3) "Dispatch agency", the same meaning given to the term in section 190.100;

(4) "Medical director", the same meaning given to the term in section 190.100;

(5) "Memorandum of understanding", the same meaning given to the term in section 190.100;

[~~(2)~~**] (6)** "Public safety answering point", the location at which 911 calls are answered;

[~~(3)~~**] (7)** "Telecommunicator **first responder**", any person employed as an emergency **[**~~telephone worker,~~**]** call taker or public safety dispatcher whose duties include receiving, processing or transmitting public safety information received through a 911 public safety answering point.

650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from the department of public safety, and the other members shall be selected as follows:

(1) One member chosen to represent an association domiciled in this state whose primary interest relates to municipalities;

(2) One member chosen to represent the Missouri 911 Directors Association;

(3) One member chosen to represent emergency medical services and physicians;

(4) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to a national emergency number;

(5) One member chosen to represent an association whose primary interest relates to issues pertaining to fire chiefs;

(6) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to issues pertaining to public safety communications officers;

(7) One member chosen to represent an association whose primary interest relates to issues pertaining to police chiefs;

(8) One member chosen to represent an association domiciled in this state whose primary interest relates to issues pertaining to sheriffs;

(9) One member chosen to represent counties of the second, third, and fourth classification;

(10) One member chosen to represent counties of the first classification, counties with a charter form of government, and cities not within a county;

(11) One member chosen to represent telecommunications service providers;

(12) One member chosen to represent wireless telecommunications service providers;

(13) One member chosen to represent voice over internet protocol service providers; and

(14) One member chosen to represent the governor's council on disability established under section 37.735.

2. Each of the members of the board shall be appointed by the governor with the advice and consent of the senate for a term of four years. Members of the committee may serve multiple terms. No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other representative serving as a member of the board.

Notwithstanding subsection 1 of this section to the contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of their terms.

3. The board shall meet at least quarterly at a place and time specified by the chairperson of the board and it shall keep and maintain records of such meetings, as well as the other activities of the board. Members shall not be compensated but shall receive actual and necessary expenses for attending meetings of the board.

4. The board shall:

(1) Organize and adopt standards governing the board's formal and informal procedures;

(2) Provide recommendations for primary answering points and secondary answering points on technical and operational standards for 911 services;

(3) Provide recommendations to public agencies concerning model systems to be considered in preparing a 911 service plan;

(4) Provide requested mediation services to political subdivisions involved in jurisdictional disputes regarding the provision of 911 services, except that the board shall not supersede decision-making authority of local political subdivisions in regard to 911 services;

(5) Provide assistance to the governor and the general assembly regarding 911 services;

(6) Review existing and proposed legislation and make recommendations as to changes that would improve such legislation;

(7) Aid and assist in the timely collection and dissemination of information relating to the use of a universal emergency telephone number;

(8) Perform other duties as necessary to promote successful development, implementation and operation of 911 systems across the state, including monitoring federal and industry standards being developed for next-generation 911 systems;

(9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911 operations and ensuring compliance with federal grants for 911 funding;

(10) Elect the chair from its membership;

(11) Apply for and receive grants from federal, private, and other sources;

(12) Report to the governor and the general assembly at least every three years on the status of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and levels of service;

(13) Conduct and review an annual survey of public safety answering points in Missouri to evaluate potential for improved services, coordination, and feasibility of consolidation;

(14) Make and execute contracts or any other instruments and agreements necessary or convenient for the exercise of its powers and functions, including for the development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(15) Develop a plan and timeline of target dates for the testing, implementation, and operation of a next-generation 911 system throughout Missouri. The next-generation 911 system shall allow for the processing of electronic messages including, but not limited to, electronic messages containing text, images, video, or data;

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

(b) Promotion of consolidation where appropriate;

(c) Mapping and addressing all county locations;

(d) Ensuring primary access and texting abilities to 911 services for disabled residents;

(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019; and

(f) Development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;

(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;

(19) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation;

(20) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee;

(21) Establish criteria for consolidation prioritization of public safety answering points;

(22) In coordination with existing public safety answering points, by December 31, 2018, designate no more than eleven regional 911 coordination centers which shall coordinate statewide interoperability among public safety answering points within their region through the use of a statewide 911 emergency services network; **[**~~and~~**]**

(23) Establish an annual budget, retain records of all revenue and expenditures made, retain minutes of all meetings and subcommittees, post records, minutes, and reports on the board's webpage on the department of public safety website**; and**

(24) Promote and educate the public about the critical role of telecommunicator first responders in protecting the public and ensuring public safety.

5. The department of public safety shall provide staff assistance to the board as necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

6. The board shall promulgate rules and regulations that are reasonable and necessary to implement and administer the provisions of sections 190.455, 190.460, 190.465, 190.470, 190.475, and sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section 536.010, shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017, shall be invalid and void.

650.335. 1. (1) Any county or any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants, **or a regional planning commission as defined in section 70.515 that provides emergency telephone service to multiple counties,** when the prepaid wireless emergency telephone service charge is collected in the county or city, may submit an application for loan funds or other financial assistance to the board for the purpose of financing all or a portion of the costs incurred in implementing a 911 communications service project. If a county has an elected emergency services board, the elected emergency service board shall be eligible for loan funds or other financial assistance under this section.

(2) The application shall be accompanied by a technical assistance report. The application and the technical assistance report shall be in such form and contain such information, financial or otherwise, as prescribed by the board.

(3) This section shall not preclude any applicant or borrower from joining in a cooperative project with any other political subdivision or with any state or federal agency or entity in a 911 communications service project, provided that all other requirements of this section have been met.

2. Applications may be approved for loans only in those instances where the applicant has furnished the board information satisfactory to assure that the project cost will be recovered during the repayment period of the loan. In no case shall a loan be made to an applicant unless the approval of the governing body of the applicant to the loan agreement is obtained and a written certification of such approval is provided, where applicable. Repayment periods are to be determined by the board.

3. The board shall approve or disapprove all applications for loans which are sent by certified or registered mail or hand delivered and received by the board upon a schedule as determined by the board.

4. Each applicant to whom a loan has been made under this section shall repay such loan, with interest. The rate of interest shall be the rate required by the board. The number, amounts, and timing of the payments shall be as determined by the board.

5. Any applicant who receives a loan under this section shall annually budget an amount which is at least sufficient to make the payments required under this section.

6. Repayment of principal and interest on loans shall be credited to the Missouri 911 service trust fund established under section 190.420.

7. If a loan recipient fails to remit a payment to the board in accordance with this section within sixty days of the due date of such payment, the board shall notify the director of the department of revenue to deduct such payment amount from first, the prepaid wireless emergency telephone service charge remitted to the county or city under section 190.460; and if insufficient to affect repayment of the loan, next, the regular apportionment of local sales tax distributions to that county or city. Such amount shall then immediately be deposited in the Missouri 911 service trust fund and credited to the loan recipient.

8. All applicants having received loans under this section shall remit the payments required by subsection 4 of this section to the board or such other entity as may be directed by the board. The board or such other entity shall immediately deposit such payments in the Missouri 911 service trust fund.

9. Loans made under this section shall be used only for the purposes specified in an approved application or loan agreement. In the event the board determines that loan funds have been expended for purposes other than those specified in an approved application or loan agreement or any event of default of the loan agreement occurs without resolution, the board shall take appropriate actions to obtain the return of the full amount of the loan and all moneys duly owed or other available remedies.

10. Upon failure of a borrower to remit repayment to the board within sixty days of the date a payment is due, the board may initiate collection or other appropriate action through the provisions outlined in subsection 7 of this section, if applicable.

11. If the borrower is an entity not covered under the collection procedures established in this section, the board, with the advice and consent of the attorney general, may initiate collection procedures or other appropriate action pursuant to applicable law.

12. The board may, at its discretion, audit the expenditure of any loan, grant, or expenditure made or the computation of any payments made.

13. The board shall not approve any application made under this section if the applicant has failed to return the board's annual survey of public safety answering points as required by the board under section 650.330.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for **[**~~telecommunicators~~**] telecommunicator first responders** who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator **first responder**, 16 hours;

(2) Fire telecommunicator **first responder**, 16 hours;

(3) Emergency medical services telecommunicator **first responder**, 16 hours;

(4) Joint communication center telecommunicator **first responder**, 40 hours.

3. All persons employed as a telecommunicator **first responder** in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator **first responder**. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section.

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator **or a telecommunicator first responder** after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator **or telecommunicator first responder**.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. **[**~~This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134.~~**]** **The board shall be responsible for the approval of training courses for emergency medical dispatchers. The board shall develop necessary rules and regulations in collaboration with the state EMS medical director's advisory committee, as described in section 190.103, which may provide recommendations relating to the medical aspects of prearrival medical instructions.**

8. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director whose duties include the maintenance of standards and approval of protocols or guidelines.

[~~190.134. A dispatch agency is required to have a memorandum of understanding with all ambulance services that it dispatches. If a dispatch agency provides prearrival medical instructions, it is required to have a medical director, whose duties include the maintenance of standards and protocol approval.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schwadron, **House Amendment No. 2** was adopted.

Representative Copeland offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 24, Page 3, Section 190.1010, Line 66, by inserting after said section and line the following:

"287.067. 1. In this chapter the term "occupational disease" is hereby defined to mean, unless a different meaning is clearly indicated by the context, an identifiable disease arising with or without human fault out of and in the course of the employment. Ordinary diseases of life to which the general public is exposed outside of the employment shall not be compensable, except where the diseases follow as an incident of an occupational disease as defined in this section. The disease need not to have been foreseen or expected but after its contraction it must appear to have had its origin in a risk connected with the employment and to have flowed from that source as a rational consequence.

2. An injury or death by occupational disease is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

3. An injury due to repetitive motion is recognized as an occupational disease for purposes of this chapter. An occupational disease due to repetitive motion is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

4. "Loss of hearing due to industrial noise" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be a loss of hearing in one or both ears due to prolonged exposure to harmful noise in employment. "Harmful noise" means sound capable of producing occupational deafness.

5. "Radiation disability" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be that disability due to radioactive properties or substances or to Roentgen rays (X-rays) or exposure to ionizing radiation caused by any process involving the use of or direct contact with radium or radioactive properties or substances or the use of or direct exposure to Roentgen rays (X-rays) or ionizing radiation.

6. Disease of the lungs or respiratory tract, hypotension, hypertension, or disease of the heart or cardiovascular system, including carcinoma, may be recognized as occupational diseases for the purposes of this chapter and are defined to be disability due to exposure to smoke, gases, carcinogens, inadequate oxygen, of paid firefighters of a paid fire department or paid police officers of a paid police department certified under chapter 590 if a direct causal relationship is established, or psychological stress of firefighters of a paid fire department or paid peace officers of a police department who are certified under chapter 590 if a direct causal relationship is established.

7. Any employee who is exposed to and contracts any contagious or communicable disease arising out of and in the course of his or her employment shall be eligible for benefits under this chapter as an occupational disease.

8. With regard to occupational disease due to repetitive motion, if the exposure to the repetitive motion which is found to be the cause of the injury is for a period of less than three months and the evidence demonstrates that the exposure to the repetitive motion with the immediate prior employer was the prevailing factor in causing the injury, the prior employer shall be liable for such occupational disease.

9. (1) (a) Posttraumatic stress disorder (PTSD), as described in the Diagnostic and Statistical Manual of Mental Health Disorders, Fifth Edition, published by the American Psychiatric Association, (DSM-5) is recognized as a compensable occupational disease for purposes of this chapter when diagnosed in a first responder, as that term is defined under section 67.145.

(b) Benefits payable to a first responder under this section shall not require a physical injury to the first responder and are not subject to any preexisting PTSD.

(c) Benefits payable to a first responder under this section are compensable only if demonstrated by clear and convincing evidence that PTSD has resulted from the course and scope of employment, and the first responder is examined and diagnosed with PTSD by an authorized treating physician, due to the first responder experiencing one of the following qualifying events:

a. Seeing for oneself a deceased minor;

b. Witnessing directly the death of a minor;

c. Witnessing directly the injury to a minor who subsequently died prior to or upon arrival at a hospital emergency department, participating in the physical treatment of, or manually transporting, an injured minor who subsequently died prior to or upon arrival at a hospital emergency department;

d. Seeing for oneself a person who has suffered serious physical injury of a nature that shocks the conscience;

e. Witnessing directly a death, including suicide, due to serious physical injury; or homicide, including murder, mass killings, manslaughter, self-defense, misadventure, and negligence;

f. Witnessing directly an injury that results in death, if the person suffered serious physical injury that shocks the conscience;

g. Participating in the physical treatment of an injury, including attempted suicide, or manually transporting an injured person who suffered serious physical injury, if the injured person subsequently died prior to or upon arrival at a hospital emergency department; or,

h. Involvement in an event that caused or may have caused serious injury or harm to the first responder or had the potential to cause the death of the first responder, whether accidental or by an intentional act of another individual.

(2) The time for notice of injury or death in cases of compensable PTSD under this section is measured from exposure to one of the qualifying stressors listed in the DSM-5 criteria, or the diagnosis of the disorder, whichever is later. Any claim for compensation for such injury shall be properly noticed within fifty-two weeks after the qualifying exposure, or the diagnosis of the disorder, whichever is later."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 3** was adopted.

Representative Stinnett offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 24, Section A, Line 1, by deleting the word "are" and inserting in lieu thereof the following:

"and section 192.530 as truly agreed to and finally passed by senate substitute for house bill no. 402, one hundred second general assembly, first regular session, are"; and

Further amend said bill, Page 8, Section 320.400, Line 139, by inserting after all of said section and line the following:

"**Section 1. The department of health and senior services shall include on its website an advance health care directive form and directions for completing such form as described in section 459.015. The department shall include a listing of possible uses for an advance health care directive, including to limit pain control to nonopioid measures.**

~~**[192.530. 1. As used in this section, the following terms mean:**~~

~~**(1) "Department", the department of health and senior services;**~~

~~**(2) "Health care provider", the same meaning given to the term in section 376.1350;**~~

~~**(3) "Voluntary nonopioid directive form", a form that may be used by a patient to deny or refuse the administration or prescription of a controlled substance containing an opioid by a health care provider.**~~

~~**2. In consultation with the board of registration for the healing arts and the board of pharmacy, the department shall develop and publish a uniform voluntary nonopioid directive form.**~~

~~**3. The voluntary nonopioid directive form developed by the department shall indicate to all prescribing health care providers that the named patient shall not be offered, prescribed, supplied with, or otherwise administered a controlled substance containing an opioid.**~~

~~**4. The voluntary nonopioid directive form shall be posted in a downloadable format on the department's publicly accessible website.**~~

~~**5. (1) A patient may execute and file a voluntary nonopioid directive form with a health care provider. Each health care provider shall sign and date the form in the presence of the patient as evidence of acceptance and shall provide a signed copy of the form to the patient.**~~

~~**(2) The patient executing and filing a voluntary nonopioid directive form with a health care provider shall sign and date the form in the presence of the health care provider or a designee of the health care provider. In the case of a patient who is unable to execute and file a voluntary nonopioid directive form, the patient may designate a duly authorized guardian or health care proxy to execute and file the form in accordance with subdivision (1) of this subsection.**~~

~~**(3) A patient may revoke the voluntary nonopioid directive form for any reason and may do so by written or oral means.**~~

~~**6. The department shall promulgate regulations for the implementation of the voluntary nonopioid directive form that shall include, but not be limited to:**~~

~~**(1) A standard method for the recording and transmission of the voluntary nonopioid directive form, which shall include verification by the patient's health care provider and shall comply with the written consent requirements of the Public Health Service Act, 42 U.S.C. Section 290dd-2(b), and 42 CFR Part 2, relating to confidentiality of alcohol and drug abuse patient records, provided that the voluntary nonopioid directive form shall also provide the basic procedures necessary to revoke the voluntary nonopioid directive form;**~~

~~**(2) Procedures to record the voluntary nonopioid directive form in the patient's medical record or, if available, the patient's interoperable electronic medical record;**~~

~~**(3) Requirements and procedures for a patient to appoint a duly authorized guardian or health care proxy to override a previously filed voluntary nonopioid directive form and circumstances under which an attending health care provider may override a previously filed voluntary nonopioid directive form based on documented medical judgment, which shall be recorded in the patient's medical record;**~~

~~**(4) Procedures to ensure that any recording, sharing, or distributing of data relative to the voluntary nonopioid directive form complies with all federal and state confidentiality laws; and**~~

~~**(5) Appropriate exemptions for health care providers and emergency medical personnel to prescribe or administer a controlled substance containing an opioid when, in their professional medical judgment, a controlled substance containing an opioid is necessary, or the provider and medical personnel are acting in good faith.**~~

~~**The department shall develop and publish guidelines on its publicly accessible website that shall address, at a minimum, the content of the regulations promulgated under this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.**~~

~~**7. A written prescription that is presented at an outpatient pharmacy or a prescription that is electronically transmitted to an outpatient pharmacy is presumed to be valid for the purposes of this section, and a pharmacist in an outpatient setting shall not be held in violation of this section for dispensing a controlled substance in contradiction to a voluntary nonopioid directive form, except upon evidence that the pharmacist acted knowingly against the voluntary nonopioid directive form.**~~

~~**8. (1) A health care provider or an employee of a health care provider acting in good faith shall not be subject to criminal or civil liability and shall not be considered to have engaged in unprofessional conduct for failing to offer or administer a prescription or medication order for a controlled substance containing an opioid under the voluntary nonopioid directive form.**~~

~~**(2) A person acting as a representative or an agent pursuant to a health care proxy shall not be subject to criminal or civil liability for making a decision under subdivision (3) of subsection 6 of this section in good faith.**~~

~~**(3) Notwithstanding any other provision of law, a professional licensing board, at its discretion, may limit, condition, or suspend the license of, or assess fines against, a health care provider who recklessly or negligently fails to comply with a patient's voluntary nonopioid directive form.]**~~"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stinnett, **House Amendment No. 4** was adopted.

Representative Kelly (141) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 24, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"135.327. 1. Any person residing in this state who legally adopts a special needs child on or after January 1, 1988, and before January 1, 2000, shall be eligible to receive a tax credit of up to ten thousand dollars for nonrecurring adoption expenses for each child adopted that may be applied to taxes due under chapter 143. Any business entity providing funds to an employee to enable that employee to legally adopt a special needs child shall be eligible to receive a tax credit of up to ten thousand dollars for nonrecurring adoption expenses for each child adopted that may be applied to taxes due under such business entity's state tax liability, except that only one ten thousand dollar credit is available for each special needs child that is adopted.

2. Any person residing in this state who proceeds in good faith with the adoption of a special needs child on or after January 1, 2000, and before January 1, 2022, shall be eligible to receive a tax credit of up to ten thousand dollars for nonrecurring adoption expenses for each child that may be applied to taxes due under chapter 143; provided, however, that beginning on March 29, 2013, the tax credits shall only be allocated for the adoption of special needs children who are residents or wards of residents of this state at the time the adoption is initiated. Any business entity providing funds to an employee to enable that employee to proceed in good faith with the adoption of a special needs child shall be eligible to receive a tax credit of up to ten thousand dollars for nonrecurring adoption expenses for each child that may be applied to taxes due under such business entity's state tax liability, except that only one ten thousand dollar credit is available for each special needs child that is adopted.

3. Any person residing in this state who proceeds in good faith with the adoption of a child on or after January 1, 2022, regardless of whether such child is a special needs child, shall be eligible to receive a tax credit of

up to ten thousand dollars for nonrecurring adoption expenses for each child that may be applied to taxes due under chapter 143. The tax credit shall be allowed regardless of whether the child adopted is a resident or ward of a resident of this state at the time the adoption is initiated; however, **for all fiscal years ending on or before June 30, 2024,** priority shall be given to applications to claim the tax credit for special needs children who are residents or wards of residents of this state at the time the adoption is initiated. Any business entity providing funds to an employee to enable that employee to proceed in good faith with the adoption of a child shall be eligible to receive a tax credit of up to ten thousand dollars for nonrecurring adoption expenses for each child that may be applied to taxes due under such business entity's state tax liability; except that, only one credit, up to ten thousand dollars, shall be available for each child who is adopted.

4. Individuals and business entities may claim a tax credit for their total nonrecurring adoption expenses in each year that the expenses are incurred. A claim for fifty percent of the credit shall be allowed when the child is placed in the home. A claim for the remaining fifty percent shall be allowed when the adoption is final. The total of these tax credits shall not exceed the maximum limit of ten thousand dollars per child. **For all tax years beginning on or after January 1, 2024, the total of these tax credits allowed per child shall be adjusted annually for increases in cost-of-living, if any, as of the preceding July over the level of July of the immediately preceding year of the Consumer Price Index for All Urban Consumers.** The cumulative amount of tax credits which may be claimed by taxpayers claiming the credit for nonrecurring adoption expenses in any one fiscal year prior to July 1, 2004, shall not exceed two million dollars. The cumulative amount of tax credits that may be claimed by taxpayers claiming the credit for nonrecurring adoption expenses shall not be more than two million dollars but may be increased by appropriation in any fiscal year beginning on or after July 1, 2004, and ending on or before June 30, 2021. The cumulative amount of tax credits that may be claimed by taxpayers claiming the credit for nonrecurring adoption expenses shall not exceed six million dollars in any fiscal year beginning on or after July 1, 2021**, and ending on or before June 30, 2024. For all fiscal years beginning on or after July 1, 2024, there shall be no limit imposed on the cumulative amount of tax credits that may be claimed by taxpayers claiming the credit for nonrecurring adoption expenses**. For all fiscal years beginning on or after July 1, 2006, applications to claim the adoption tax credit shall be filed between July first and April fifteenth of each fiscal year.

5. Notwithstanding any provision of law to the contrary, any individual or business entity may assign, transfer or sell tax credits allowed in this section. Any sale of tax credits claimed pursuant to this section shall be at a discount rate of seventy-five percent or greater of the amount sold.

135.331. No credit shall be allowable for the adoption of any child who has attained the age of eighteen, unless it has been determined that the child has a medical condition or **[**~~handicap~~**] disability** that would limit the child's ability to live independently of the adoptive parents.

135.333. 1. **(1) For tax years beginning on or before December 31, 2023,** any amount of tax credit which exceeds the tax due or which is applied for and otherwise eligible for issuance but not issued shall not be refunded but may be carried over to any subsequent **[**~~taxable~~**] tax** year, not to exceed a total of five years for which a tax credit may be taken for each child adopted.

(2) For all tax years beginning on or after January 1, 2024, any amount of tax credit that is issued and which exceeds the tax due shall be refunded to the taxpayer; however, any tax credits carried forward from tax years beginning on or before December 31, 2023, shall not be refundable.

2. Tax credits that are assigned, transferred or sold as allowed in section 135.327 may be assigned, transferred or sold in their entirety notwithstanding the taxpayer's tax due."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelly (141), **House Amendment No. 5** was adopted.

Representative Henderson offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 24, Page 1, Section A, Line 3, by inserting after said section and line the following:

"**161.244. 1. As used in this section, the following terms mean:**

(1) "Early childhood education services", programming or services intended to effect positive developmental changes in children prior to their entry into kindergarten;

(2) "Private entity", an entity that meets the definition of a licensed child care provider as defined in section 210.201, license exempt as described in section 210.211, or that is unlicensed but is contracted with the department of elementary and secondary education.

2. Subject to appropriation, the department of elementary and secondary education shall provide grants directly to private entities for the provision of early childhood education services. The standards prescribed in section 161.213 shall be applicable to all private entities that receive such grant moneys."; and

Further amend said bill, Page 3, Section 190.1010, Line 66, by inserting after said section and line the following:

"197.020. 1. "Governmental unit" means any county, municipality or other political subdivision or any department, division, board or other agency of any of the foregoing.

2. "Hospital" means a place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment or care for not less than twenty-four consecutive hours in any week of three or more nonrelated individuals suffering from illness, disease, injury, deformity or other abnormal physical conditions; or a place devoted primarily to provide for not less than twenty-four consecutive hours in any week medical or nursing care for three or more nonrelated individuals. **The term "hospital" shall include a facility designated as a rural emergency hospital by the Centers for Medicare and Medicaid Services.** The term "hospital" does not include convalescent, nursing, shelter or boarding homes as defined in chapter 198.

3. "Person" means any individual, firm, partnership, corporation, company or association and the legal successors thereof."; and

Further amend said bill, Page 8, Section 320.400, Line 139, by inserting after said section and line the following:

"595.209. 1. The following rights shall automatically be afforded to victims of dangerous felonies, as defined in section 556.061, victims of murder in the first degree, as defined in section 565.020, victims of voluntary manslaughter, as defined in section 565.023, victims of any offense under chapter 566, victims of an attempt to commit one of the preceding crimes, as defined in section 562.012, and victims of domestic assault, as defined in sections 565.072 to 565.076; and, upon written request, the following rights shall be afforded to victims of all other crimes and witnesses of crimes:

(1) For victims, the right to be present at all criminal justice proceedings at which the defendant has such right, including juvenile proceedings where the offense would have been a felony if committed by an adult, even if the victim is called to testify or may be called to testify as a witness in the case;

(2) For victims, the right to information about the crime, as provided for in subdivision (5) of this subsection;

(3) For victims and witnesses, to be informed, in a timely manner, by the prosecutor's office of the filing of charges, preliminary hearing dates, trial dates, continuances and the final disposition of the case. Final disposition information shall be provided within five days;

(4) For victims, the right to confer with and to be informed by the prosecutor regarding bail hearings, guilty pleas, pleas under chapter 552 or its successors, hearings, sentencing and probation revocation hearings and the right to be heard at such hearings, including juvenile proceedings, unless in the determination of the court the interests of justice require otherwise;

(5) The right to be informed by local law enforcement agencies, the appropriate juvenile authorities or the custodial authority of the following:

(a) The status of any case concerning a crime against the victim, including juvenile offenses;

(b) The right to be informed by local law enforcement agencies or the appropriate juvenile authorities of the availability of victim compensation assistance, assistance in obtaining documentation of the victim's losses, including, but not limited to and subject to existing law concerning protected information or closed records, access to copies of complete, unaltered, unedited investigation reports of motor vehicle, pedestrian, and other similar

accidents upon request to the appropriate law enforcement agency by the victim or the victim's representative, and emergency crisis intervention services available in the community;

(c) Any release of such person on bond or for any other reason;

(d) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(6) For victims, the right to be informed by appropriate juvenile authorities of probation revocation hearings initiated by the juvenile authority and the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, the right to be informed by the board of probation and parole of probation revocation hearings initiated by the board and of parole hearings, the right to be present at each and every phase of parole hearings, the right to be heard at probation revocation and parole hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, and the right to have, upon written request of the victim, a partition set up in the probation or parole hearing room in such a way that the victim is shielded from the view of the probationer or parolee, and the right to be informed by the custodial mental health facility or agency thereof of any hearings for the release of a person committed pursuant to the provisions of chapter 552, the right to be present at such hearings, the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of personal appearance;

(7) For victims and witnesses, upon their written request, the right to be informed by the appropriate custodial authority, including any municipal detention facility, juvenile detention facility, county jail, correctional facility operated by the department of corrections, mental health facility, division of youth services or agency thereof if the offense would have been a felony if committed by an adult, postconviction or commitment pursuant to the provisions of chapter 552 of the following:

(a) The projected date of such person's release from confinement;

(b) Any release of such person on bond;

(c) Any release of such person on furlough, work release, trial release, electronic monitoring program, or to a community correctional facility or program or release for any other reason, in advance of such release;

(d) Any scheduled parole or release hearings, including hearings under section 217.362, regarding such person and any changes in the scheduling of such hearings. No such hearing shall be conducted without thirty days' advance notice;

(e) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(f) Any decision by a parole board, by a juvenile releasing authority or by a circuit court presiding over releases pursuant to the provisions of chapter 552, or by a circuit court presiding over releases under section 217.362, to release such person or any decision by the governor to commute the sentence of such person or pardon such person;

(g) Notification within thirty days of the death of such person;

(8) For witnesses who have been summoned by the prosecuting attorney and for victims, to be notified by the prosecuting attorney in a timely manner when a court proceeding will not go on as scheduled;

(9) For victims and witnesses, the right to reasonable protection from the defendant or any person acting on behalf of the defendant from harm and threats of harm arising out of their cooperation with law enforcement and prosecution efforts;

(10) For victims and witnesses, on charged cases or submitted cases where no charge decision has yet been made, to be informed by the prosecuting attorney of the status of the case and of the availability of victim compensation assistance and of financial assistance and emergency and crisis intervention services available within the community and information relative to applying for such assistance or services, and of any final decision by the prosecuting attorney not to file charges;

(11) For victims, to be informed by the prosecuting attorney of the right to restitution which shall be enforceable in the same manner as any other cause of action as otherwise provided by law;

(12) For victims and witnesses, to be informed by the court and the prosecuting attorney of procedures to be followed in order to apply for and receive any witness fee to which they are entitled;

(13) When a victim's property is no longer needed for evidentiary reasons or needs to be retained pending an appeal, the prosecuting attorney or any law enforcement agency having possession of the property shall, upon request of the victim, return such property to the victim within five working days unless the property is contraband or subject to forfeiture proceedings, or provide written explanation of the reason why such property shall not be returned;

(14) An employer may not discharge or discipline any witness, victim or member of a victim's immediate family for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or for participating in the preparation of a criminal proceeding, or require any witness, victim, or member of a victim's immediate family to use vacation time, personal time, or sick leave for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or participating in the preparation of a criminal proceeding;

(15) For victims, to be provided with creditor intercession services by the prosecuting attorney if the victim is unable, as a result of the crime, temporarily to meet financial obligations;

(16) For victims and witnesses, the right to speedy disposition of their cases, and for victims, the right to speedy appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare such defendant's defense. The attorney general shall provide victims, upon their written request, case status information throughout the appellate process of their cases. The provisions of this subdivision shall apply only to proceedings involving the particular case to which the person is a victim or witness;

(17) For victims and witnesses, to be provided by the court, a secure waiting area during court proceedings and to receive notification of the date, time and location of any hearing conducted by the court for reconsideration of any sentence imposed, modification of such sentence or recall and release of any defendant from incarceration;

(18) For victims, the right to receive upon request from the department of corrections a photograph taken of the defendant prior to release from incarceration.

2. The provisions of subsection 1 of this section shall not be construed to imply any victim who is incarcerated by the department of corrections or any local law enforcement agency has a right to be released to attend any hearing or that the department of corrections or the local law enforcement agency has any duty to transport such incarcerated victim to any hearing.

3. Those persons entitled to notice of events pursuant to the provisions of subsection 1 of this section shall provide the appropriate person or agency with their current addresses**, electronic mail addresses,** and telephone numbers or the addresses**, electronic mail addresses,** or telephone numbers at which they wish notification to be given.

4. Notification by the appropriate person or agency utilizing the statewide automated crime victim notification system as established in section 650.310 shall constitute compliance with the victim notification requirement of this section. If notification utilizing the statewide automated crime victim notification system cannot be used, then written notification shall be sent by certified mail **or electronic mail** to the most current address **or electronic mail address** provided by the victim.

5. Victims' rights as established in Section 32 of Article I of the Missouri Constitution or the laws of this state pertaining to the rights of victims of crime shall be granted and enforced regardless of the desires of a defendant and no privileges of confidentiality shall exist in favor of the defendant to exclude victims or prevent their full participation in each and every phase of parole hearings or probation revocation hearings. The rights of the victims granted in this section are absolute and the policy of this state is that the victim's rights are paramount to the defendant's rights. The victim has an absolute right to be present at any hearing in which the defendant is present before a probation and parole hearing officer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 6** was adopted.

Representative Thompson offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 24, Page 4, Section 287.245, Line 35, by inserting after all of said section and line the following:

"287.715. 1. For the purpose of providing for revenue for the second injury fund, every authorized self-insurer, and every workers' compensation policyholder insured pursuant to the provisions of this chapter, shall be liable for payment of an annual surcharge in accordance with the provisions of this section. The annual surcharge imposed under this section shall apply to all workers' compensation insurance policies and self-insurance coverages which are written or renewed on or after April 26, 1988, including the state of Missouri, including any of its departments, divisions, agencies, commissions, and boards or any political subdivisions of the state who self-insure or hold themselves out to be any part self-insured. Notwithstanding any law to the contrary, the surcharge imposed pursuant to this section shall not apply to any reinsurance or retrocessional transaction.

2. Beginning October 31, 2005, and each year thereafter, the director of the division of workers' compensation shall estimate the amount of benefits payable from the second injury fund during the following calendar year and shall calculate the total amount of the annual surcharge to be imposed during the following calendar year upon all workers' compensation policyholders and authorized self-insurers. The amount of the annual surcharge percentage to be imposed upon each policyholder and self-insured for the following calendar year commencing with the calendar year beginning on January 1, 2006, shall be set at and calculated against a percentage, not to exceed three percent, of the policyholder's or self-insured's workers' compensation net deposits, net premiums, or net assessments for the previous policy year, rounded up to the nearest one-half of a percentage point, that shall generate, as nearly as possible, one hundred ten percent of the moneys to be paid from the second injury fund in the following calendar year, less any moneys contained in the fund at the end of the previous calendar year. All policyholders and self-insurers shall be notified by the division of workers' compensation within ten calendar days of the determination of the surcharge percent to be imposed for, and paid in, the following calendar year. The net premium equivalent for individual self-insured employers shall be based on average rate classifications calculated by the department of commerce and insurance as taken from premium rates filed by the twenty insurance companies providing the greatest volume of workers' compensation insurance coverage in this state. For employers qualified to self-insure their liability pursuant to this chapter, the rates filed by such group of employers in accordance with subsection 4 of section 287.280 shall be the net premium equivalent. Any group of political subdivisions of this state qualified to self-insure their liability pursuant to this chapter as authorized by section 537.620 may choose either the average rate classification method or the filed rate method, provided that the method used may only be changed once without receiving the consent of the director of the division of workers' compensation. The director may advance funds from the workers' compensation fund to the second injury fund if surcharge collections prove to be insufficient. Any funds advanced from the workers' compensation fund to the second injury fund must be reimbursed by the second injury fund no later than December thirty-first of the year following the advance. The surcharge shall be collected from policyholders by each insurer at the same time and in the same manner that the premium is collected, but no insurer or its agent shall be entitled to any portion of the surcharge as a fee or commission for its collection. The surcharge is not subject to any taxes, licenses or fees.

3. All surcharge amounts imposed by this section shall be deposited to the credit of the second injury fund.

4. Such surcharge amounts shall be paid quarterly by insurers and self-insurers, and insurers shall pay the amounts not later than the thirtieth day of the month following the end of the quarter in which the amount is received from policyholders. If the director of the division of workers' compensation fails to calculate the surcharge by the thirty-first day of October of any year for the following year, any increase in the surcharge ultimately set by the director shall not be effective for any calendar quarter beginning less than sixty days from the date the director makes such determination.

5. If a policyholder or self-insured fails to make payment of the surcharge or an insurer fails to make timely transfer to the division of surcharges actually collected from policyholders, as required by this section, a penalty of one-half of one percent of the surcharge unpaid, or untransferred, shall be assessed against the liable policyholder, self-insured or insurer. Penalties assessed under this subsection shall be collected in a civil action by a summary proceeding brought by the director of the division of workers' compensation.

6. Notwithstanding subsection 2 of this section to the contrary, the director of the division of workers' compensation shall collect a supplemental surcharge not to exceed **[**~~three~~**] one** percent for calendar years 2014 to

[~~2022~~**] 2026** of the policyholder's or self-insured's workers' compensation net deposits, net premiums, or net assessments for the previous policy year, rounded up to the nearest **[**~~one-half~~**] one-quarter** of a percentage point. **[**~~For calendar year 2023, the director of the division of workers' compensation shall collect a supplemental surcharge not to exceed two and one-half percent of the policyholder's or self-insured's workers' compensation net deposits, net premiums, or net assessments for the previous policy year, rounded up to the nearest one-half of a percentage point.~~**]** All policyholders and self-insurers shall be notified by the division of the supplemental surcharge percentage to be imposed for such period of time as part of the notice provided in subsection 2 of this section. The provisions of this subsection shall expire on December 31, **[**~~2023~~**] 2026**.

7. Funds collected under the provisions of this chapter shall be the sole funding source of the second injury fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Thompson, **House Amendment No. 7** was adopted.

Representative Shields offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 24, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"190.255. 1. Any qualified first responder may obtain and administer naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to a person suffering from an apparent narcotic or opiate-related overdose in order to revive the person.

2. Any licensed drug distributor or pharmacy in Missouri may sell naloxone**, or any other drug or device approved by the United States Food and Drug Administration, that blocks the effects of an opioid overdose and is administered in a manner approved by the United States Food and Drug Administration** to qualified first responder agencies to allow the agency to stock naloxone for the administration of such drug to persons suffering from an apparent narcotic or opiate overdose in order to revive the person.

3. For the purposes of this section, "qualified first responder" shall mean any **[**~~state and local law enforcement agency staff,~~**]** fire department personnel, fire district personnel, or licensed emergency medical technician who is acting under the directives and established protocols of a medical director of a local licensed ground ambulance service licensed under section 190.109**, or any state or local law enforcement agency staff member,** who comes in contact with a person suffering from an apparent narcotic or opiate-related overdose and who has received training in recognizing and responding to a narcotic or opiate overdose and the administration of naloxone to a person suffering from an apparent narcotic or opiate-related overdose. "Qualified first responder agencies" shall mean any state or local law enforcement agency, fire department, or ambulance service that provides documented training to its staff related to the administration of naloxone in an apparent narcotic or opiate overdose situation.

4. A qualified first responder shall only administer naloxone by such means as the qualified first responder has received training for the administration of naloxone."; and

Further amend said bill, Page 3, Section 190.1010, Line 66, by inserting after all of said section and line the following:

"195.206. 1. As used in this section, the following terms shall mean:

(1) "Addiction mitigation medication", naltrexone hydrochloride that is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(2) "Opioid antagonist", naloxone hydrochloride**, or any other drug or device approved by the United States Food and Drug Administration,** that blocks the effects of an opioid overdose **[**~~that~~**] and** is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

(3) "Opioid-related drug overdose", a condition including, but not limited to, extreme physical illness, decreased level of consciousness, respiratory depression, coma, or death resulting from the consumption or use of an opioid or other substance with which an opioid was combined or a condition that a layperson would reasonably believe to be an opioid-related drug overdose that requires medical assistance.

2. Notwithstanding any other law or regulation to the contrary:

(1) The director of the department of health and senior services, if a licensed physician, may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication;

(2) In the alternative, the department may employ or contract with a licensed physician who may issue a statewide standing order for an opioid antagonist or an addiction mitigation medication with the express written consent of the department director.

3. Notwithstanding any other law or regulation to the contrary, any licensed pharmacist in Missouri may sell and dispense an opioid antagonist or an addiction mitigation medication under physician protocol or under a statewide standing order issued under subsection 2 of this section.

4. A licensed pharmacist who, acting in good faith and with reasonable care, sells or dispenses an opioid antagonist or an addiction mitigation medication and an appropriate device to administer the drug, and the protocol physician, shall not be subject to any criminal or civil liability or any professional disciplinary action for prescribing or dispensing the opioid antagonist or an addiction mitigation medication or any outcome resulting from the administration of the opioid antagonist or an addiction mitigation medication. A physician issuing a statewide standing order under subsection 2 of this section shall not be subject to any criminal or civil liability or any professional disciplinary action for issuing the standing order or for any outcome related to the order or the administration of the opioid antagonist or an addiction mitigation medication.

5. Notwithstanding any other law or regulation to the contrary, it shall be permissible for any person to possess an opioid antagonist or an addiction mitigation medication.

6. Any person who administers an opioid antagonist to another person shall, immediately after administering the drug, contact emergency personnel. Any person who, acting in good faith and with reasonable care, administers an opioid antagonist to another person whom the person believes to be suffering an opioid-related **drug** overdose shall be immune from criminal prosecution, disciplinary actions from his or her professional licensing board, and civil liability due to the administration of the opioid antagonist."; and

Further amend said bill, Page 8, Section 320.400, Line 139, by inserting after all of said section and line the following:

"**579.088. Notwithstanding any other provision of this chapter or chapter 195 to the contrary, it shall not be unlawful to manufacture, possess, sell, deliver, or use any device, equipment, or other material for the purpose of analyzing controlled substances to detect the presence of fentanyl or any synthetic controlled substance fentanyl analogue.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 8** was adopted.

Representative Toalson Reisch offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 24, Page 4, Section 287.245, Line 35, by inserting after said section and line the following:

"320.336. 1. No public or private employer shall terminate an employee for joining any fire department or fire protection district, including but not limited to any municipal, volunteer, rural, or subscription fire department or organization or any volunteer fire protection association, as a volunteer firefighter, or the Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One, or Urban Search and Rescue Team, or being activated to a national disaster response by the Federal Emergency Management Agency (FEMA).

2. No public or private employer shall terminate an employee who is a volunteer firefighter, a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One, or Urban Search and Rescue Team because the employee, when acting as a volunteer firefighter, or as a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One, Urban Search and Rescue Team, or FEMA is absent from or late to his or her employment in order to respond to an emergency before the time the employee is to report to his or her place of employment.

3. An employer may charge against the employee's regular pay any employment time lost by an employee who is a volunteer firefighter, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One, Urban Search and Rescue Team, or FEMA because of the employee's response to an emergency in the course of performing his or her duties as a volunteer firefighter, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One, Urban Search and Rescue Team, or FEMA.

4. In the case of an employee who is a volunteer firefighter, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One, Urban Search and Rescue Team, or FEMA and who loses time from his or her employment in order to respond to an emergency in the course of performing his or her duties as a volunteer firefighter, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One, Urban Search and Rescue Team, or FEMA, the employer has the right to request the employee to provide the employer with a written statement from the supervisor or acting supervisor of the volunteer fire department or the commander of Missouri-1 Disaster Medical Assistance Team or the FEMA supervisor stating that the employee responded to an emergency and stating the time and date of the emergency.

5. An employee who is a volunteer firefighter, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One, Urban Search and Rescue Team, or FEMA and who may be absent from or late to his or her employment in order to respond to an emergency in the course of performing his or her duties as a volunteer firefighter, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One, Urban Search and Rescue Team, or FEMA shall make a reasonable effort to notify his or her employer that he or she may be absent or late.

6. Any member of Missouri Task Force One shall be entitled to the initial employment rights, reemployment rights, retention in employment rights, promotion rights, and discrimination protections provided by Title 38 of the United States Code, the Revised Statutes of Missouri, and all amendments thereto. The attorney general shall enforce the rights and protections contained in this subsection for members of Missouri Task Force One."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Toalson Reisch, **House Amendment No. 9** was adopted.

On motion of Representative Schwadron, **HCS SS SB 24, as amended**, was adopted.

On motion of Representative Schwadron, **HCS SS SB 24, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Barnes	Billington	Black	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Byrnes	Casteel	Christ	Christofanelli	Clemens
Coleman	Cook	Copeland	Crossley	Cupps
Davidson	Diehl	Dinkins	Doll	Ealy
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden

Haffner	Haley	Hardwick	Hausman	Hein
Hicks	Hinman	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Kelley 127	Kelly 141	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Marquart
Matthiesen	McGaugh	McGirl	McMullen	Merideth
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 005

Boyd	Chappell	Davis	Keathley	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 018

Baringer	Bland Manlove	Brown 27	Brown 87	Collins
Deaton	Evans	Falkner	Henderson	Houx
Knight	Mayhew	Morse	Riley	Roberts
Sharp 37	Smith 163	Sparks		

VACANCIES: 001

Representative Hudson declared the bill passed.

RECESS

On motion of Representative Patterson, the House recessed until 12:30 p.m.

The hour of recess having expired, the House was called to order by Speaker Plocher.

THIRD READING OF SENATE BILLS - INFORMAL

HS HCS SS#2 SCS SB 96, relating to voting procedures, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HS HCS SS#2 SCS SB 96** was agreed to.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 96, Page 5, Section 67.1421, Line 141, by inserting after said section and line the following:

"67.1521. 1. A district may levy by resolution one or more special assessments against real property within its boundaries, upon receipt of and in accordance with a petition signed by:

(1) Owners of real property collectively owning more than fifty percent by assessed value of real property within the boundaries of the district; and

(2) More than fifty percent per capita of the owners of all real property within the boundaries of the district.

2. The special assessment petition shall be in substantially the following form:

The _____ (insert name of district) Community Improvement District ("District") shall be authorized to levy special assessments against real property benefitted within the district for the purpose of providing revenue for _____ (insert general description of specific service and/or projects) in the district, such special assessments to be levied against each tract, lot or parcel of real property listed below within the district which receives special benefit as a result of such service and/or projects, the cost of which shall be allocated among this property by _____ (insert method of allocation, e.g., per square foot of property, per square foot on each square foot of improvement, or by abutting foot of property abutting streets, roads, highways, parks or other improvements, or any other reasonable method) in an amount not to exceed _____ dollars per (insert unit of measure). Such authorization to levy the special assessment shall expire on _____ (insert date). The tracts of land located in the district which will receive special benefit from this service and/or projects are: _____ (list of properties by common addresses and legal descriptions).

3. The method for allocating such special assessments set forth in the petition may be any reasonable method which results in imposing assessments upon real property benefitted in relation to the benefit conferred upon each respective tract, lot or parcel of real property and the cost to provide such benefit.

4. By resolution of the board, the district may levy a special assessment rate lower than the rate ceiling set forth in the petition authorizing the special assessment and may increase such lowered special assessment rate to a level not exceeding the special assessment rate ceiling set forth in the petition without further approval of the real property owners; provided that a district imposing a special assessment pursuant to this section may not repeal or amend such special assessment or lower the rate of such special assessment if such repeal, amendment or lower rate will impair the district's ability to pay any liabilities that it has incurred, money that it has borrowed or obligations that it has issued.

5. Each special assessment which is due and owing shall constitute a perpetual lien against each tract, lot or parcel of property from which it is derived. Such lien may be foreclosed in the same manner as any other special assessment lien as provided in section 88.861. Notwithstanding the provisions of this subsection and section 67.1541 to the contrary, the county collector may, upon certification by the district for collection, add each special assessment to the annual real estate tax bill for the property and collect the assessment in the same manner the collector uses for real estate taxes. Any special assessment remaining unpaid on the first day of January annually is delinquent and enforcement of collection of the delinquent bill by the county collector shall be governed by the laws concerning delinquent and back taxes. The lien may be foreclosed in the same manner as a tax upon real property by land tax sale under chapter 140 or, if applicable to that county, chapter 141.

6. A separate fund or account shall be created by the district for each special assessment levied and each fund or account shall be identifiable by a suitable title. The proceeds of such assessments shall be credited to such fund or account. Such fund or account shall be used solely to pay the costs incurred in undertaking the specified service or project.

7. Upon completion of the specified service or project or both, the balance remaining in the fund or account established for such specified service or project or both shall be returned or credited against the amount of the original assessment of each parcel of property pro rata based on the method of assessment of such special assessment.

8. Any funds in a fund or account created pursuant to this section which are not needed for current expenditures may be invested by the board in accordance with applicable laws relating to the investment of funds of the city in which the district is located.

9. The authority of the district to levy special assessments shall be independent of the limitations and authorities of the municipality in which it is located; specifically, the provisions of section 88.812 shall not apply to any district.

10. All decisions of the board of directors shall be by a majority vote unless otherwise provided by law.

11. Notwithstanding any provision of this section to the contrary, all property owned by an entity that is exempt from taxation pursuant to 26 U.S.C. Section 501(c) shall be exempt from any property tax or special assessment levied by a district."; and

Further amend said bill, Page 6, Section 115.123, Line 10, by deleting the word "**April**" and inserting in lieu thereof the word "**March**"; and

Further amend said bill and section, Page 7, Line 22, by inserting after said section and line the following:

"**115.240. The election authority for any political subdivision or special district shall label ballot measures relating to taxation that are submitted by such political subdivision or special district to a vote of the people numerically or alphabetically in the order in which they are submitted. No such ballot measure shall be labeled in a descriptive manner aside from its numerical or alphabetical designation. Election authorities may coordinate with each other, or with the secretary of state, to maintain a database or other record to facilitate numerical or alphabetical assignment.**"; and

Further amend said bill and page, Section 115.755, Line 2, by deleting the word "**April**" and inserting in lieu thereof the word "**March**"; and

Further amend said bill, Page 8, Section 115.761, Line 18, by deleting the word "**April**" and inserting in lieu thereof the word "**March**"; and

Further amend said bill, Page 9, Section 115.904, Line 6, by inserting after said section and line the following:

"**137.067. Notwithstanding any provision of law to the contrary, any ballot measure seeking approval to add, change, or modify a tax on real property shall express the effect of the proposed change within the ballot language in terms of the change in real dollars owed per one hundred thousand dollars of a property's market valuation.**

137.073. 1. As used in this section, the following terms mean:

(1) "General reassessment", changes in value, entered in the assessor's books, of a substantial portion of the parcels of real property within a county resulting wholly or partly from reappraisal of value or other actions of the assessor or county equalization body or ordered by the state tax commission or any court;

(2) "Tax rate", "rate", or "rate of levy", singular or plural, includes the tax rate for each purpose of taxation of property a taxing authority is authorized to levy without a vote and any tax rate authorized by election, including bond interest and sinking fund;

(3) "Tax rate ceiling", a tax rate as revised by the taxing authority to comply with the provisions of this section or when a court has determined the tax rate; except that, other provisions of law to the contrary notwithstanding, a school district may levy the operating levy for school purposes required for the current year pursuant to subsection 2 of section 163.021, less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution, if such tax rate does not exceed the highest tax rate in effect subsequent to the 1980 tax year. This is the maximum tax rate that may be levied, unless a higher tax rate ceiling is approved by voters of the political subdivision as provided in this section;

(4) "Tax revenue", when referring to the previous year, means the actual receipts from ad valorem levies on all classes of property, including state-assessed property, in the immediately preceding fiscal year of the political subdivision, plus an allowance for taxes billed but not collected in the fiscal year and plus an additional allowance for the revenue which would have been collected from property which was annexed by such political subdivision but which was not previously used in determining tax revenue pursuant to this section. The term "tax revenue" shall not include any receipts from ad valorem levies on any property of a railroad corporation or a public utility, as these terms are defined in section 386.020, which were assessed by the assessor of a county or city in the previous year but are assessed by the state tax commission in the current year. All school districts and those counties levying sales

taxes pursuant to chapter 67 shall include in the calculation of tax revenue an amount equivalent to that by which they reduced property tax levies as a result of sales tax pursuant to section 67.505 and section 164.013 or as excess home dock city or county fees as provided in subsection 4 of section 313.820 in the immediately preceding fiscal year but not including any amount calculated to adjust for prior years. For purposes of political subdivisions which were authorized to levy a tax in the prior year but which did not levy such tax or levied a reduced rate, the term "tax revenue", as used in relation to the revision of tax levies mandated by law, shall mean the revenues equal to the amount that would have been available if the voluntary rate reduction had not been made.

2. Whenever changes in assessed valuation are entered in the assessor's books for any personal property, in the aggregate, or for any subclass of real property as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, the county clerk in all counties and the assessor of St. Louis City shall notify each political subdivision wholly or partially within the county or St. Louis City of the change in valuation of each subclass of real property, individually, and personal property, in the aggregate, exclusive of new construction and improvements. All political subdivisions shall immediately revise the applicable rates of levy for each purpose for each subclass of real property, individually, and personal property, in the aggregate, for which taxes are levied to the extent necessary to produce from all taxable property, exclusive of new construction and improvements, substantially the same amount of tax revenue as was produced in the previous year for each subclass of real property, individually, and personal property, in the aggregate, except that the rate shall not exceed the greater of the most recent voter-approved rate or the most recent voter-approved rate as adjusted under subdivision (2) of subsection 5 of this section. Any political subdivision that has received approval from voters for a tax increase after August 27, 2008, may levy a rate to collect substantially the same amount of tax revenue as the amount of revenue that would have been derived by applying the voter-approved increased tax rate ceiling to the total assessed valuation of the political subdivision as most recently certified by the city or county clerk on or before the date of the election in which such increase is approved, increased by the percentage increase in the consumer price index, as provided by law, except that the rate shall not exceed the greater of the most recent voter-approved rate or the most recent voter-approved rate as adjusted under subdivision (2) of subsection 5 of this section. Such tax revenue shall not include any receipts from ad valorem levies on any real property which was assessed by the assessor of a county or city in such previous year but is assessed by the assessor of a county or city in the current year in a different subclass of real property. Where the taxing authority is a school district for the purposes of revising the applicable rates of levy for each subclass of real property, the tax revenues from state-assessed railroad and utility property shall be apportioned and attributed to each subclass of real property based on the percentage of the total assessed valuation of the county that each subclass of real property represents in the current taxable year. As provided in Section 22 of Article X of the constitution, a political subdivision may also revise each levy to allow for inflationary assessment growth occurring within the political subdivision. The inflationary growth factor for any such subclass of real property or personal property shall be limited to the actual assessment growth in such subclass or class, exclusive of new construction and improvements, and exclusive of the assessed value on any real property which was assessed by the assessor of a county or city in the current year in a different subclass of real property, but not to exceed the consumer price index or five percent, whichever is lower. Should the tax revenue of a political subdivision from the various tax rates determined in this subsection be different than the tax revenue that would have been determined from a single tax rate as calculated pursuant to the method of calculation in this subsection prior to January 1, 2003, then the political subdivision shall revise the tax rates of those subclasses of real property, individually, and/or personal property, in the aggregate, in which there is a tax rate reduction, pursuant to the provisions of this subsection. Such revision shall yield an amount equal to such difference and shall be apportioned among such subclasses of real property, individually, and/or personal property, in the aggregate, based on the relative assessed valuation of the class or subclasses of property experiencing a tax rate reduction. Such revision in the tax rates of each class or subclass shall be made by computing the percentage of current year adjusted assessed valuation of each class or subclass with a tax rate reduction to the total current year adjusted assessed valuation of the class or subclasses with a tax rate reduction, multiplying the resulting percentages by the revenue difference between the single rate calculation and the calculations pursuant to this subsection and dividing by the respective adjusted current year assessed valuation of each class or subclass to determine the adjustment to the rate to be levied upon each class or subclass of property. The adjustment computed herein shall be multiplied by one hundred, rounded to four decimals in the manner provided in this subsection, and added to the initial rate computed for each class or subclass of property. For school districts that levy separate tax rates on each subclass of real property and

personal property in the aggregate, if voters approved a ballot before January 1, 2011, that presented separate stated tax rates to be applied to the different subclasses of real property and personal property in the aggregate, or increases the separate rates that may be levied on the different subclasses of real property and personal property in the aggregate by different amounts, the tax rate that shall be used for the single tax rate calculation shall be a blended rate, calculated in the manner provided under subdivision (1) of subsection 6 of this section. Notwithstanding any provision of this subsection to the contrary, no revision to the rate of levy for personal property shall cause such levy to increase over the levy for personal property from the prior year.

3. (1) Where the taxing authority is a school district, it shall be required to revise the rates of levy to the extent necessary to produce from all taxable property, including state-assessed railroad and utility property, which shall be separately estimated in addition to other data required in complying with section 164.011, substantially the amount of tax revenue permitted in this section. In the year following tax rate reduction, the tax rate ceiling may be adjusted to offset such district's reduction in the apportionment of state school moneys due to its reduced tax rate. However, in the event any school district, in calculating a tax rate ceiling pursuant to this section, requiring the estimating of effects of state-assessed railroad and utility valuation or loss of state aid, discovers that the estimates used result in receipt of excess revenues, which would have required a lower rate if the actual information had been known, the school district shall reduce the tax rate ceiling in the following year to compensate for the excess receipts, and the recalculated rate shall become the tax rate ceiling for purposes of this section.

(2) For any political subdivision which experiences a reduction in the amount of assessed valuation relating to a prior year, due to decisions of the state tax commission or a court pursuant to sections 138.430 to 138.433, or due to clerical errors or corrections in the calculation or recordation of any assessed valuation:

(a) Such political subdivision may revise the tax rate ceiling for each purpose it levies taxes to compensate for the reduction in assessed value occurring after the political subdivision calculated the tax rate ceiling for the particular subclass of real property or for personal property, in the aggregate, in a prior year. Such revision by the political subdivision shall be made at the time of the next calculation of the tax rate for the particular subclass of real property or for personal property, in the aggregate, after the reduction in assessed valuation has been determined and shall be calculated in a manner that results in the revised tax rate ceiling being the same as it would have been had the corrected or finalized assessment been available at the time of the prior calculation;

(b) In addition, for up to three years following the determination of the reduction in assessed valuation as a result of circumstances defined in this subdivision, such political subdivision may levy a tax rate for each purpose it levies taxes above the revised tax rate ceiling provided in paragraph (a) of this subdivision to recoup any revenues it was entitled to receive had the corrected or finalized assessment been available at the time of the prior calculation.

4. (1) In order to implement the provisions of this section and Section 22 of Article X of the Constitution of Missouri, the term improvements shall apply to both real and personal property. In order to determine the value of new construction and improvements, each county assessor shall maintain a record of real property valuations in such a manner as to identify each year the increase in valuation for each political subdivision in the county as a result of new construction and improvements. The value of new construction and improvements shall include the additional assessed value of all improvements or additions to real property which were begun after and were not part of the prior year's assessment, except that the additional assessed value of all improvements or additions to real property which had been totally or partially exempt from ad valorem taxes pursuant to sections 99.800 to 99.865, sections 135.200 to 135.255, and section 353.110 shall be included in the value of new construction and improvements when the property becomes totally or partially subject to assessment and payment of all ad valorem taxes. The aggregate increase in valuation of personal property for the current year over that of the previous year is the equivalent of the new construction and improvements factor for personal property. Notwithstanding any opt-out implemented pursuant to subsection **[**~~14~~**]** "**15**" of section 137.115, the assessor shall certify the amount of new construction and improvements and the amount of assessed value on any real property which was assessed by the assessor of a county or city in such previous year but is assessed by the assessor of a county or city in the current year in a different subclass of real property separately for each of the three subclasses of real property for each political subdivision to the county clerk in order that political subdivisions shall have this information for the purpose of calculating tax rates pursuant to this section and Section 22, Article X, Constitution of Missouri. In addition, the state tax commission shall certify each year to each county clerk the increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor publications, as defined and officially reported by the United States Department of Labor, or its successor agency. The state tax commission shall certify the increase in such index on the latest twelve-month basis available on February first of each year over the immediately preceding prior twelve-

month period in order that political subdivisions shall have this information available in setting their tax rates according to law and Section 22 of Article X of the Constitution of Missouri. For purposes of implementing the provisions of this section and Section 22 of Article X of the Missouri Constitution, the term "property" means all taxable property, including state-assessed property.

(2) Each political subdivision required to revise rates of levy pursuant to this section or Section 22 of Article X of the Constitution of Missouri shall calculate each tax rate it is authorized to levy and, in establishing each tax rate, shall consider each provision for tax rate revision provided in this section and Section 22 of Article X of the Constitution of Missouri, separately and without regard to annual tax rate reductions provided in section 67.505 and section 164.013. Each political subdivision shall set each tax rate it is authorized to levy using the calculation that produces the lowest tax rate ceiling. It is further the intent of the general assembly, pursuant to the authority of Section 10(c) of Article X of the Constitution of Missouri, that the provisions of such section be applicable to tax rate revisions mandated pursuant to Section 22 of Article X of the Constitution of Missouri as to reestablishing tax rates as revised in subsequent years, enforcement provisions, and other provisions not in conflict with Section 22 of Article X of the Constitution of Missouri. Annual tax rate reductions provided in section 67.505 and section 164.013 shall be applied to the tax rate as established pursuant to this section and Section 22 of Article X of the Constitution of Missouri, unless otherwise provided by law.

5. (1) In all political subdivisions, the tax rate ceiling established pursuant to this section shall not be increased unless approved by a vote of the people. Approval of the higher tax rate shall be by at least a majority of votes cast. When a proposed higher tax rate requires approval by more than a simple majority pursuant to any provision of law or the constitution, the tax rate increase must receive approval by at least the majority required.

(2) When voters approve an increase in the tax rate, the amount of the increase shall be added to the tax rate ceiling as calculated pursuant to this section to the extent the total rate does not exceed any maximum rate prescribed by law. If a ballot question presents a stated tax rate for approval rather than describing the amount of increase in the question, the stated tax rate approved shall be adjusted as provided in this section and, so adjusted, shall be the current tax rate ceiling. The increased tax rate ceiling as approved shall be adjusted such that when applied to the current total assessed valuation of the political subdivision, excluding new construction and improvements since the date of the election approving such increase, the revenue derived from the adjusted tax rate ceiling is equal to the sum of: the amount of revenue which would have been derived by applying the voter-approved increased tax rate ceiling to total assessed valuation of the political subdivision, as most recently certified by the city or county clerk on or before the date of the election in which such increase is approved, increased by the percentage increase in the consumer price index, as provided by law. Such adjusted tax rate ceiling may be applied to the total assessed valuation of the political subdivision at the setting of the next tax rate. If a ballot question presents a phased-in tax rate increase, upon voter approval, each tax rate increase shall be adjusted in the manner prescribed in this section to yield the sum of: the amount of revenue that would be derived by applying such voter-approved increased rate to the total assessed valuation, as most recently certified by the city or county clerk on or before the date of the election in which such increase was approved, increased by the percentage increase in the consumer price index, as provided by law, from the date of the election to the time of such increase and, so adjusted, shall be the current tax rate ceiling.

(3) **The provisions of subdivision (2) of this subsection notwithstanding, if, prior to the expiration of a temporary levy increase, voters approve a subsequent levy increase, the new tax rate ceiling shall remain in effect only until such time as the temporary levy expires under the terms originally approved by a vote of the people, at which time the tax rate ceiling shall be decreased by the amount of the temporary levy increase. If, prior to the expiration of a temporary levy increase, voters of a political subdivision are asked to approve an additional, permanent increase to the political subdivision's tax rate ceiling, voters shall be submitted ballot language that clearly indicates that if the permanent levy increase is approved, the temporary levy shall be made permanent.**

(4) The governing body of any political subdivision may levy a tax rate lower than its tax rate ceiling and may, in a nonreassessment year, increase that lowered tax rate to a level not exceeding the tax rate ceiling without voter approval in the manner provided under subdivision **[**~~(4)~~**] (5)** of this subsection. Nothing in this section shall be construed as prohibiting a political subdivision from voluntarily levying a tax rate lower than that which is required under the provisions of this section or from seeking voter approval of a reduction to such political subdivision's tax rate ceiling.

[~~(4)~~**] (5)** In a year of general reassessment, a governing body whose tax rate is lower than its tax rate ceiling shall revise its tax rate pursuant to the provisions of subsection 4 of this section as if its tax rate was at the tax rate ceiling. In a year following general reassessment, if such governing body intends to increase its tax rate, the governing body shall conduct a public hearing, and in a public meeting it shall adopt an ordinance, resolution, or policy statement justifying its action prior to setting and certifying its tax rate. The provisions of this subdivision shall not apply to any political subdivision which levies a tax rate lower than its tax rate ceiling solely due to a reduction required by law resulting from sales tax collections. The provisions of this subdivision shall not apply to any political subdivision which has received voter approval for an increase to its tax rate ceiling subsequent to setting its most recent tax rate.

6. (1) For the purposes of calculating state aid for public schools pursuant to section 163.031, each taxing authority which is a school district shall determine its proposed tax rate as a blended rate of the classes or subclasses of property. Such blended rate shall be calculated by first determining the total tax revenue of the property within the jurisdiction of the taxing authority, which amount shall be equal to the sum of the products of multiplying the assessed valuation of each class and subclass of property by the corresponding tax rate for such class or subclass, then dividing the total tax revenue by the total assessed valuation of the same jurisdiction, and then multiplying the resulting quotient by a factor of one hundred. Where the taxing authority is a school district, such blended rate shall also be used by such school district for calculating revenue from state-assessed railroad and utility property as defined in chapter 151 and for apportioning the tax rate by purpose.

(2) Each taxing authority proposing to levy a tax rate in any year shall notify the clerk of the county commission in the county or counties where the tax rate applies of its tax rate ceiling and its proposed tax rate. Each taxing authority shall express its proposed tax rate in a fraction equal to the nearest one-tenth of a cent, unless its proposed tax rate is in excess of one dollar, then one/one-hundredth of a cent. If a taxing authority shall round to one/one-hundredth of a cent, it shall round up a fraction greater than or equal to five/one-thousandth of one cent to the next higher one/one-hundredth of a cent; if a taxing authority shall round to one-tenth of a cent, it shall round up a fraction greater than or equal to five/one-hundredths of a cent to the next higher one-tenth of a cent. Any taxing authority levying a property tax rate shall provide data, in such form as shall be prescribed by the state auditor by rule, substantiating such tax rate complies with Missouri law. All forms for the calculation of rates pursuant to this section shall be promulgated as a rule and shall not be incorporated by reference. The state auditor shall promulgate rules for any and all forms for the calculation of rates pursuant to this section which do not currently exist in rule form or that have been incorporated by reference. In addition, each taxing authority proposing to levy a tax rate for debt service shall provide data, in such form as shall be prescribed by the state auditor by rule, substantiating the tax rate for debt service complies with Missouri law. A tax rate proposed for annual debt service requirements will be prima facie valid if, after making the payment for which the tax was levied, bonds remain outstanding and the debt fund reserves do not exceed the following year's payments. The county clerk shall keep on file and available for public inspection all such information for a period of three years. The clerk shall, within three days of receipt, forward a copy of the notice of a taxing authority's tax rate ceiling and proposed tax rate and any substantiating data to the state auditor. The state auditor shall, within fifteen days of the date of receipt, examine such information and return to the county clerk his or her findings as to compliance of the tax rate ceiling with this section and as to compliance of any proposed tax rate for debt service with Missouri law. If the state auditor believes that a taxing authority's proposed tax rate does not comply with Missouri law, then the state auditor's findings shall include a recalculated tax rate, and the state auditor may request a taxing authority to submit documentation supporting such taxing authority's proposed tax rate. The county clerk shall immediately forward a copy of the auditor's findings to the taxing authority and shall file a copy of the findings with the information received from the taxing authority. The taxing authority shall have fifteen days from the date of receipt from the county clerk of the state auditor's findings and any request for supporting documentation to accept or reject in writing the rate change certified by the state auditor and to submit all requested information to the state auditor. A copy of the taxing authority's acceptance or rejection and any information submitted to the state auditor shall also be mailed to the county clerk. If a taxing authority rejects a rate change certified by the state auditor and the state auditor does not receive supporting information which justifies the taxing authority's original or any subsequent proposed tax rate, then the state auditor shall refer the perceived violations of such taxing authority to the attorney general's office and the attorney general is authorized to obtain injunctive relief to prevent the taxing authority from levying a violative tax rate.

(3) In the event that the taxing authority incorrectly completes the forms created and promulgated under subdivision (2) of this subsection, or makes a clerical error, the taxing authority may submit amended forms with an

explanation for the needed changes. If such amended forms are filed under regulations prescribed by the state auditor, the state auditor shall take into consideration such amended forms for the purposes of this subsection.

7. No tax rate shall be extended on the tax rolls by the county clerk unless the political subdivision has complied with the foregoing provisions of this section.

8. Whenever a taxpayer has cause to believe that a taxing authority has not complied with the provisions of this section, the taxpayer may make a formal complaint with the prosecuting attorney of the county. Where the prosecuting attorney fails to bring an action within ten days of the filing of the complaint, the taxpayer may bring a civil action pursuant to this section and institute an action as representative of a class of all taxpayers within a taxing authority if the class is so numerous that joinder of all members is impracticable, if there are questions of law or fact common to the class, if the claims or defenses of the representative parties are typical of the claims or defenses of the class, and if the representative parties will fairly and adequately protect the interests of the class. In any class action maintained pursuant to this section, the court may direct to the members of the class a notice to be published at least once each week for four consecutive weeks in a newspaper of general circulation published in the county where the civil action is commenced and in other counties within the jurisdiction of a taxing authority. The notice shall advise each member that the court will exclude him or her from the class if he or she so requests by a specified date, that the judgment, whether favorable or not, will include all members who do not request exclusion, and that any member who does not request exclusion may, if he or she desires, enter an appearance. In any class action brought pursuant to this section, the court, in addition to the relief requested, shall assess against the taxing authority found to be in violation of this section the reasonable costs of bringing the action, including reasonable attorney's fees, provided no attorney's fees shall be awarded any attorney or association of attorneys who receive public funds from any source for their services. Any action brought pursuant to this section shall be set for hearing as soon as practicable after the cause is at issue.

9. If in any action, including a class action, the court issues an order requiring a taxing authority to revise the tax rates as provided in this section or enjoins a taxing authority from the collection of a tax because of its failure to revise the rate of levy as provided in this section, any taxpayer paying his or her taxes when an improper rate is applied has erroneously paid his or her taxes in part, whether or not the taxes are paid under protest as provided in section 139.031 or otherwise contested. The part of the taxes paid erroneously is the difference in the amount produced by the original levy and the amount produced by the revised levy. The township or county collector of taxes or the collector of taxes in any city shall refund the amount of the tax erroneously paid. The taxing authority refusing to revise the rate of levy as provided in this section shall make available to the collector all funds necessary to make refunds pursuant to this subsection. No taxpayer shall receive any interest on any money erroneously paid by him or her pursuant to this subsection. Effective in the 1994 tax year, nothing in this section shall be construed to require a taxing authority to refund any tax erroneously paid prior to or during the third tax year preceding the current tax year.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void."; and

Further amend said bill, Page 10, Section 238.225, Line 30, by inserting after said section and line the following:

"238.230. 1. If approved by:

(1) A majority of the qualified voters voting on the question in the district; or

(2) The owners of record of all of the real property located within the district who shall indicate their approval by signing a special assessment petition;

the district may make one or more special assessments for those project improvements which specially benefit the properties within the district. Improvements which may confer special benefits within a district include but are not limited to improvements which are intended primarily to serve traffic originating or ending within the district, to reduce local traffic congestion or circuity of travel, or to improve the safety of motorists or pedestrians within the district.

2. The ballot question shall be substantially in the following form:

Shall the _____ Transportation Development District be authorized to levy special assessments against property benefitted within the district for the purpose of providing revenue for the development of a project (or projects) in the district (insert general description of the project or projects, if necessary), said special assessments to be levied ratably against each tract, lot or parcel of property within the district which is benefitted by such project in proportion to the (insert method of allocating special assessments), in an amount not to exceed $_____ per annum per (insert unit of measurement)?

3. The special assessment petition shall be substantially in the following form:

The _____ Transportation Development District shall be authorized to levy special assessments against property benefitted within the district for the purpose of providing revenue for the development of a project (or projects) in the district (insert general description of the project or projects, if necessary), said special assessments to be levied pro rata against each tract, lot or parcel or property within the district which is benefitted by such project in proportion to the (insert method of allocating special assessments), in an amount not to exceed $_____ per annum per (insert unit of measurement).

4. If a proposal for making a special assessment fails, the district board of directors may, with the prior approval of the commission or the local transportation authority which will assume ownership of the completed project, delete from the project any portion which was to be funded by special assessment and which is not otherwise required for project integrity.

5. A district may establish different classes or subclasses of real property within the district for purposes of levying differing rates of special assessments. The levy rate for special assessments may vary for each class or subclass of real property based on the level of benefit derived by each class or subclass from projects funded by the district.

6. All decisions of the board of directors shall be by a majority vote unless otherwise provided by law.

7. Notwithstanding any provision of this section to the contrary, all property owned by an entity that is exempt from taxation pursuant to 26 U.S.C. Section 501(c) shall be exempt from any special assessment levied by a district pursuant to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 1** was adopted.

Representative Mayhew offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 96, Page 5, Section 67.1421, Line 141, by inserting after said section and line the following:

"79.235. 1. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes the mayor of a city of the fourth classification to appoint a member of a board or commission, any requirement that the appointed person be a resident of the city shall be deemed satisfied if the person owns real property or a business in the city, regardless of whether the position to which the appointment is made is considered an officer of the city under section 79.250.

2. Notwithstanding any law to the contrary and for any city of the fourth classification with no more than two thousand inhabitants, if a statute or ordinance authorizes a mayor to appoint a member of a board that manages a municipal utility of the city, any requirement that the appointed person be a resident of the city shall be deemed satisfied if all of the following conditions are met:

(1) The board has no authority to set utility rates or to issue bonds;

(2) The person resides within five miles of the city limits;

(3) The person owns real property or a business in the city;

(4) The person or the person's business is a customer of a public utility, as described under section 91.450, managed by the board; and

(5) The person has no pecuniary interest in, and is not a board member of, any utility company that offers the same type of service as a utility managed by the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

House Amendment No. 2 was withdrawn.

Representative McGaugh offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 96, Page 6, Section 115.123, Line 1, by inserting after the word "as" the word "**otherwise**"; and

Further amend said bill, page, and section, Line 2, by deleting the words "subsection 2 of" and inserting in lieu thereof the words "**[**~~subsection 2 of~~**]**"; and

Further amend said bill, page, and section, Line 10, by deleting the word "**April**" and inserting in lieu thereof the word "**March**"; and

Further amend said bill and section, Page 7, Line 22, by inserting after said section and line the following:

"115.127. 1. Except as provided in subsection 4 of this section, upon receipt of notice of a special election to fill a vacancy submitted pursuant to subsection 2 of section 115.125, the election authority shall cause legal notice of the special election to be published in a newspaper of general circulation in its jurisdiction. The notice shall include the name of the officer or agency calling the election, the date and time of the election, the name of the office to be filled and the date by which candidates must be selected or filed for the office. Within one week prior to each special election to fill a vacancy held in its jurisdiction, the election authority shall cause legal notice of the election to be published in two newspapers of different political faith and general circulation in the jurisdiction. The legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot. If there is only one newspaper of general circulation in the jurisdiction, the notice shall be published in the newspaper within one week prior to the election. If there are two or more newspapers of general circulation in the jurisdiction, but no two of opposite political faith, the notice shall be published in any two of the newspapers within one week prior to the election.

2. Except as provided in subsections 1 and 4 of this section and in sections 115.521, 115.549 and 115.593, the election authority shall cause legal notice of each election held in its jurisdiction to be published. The notice shall be published in two newspapers of different political faith and qualified pursuant to chapter 493 which are published within the bounds of the area holding the election. If there is only one so-qualified newspaper, then notice shall be published in only one newspaper. If there is no newspaper published within the bounds of the election area, then the notice shall be published in two qualified newspapers of different political faith serving the area. Notice shall be published twice, the first publication occurring in the second week prior to the election, and the second publication occurring within one week prior to the election. Each such legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot; and, unless notice has been given as provided by section 115.129, the second publication of notice of the election shall include the location of polling places. The election authority may provide any additional notice of the election it deems desirable.

3. The election authority shall print the official ballot as the same appears on the sample ballot, and no candidate's name or ballot issue which appears on the sample ballot or official printed ballot shall be stricken or

removed from the ballot except on death of a candidate or by court order, but in no event shall a candidate or issue be stricken or removed from the ballot less than eight weeks before the date of the election.

4. In lieu of causing legal notice to be published in accordance with any of the provisions of this chapter, the election authority in jurisdictions which have less than seven hundred fifty registered voters and in which no newspaper qualified pursuant to chapter 493 is published, may cause legal notice to be mailed during the second week prior to the election, by first class mail, to each registered voter at the voter's voting address. All such legal notices shall include the date and time of the election, the location of the polling place, the name of the officer or agency calling the election and a sample ballot.

5. If the opening date for filing a declaration of candidacy for any office in a political subdivision or special district is not required by law or charter, the opening filing date shall be 8:00 a.m., the **[**~~seventeenth~~**] sixteenth** Tuesday prior to the election. If the closing date for filing a declaration of candidacy for any office in a political subdivision or special district is not required by law or charter, the closing filing date shall be 5:00 p.m., the **[**~~fourteenth~~**] thirteenth** Tuesday prior to the election **or, if the thirteenth Tuesday prior to the election is a state or federal holiday, the closing filing date shall be 5:00 p.m. on the next day that is not a state or federal holiday**. The political subdivision or special district calling an election shall, before the **[**~~seventeenth~~**] sixteenth** Tuesday, prior to any election at which offices are to be filled, notify the general public of the opening filing date, the office or offices to be filled, the proper place for filing and the closing filing date of the election. Such notification may be accomplished by legal notice published in at least one newspaper of general circulation in the political subdivision or special district.

6. Except as provided for in sections 115.247 and 115.359, if there is no additional cost for the printing or reprinting of ballots or if the candidate agrees to pay any printing or reprinting costs, a candidate who has filed for an office or who has been duly nominated for an office may, at any time after the certification of the notice of election required in subsection 1 of section 115.125 but no later than 5:00 p.m. on the eighth Tuesday before the election, withdraw as a candidate pursuant to a court order, which, except for good cause shown by the election authority in opposition thereto, shall be freely given upon application by the candidate to the circuit court of the area of such candidate's residence.

115.205. 1. No person shall be paid or otherwise compensated for soliciting voter registration applications, other than a governmental entity or a person who is paid or compensated by a governmental entity for such solicitation. A voter registration solicitor**, other than a governmental entity or a person who is paid or compensated by a governmental entity for such solicitation,** who solicits more than ten voter registration applications shall register for every election cycle that begins on the day after the general election and ends on the day of the general election two years later. A voter registration solicitor shall be at least eighteen years of age and shall be a registered voter in the state of Missouri.

2. Each voter registration solicitor shall provide the following information in writing to the secretary of state's office:

(1) The name of the voter registration solicitor;

(2) The residential address, including street number, city, state, and zip code;

(3) The mailing address, if different from the residential address; and

(4) The signature of the voter registration solicitor.

3. The solicitor information required in subsection 2 of this section shall be submitted to the secretary of state's office with the following oath and affirmation:

"I HEREBY SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT ALL STATEMENTS MADE BY ME ARE TRUE AND CORRECT.".

4. Any voter registration solicitor who knowingly fails to register with the secretary of state is guilty of a class three election offense. Voter registration applications shall be accepted by the election authority if such applications are otherwise valid, even if the voter registration solicitor who procured the applications fails to register with or submits false information to the secretary of state.

115.284. 1. There is hereby established an absentee voting process to assist persons with permanent disabilities in the exercise of their voting rights.

2. The local election authority shall send an application to participate in the absentee voting process set out in this section to any registered voter residing within the election authority's jurisdiction upon request.

3. Upon receipt of a properly completed application, the election authority shall enter the voter's name on a list of voters qualified to participate as absentee voters pursuant to this section.

4. The application to participate in the absentee voting process shall be in substantially the following form:

State of _____

County (City) of _____

I, _____ (print applicant's name), declare that I am a resident and registered voter of _____ County, Missouri, and am permanently disabled. I hereby request that my name be placed on the election authority's list of voters qualified to participate as absentee voters pursuant to section 115.284, and that I be delivered an absentee ballot application for each election in which I am eligible to vote.

_____

Signature of Voter

_____

_____

Voter's Address

5. Not earlier than ten weeks before an election but prior to the fourth Tuesday prior to an election, the election authority shall deliver to each voter qualified to participate as absentee voters pursuant to this section an absentee ballot application if the voter is eligible to vote in that election. If the voter returns the absentee request application to the election authority not later than 5:00 p.m. on the second Wednesday before an election and has retained the necessary qualifications to vote, the election authority shall provide the voter with an absentee ballot pursuant to this chapter.

6. The election authority shall remove from the list of voters qualified to participate as absentee voters pursuant to this section any voter who:

(1) Asks to be removed from the list;

(2) Dies;

(3) Becomes disqualified from voting pursuant to this chapter; or

(4) No longer resides at the address of his or her voter registration.

7. No lists of applications under this section shall be posted or displayed in any area open to the general public, nor shall such lists of applications be considered a public record under the provisions of chapter 610."; and

Further amend said bill and page, Section 115.351, Line 15, by inserting after said section and line the following:

"115.430. 1. This section shall apply to **[**~~primary and general elections where candidates for federal or statewide offices are nominated or elected and any election where statewide issue or issues are submitted to the voters~~**] any public election**.

2. (1) A voter claiming to be properly registered in the jurisdiction of the election authority and eligible to vote in an election, but whose eligibility at that precinct cannot be immediately established upon examination of the precinct register, shall be entitled to vote a provisional ballot after providing a form of personal identification required pursuant to section 115.427 or upon executing an affidavit under section 115.427, or may vote at a central polling place as established in section 115.115 where the voter may vote his or her appropriate ballot for his or her precinct of residence upon verification of eligibility or vote a provisional ballot if eligibility cannot be determined. The provisional ballot provided to a voter under this section shall be the ballot provided to a resident of the voter's precinct determined by reference to the affidavit provided for in this section. If the voter declares that the voter is eligible to vote and the election authority determines that the voter is eligible to vote at another polling place, the voter shall be directed to the correct polling place or a central polling place as established by the election authority pursuant to subsection 5 of section 115.115. If the voter refuses to go to the correct polling place or a central polling place, the voter shall be permitted to vote a provisional ballot at the incorrect polling place, but such ballot shall not be counted if the voter was not eligible to vote at that polling place.

(2) The following steps shall be taken to establish a voter's eligibility to vote at a polling place:

(a) The election judge shall examine the precinct register as provided in section 115.425. If the voter is registered and eligible to vote at the polling place, the voter shall receive a regular ballot;

(b) If the voter's eligibility cannot be immediately established by examining the precinct register, the election judge shall contact the election authority. If the election authority cannot immediately establish that the

voter is registered and eligible to vote at the polling place upon examination of the Missouri voter registration system, or if the election judge is unable to make contact with the election authority immediately, the voter shall be notified that the voter is entitled to a provisional ballot.

(3) The voter shall have the duty to appear and vote at the correct polling place. If an election judge determines that the voter is not eligible to vote at the polling place at which a voter presents himself or herself, and if the voter appears to be eligible to vote at another polling place, the voter shall be informed that he or she may cast a provisional ballot at the current polling place or may travel to the correct polling place or a central polling place, as established by the election authority under subsection 5 of section 115.115, where the voter may cast a regular ballot or provisional ballot if the voter's eligibility still cannot be determined. Provisional ballots cast at a polling place shall be counted only if the voter was eligible to vote at such polling place as provided in subsection 5 of this section.

(4) For a voter requesting an absentee ballot in person, such voter shall be entitled to cast a provisional ballot when the voter's eligibility cannot be immediately established upon examination of the precinct registers or the Missouri voter registration system.

(5) Prior to accepting any provisional ballot at the polling place, the election judges shall determine that the information provided on the provisional ballot envelope by the provisional voter is consistent with the identification provided by such person under section 115.427.

3. (1) No person shall be entitled to receive a provisional ballot until such person has completed a provisional ballot affidavit on the provisional ballot envelope.

(2) The secretary of state shall produce appropriate sizes of provisional ballot envelopes and distribute them to each election authority according to their tabulating system. All provisional ballot envelopes shall be printed on a distinguishable color of paper that is different from the color of the regular ballot. The provisional ballot envelope shall be in the form required by subsection 4 of this section. All provisional ballots shall be marked with a conspicuous stamp or other distinguishing mark that makes them readily distinguishable from the regular ballots.

(3) Once voted, the provisional ballot shall be placed and sealed in a provisional ballot envelope.

4. The provisional ballot in its envelope shall be deposited in the ballot box. The provisional ballot envelope shall be completed by the voter for use in determining eligibility. The provisional ballot envelope specified in this section shall contain a voter's certificate which shall be in substantially the following form:

STATE OF _____
COUNTY OF _____
I do solemnly swear (or affirm) that my name is _____; that my date of birth is _____; that the last four digits of my Social Security Number are _____; that I am registered to vote in _____ County or City (if a City not within a County), Missouri; that I am a qualified voter of said County (or City not within a County); that I am eligible to vote at this polling place; and that I have not voted in this election.
I understand that if the above-provided information is not correct and the election authority determines that I am not registered and eligible to vote, my vote will not be counted. I further understand that knowingly providing false information is a violation of law and subjects me to possible criminal prosecution.

_____
(Signature of Voter)

_____
(Current Address)
Subscribed and affirmed before me this _____ day of _____, 20_____

_____
(Signature of Election Official)

The voter may provide additional information to further assist the election authority in determining eligibility, including the place and date the voter registered to vote, if known.

5. (1) Prior to counting any provisional ballot, the election authority shall determine if the voter is registered and eligible to vote and if the vote was properly cast. The eligibility of provisional votes shall be determined according to the requirements for a voter to cast a ballot in the election as set forth in sections 115.133 and 115.135. A provisional **[**~~voter~~**]** ballot shall not be eligible to be counted until the election authority has determined that:

(a) The voter cast such provisional ballot at a polling place established for the voter or the central polling place established by the election authority under subsection 5 of section 115.115;

(b) The individual who cast the provisional ballot is an individual registered to vote in the respective election at the polling place where the ballot was cast;

(c) The voter did not otherwise vote in the same election by regular ballot, absentee ballot, or otherwise; and

(d) The information on the provisional ballot envelope is found to be correct, complete, and accurate.

(2) When the ballot boxes are delivered to the election authority from the polling places, the receiving teams shall separate the provisional ballots from the rest of the ballots and place the sealed provisional ballot envelopes in a separate container. Teams of election authority employees or teams of election judges with each team consisting of one member of each major political party shall photocopy each provisional ballot envelope, such photocopy to be used by the election authority to determine provisional voter eligibility. The sealed provisional ballot envelopes shall be placed by the team in a sealed container and shall remain therein until tabulation.

(3) To determine whether a provisional ballot is valid and entitled to be counted, the election authority shall examine its records and verify that the provisional voter is properly registered and eligible to vote in the election. If the provisional voter has provided information regarding the registration agency where the provisional voter registered to vote, the election authority shall make an inquiry of the registration agency to determine whether the provisional voter is properly registered and eligible to vote in the election.

(4) If the election authority determines that the provisional voter is registered and eligible to vote in the election, the election authority shall provide documentation verifying the voter's eligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

(a) The name of the provisional voter;

(b) The name of the reviewer;

(c) The date and time; and

(d) A description of evidence found that supports the voter's eligibility.

(5) The local election authority shall record on a provisional ballot acceptance/rejection list the provisional ballot identification number and a notation marking it as accepted.

(6) If the election authority determines that the provisional voter is not registered or eligible to vote in the election, the election authority shall provide documentation verifying the voter's ineligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

(a) The name of the provisional voter;

(b) The name of the reviewer;

(c) The date and time;

(d) A description of why the voter is ineligible.

(7) The local election authority shall record on a provisional ballot acceptance/rejection list the provisional ballot identification number and notation marking it as rejected.

(8) If rejected, a photocopy of the envelope shall be made and used by the election authority as a mail-in voter registration. The actual provisional ballot envelope shall be kept as ballot material, and the copy of the envelope shall be used by the election authority for registration record keeping.

6. All provisional ballots cast by voters whose eligibility has been verified as provided in this section shall be counted in accordance with the rules governing ballot tabulation. Provisional ballots shall not be counted until all provisional ballots are determined either eligible or ineligible and all provisional ballots must be processed before the election is certified. The provisional ballot shall be counted only if the election authority determines that the voter is registered and eligible to vote. Provisional ballots voted in the wrong polling place shall not be counted. If the voter is not registered but is qualified to register for future elections, the affidavit shall be considered a mail-in application to register to vote pursuant to this chapter.

7. (1) After the election authority completes its review of the provisional voter's eligibility under subsection 5 of this section, the election authority shall deliver the provisional ballots and copies of the provisional ballot envelopes that include eligibility information to bipartisan counting teams, which may be the board of verification, for review and tabulation. The election authority shall maintain a record of such delivery. The record

shall include the number of ballots delivered to each team and shall include a signed receipt from two judges, one from each major political party. The election authority shall provide each team with a ballot box and material necessary for tabulation.

(2) If the person named on the provisional ballot affidavit is found to have been properly qualified and registered to cast a ballot in the election and the provisional ballot otherwise qualifies to be counted under the provisions of this section, the envelope shall be opened, and the ballot shall be placed in a ballot box to be counted.

(3) If the person named on the provisional ballot affidavit is found not to have been properly qualified and registered to cast a ballot in the election or if the election authority is unable to determine such person's right to vote, the envelope containing the provisional ballot shall not be opened, and the person's vote shall not be counted. The members of the team shall follow the procedures set forth in subsection 5 of this section for rejected provisional ballots.

(4) The votes shall be tallied and the returns made as provided in sections 115.447 to 115.525 for paper ballots. After the vote on all ballots assigned to a team have been counted, the ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "Voted provisional ballots and ballot envelopes from the election held _____, 20_____". All rejected provisional ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "Rejected provisional ballots and ballot envelopes from the election held _____, 20_____". On the outside of each voted ballot and rejected ballot container, each member of the team shall write their name and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the provisional votes.

8. Challengers and watchers, as provided by sections 115.105 and 115.107, may be present during all times that the bipartisan counting teams are reviewing or counting the provisional ballots, the provisional ballot envelopes, or copies of the provisional ballot envelopes that include eligibility information provided by the election authority. Challengers and watchers shall be permitted to observe the determination of the eligibility of all provisional ballots. The election authority shall notify the county chair of each major political party of the time and location when bipartisan counting teams will be reviewing or counting the provisional ballots, the provisional ballot envelopes, or the copies of the provisional ballot envelopes that include the eligibility information provided by the election authority.

9. The certificate of ballot cards shall:

(1) Reflect the number of provisional envelopes delivered; and

(2) Reflect the number of sealed provisional envelopes with voted ballots deposited in the ballot box.

10. In counties where the voting system does not utilize a paper ballot, the election authority shall provide the appropriate provisional ballots to each polling place.

11. The secretary of state may promulgate rules for purposes of ensuring the uniform application of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536.

12. The secretary of state shall design and provide to the election authorities the envelopes and forms necessary to carry out the provisions of this section.

13. Pursuant to the Help America Vote Act of 2002, the secretary of state shall ensure a free access system is established, such as a toll-free number or an internet website, that any individual who casts a provisional ballot may access to discover whether the vote of that individual was counted, and, if the vote was not counted, the reason that the vote was not counted. At the time an individual casts a provisional ballot, the election authority shall give the voter written information that states that any individual who casts a provisional ballot will be able to ascertain under such free access system whether the vote was counted, and if the vote was not counted, the reason that the vote was not counted.

14. In accordance with the Help America Vote Act of 2002, any individual who votes in an election as a result of a court order or any other order extending the time established for closing the polls in section 115.407 may vote only by using a provisional ballot, and such provisional ballot shall be separated and held apart from other provisional ballots cast by those not affected by the order. Such ballots shall not be counted until such time as the ballots are determined to be valid. No state court shall have jurisdiction to extend the polling hours established by law, including section 115.407.

115.635. The following offenses, and any others specifically so described by law, shall be class three election offenses and are deemed misdemeanors connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by fine of not more than two thousand five hundred dollars, or by both such imprisonment and fine:

(1) Giving, lending, agreeing to give or lend, offering, promising, or endeavoring to procure, any money or valuable consideration, office, or place of employment, to or for any voter, to or for any person on behalf of any voter, or to or for any person, in order to induce any voter to vote or refrain from voting or corruptly doing any such act on account of such voter having already voted or refrained from voting at any election;

(2) Making use of, or threatening to make use of, any force, violence, or restraint, or inflicting or threatening to inflict any injury, damage, harm or loss upon or against any person, in order to induce or compel such person to vote or refrain from voting at any election;

(3) Impeding or preventing, or attempting to impede or prevent, by abduction, duress or any fraudulent device or contrivance, the free exercise of the franchise of any voter or, by abduction, duress, or any fraudulent device, compelling, inducing, or prevailing upon any voter to vote or refrain from voting at any election;

(4) Giving, or making an agreement to give, any money, property, right in action, or other gratuity or reward, in consideration of any grant or deputation of office;

(5) Bringing into this state any nonresident person with intent that such person shall vote at an election without possessing the requisite qualifications;

(6) Asking for, receiving, or taking any money or other reward by way of gift, loan, or other device or agreeing or contracting for any money, gift, office, employment, or other reward, for giving, or refraining from giving, his or her vote in any election;

(7) Removing, destroying or altering any supplies or information placed in or near a voting booth for the purpose of enabling a voter to prepare his or her ballot;

(8) Entering a voting booth or compartment except as specifically authorized by law;

(9) On the part of any election official, challenger, watcher or person assisting a person to vote, revealing or disclosing any information as to how any voter may have voted, indicated that the person had voted except as authorized by this chapter, indicated an intent to vote or offered to vote, except to a grand jury or pursuant to a lawful subpoena in a court proceeding relating to an election offense;

(10) On the part of any registration or election official, refusing to permit any person to register to vote or to vote when such official knows the person is legally entitled to register or legally entitled to vote;

(11) Attempting to commit or participating in an attempt to commit any class one or class two election offense**[**.**];**

(12) Threatening to harm or engaging in conduct reasonably calculated to harass or alarm, including stalking pursuant to section 565.227, an election judge, challenger, watcher, or employee or volunteer of an election authority, or a member of such person's family;

(13) Attempting to induce, influence, deceive, or pressure an election official or member of an election official's family to violate any provision of this chapter;

(14) Disseminating, through any means, including by posting on the internet, the home address, home telephone number, mobile telephone number, personal email address, social security number, federal tax identification number, checking account number, savings account number, credit card number, marital status, or identity of a child under eighteen years of age, of an election judge, challenger, watcher, or employee or volunteer of an election authority, or a member of such person's family, for the purposes listed in subdivisions (12) and (13) of this section.

115.637. The following offenses, and any others specifically so described by law, shall be class four election offenses and are deemed misdemeanors not connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by a fine of not more than two thousand five hundred dollars or by both such imprisonment and fine:

(1) Stealing or willfully concealing, defacing, mutilating, or destroying any sample ballots that may be furnished by an organization or individual at or near any voting place on election day, except that this subdivision shall not be construed so as to interfere with the right of an individual voter to erase or cause to be erased on a sample ballot the name of any candidate and substituting the name of the person for whom he or she intends to vote; or to dispose of the received sample ballot;

(2) Printing, circulating, or causing to be printed or circulated, any false and fraudulent sample ballots which appear on their face to be designed as a fraud upon voters;

(3) Purposefully giving a printed or written sample ballot to any qualified voter which is intended to mislead the voter;

(4) On the part of any candidate for election to any office of honor, trust, or profit, offering or promising to discharge the duties of such office for a less sum than the salary, fees, or emoluments as fixed by law or promising to pay back or donate to any public or private interest any portion of such salary, fees, or emolument as an inducement to voters;

(5) On the part of any canvasser appointed to canvass any registration list, willfully failing to appear, refusing to continue, or abandoning such canvass or willfully neglecting to perform his duties in making such canvass or willfully neglecting any duties lawfully assigned to him or her;

(6) On the part of any employer, making, enforcing, or attempting to enforce any order, rule, or regulation or adopting any other device or method to prevent an employee from engaging in political activities, accepting candidacy for nomination to, election to, or the holding of, political office, holding a position as a member of a political committee, soliciting or receiving funds for political purpose, acting as chairman or participating in a political convention, assuming the conduct of any political campaign, signing, or subscribing his or her name to any initiative, referendum, or recall petition, or any other petition circulated pursuant to law;

(7) On the part of any person authorized or employed to print official ballots, or any person employed in printing ballots, giving, delivering, or knowingly permitting to be taken any ballot to or by any person other than the official under whose direction the ballots are being printed, any ballot in any form other than that prescribed by law, or with unauthorized names, with names misspelled, or with the names of candidates arranged in any way other than that authorized by law;

(8) On the part of any election authority or official charged by law with the duty of distributing the printed ballots, or any person acting on his or her behalf, knowingly distributing or causing to be distributed any ballot in any manner other than that prescribed by law;

(9) Any person having in his or her possession any official ballot, except in the performance of his or her duty as an election authority or official, or in the act of exercising his or her individual voting privilege;

(10) Willfully mutilating, defacing, or altering any ballot before it is delivered to a voter;

(11) On the part of any election judge, being willfully absent from the polls on election day without good cause or willfully detaining any election material or equipment and not causing it to be produced at the voting place at the opening of the polls or within fifteen minutes thereafter;

(12) On the part of any election authority or official, willfully neglecting, refusing, or omitting to perform any duty required of him or her by law with respect to holding and conducting an election, receiving and counting out the ballots, or making proper returns;

(13) On the part of any election judge, or party watcher or challenger, furnishing any information tending in any way to show the state of the count to any other person prior to the closing of the polls;

(14) On the part of any voter, except as otherwise provided by law, allowing his or her ballot to be seen by any person with the intent of letting it be known how he or she is about to vote or has voted, or knowingly making a false statement as to his or her inability to mark a ballot;

(15) On the part of any election judge, disclosing to any person the name of any candidate for whom a voter has voted;

(16) Interfering, or attempting to interfere, with any voter inside a polling place;

(17) On the part of any person at any registration site, polling place, counting location or verification location, causing any breach of the peace or engaging in disorderly conduct, violence, or threats of violence whereby such registration, election, count or verification is impeded or interfered with;

(18) Exit polling, surveying, sampling, **circulating initiative or referendum petitions,** electioneering, distributing election literature, posting signs or placing vehicles bearing signs with respect to any candidate or question to be voted on at an election **[**~~on election day~~**]** inside the building in which a polling place is located **on election day or during the absentee voting period** or within twenty-five feet of the building's outer door closest to the polling place **on election day or during the absentee voting period**, or, on the part of any person, refusing to remove or permit removal from property owned or controlled by such person, any such election sign or literature located within such distance on such day after request for removal by any person;

(19) Stealing or willfully defacing, mutilating, or destroying any campaign yard sign on private property, except that this subdivision shall not be construed to interfere with the right of any private property owner to take any action with regard to campaign yard signs on the owner's property and this subdivision shall not be construed to interfere with the right of any candidate, or the candidate's designee, to remove the candidate's campaign yard sign from the owner's private property after the election day."; and

Further amend said bill and page, Section 115.755, Line 1, by deleting the word "**A**" and inserting in lieu thereof the words "**Subject to appropriation, a**"; and

Further amend said bill, page, and section, Line 2, by deleting the word "**April**" and inserting in lieu thereof the word "**March**"; and

Further amend said bill, Page 8, Section 115.761, Line 18, by deleting the word "**April**" and inserting in lieu thereof the word "**March**"; and

Further amend said bill and page, Section 115.785, Line 1, by inserting after the word "**under**" the word "**section**"; and

Further amend said bill, Page 9, Section 115.904, Line 6, by inserting after said section and line the following:

"162.471. 1. The government and control of an urban school district is vested in a board of seven directors.

2. Except as provided in section 162.563, each director shall be a voter of the district who has resided within this state for one year next preceding the director's election or appointment and who is at least twenty-four years of age. All directors, except as otherwise provided in sections 162.481, 162.492, and 162.563, shall hold their offices for six years and until their successors are duly elected and qualified. All vacancies occurring in the board**[**~~, except as provided in section 162.492,~~**]** shall be filled by appointment by the board as soon as practicable, and the person appointed shall hold office until the next school board election, when a successor shall be elected for the remainder of the unexpired term. The power of the board to perform any official duty during the existence of a vacancy continues unimpaired thereby.

162.492. 1. In all urban districts containing the greater part of the population of a city which has more than three hundred thousand inhabitants, the election authority of the city in which the greater portion of the school district lies, and of the county if the district includes territory not within the city limits, shall serve ex officio as a redistricting commission. The commission shall on or before November 1, 2018, divide the school district into five subdistricts, all subdistricts being of compact and contiguous territory and as nearly equal in the number of inhabitants as practicable and thereafter the board shall redistrict the district into subdivisions as soon as practicable after each United States decennial census. In establishing the subdistricts each member shall have one vote and a majority vote of the total membership of the commission is required to make effective any action of the commission.

2. School elections for the election of directors shall be held on municipal election days in 2014 and 2016. At the election in 2014, directors shall be elected to hold office until 2019 and until their successors are elected and qualified. At the election in 2016, directors shall be elected until 2019 and until their successors are elected and qualified. Beginning in 2019, school elections for the election of directors shall be held on the local election date as specified in the charter of a home rule city with more than four hundred thousand inhabitants and located in more than one county. Beginning at the election for school directors in 2019, the number of directors on the board shall be reduced from nine to seven. Two directors shall be at-large directors and five directors shall represent the subdistricts, with one director from each of the subdistricts. At the 2019 election, one of the at-large directors and the directors from subdistricts one, three, and five shall be elected for a two-year term, and the other at-large director and the directors from subdistricts two and four shall be elected for a four-year term. Thereafter, all seven directors shall serve a four-year term. Directors shall serve until the next election and until their successors, then elected, are duly qualified as provided in this section. In addition to other qualifications prescribed by law, each member elected from a subdistrict shall be a resident of the subdistrict from which he or she is elected. The subdistricts shall be numbered from one to five.

3. The five candidates, one from each of the subdistricts, who receive a plurality of the votes cast by the voters of that subdistrict and the at-large candidates receiving a plurality of the at-large votes shall be elected. The name of no candidate for nomination shall be printed on the ballot unless the candidate has at least sixty days prior to the election filed a declaration of candidacy with the secretary of the board of directors containing the signatures of at least two hundred fifty registered voters who are residents of the subdistrict within which the candidate for

nomination to a subdistrict office resides, and in case of at-large candidates the signatures of at least five hundred registered voters. The election authority shall determine the validity of all signatures on declarations of candidacy.

4. In any election either for at-large candidates or candidates elected by the voters of subdistricts, if there are more than two candidates, a majority of the votes are not required to elect but the candidate having a plurality of the votes shall be elected.

5. The names of all candidates shall appear upon the ballot without party designation and in the order of the priority of the times of filing their petitions of nomination. No candidate may file both at large and from a subdistrict and the names of all candidates shall appear only once on the ballot, nor may any candidate file more than one declaration of candidacy. All declarations shall designate the candidate's residence and whether the candidate is filing at large or from a subdistrict and the numerical designation of the subdistrict or at-large area.

6. The provisions of all sections relating to seven-director school districts shall also apply to and govern urban districts in cities of more than three hundred thousand inhabitants, to the extent applicable and not in conflict with the provisions of those sections specifically relating to such urban districts.

7. Vacancies which occur on the school board **[**~~between the dates of election shall be filled by special election if such vacancy happens more than six months prior to the time of holding an election as provided in subsection 2 of this section. The state board of education shall order a special election to fill such a vacancy. A letter from the commissioner of education, delivered by certified mail to the election authority or authorities that would normally conduct an election for school board members shall be the authority for the election authority or authorities to proceed with election procedures. If a vacancy occurs less than six months prior to the time of holding an election as provided in subsection 2 of this section, no special election shall occur and the vacancy shall be filled at the next election day on which local elections are held as specified in the charter of any home rule city with more than four hundred thousand inhabitants and located in more than one county~~**] shall be filled in the manner provided in section 162.471**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

Representative Merideth raised an additional point of order that **House Amendment No. 3** amends previously amended material.

The Chair took the points of order under advisement.

House Amendment No. 3 was withdrawn.

Representative Wilson offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 96, Page 1, Section 67.1421, Line 4, by inserting after the word "**that**" the following:

"**, in a county with more than one million inhabitants,**"; and

Further amend said bill and section, Page 4, Line 101, by deleting the word "**Any**" and inserting in lieu thereof the following:

"**In a county with more than one million inhabitants, any**"; and

Further amend said bill, Page 10, Section 238.225, Lines 2 and 17, by inserting after each instance of the word "approval" a comma "**,**"; and

Further amend said bill, page, and section, Lines 3 and 18, by inserting after each instance of the word "**tax**" the phrase "**and the district is in a county with more than one million inhabitants**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McGaugh offered **House Substitute Amendment No. 1 for House Amendment No. 4**.

House Substitute Amendment No. 1
for
House Amendment No. 4

AMEND House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 96, Page 6, Section 115.123, Line 1, by inserting after the word "as" the word "**otherwise**"; and

Further amend said bill, page, and section, Line 2, by deleting the words "subsection 2 of" and inserting in lieu thereof the words "**[**~~subsection 2 of~~**]**"; and

Further amend said bill and section, Page 7, Line 22, by inserting after said section and line the following:

"115.127. 1. Except as provided in subsection 4 of this section, upon receipt of notice of a special election to fill a vacancy submitted pursuant to subsection 2 of section 115.125, the election authority shall cause legal notice of the special election to be published in a newspaper of general circulation in its jurisdiction. The notice shall include the name of the officer or agency calling the election, the date and time of the election, the name of the office to be filled and the date by which candidates must be selected or filed for the office. Within one week prior to each special election to fill a vacancy held in its jurisdiction, the election authority shall cause legal notice of the election to be published in two newspapers of different political faith and general circulation in the jurisdiction. The legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot. If there is only one newspaper of general circulation in the jurisdiction, the notice shall be published in the newspaper within one week prior to the election. If there are two or more newspapers of general circulation in the jurisdiction, but no two of opposite political faith, the notice shall be published in any two of the newspapers within one week prior to the election.

2. Except as provided in subsections 1 and 4 of this section and in sections 115.521, 115.549 and 115.593, the election authority shall cause legal notice of each election held in its jurisdiction to be published. The notice shall be published in two newspapers of different political faith and qualified pursuant to chapter 493 which are published within the bounds of the area holding the election. If there is only one so-qualified newspaper, then notice shall be published in only one newspaper. If there is no newspaper published within the bounds of the election area, then the notice shall be published in two qualified newspapers of different political faith serving the area. Notice shall be published twice, the first publication occurring in the second week prior to the election, and the second publication occurring within one week prior to the election. Each such legal notice shall include the date and time of the election, the name of the officer or agency calling the election and a sample ballot; and, unless notice has been given as provided by section 115.129, the second publication of notice of the election shall include the location of polling places. The election authority may provide any additional notice of the election it deems desirable.

3. The election authority shall print the official ballot as the same appears on the sample ballot, and no candidate's name or ballot issue which appears on the sample ballot or official printed ballot shall be stricken or removed from the ballot except on death of a candidate or by court order, but in no event shall a candidate or issue be stricken or removed from the ballot less than eight weeks before the date of the election.

4. In lieu of causing legal notice to be published in accordance with any of the provisions of this chapter, the election authority in jurisdictions which have less than seven hundred fifty registered voters and in which no newspaper qualified pursuant to chapter 493 is published, may cause legal notice to be mailed during the second week prior to the election, by first class mail, to each registered voter at the voter's voting address. All such legal

notices shall include the date and time of the election, the location of the polling place, the name of the officer or agency calling the election and a sample ballot.

5. If the opening date for filing a declaration of candidacy for any office in a political subdivision or special district is not required by law or charter, the opening filing date shall be 8:00 a.m., the **[**~~seventeenth~~**]** **sixteenth** Tuesday prior to the election. If the closing date for filing a declaration of candidacy for any office in a political subdivision or special district is not required by law or charter, the closing filing date shall be 5:00 p.m., the **[**~~fourteenth~~**]** **thirteenth** Tuesday prior to the election **or, if the thirteenth Tuesday prior to the election is a state or federal holiday, the closing filing date shall be 5:00 p.m. on the next day that is not a state or federal holiday**. The political subdivision or special district calling an election shall, before the **[**~~seventeenth~~**]** **sixteenth** Tuesday, prior to any election at which offices are to be filled, notify the general public of the opening filing date, the office or offices to be filled, the proper place for filing and the closing filing date of the election. Such notification may be accomplished by legal notice published in at least one newspaper of general circulation in the political subdivision or special district.

6. Except as provided for in sections 115.247 and 115.359, if there is no additional cost for the printing or reprinting of ballots or if the candidate agrees to pay any printing or reprinting costs, a candidate who has filed for an office or who has been duly nominated for an office may, at any time after the certification of the notice of election required in subsection 1 of section 115.125 but no later than 5:00 p.m. on the eighth Tuesday before the election, withdraw as a candidate pursuant to a court order, which, except for good cause shown by the election authority in opposition thereto, shall be freely given upon application by the candidate to the circuit court of the area of such candidate's residence.

115.205. 1. No person shall be paid or otherwise compensated for soliciting voter registration applications, other than a governmental entity or a person who is paid or compensated by a governmental entity for such solicitation. A voter registration solicitor**, other than a governmental entity or a person who is paid or compensated by a governmental entity for such solicitation,** who solicits more than ten voter registration applications shall register for every election cycle that begins on the day after the general election and ends on the day of the general election two years later. A voter registration solicitor shall be at least eighteen years of age and shall be a registered voter in the state of Missouri.

2. Each voter registration solicitor shall provide the following information in writing to the secretary of state's office:

(1) The name of the voter registration solicitor;

(2) The residential address, including street number, city, state, and zip code;

(3) The mailing address, if different from the residential address; and

(4) The signature of the voter registration solicitor.

3. The solicitor information required in subsection 2 of this section shall be submitted to the secretary of state's office with the following oath and affirmation:

"I HEREBY SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT ALL STATEMENTS MADE BY ME ARE TRUE AND CORRECT.".

4. Any voter registration solicitor who knowingly fails to register with the secretary of state is guilty of a class three election offense. Voter registration applications shall be accepted by the election authority if such applications are otherwise valid, even if the voter registration solicitor who procured the applications fails to register with or submits false information to the secretary of state.

115.284. 1. There is hereby established an absentee voting process to assist persons with permanent disabilities in the exercise of their voting rights.

2. The local election authority shall send an application to participate in the absentee voting process set out in this section to any registered voter residing within the election authority's jurisdiction upon request.

3. Upon receipt of a properly completed application, the election authority shall enter the voter's name on a list of voters qualified to participate as absentee voters pursuant to this section.

4. The application to participate in the absentee voting process shall be in substantially the following form:

State of _____

County (City) of _____

I, _____ (print applicant's name), declare that I am a resident and registered voter of _____ County, Missouri, and am permanently disabled. I hereby request that my name be placed on the election authority's list of voters qualified to participate as absentee voters pursuant to section 115.284, and that I be delivered an absentee ballot application for each election in which I am eligible to vote.

_____

Signature of Voter

_____

_____

Voter's Address

5. Not earlier than ten weeks before an election but prior to the fourth Tuesday prior to an election, the election authority shall deliver to each voter qualified to participate as absentee voters pursuant to this section an absentee ballot application if the voter is eligible to vote in that election. If the voter returns the absentee request application to the election authority not later than 5:00 p.m. on the second Wednesday before an election and has retained the necessary qualifications to vote, the election authority shall provide the voter with an absentee ballot pursuant to this chapter.

6. The election authority shall remove from the list of voters qualified to participate as absentee voters pursuant to this section any voter who:

(1) Asks to be removed from the list;

(2) Dies;

(3) Becomes disqualified from voting pursuant to this chapter; or

(4) No longer resides at the address of his or her voter registration.

7. No lists of applications under this section shall be posted or displayed in any area open to the general public, nor shall such lists of applications be considered a public record under the provisions of chapter 610."; and

Further amend said bill and page, Section 115.351, Line 15, by inserting after said section and line the following:

"115.430. 1. This section shall apply to **[**~~primary and general elections where candidates for federal or statewide offices are nominated or elected and any election where statewide issue or issues are submitted to the voters~~**] any public election**.

2. (1) A voter claiming to be properly registered in the jurisdiction of the election authority and eligible to vote in an election, but whose eligibility at that precinct cannot be immediately established upon examination of the precinct register, shall be entitled to vote a provisional ballot after providing a form of personal identification required pursuant to section 115.427 or upon executing an affidavit under section 115.427, or may vote at a central polling place as established in section 115.115 where the voter may vote his or her appropriate ballot for his or her precinct of residence upon verification of eligibility or vote a provisional ballot if eligibility cannot be determined. The provisional ballot provided to a voter under this section shall be the ballot provided to a resident of the voter's precinct determined by reference to the affidavit provided for in this section. If the voter declares that the voter is eligible to vote and the election authority determines that the voter is eligible to vote at another polling place, the voter shall be directed to the correct polling place or a central polling place as established by the election authority pursuant to subsection 5 of section 115.115. If the voter refuses to go to the correct polling place or a central polling place, the voter shall be permitted to vote a provisional ballot at the incorrect polling place, but such ballot shall not be counted if the voter was not eligible to vote at that polling place.

(2) The following steps shall be taken to establish a voter's eligibility to vote at a polling place:

(a) The election judge shall examine the precinct register as provided in section 115.425. If the voter is registered and eligible to vote at the polling place, the voter shall receive a regular ballot;

(b) If the voter's eligibility cannot be immediately established by examining the precinct register, the election judge shall contact the election authority. If the election authority cannot immediately establish that the

voter is registered and eligible to vote at the polling place upon examination of the Missouri voter registration system, or if the election judge is unable to make contact with the election authority immediately, the voter shall be notified that the voter is entitled to a provisional ballot.

(3) The voter shall have the duty to appear and vote at the correct polling place. If an election judge determines that the voter is not eligible to vote at the polling place at which a voter presents himself or herself, and if the voter appears to be eligible to vote at another polling place, the voter shall be informed that he or she may cast a provisional ballot at the current polling place or may travel to the correct polling place or a central polling place, as established by the election authority under subsection 5 of section 115.115, where the voter may cast a regular ballot or provisional ballot if the voter's eligibility still cannot be determined. Provisional ballots cast at a polling place shall be counted only if the voter was eligible to vote at such polling place as provided in subsection 5 of this section.

(4) For a voter requesting an absentee ballot in person, such voter shall be entitled to cast a provisional ballot when the voter's eligibility cannot be immediately established upon examination of the precinct registers or the Missouri voter registration system.

(5) Prior to accepting any provisional ballot at the polling place, the election judges shall determine that the information provided on the provisional ballot envelope by the provisional voter is consistent with the identification provided by such person under section 115.427.

3. (1) No person shall be entitled to receive a provisional ballot until such person has completed a provisional ballot affidavit on the provisional ballot envelope.

(2) The secretary of state shall produce appropriate sizes of provisional ballot envelopes and distribute them to each election authority according to their tabulating system. All provisional ballot envelopes shall be printed on a distinguishable color of paper that is different from the color of the regular ballot. The provisional ballot envelope shall be in the form required by subsection 4 of this section. All provisional ballots shall be marked with a conspicuous stamp or other distinguishing mark that makes them readily distinguishable from the regular ballots.

(3) Once voted, the provisional ballot shall be placed and sealed in a provisional ballot envelope.

4. The provisional ballot in its envelope shall be deposited in the ballot box. The provisional ballot envelope shall be completed by the voter for use in determining eligibility. The provisional ballot envelope specified in this section shall contain a voter's certificate which shall be in substantially the following form:

STATE OF _____
COUNTY OF _____
I do solemnly swear (or affirm) that my name is _____; that my date of birth is _____; that the last four digits of my Social Security Number are _____; that I am registered to vote in _____ County or City (if a City not within a County), Missouri; that I am a qualified voter of said County (or City not within a County); that I am eligible to vote at this polling place; and that I have not voted in this election.
I understand that if the above-provided information is not correct and the election authority determines that I am not registered and eligible to vote, my vote will not be counted. I further understand that knowingly providing false information is a violation of law and subjects me to possible criminal prosecution.

_____
(Signature of Voter)

_____
(Current Address)
Subscribed and affirmed before me this _____ day of _____, 20_____

_____
(Signature of Election Official)

The voter may provide additional information to further assist the election authority in determining eligibility, including the place and date the voter registered to vote, if known.

5. (1) Prior to counting any provisional ballot, the election authority shall determine if the voter is registered and eligible to vote and if the vote was properly cast. The eligibility of provisional votes shall be determined according to the requirements for a voter to cast a ballot in the election as set forth in sections 115.133 and 115.135. A provisional **[**~~voter~~**]** ballot shall not be eligible to be counted until the election authority has determined that:

(a) The voter cast such provisional ballot at a polling place established for the voter or the central polling place established by the election authority under subsection 5 of section 115.115;

(b) The individual who cast the provisional ballot is an individual registered to vote in the respective election at the polling place where the ballot was cast;

(c) The voter did not otherwise vote in the same election by regular ballot, absentee ballot, or otherwise; and

(d) The information on the provisional ballot envelope is found to be correct, complete, and accurate.

(2) When the ballot boxes are delivered to the election authority from the polling places, the receiving teams shall separate the provisional ballots from the rest of the ballots and place the sealed provisional ballot envelopes in a separate container. Teams of election authority employees or teams of election judges with each team consisting of one member of each major political party shall photocopy each provisional ballot envelope, such photocopy to be used by the election authority to determine provisional voter eligibility. The sealed provisional ballot envelopes shall be placed by the team in a sealed container and shall remain therein until tabulation.

(3) To determine whether a provisional ballot is valid and entitled to be counted, the election authority shall examine its records and verify that the provisional voter is properly registered and eligible to vote in the election. If the provisional voter has provided information regarding the registration agency where the provisional voter registered to vote, the election authority shall make an inquiry of the registration agency to determine whether the provisional voter is properly registered and eligible to vote in the election.

(4) If the election authority determines that the provisional voter is registered and eligible to vote in the election, the election authority shall provide documentation verifying the voter's eligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

(a) The name of the provisional voter;

(b) The name of the reviewer;

(c) The date and time; and

(d) A description of evidence found that supports the voter's eligibility.

(5) The local election authority shall record on a provisional ballot acceptance/rejection list the provisional ballot identification number and a notation marking it as accepted.

(6) If the election authority determines that the provisional voter is not registered or eligible to vote in the election, the election authority shall provide documentation verifying the voter's ineligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

(a) The name of the provisional voter;

(b) The name of the reviewer;

(c) The date and time;

(d) A description of why the voter is ineligible.

(7) The local election authority shall record on a provisional ballot acceptance/rejection list the provisional ballot identification number and notation marking it as rejected.

(8) If rejected, a photocopy of the envelope shall be made and used by the election authority as a mail-in voter registration. The actual provisional ballot envelope shall be kept as ballot material, and the copy of the envelope shall be used by the election authority for registration record keeping.

6. All provisional ballots cast by voters whose eligibility has been verified as provided in this section shall be counted in accordance with the rules governing ballot tabulation. Provisional ballots shall not be counted until all provisional ballots are determined either eligible or ineligible and all provisional ballots must be processed before the election is certified. The provisional ballot shall be counted only if the election authority determines that the voter is registered and eligible to vote. Provisional ballots voted in the wrong polling place shall not be counted. If the voter is not registered but is qualified to register for future elections, the affidavit shall be considered a mail-in application to register to vote pursuant to this chapter.

7. (1) After the election authority completes its review of the provisional voter's eligibility under subsection 5 of this section, the election authority shall deliver the provisional ballots and copies of the provisional ballot envelopes that include eligibility information to bipartisan counting teams, which may be the board of verification, for review and tabulation. The election authority shall maintain a record of such delivery. The record shall include the number of ballots delivered to each team and shall include a signed receipt from two judges, one from each major political party. The election authority shall provide each team with a ballot box and material necessary for tabulation.

(2) If the person named on the provisional ballot affidavit is found to have been properly qualified and registered to cast a ballot in the election and the provisional ballot otherwise qualifies to be counted under the provisions of this section, the envelope shall be opened, and the ballot shall be placed in a ballot box to be counted.

(3) If the person named on the provisional ballot affidavit is found not to have been properly qualified and registered to cast a ballot in the election or if the election authority is unable to determine such person's right to vote, the envelope containing the provisional ballot shall not be opened, and the person's vote shall not be counted. The members of the team shall follow the procedures set forth in subsection 5 of this section for rejected provisional ballots.

(4) The votes shall be tallied and the returns made as provided in sections 115.447 to 115.525 for paper ballots. After the vote on all ballots assigned to a team have been counted, the ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "Voted provisional ballots and ballot envelopes from the election held _____, 20_____". All rejected provisional ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "Rejected provisional ballots and ballot envelopes from the election held _____, 20_____". On the outside of each voted ballot and rejected ballot container, each member of the team shall write their name and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the provisional votes.

8. Challengers and watchers, as provided by sections 115.105 and 115.107, may be present during all times that the bipartisan counting teams are reviewing or counting the provisional ballots, the provisional ballot envelopes, or copies of the provisional ballot envelopes that include eligibility information provided by the election authority. Challengers and watchers shall be permitted to observe the determination of the eligibility of all provisional ballots. The election authority shall notify the county chair of each major political party of the time and location when bipartisan counting teams will be reviewing or counting the provisional ballots, the provisional ballot envelopes, or the copies of the provisional ballot envelopes that include the eligibility information provided by the election authority.

9. The certificate of ballot cards shall:

(1) Reflect the number of provisional envelopes delivered; and

(2) Reflect the number of sealed provisional envelopes with voted ballots deposited in the ballot box.

10. In counties where the voting system does not utilize a paper ballot, the election authority shall provide the appropriate provisional ballots to each polling place.

11. The secretary of state may promulgate rules for purposes of ensuring the uniform application of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536.

12. The secretary of state shall design and provide to the election authorities the envelopes and forms necessary to carry out the provisions of this section.

13. Pursuant to the Help America Vote Act of 2002, the secretary of state shall ensure a free access system is established, such as a toll-free number or an internet website, that any individual who casts a provisional ballot may access to discover whether the vote of that individual was counted, and, if the vote was not counted, the reason that the vote was not counted. At the time an individual casts a provisional ballot, the election authority shall give the voter written information that states that any individual who casts a provisional ballot will be able to ascertain under such free access system whether the vote was counted, and if the vote was not counted, the reason that the vote was not counted.

14. In accordance with the Help America Vote Act of 2002, any individual who votes in an election as a result of a court order or any other order extending the time established for closing the polls in section 115.407 may vote only by using a provisional ballot, and such provisional ballot shall be separated and held apart from other provisional ballots cast by those not affected by the order. Such ballots shall not be counted until such time as the ballots are determined to be valid. No state court shall have jurisdiction to extend the polling hours established by law, including section 115.407.

115.635. The following offenses, and any others specifically so described by law, shall be class three election offenses and are deemed misdemeanors connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by fine of not more than two thousand five hundred dollars, or by both such imprisonment and fine:

(1) Giving, lending, agreeing to give or lend, offering, promising, or endeavoring to procure, any money or valuable consideration, office, or place of employment, to or for any voter, to or for any person on behalf of any voter, or to or for any person, in order to induce any voter to vote or refrain from voting or corruptly doing any such act on account of such voter having already voted or refrained from voting at any election;

(2) Making use of, or threatening to make use of, any force, violence, or restraint, or inflicting or threatening to inflict any injury, damage, harm or loss upon or against any person, in order to induce or compel such person to vote or refrain from voting at any election;

(3) Impeding or preventing, or attempting to impede or prevent, by abduction, duress or any fraudulent device or contrivance, the free exercise of the franchise of any voter or, by abduction, duress, or any fraudulent device, compelling, inducing, or prevailing upon any voter to vote or refrain from voting at any election;

(4) Giving, or making an agreement to give, any money, property, right in action, or other gratuity or reward, in consideration of any grant or deputation of office;

(5) Bringing into this state any nonresident person with intent that such person shall vote at an election without possessing the requisite qualifications;

(6) Asking for, receiving, or taking any money or other reward by way of gift, loan, or other device or agreeing or contracting for any money, gift, office, employment, or other reward, for giving, or refraining from giving, his or her vote in any election;

(7) Removing, destroying or altering any supplies or information placed in or near a voting booth for the purpose of enabling a voter to prepare his or her ballot;

(8) Entering a voting booth or compartment except as specifically authorized by law;

(9) On the part of any election official, challenger, watcher or person assisting a person to vote, revealing or disclosing any information as to how any voter may have voted, indicated that the person had voted except as authorized by this chapter, indicated an intent to vote or offered to vote, except to a grand jury or pursuant to a lawful subpoena in a court proceeding relating to an election offense;

(10) On the part of any registration or election official, refusing to permit any person to register to vote or to vote when such official knows the person is legally entitled to register or legally entitled to vote;

(11) Attempting to commit or participating in an attempt to commit any class one or class two election offense**[**.**];**

(12) Threatening to harm or engaging in conduct reasonably calculated to harass or alarm, including stalking pursuant to section 565.227, an election judge, challenger, watcher, or employee or volunteer of an election authority, or a member of such person's family;

(13) Attempting to induce, influence, deceive, or pressure an election official or member of an election official's family to violate any provision of this chapter;

(14) Disseminating, through any means, including by posting on the internet, the home address, home telephone number, mobile telephone number, personal email address, social security number, federal tax identification number, checking account number, savings account number, credit card number, marital status, or identity of a child under eighteen years of age, of an election judge, challenger, watcher, or employee or volunteer of an election authority, or a member of such person's family, for the purposes listed in subdivisions (12) and (13) of this section.

115.637. The following offenses, and any others specifically so described by law, shall be class four election offenses and are deemed misdemeanors not connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by a fine of not more than two thousand five hundred dollars or by both such imprisonment and fine:

(1) Stealing or willfully concealing, defacing, mutilating, or destroying any sample ballots that may be furnished by an organization or individual at or near any voting place on election day, except that this subdivision shall not be construed so as to interfere with the right of an individual voter to erase or cause to be erased on a sample ballot the name of any candidate and substituting the name of the person for whom he or she intends to vote; or to dispose of the received sample ballot;

(2) Printing, circulating, or causing to be printed or circulated, any false and fraudulent sample ballots which appear on their face to be designed as a fraud upon voters;

(3) Purposefully giving a printed or written sample ballot to any qualified voter which is intended to mislead the voter;

(4) On the part of any candidate for election to any office of honor, trust, or profit, offering or promising to discharge the duties of such office for a less sum than the salary, fees, or emoluments as fixed by law or promising to pay back or donate to any public or private interest any portion of such salary, fees, or emolument as an inducement to voters;

(5) On the part of any canvasser appointed to canvass any registration list, willfully failing to appear, refusing to continue, or abandoning such canvass or willfully neglecting to perform his duties in making such canvass or willfully neglecting any duties lawfully assigned to him or her;

(6) On the part of any employer, making, enforcing, or attempting to enforce any order, rule, or regulation or adopting any other device or method to prevent an employee from engaging in political activities, accepting candidacy for nomination to, election to, or the holding of, political office, holding a position as a member of a political committee, soliciting or receiving funds for political purpose, acting as chairman or participating in a political convention, assuming the conduct of any political campaign, signing, or subscribing his or her name to any initiative, referendum, or recall petition, or any other petition circulated pursuant to law;

(7) On the part of any person authorized or employed to print official ballots, or any person employed in printing ballots, giving, delivering, or knowingly permitting to be taken any ballot to or by any person other than the official under whose direction the ballots are being printed, any ballot in any form other than that prescribed by law, or with unauthorized names, with names misspelled, or with the names of candidates arranged in any way other than that authorized by law;

(8) On the part of any election authority or official charged by law with the duty of distributing the printed ballots, or any person acting on his or her behalf, knowingly distributing or causing to be distributed any ballot in any manner other than that prescribed by law;

(9) Any person having in his or her possession any official ballot, except in the performance of his or her duty as an election authority or official, or in the act of exercising his or her individual voting privilege;

(10) Willfully mutilating, defacing, or altering any ballot before it is delivered to a voter;

(11) On the part of any election judge, being willfully absent from the polls on election day without good cause or willfully detaining any election material or equipment and not causing it to be produced at the voting place at the opening of the polls or within fifteen minutes thereafter;

(12) On the part of any election authority or official, willfully neglecting, refusing, or omitting to perform any duty required of him or her by law with respect to holding and conducting an election, receiving and counting out the ballots, or making proper returns;

(13) On the part of any election judge, or party watcher or challenger, furnishing any information tending in any way to show the state of the count to any other person prior to the closing of the polls;

(14) On the part of any voter, except as otherwise provided by law, allowing his or her ballot to be seen by any person with the intent of letting it be known how he or she is about to vote or has voted, or knowingly making a false statement as to his or her inability to mark a ballot;

(15) On the part of any election judge, disclosing to any person the name of any candidate for whom a voter has voted;

(16) Interfering, or attempting to interfere, with any voter inside a polling place;

(17) On the part of any person at any registration site, polling place, counting location or verification location, causing any breach of the peace or engaging in disorderly conduct, violence, or threats of violence whereby such registration, election, count or verification is impeded or interfered with;

(18) Exit polling, surveying, sampling, **circulating initiative or referendum petitions,** electioneering, distributing election literature, posting signs or placing vehicles bearing signs with respect to any candidate or question to be voted on at an election **[**~~on election day~~**]** inside the building in which a polling place is located **on election day or during the absentee voting period** or within twenty-five feet of the building's outer door closest to the polling place **on election day or during the absentee voting period**, or, on the part of any person, refusing to remove or permit removal from property owned or controlled by such person, any such election sign or literature located within such distance on such day after request for removal by any person;

(19) Stealing or willfully defacing, mutilating, or destroying any campaign yard sign on private property, except that this subdivision shall not be construed to interfere with the right of any private property owner to take any action with regard to campaign yard signs on the owner's property and this subdivision shall not be construed to interfere with the right of any candidate, or the candidate's designee, to remove the candidate's campaign yard sign from the owner's private property after the election day."; and

Further amend said bill and page, Section 115.755, Line 1, by deleting the word "**A**" and inserting in lieu thereof the words "**Subject to appropriation, a**"; and

Further amend said bill, Page 9, Section 115.785, Line 1, by inserting after the word "**under**" the word "**section**"; and

Further amend said bill and page, Section 115.904, Line 6, by inserting after said section and line the following:

"162.471. 1. The government and control of an urban school district is vested in a board of seven directors.

2. Except as provided in section 162.563, each director shall be a voter of the district who has resided within this state for one year next preceding the director's election or appointment and who is at least twenty-four years of age. All directors, except as otherwise provided in sections 162.481, 162.492, and 162.563, shall hold their offices for six years and until their successors are duly elected and qualified. All vacancies occurring in the board**[**~~, except as provided in section 162.492,~~**]** shall be filled by appointment by the board as soon as practicable, and the person appointed shall hold office until the next school board election, when a successor shall be elected for the remainder of the unexpired term. The power of the board to perform any official duty during the existence of a vacancy continues unimpaired thereby.

162.492. 1. In all urban districts containing the greater part of the population of a city which has more than three hundred thousand inhabitants, the election authority of the city in which the greater portion of the school district lies, and of the county if the district includes territory not within the city limits, shall serve ex officio as a redistricting commission. The commission shall on or before November 1, 2018, divide the school district into five subdistricts, all subdistricts being of compact and contiguous territory and as nearly equal in the number of inhabitants as practicable and thereafter the board shall redistrict the district into subdivisions as soon as practicable after each United States decennial census. In establishing the subdistricts each member shall have one vote and a majority vote of the total membership of the commission is required to make effective any action of the commission.

2. School elections for the election of directors shall be held on municipal election days in 2014 and 2016. At the election in 2014, directors shall be elected to hold office until 2019 and until their successors are elected and qualified. At the election in 2016, directors shall be elected until 2019 and until their successors are elected and qualified. Beginning in 2019, school elections for the election of directors shall be held on the local election date as specified in the charter of a home rule city with more than four hundred thousand inhabitants and located in more than one county. Beginning at the election for school directors in 2019, the number of directors on the board shall be reduced from nine to seven. Two directors shall be at-large directors and five directors shall represent the subdistricts, with one director from each of the subdistricts. At the 2019 election, one of the at-large directors and the directors from subdistricts one, three, and five shall be elected for a two-year term, and the other at-large director and the directors from subdistricts two and four shall be elected for a four-year term. Thereafter, all seven directors shall serve a four-year term. Directors shall serve until the next election and until their successors, then elected, are duly qualified as provided in this section. In addition to other qualifications prescribed by law, each member elected from a subdistrict shall be a resident of the subdistrict from which he or she is elected. The subdistricts shall be numbered from one to five.

3. The five candidates, one from each of the subdistricts, who receive a plurality of the votes cast by the voters of that subdistrict and the at-large candidates receiving a plurality of the at-large votes shall be elected. The name of no candidate for nomination shall be printed on the ballot unless the candidate has at least sixty days prior to the election filed a declaration of candidacy with the secretary of the board of directors containing the signatures of at least two hundred fifty registered voters who are residents of the subdistrict within which the candidate for nomination to a subdistrict office resides, and in case of at-large candidates the signatures of at least five hundred registered voters. The election authority shall determine the validity of all signatures on declarations of candidacy.

4. In any election either for at-large candidates or candidates elected by the voters of subdistricts, if there are more than two candidates, a majority of the votes are not required to elect but the candidate having a plurality of the votes shall be elected.

5. The names of all candidates shall appear upon the ballot without party designation and in the order of the priority of the times of filing their petitions of nomination. No candidate may file both at large and from a subdistrict and the names of all candidates shall appear only once on the ballot, nor may any candidate file more than one declaration of candidacy. All declarations shall designate the candidate's residence and whether the candidate is filing at large or from a subdistrict and the numerical designation of the subdistrict or at-large area.

6. The provisions of all sections relating to seven-director school districts shall also apply to and govern urban districts in cities of more than three hundred thousand inhabitants, to the extent applicable and not in conflict with the provisions of those sections specifically relating to such urban districts.

7. Vacancies which occur on the school board **[**~~between the dates of election shall be filled by special election if such vacancy happens more than six months prior to the time of holding an election as provided in subsection 2 of this section. The state board of education shall order a special election to fill such a vacancy. A letter from the commissioner of education, delivered by certified mail to the election authority or authorities that would normally conduct an election for school board members shall be the authority for the election authority or authorities to proceed with election procedures. If a vacancy occurs less than six months prior to the time of holding an election as provided in subsection 2 of this section, no special election shall occur and the vacancy shall be filled at the next election day on which local elections are held as specified in the charter of any home rule city with more than four hundred thousand inhabitants and located in more than one county~~**] shall be filled in the manner provided in section 162.471**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Substitute Amendment No. 1 for House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded by Representative McGaugh:

AYES: 081

Adams	Appelbaum	Atchison	Aune	Banderman
Bangert	Baringer	Barnes	Bland Manlove	Bosley
Boyd	Brown 149	Brown 16	Brown 87	Burger
Burnett	Burton	Busick	Butz	Casteel
Collins	Copeland	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Gallick	Haden	Haley	Hein
Hinman	Johnson 12	Johnson 23	Kalberloh	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Marquart	Mayhew	McGaugh	Merideth	Morse
Mosley	Nurrenbern	Parker	Phifer	Plank
Pouche	Proudie	Reedy	Reuter	Riggs
Sassmann	Sauls	Schwadron	Shields	Smith 46
Steinhoff	Stephens	Strickler	Taylor 84	Terry
Thompson	Unsicker	Van Schoiack	Waller	Walsh Moore
Weber	Wilson	Windham	Woods	Wright
Young				

NOES: 070

Allen	Amato	Baker	Billington	Black
Boggs	Bonacker	Bromley	Byrnes	Chappell
Christ	Christofanelli	Coleman	Cook	Cupps
Davidson	Davis	Deaton	Francis	Gragg
Gregory	Griffith	Haffner	Hardwick	Henderson
Hicks	Hovis	Hudson	Hurlbert	Ingle
Jones	Justus	Keathley	Kelley 127	Kelly 141
Knight	Lovasco	Matthiesen	McGirl	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen

Patterson	Perkins	Peters	Pollitt	Richey
Riley	Roberts	Sander	Schnelting	Schulte
Seitz	Sharpe 4	Smith 155	Smith 163	Sparks
Stacy	Stinnett	Taylor 48	Thomas	Titus
Toalson Reisch	Veit	Voss	West	Mr. Speaker

PRESENT: 003

Anderson	Buchheit-Courtway	Nickson-Clark

ABSENT WITH LEAVE: 008

Brown 27	Clemens	Crossley	Gray	Hausman
Houx	Quade	Sharp 37		

VACANCIES: 001

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 044

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bosley	Brown 87	Burnett	Burton
Butz	Collins	Crossley	Doll	Ealy
Fogle	Fountain Henderson	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 001

Lonsdale

ABSENT WITH LEAVE: 012

Bangert	Bland Manlove	Brown 27	Clemens	Cupps
Gray	Hausman	Houx	McGaugh	Quade
Sharp 37	Smith 163			

VACANCIES: 001

On motion of Representative Baker, **HS HCS SS#2 SCS SB 96, as amended**, was adopted.

On motion of Representative Baker, **HS HCS SS#2 SCS SB 96, as amended**, was read the third time and passed by the following vote:

AYES: 100

Adams	Allen	Amato	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Bromley	Brown 16	Brown 87
Buchheit-Courtway	Burnett	Burton	Busick	Butz
Casteel	Chappell	Christ	Coleman	Collins
Cook	Crossley	Davidson	Deaton	Diehl
Dinkins	Doll	Evans	Farnan	Fogle
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hein	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 6	Lonsdale	Lovasco
Mackey	Marquart	Mayhew	McGaugh	Morse
Murphy	Myers	Nurrenbern	Oehlerking	Owen
Patterson	Perkins	Pollitt	Pouche	Reedy
Reuter	Richey	Riley	Roberts	Sander
Sauls	Schnelting	Seitz	Shields	Smith 163
Sparks	Stinnett	Strickler	Taylor 48	Taylor 84
Thomas	Titus	Unsicker	Van Schoiack	Veit
Waller	Walsh Moore	West	Windham	Mr. Speaker

NOES: 034

Anderson	Atchison	Boyd	Brown 149	Burger
Byrnes	Christofanelli	Copeland	Cupps	Davis
Falkner	Fountain Henderson	Francis	Hardwick	Henderson
Mann	McGirl	McMullen	O'Donnell	Parker
Peters	Phifer	Plank	Sassmann	Schwadron
Sharpe 4	Smith 155	Stacy	Steinhoff	Stephens
Thompson	Toalson Reisch	Wilson	Wright	

PRESENT: 020

Appelbaum	Aune	Bland Manlove	Bosley	Ealy
Johnson 12	Johnson 23	Lewis 25	Matthiesen	Merideth
Mosley	Nickson-Clark	Proudie	Riggs	Smith 46
Terry	Voss	Weber	Woods	Young

ABSENT WITH LEAVE: 008

Brown 27	Clemens	Gray	Hausman	Houx
Quade	Schulte	Sharp 37		

VACANCIES: 001

Speaker Plocher declared the bill passed.

Representative Kelly (141) moved that **HCS SS SB 138, as amended**, be committed to the Committee on Legislative Review.

Which motion was adopted.

HCS SB 101, relating to property and casualty insurance, was taken up by Representative Knight.

On motion of Representative Knight, the title of **HCS SB 101** was agreed to.

On motion of Representative Knight, **HCS SB 101** was adopted.

On motion of Representative Knight, **HCS SB 101** was read the third time and passed by the following vote:

AYES: 152

Allen	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy

Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Young	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Clemens	Gray	Hausman	Houx
Keathley	Sharp 37	Van Schoiack	Woods	Wright

VACANCIES: 001

Speaker Plocher declared the bill passed.

SS SCS SBs 94, 52, 57, 58 & 67, relating to tax credits for the production of certain entertainment, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **SS SCS SBs 94, 52, 57, 58 & 67** was agreed to.

On motion of Representative Gregory, **SS SCS SBs 94, 52, 57, 58 & 67** was truly agreed to and finally passed by the following vote:

AYES: 113

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Black	Bland Manlove	Bonacker	Bosley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burnett
Burton	Busick	Butz	Casteel	Christ
Clemens	Collins	Cook	Copeland	Crossley
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gregory	Griffith	Haden	Haley
Hein	Henderson	Hinman	Hovis	Hudson
Ingle	Johnson 12	Johnson 23	Justus	Kalberloh
Knight	Lavender	Lewis 25	Lewis 6	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
Merideth	Morse	Mosley	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pouche
Proudie	Quade	Reedy	Reuter	Riggs
Roberts	Sassmann	Sauls	Seitz	Sharpe 4
Shields	Smith 155	Smith 46	Steinhoff	Stephens
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 045

Baker	Banderman	Billington	Boggs	Boyd
Bromley	Burger	Byrnes	Chappell	Christofanelli
Coleman	Cupps	Davidson	Davis	Deaton
Gragg	Haffner	Hardwick	Hausman	Hicks
Hurlbert	Jones	Keathley	Kelley 127	Kelly 141
Lonsdale	Lovasco	Matthiesen	McMullen	Murphy
Oehlerking	Pollitt	Richey	Riley	Sander
Schnelting	Schulte	Schwadron	Smith 163	Sparks
Stacy	Stinnett	Titus	Toalson Reisch	West

PRESENT: 000

ABSENT WITH LEAVE: 004

Gray	Houx	Sharp 37	Wilson

VACANCIES: 001

Speaker Plocher declared the bill passed.

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Pollitt reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 122**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (10): Baker, Bonacker, Byrnes, Gragg, Haffner, Hurlbert, Kelley (127), Nurrenbern, Pollitt and Terry

Noes (0)

Absent (7): Brown (87), Christofanelli, Lewis (6), Mackey, Mann, Stacy and Toalson Reisch

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 190**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bland Manlove, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Copeland and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 275**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Francis, Griffith, Haden and Myers

Noes (2): Mackey and Smith (46)

Absent (4): Baker, Bland Manlove, Copeland and Houx

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SB 25 - Fiscal Review
SS SB 190 - Fiscal Review
HCS SB 275 - Fiscal Review

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

HCS SB 122 - Rules - Administrative Oversight
HCS SS SB 148 - Rules - Administrative Oversight

CONFERENCE COMMITTEE CHANGE

The Speaker removed Representative Sharp (37) from the Conference Committee on **HCS SB 186, as amended**, and appointed Representative Collins.

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NOS. 903, 465, 430 & 499

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, with Senate Amendment No. 1 and Senate Amendment No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, as amended;

2. That the House recede from its position on House Committee Substitute for House Bill Nos. 903, 465, 430 & 499;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 903, 465, 430 & 499, be Third Read and Finally Passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Mike Haffner	/s/ Senator Rick Brattin
/s/ Representative Michael O'Donnell	/s/ Senator Rusty Black
/s/ Representative Brad Pollitt	/s/ Senator Travis Fitzwater
/s/ Representative Keri Ingle	/s/ Senator Tracy McCreery
/s/ Representative Kemp Strickler	/s/ Senator Doug Beck

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR SS SCS HCS HBs 903, 465, 430 & 499, as amended - Fiscal Review

RECESS

On motion of Representative Patterson, the House recessed until such time as **CCR SS SCS HCS HB 2** through **CCR SCS HCS HB 13**, and **CCR SCS HCS HB 15** are distributed or 2:00 a.m., whichever is earlier, and then stand adjourned until 10:00 a.m., Friday, May 5, 2023.

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Ed Lewis
/s/ Representative Gretchen Bangert
/s/ Representative Raychel Proudie

FOR THE SENATE:

/s/ Senator Lincoln Hough
/s/ Senator Tony Luetkemeyer
/s/ Senator Justin Brown
/s/ Senator Lauren Arthur
/s/ Senator Barbara Washington

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 3

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 3.

2. That the House recede from its position on House Committee Substitute for House Bill No. 3.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Ed Lewis
/s/ Representative Peter Merideth
/s/ Representative Kevin Windham

FOR THE SENATE:

/s/ Senator Lincoln Hough
/s/ Senator Tony Luetkemeyer
/s/ Senator Justin Brown
/s/ Senator Lauren Arthur
/s/ Senator Karla May

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 4

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 4.

2. That the House recede from its position on House Committee Substitute for House Bill No. 4.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Cody Smith	/s/ Senator Lincoln Hough
/s/ Representative Dirk Deaton	/s/ Senator Tony Luetkemeyer
/s/ Representative Bill Owen	/s/ Senator Travis Fitzwater
/s/ Representative Maggie Nurrenbern	/s/ Senator Lauren Arthur
/s/ Representative Deb Lavender	/s/ Senator Brian Williams

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 5

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5.

2. That the House recede from its position on House Committee Substitute for House Bill No. 5.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Cody Smith	/s/ Senator Lincoln Hough
/s/ Representative Dirk Deaton	/s/ Senator Tony Luetkemeyer
/s/ Representative Scott Cupps	/s/ Senator Travis Fitzwater
/s/ Representative Raychel Proudie	/s/ Senator Lauren Arthur
/s/ Representative Maggie Nurrenbern	/s/ Senator Barbara Washington

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 6

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 6.

2. That the House recede from its position on House Committee Substitute for House Bill No. 6.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 6, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Cody Smith	/s/ Senator Lincoln Hough
/s/ Representative Dirk Deaton	/s/ Senator Tony Luetkemeyer
/s/ Representative Greg Sharpe	/s/ Senator Justin Brown
/s/ Representative Peter Merideth	/s/ Senator Lauren Arthur
/s/ Representative Ingrid Burnett	/s/ Senator Barbara Washington

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 7

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 7, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 7.

2. That the House recede from its position on House Committee Substitute for House Bill No. 7.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 7, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Cody Smith	/s/ Senator Lincoln Hough
/s/ Representative Dirk Deaton	/s/ Senator Tony Luetkemeyer
/s/ Representative Greg Sharpe	/s/ Senator Justin Brown
/s/ Representative Peter Merideth	/s/ Senator Lauren Arthur
/s/ Representative Raychel Proudie	/s/ Senator Karla May

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 8

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8.

2. That the House recede from its position on House Committee Substitute for House Bill No. 8.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Bill Owen
/s/ Representative Peter Merideth
/s/ Representative Kevin Windham

FOR THE SENATE:

/s/ Senator Lincoln Hough
/s/ Senator Tony Luetkemeyer
/s/ Senator Mike Cierpiot
/s/ Senator Lauren Arthur
/s/ Senator Barbara Washington

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 9

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 9, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 9.

2. That the House recede from its position on House Committee Substitute for House Bill No. 9.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 9, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Representative Cody Smith
/s/ Representative Dirk Deaton
/s/ Representative Bill Owen
/s/ Representative Peter Merideth
/s/ Representative Deb Lavender

FOR THE SENATE:

/s/ Senator Lincoln Hough
/s/ Senator Tony Luetkemeyer
/s/ Senator Mike Cierpiot
/s/ Senator Lauren Arthur
/s/ Senator Barbara Washington

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 10

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 10, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 10.

2. That the House recede from its position on House Committee Substitute for House Bill No. 10.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Cody Smith	/s/ Senator Lincoln Hough
/s/ Representative Dirk Deaton	/s/ Senator Tony Luetkemeyer
/s/ Representative John Black	/s/ Senator Mike Cierpiot
/s/ Representative Maggie Nurrenbern	/s/ Senator Lauren Arthur
/s/ Representative Raychel Proudie	/s/ Senator Brian Williams

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 11

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 11, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 11.

2. That the House recede from its position on House Committee Substitute for House Bill No. 11.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Cody Smith	/s/ Senator Lincoln Hough
/s/ Representative Dirk Deaton	/s/ Senator Tony Luetkemeyer
/s/ Representative John Black	/s/ Senator Sandy Crawford
/s/ Representative Maggie Nurrenbern	/s/ Senator Lauren Arthur
/s/ Representative Raychel Proudie	/s/ Senator Brian Williams

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 12

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12.

2. That the House recede from its position on House Committee Substitute for House Bill No. 12.

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Cody Smith	/s/ Senator Lincoln Hough
/s/ Representative Dirk Deaton	/s/ Senator Tony Luetkemeyer
/s/ Representative Scott Cupps	/s/ Senator Sandy Crawford
/s/ Representative Peter Merideth	/s/ Senator Barbara Washington
/s/ Representative Maggie Nurrenbern	/s/ Senator Karla May

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 13

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 13, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 13.

2. That the House recede from its position on House Committee Substitute for House Bill No. 13.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 13, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Cody Smith	/s/ Senator Lincoln Hough
/s/ Representative Dirk Deaton	/s/ Senator Tony Luetkemeyer
/s/ Representative Scott Cupps	/s/ Senator Sandy Crawford
/s/ Representative Peter Merideth	/s/ Senator Lauren Arthur
/s/ Representative Deb Lavender	/s/ Senator Brian Williams

CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 15

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 15, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 15.

2. That the House recede from its position on House Committee Substitute for House Bill No. 15.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 15, be truly agreed to and finally passed.

FOR THE HOUSE:	FOR THE SENATE:
/s/ Representative Cody Smith	/s/ Senator Lincoln Hough
/s/ Representative Dirk Deaton	/s/ Senator Tony Luetkemeyer
/s/ Representative Hannah Kelly	/s/ Senator Sandy Crawford
/s/ Representative Peter Merideth	/s/ Senator Lauren Arthur
/s/ Representative Deb Lavender	/s/ Senator Karla May

ADJOURNMENT

Pursuant to the motion of Representative Patterson, the House adjourned until 10:00 a.m., Friday, May 5, 2023.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE
Tuesday, May 9, 2023, 2:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HR 1815
Executive session will be held: HR 1815
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Friday, May 5, 2023, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Monday, May 8, 2023, 11:00 AM, Joint Hearing Room (117).
Department of Health and Senior Services rule proposal in Chapter 19 CSR 100-1.
A vote may be taken to hold a closed meeting pursuant to Section 610.021 (1) relating to communications between a public governmental body and its attorney.

LEGISLATIVE REVIEW
Friday, May 5, 2023, 12:30 PM or upon morning recess (whichever is later), House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Pending bill referral.
CANCELLED

LEGISLATIVE REVIEW
Monday, May 8, 2023, 12:00 PM, House Hearing Room 7.
Executive session will be held: HCS SS SB 138

RULES - LEGISLATIVE OVERSIGHT
Friday, May 5, 2023, 9:30 AM, House Hearing Room 4.
Executive session will be held: SCR 6, HCS HB 197
Executive session may be held on any matter referred to the committee.
Time change.
CORRECTED

HOUSE CALENDAR

SIXTY-SEVENTH DAY, FRIDAY, MAY 5, 2023

HOUSE BILLS FOR PERFECTION

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs

HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew
HCS HB 367 - Seitz

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 198 - Wright
HB 822 - Smith (155)
HB 77 - Kelley (127)
HCS HB 106 - Barnes
HB 232 - Bangert
HB 391 - Murphy
HCS HB 393 - Black
HB 440 - Hovis
HB 449 - Butz
HCS HB 489 - Baker
HCS HBs 502 & 887 - Haley
HCS HB 515 - Mayhew
HCS HB 633 - Kelley (127)
HB 697 - Hovis
HB 734 - Knight
HB 823 - Smith (155)
HCS HB 881 - Christofanelli
HB 891 - Falkner
HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992, with HA 1, pending - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 152 - Thomas
HB 369 - West

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 66 - Baker

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 536 - Keathley
HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HB 1208 - Casteel
HCS HB 48 - Haley
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 56 & 61, as amended - Hovis
HCS SS SCS SB 92 - Houx
HCS SS SB 198 - Dinkins
HCS SS#3 SB 22, E.C. - Evans
HCS SS SB 23, E.C. - McGirl
HCS SS SB 181 - Knight
SS SB 199 - Davidson
HCS SS SCS SB 398 - Knight
SS SB 540 - Griffith
HCS SS SB 25, (Fiscal Review 5/4/23) - McGirl
HCS SS SCS SB 40 - Veit
SS SCS SB 41 - Cook
SS SB 190, (Fiscal Review 5/4/23) - Baker
HCS SB 275, (Fiscal Review 5/4/23) - Atchison

SENATE BILLS FOR THIRD READING - INFORMAL

HS HCS SS SCS SB 133, (Fiscal Review 5/2/23) - Baker
SS SCS SBs 167 & 171 - Mayhew
HCS SS SB 138, as amended (Legislative Review 5/4/23), E.C. - Kelly (141)
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS HB 402, as amended - Henderson

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 655, as amended (request Senate recede/grant conference) - Knight

BILLS IN CONFERENCE

CCR SS SCS HCS HB 2 - Smith (163)
CCR SCS HCS HB 3 - Smith (163)
CCR SCS HCS HB 4 - Smith (163)
CCR SS SCS HCS HB 5 - Smith (163)
CCR SCS HCS HB 6 - Smith (163)
CCR SCS HCS HB 7 - Smith (163)
CCR SS SCS HCS HB 8 - Smith (163)
CCR SCS HCS HB 9 - Smith (163)
CCR SCS HCS HB 10 - Smith (163)
CCR SCS HCS HB 11 - Smith (163)
CCR SS SCS HCS HB 12 - Smith (163)
CCR SCS HCS HB 13 - Smith (163)
CCR SCS HCS HB 15 - Smith (163)
CCR SS SCS HCS HBs 903, 465, 430 & 499, as amended (Fiscal Review 5/4/23), E.C. - Haffner
SS SCS SB 127, with HA 1, HA 2, HA 1 HA 3, HA 3, as amended, HA 4, HA 1 HA 5, HA 2 HA 5, and HA 5, as amended - Francis
HCS SB 186, as amended, E.C. - Riley
HCS SS SB 222, as amended - Brown (16)
SS#3 HCS HJR 43 - Henderson
SB 28, with HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 1 HSA 1 HA 9, HSA 1 HA 9, as amended, HA 1 HA 10, HA 10, as amended, HA 1 HA 11, HA 2 HA 11, HA 3 HA 11, and HA 11, as amended - Roberts
HCS SS SCS SBs 45 & 90, as amended, E.C. - Stinnett
HCS SB 247, as amended - Baker
SS SB 139, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 1 HA 8, HA 8, as amended, HA 9, HA 1 HA 11, HA 2 HA 11, HA 11, as amended, HA 1 HA 12, HA 12, as amended, HA 1 HA 13, HA 2 HA 13, HA 13, as amended, HA 14, HA 15 and HA 16 - Griffith

HCS SS SB 111, as amended - Griffith
HCS SS SCS SB 72, as amended - Christofanelli
SB 20, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 9, and HA 10 - Hovis

HOUSE RESOLUTIONS

HCS HR 12 - Owen

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTY-SEVENTH DAY, FRIDAY, MAY 5, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Holly Jones.

Most Heavenly Father God, we ask that You descend an angel army to protect these chambers from evil and those that seek to destroy them. We ask that Your mighty hand deliver unto us guidance and that the Holy Spirit fill us all with the conviction to do work that only gratifies and exalts You. We thank You for blessing us with another day to come together in Your name with love and gratitude in our hearts and we ask that You remind us of the bold promises we made to You and the people of Missouri to do work that betters the lives of those that live here. When we stray, Lord, guide us back with conviction in hearts and forgiveness for those we feel wronged by. Help us to see the goodness in each other and to love one another as You have commanded. We thank You for blessing us with so much more than we deserve.

And the House says, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-sixth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice Chair Owen reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 25**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (3): Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (2): Houx and Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 190**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fogle, Hudson, Owen and Pollitt

Noes (0)

Absent (2): Houx and Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 275**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (3): Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (2): Houx and Kelly (141)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HS HCS SS#2 SCS SB 96, as amended**, and requests the House to recede from its position and, failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 157, as amended**, and requests the House to recede from its position and, failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 109, as amended**, and requests the House to recede from its position and, failing to do so, grant the Senate a conference thereon.

PERFECTION OF HOUSE BILLS

HCS HB 355, **HCS HB 736**, **HB 920**, **HCS HBs 348, 285 & 407**, **HB 44**, **HB 67**, **HB 487**, **HB 528**, **HB 547**, **HS HB 1021**, **HB 1055**, **HB 512**, **HCS HB 584**, **HCS HB 586**, **HCS HB 824**, **HB 1154, with House Amendment No. 1, pending**, **HB 102**, **HB 212**, **HCS HB 271**, **HB 436**, **HCS HB 714**, **HB 999**, **HB 1078**, **HCS HB 464**, **HB 1052**, **HB 234**, **HCS HB 250**, **HCS HB 262**, **HCS HB 336**, **HCS HBs 404 & 501**, **HCS HB 580**, **HB 1028**, **HB 770**, **HB 571**, **HCS HB 157**, **HCS HB 342**, **HCS HB 425**, **HB 513**, **HCS HB 134**, **HCS HBs 604 & 180**, **HB 696**, **HB 1370**, **HCS HBs 185 & 281** and **HB 516** were placed on the Informal Calendar.

HCS HB 367, relating to civil actions for childhood sexual abuse, was taken up by Representative Seitz.

On motion of Representative Seitz, the title of **HCS HB 367** was agreed to.

On motion of Representative Seitz, **HCS HB 367** was adopted.

On motion of Representative Seitz, **HCS HB 367** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Seitz:

AYES: 150

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bosley	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Allen	Bland Manlove	Boggs	Bonacker	Butz
Deaton	Houx	Lovasco	Mosley	Sauls
Sharp 37	Sparks			

VACANCIES: 001

BILLS IN CONFERENCE

CCR SS SCS HCS HB 2, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SS SCS HCS HB 2** was adopted by the following vote:

AYES: 148

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Byrnes	Casteel	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 005

Boyd	Chappell	Davis	Lovasco	Matthiesen

PRESENT: 000

ABSENT WITH LEAVE: 009

Allen	Bonacker	Butz	Houx	Lavender
Mosley	Sauls	Sharp 37	Sparks	

VACANCIES: 001

On motion of Representative Smith (163), **CCS SS SCS HCS HB 2** was read the third time and passed by the following vote:

AYES: 150

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Byrnes	Casteel
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Marquart	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 004

Chappell	Davis	Lovasco	Matthiesen

PRESENT: 000

ABSENT WITH LEAVE: 008

Allen	Butz	Houx	Hovis	Mosley
Sauls	Sharp 37	Sparks		

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SCS HCS HB 3, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 3** was adopted by the following vote:

AYES: 136

Adams	Amato	Atchison	Aune	Baker
Banderman	Bangert	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hausman	Hein	Henderson
Hicks	Hudson	Hurlbert	Ingle	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Knight	Lavender	Lewis 6	Lonsdale	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Wright	Young
Mr. Speaker				

NOES: 007

Burnett	Davis	Doll	Johnson 12	Lovasco
Matthiesen	Woods			

PRESENT: 005

Anderson	Baringer	Bland Manlove	Bosley	Lewis 25

ABSENT WITH LEAVE: 014

Allen	Appelbaum	Byrnes	Copeland	Hardwick
Hinman	Houx	Hovis	Kelly 141	Nickson-Clark
Phifer	Sauls	Sharp 37	Sparks	

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 3** was read the third time and passed by the following vote:

AYES: 139

Adams	Amato	Appelbaum	Atchison	Aune
Baker	Banderman	Bangert	Barnes	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Ingle	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 6	Lonsdale	Mackey	Mann
Marquart	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Wright	Young	Mr. Speaker	

NOES: 009

Burnett	Davis	Doll	Lewis 25	Lovasco
Matthiesen	Phifer	Windham	Woods	

PRESENT: 009

Anderson	Baringer	Bland Manlove	Bosley	Clemens
Ealy	Johnson 12	Johnson 23	Mosley	

ABSENT WITH LEAVE: 005

Allen	Houx	Sauls	Sharp 37	Sparks

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SCS HCS HB 4, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 4** was adopted by the following vote:

AYES: 151

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lovasco	Mackey	Mann	Marquart
McGaugh	McGirl	McMullen	Merideth	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 005

Boyd	Davis	Lonsdale	Matthiesen	Mayhew

PRESENT: 000

ABSENT WITH LEAVE: 006

Allen	Gray	Houx	Morse	Sharp 37
Sparks				

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 4** was read the third time and passed by the following vote:

AYES: 151

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 25	Lewis 6
Lovasco	Mackey	Mann	Marquart	Matthiesen
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 004

Boyd	Davis	Lonsdale	Mayhew	

PRESENT: 000

ABSENT WITH LEAVE: 007

Allen	Gray	Houx	Lavender	Sharp 37
Sparks	Unsicker			

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SS SCS HCS HB 5, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SS SCS HCS HB 5** was adopted by the following vote:

AYES: 154

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Marquart	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 003

Davis	Lovasco	Matthiesen

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

On motion of Representative Smith (163), **CCS SS SCS HCS HB 5** was read the third time and passed by the following vote:

AYES: 152

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149

Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Lavender	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 002

Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 008

Allen	Casteel	Gray	Houx	Knight
Sharp 37	Sparks	Stacy		

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SCS HCS HB 6, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 6** was adopted by the following vote:

AYES: 153

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Deaton	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 002

Davis	Lovasco

PRESENT: 001

Diehl

ABSENT WITH LEAVE: 006

Allen	Gray	Houx	Sharp 37	Sparks
Stacy				

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 6** was read the third time and passed by the following vote:

AYES: 153

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149

Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Deaton	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 002

Davis	Lovasco

PRESENT: 001

Diehl

ABSENT WITH LEAVE: 006

Allen	Gray	Griffith	Houx	Sharp 37
Sparks				

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SCS HCS HB 7, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 7** was adopted by the following vote:

AYES: 147

Amato	Anderson	Appelbaum	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Kelley 127	Kelly 141	Lavender
Lewis 25	Lewis 6	Mackey	Mann	Marquart
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 008

Boyd	Christofanelli	Davis	Keathley	Lonsdale
Lovasco	Matthiesen	Schwadron		

PRESENT: 000

ABSENT WITH LEAVE: 007

Adams	Allen	Gray	Houx	Knight
Sharp 37	Sparks			

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 7** was read the third time and passed by the following vote:

AYES: 144

Amato	Anderson	Appelbaum	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton

Busick	Butz	Byrnes	Casteel	Christ
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	

NOES: 009

Boyd	Chappell	Christofanelli	Davis	Keathley
Lonsdale	Lovasco	McMullen	Schwadron	

PRESENT: 000

ABSENT WITH LEAVE: 009

Adams	Allen	Francis	Gray	Houx
Sharp 37	Sparks	Veit	Mr. Speaker	

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SS SCS HCS HB 8, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SS SCS HCS HB 8** was adopted by the following vote:

AYES: 155

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 002

Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

On motion of Representative Smith (163), **CCS SS SCS HCS HB 8** was read the third time and passed by the following vote:

AYES: 155

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes

Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 002

Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SCS HCS HB 9, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 9** was adopted by the following vote:

AYES: 154

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs

Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 003

Collins	Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 9** was read the third time and passed by the following vote:

AYES: 154

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory

Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 003

Collins	Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SCS HCS HB 10, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 10** was adopted by the following vote:

AYES: 155

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens

Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 002

Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 10** was read the third time and passed by the following vote:

AYES: 155

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh

Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 002

Davis Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen Gray Houx Sharp 37 Sparks

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SCS HCS HB 11, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 11** was adopted by the following vote:

AYES: 150

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson

Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 006

Boyd	Busick	Davis	Lonsdale	Lovasco
Matthiesen				

PRESENT: 001

Collins

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 11** was read the third time and passed by the following vote:

AYES: 148

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lavender	Lewis 25	Lewis 6	Mackey	Mann
Marquart	Mayhew	McGaugh	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank

Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 006

Boyd	Busick	Davis	Lonsdale	Lovasco
Matthiesen				

PRESENT: 001

Collins

ABSENT WITH LEAVE: 007

Allen	Gray	Houx	Kelly 141	McGirl
Sharp 37	Sparks			

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SS SCS HCS HB 12, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023 and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SS SCS HCS HB 12** was adopted by the following vote:

AYES: 149

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett

Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 006

Boyd	Davis	Lonsdale	Lovasco	Matthiesen
Seitz				

PRESENT: 001

Jones

ABSENT WITH LEAVE: 006

Allen	Gragg	Gray	Houx	Sharp 37
Sparks				

VACANCIES: 001

On motion of Representative Smith (163), **CCS SS SCS HCS HB 12** was read the third time and passed by the following vote:

AYES: 148

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Evans	Falkner	Farnan	Fogle	Fountain Henderson

Francis	Gallick	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 006

Boyd	Davis	Lonsdale	Lovasco	Matthiesen
Seitz				

PRESENT: 000

ABSENT WITH LEAVE: 008

Allen	Ealy	Gragg	Gray	Houx
Sharp 37	Sparks	Thompson		

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SCS HCS HB 13, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 13** was adopted by the following vote:

AYES: 154

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett

Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 003

Boyd	Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 13** was read the third time and passed by the following vote:

AYES: 152

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Hovis

Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Young	Mr. Speaker			

NOES: 003

Boyd	Davis	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 007

Allen	Bosley	Gray	Houx	Sharp 37
Sparks	Wright			

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR SCS HCS HB 15, to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SCS HCS HB 15** was adopted by the following vote:

AYES: 151

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll

Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 006

Boyd	Davis	Jones	Lonsdale	Lovasco
Seitz				

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

On motion of Representative Smith (163), **CCS SCS HCS HB 15** was read the third time and passed by the following vote:

AYES: 151

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6

Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 006

Boyd	Davis	Jones	Lonsdale	Lovasco
Seitz				

PRESENT: 000

ABSENT WITH LEAVE: 005

Allen	Gray	Houx	Sharp 37	Sparks

VACANCIES: 001

Speaker Plocher declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 402, as amended, relating to health care, was taken up by Representative Henderson.

On motion of Representative Henderson, **SS HB 402, as amended**, was adopted by the following vote:

AYES: 121

Adams	Amato	Anderson	Atchison	Aune
Banderman	Bangert	Baringer	Barnes	Black
Bland Manlove	Bonacker	Bosley	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Christ	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hein	Henderson	Hinman	Hovis
Hurlbert	Ingle	Johnson 12	Johnson 23	Justus
Kalberloh	Kelly 141	Knight	Lavender	Lewis 25

Lewis 6	Mackey	Mann	Mayhew	McGaugh
McGirl	Merideth	Morse	Mosley	Nickson-Clark
Nurrenbern	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Phifer	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schulte	Sharpe 4	Shields	Smith 155
Smith 46	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thompson	Unsicker
Veit	Voss	Waller	Walsh Moore	Weber
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 029

Baker	Billington	Boggs	Boyd	Chappell
Christofanelli	Davidson	Davis	Deaton	Gragg
Hausman	Hicks	Hudson	Jones	Keathley
Kelley 127	Lonsdale	Lovasco	McMullen	Richey
Schnelting	Schwadron	Seitz	Smith 163	Stacy
Thomas	Titus	Toalson Reisch	West	

PRESENT: 002

Matthiesen	Murphy

ABSENT WITH LEAVE: 010

Allen	Appelbaum	Gray	Houx	Marquart
Myers	O'Donnell	Sharp 37	Sparks	Van Schoiack

VACANCIES: 001

On motion of Representative Henderson, **SS HB 402, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 120

Adams	Amato	Anderson	Atchison	Aune
Banderman	Bangert	Baringer	Barnes	Black
Bland Manlove	Bonacker	Bosley	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Christ	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hein	Henderson	Hinman	Hovis	Hurlbert
Ingle	Johnson 12	Johnson 23	Justus	Kalberloh
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Mackey	Mann	Mayhew	McGaugh	McGirl
Merideth	Morse	Mosley	Nickson-Clark	Nurrenbern
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Riggs
Riley	Roberts	Sander	Sassmann	Sauls

Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thompson	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 031

Baker	Billington	Boggs	Boyd	Chappell
Christofanelli	Davidson	Davis	Deaton	Gragg
Hausman	Hicks	Hudson	Jones	Keathley
Kelley 127	Lonsdale	Lovasco	Matthiesen	McMullen
Murphy	Richey	Schnelting	Schulte	Schwadron
Seitz	Stacy	Thomas	Titus	Toalson Reisch
West				

PRESENT: 000

ABSENT WITH LEAVE: 011

Allen	Appelbaum	Casteel	Gray	Houx
Marquart	Myers	O'Donnell	Sharp 37	Smith 163
Sparks				

VACANCIES: 001

Speaker Plocher declared the bill passed.

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

BILLS CARRYING REQUEST MESSAGES

HS HCS SS#2 SCS SB 96, as amended, relating to voting procedures, was taken up by Representative Baker.

Representative Baker moved that the House refuse to recede from its position on **HS HCS SS#2 SCS SB 96, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SB 157, as amended, relating to professions requiring licensure, was taken up by Representative Coleman.

Representative Coleman moved that the House refuse to recede from its position on **HCS SS SCS SB 157, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS

HCS SS SCS SBs 56 & 61, as amended, **HCS SS SCS SB 92**, **HCS SS SB 198**, **HCS SS#3 SB 22**, **HCS SS SB 23** and **HCS SS SB 181** were placed on the Informal Calendar.

SS SB 199, relating to adult high schools, was taken up by Representative Davidson.

Representative Davidson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 199, Page 1, In the Title, Line 3, by deleting the words "adult high schools" and inserting in lieu thereof the words "duties of the department of elementary and secondary education"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 1** was adopted.

Representative Davidson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Bill No. 199, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"**160.527. 1. The one-half unit of credit in health education required by the state board of education shall be renamed "Health and Family Education" for the 2024-25 school year and all subsequent school years.**

2. The state board of education shall convene a work group to develop and recommend academic performance standards relating to the one-half unit of credit of health and family education required by the board. The work group shall include, but not be limited to, educators providing instruction in health education and family and consumer science in grades nine to twelve, representatives from the department of elementary and secondary education, and nonprofit organizations that focus on public health, parenting, and social services. The work group shall develop written curriculum frameworks relating to health and family education with an emphasis on behavioral health relating to the causes of morbidity and mortality of youth, chronic disease management, and parenting skills associated with optimal family health over a lifetime that may be used by school districts.

3. The state board of education shall adopt and implement academic performance standards relating to health and family education for the 2024-25 school year and all subsequent school years.

4. The requirements of section 160.514 shall not apply to this section."; and

Further amend said bill, Page 2, Section 160.2705, Line 38, by deleting the word "**may**" and inserting in lieu thereof the word "**shall**"; and

Further amend said bill, Page 6, Section 160.2725, Line 14, by inserting after all of said section and line the following:

"**161.243. 1. As used in this section, the following terms mean:**

(1) "Early childhood education services", programming or services intended to effect positive developmental changes in children prior to their entry into kindergarten;

(2) "Private entity", an entity that meets the definition of a licensed child care provider as defined in section 210.201, license exempt as defined in section 210.211, or that is unlicensed but is contracted with the department of elementary and secondary education.

2. Subject to appropriation, the department of elementary and secondary education shall provide grants directly to private entities for the provision of early childhood education services. The standards prescribed in section 161.213 shall be applicable to all private entities that receive these grant funds.

161.670. 1. Notwithstanding any other law, prior to July 1, 2007, the state board of education shall establish the "Missouri Course Access and Virtual School Program" to serve school-age students residing in the state. The Missouri course access and virtual school program shall offer nonclassroom-based instruction in a virtual setting using technology, intranet, or internet methods of communication. Any student under the age of twenty-one in grades kindergarten through twelve who resides in this state shall be eligible to enroll in the Missouri course access and virtual school program pursuant to subsection 3 of this section.

2. (1) For purposes of calculation and distribution of state school aid, students enrolled in the Missouri course access and virtual school program shall be included in the student enrollment of the school district in which the student is enrolled under **the relevant provisions of** subsection 3 of this section**[**~~; provided that any such~~**] for such enrollment.** Student attendance for full-time virtual program students shall only be included in any district pupil attendance calculation under chapter 163 and any charter school pupil attendance calculation under section 160.415, using current-year pupil attendance for such full-time virtual program pupils**[**~~; and further provided that~~**]. The average daily attendance of a full-time virtual student who is engaged in required instructional activities under subsection 4 of this section shall be calculated as if the pupil's attendance percentage equaled the host district's or charter school's prior-year average attendance percentage, and the provisions of section 162.1250 shall not apply to such funding calculation.** In the case of a host school district enrolling one or more full-time virtual school students, such enrolling district shall**, as part of its monthly state allocation,** receive no less under the state aid calculation for such students than an amount equal to the state adequacy target multiplied by the weighted average daily attendance of such full-time students. Students residing in Missouri and enrolled in a full-time virtual school program operated by a public institution of higher education in this state shall be counted for a state aid calculation by the department, and the department shall pay, from funds dedicated to state school aid payments made under section 163.031, to such institution an amount equal to the state adequacy target multiplied by the weighted average daily attendance of such full-time students.

(2) The Missouri course access and virtual school program shall report to the district of residence the following information about each student served by the Missouri course access and virtual school program: name, address, eligibility for free or reduced-price lunch, limited English proficiency status, special education needs, and the number of courses in which the student is enrolled. The Missouri course access and virtual school program shall promptly notify the resident district when a student discontinues enrollment. A "full-time equivalent student" is a student who is enrolled in the instructional equivalent of six credits per regular term. Each Missouri course access and virtual school program course shall count as one class and shall generate that portion of a full-time equivalent that a comparable course offered by the school district would generate.

(3) Pursuant to an education services plan and collaborative agreement under subsection 3 of this section, full-time equivalent students may be allowed to use a physical location of the resident school district for all or some portion of ongoing instructional activity, and the enrollment plan shall provide for reimbursement of costs of the resident district for providing such access pursuant to rules promulgated under this section by the department.

(4) In no case shall more than the full-time equivalency of a regular term of attendance for a single student be used to claim state aid. Full-time equivalent student credit completed shall be reported to the department of elementary and secondary education in the manner prescribed by the department. Nothing in this section shall prohibit students from enrolling in additional courses under a separate agreement that includes terms for paying tuition or course fees.

(5) A full-time virtual school program serving full-time equivalent students shall be considered an attendance center in the host school district and shall participate in the statewide assessment system as defined in section 160.518. The academic performance of students enrolled in a full-time virtual school program shall be assigned to the designated attendance center of the full-time virtual school program and shall be considered in like manner to other attendance centers. The academic performance of any student who disenrolls from a full-time virtual school program and enrolls in a public school or charter school shall not be used in determining the annual performance report score of the attendance center or school district in which the student enrolls for twelve months from the date of enrollment.

(6) For the purposes of this section, a public institution of higher education operating a full-time virtual school program shall be subject to all requirements applicable to a host school district with respect to its full-time equivalent students.

3. (1) A student who resides in this state may enroll in Missouri course access and virtual school program courses of his or her choice as a part of the student's annual course load each school year, with any costs associated with such course or courses to be paid by the school district or charter school if:

(a) The student is enrolled full-time in a public school, including any charter school; and

(b) Prior to enrolling in any Missouri course access and virtual school program course, a student has received approval from his or her school district or charter school through the procedure described under subdivision (2) of this subsection.

(2) Each school district or charter school shall adopt a policy that delineates the process by which a student may enroll in courses provided by the Missouri course access and virtual school program that is substantially similar to the typical process by which a district student would enroll in courses offered by the school district and a charter school student would enroll in courses offered by the charter school. The policy may include consultation with the school's counselor and may include parental notification or authorization. The policy shall ensure that available opportunities for in-person instruction are considered prior to moving a student to virtual courses. The policy shall allow for continuous enrollment throughout the school year. If the school district or charter school disapproves a student's request to enroll in a course or courses provided by the Missouri course access and virtual school program, the reason shall be provided in writing and it shall be for good cause. Good cause justification to disapprove a student's request for enrollment in a course shall be a determination that doing so is not in the best educational interest of the student, and shall be consistent with the determination that would be made for such course request under the process by which a district student would enroll in a similar course offered by the school district and a charter school student would enroll in a similar course offered by the charter school, except that the determination may consider the suitability of virtual courses for the student based on prior participation in virtual courses by the student. Appeals of any course denials under this subsection shall be considered under a policy that is substantially similar to the typical process by which appeals would be considered for a student seeking to enroll in courses offered by the school district and a charter school student seeking to enroll in courses offered by the charter school.

(3) For students enrolled in any Missouri course access and virtual school program course in which costs associated with such course are to be paid by the school district or charter school as described under this subdivision, the school district or charter school shall pay the content provider directly on a pro rata monthly basis based on a student's completion of assignments and assessments. If a student discontinues enrollment, the district or charter school may stop making monthly payments to the content provider. No school district or charter school shall pay, for any one course for a student, more than the market necessary costs but in no case shall pay more than fourteen percent of the state adequacy target, as defined under section 163.011, as calculated at the end of the most recent school year for any single, year-long course and no more than seven percent of the state adequacy target as described above for any single semester equivalent course.

(4) **[**~~For students enrolling in a full-time virtual program, the department of elementary and secondary education shall adopt a policy that delineates the process by which~~**] (a)** A student who lives in this state may enroll in a virtual program of their choice as provided in this subdivision**, and the provisions of subdivisions 1 to 3 of this subsection shall not apply to such enrollment in a full-time virtual program**. Each host school district operating a full-time virtual program under this section shall **adopt,** operate and implement **[**~~the state~~**] an** enrollment policy**[**~~, subject to~~**] as specified by** the provisions of this subdivision. **[**~~The policy shall:~~

~~(a) Require the good faith collaboration of~~**]** The student, the student's parent or guardian if the student is not considered homeless, the virtual program, the host district, and the resident district**[**~~;~~**] shall collaborate in good faith to implement the enrollment policy regarding the student's enrollment, and the resident school district and the host school district may mutually agree that the resident district shall offer or continue to offer services for the student under an agreement that includes financial terms for reimbursement by the host school district for the necessary costs of the resident school district providing such services. An enrollment policy specified under this subsection shall:**

[~~(b)~~**] a. Require a student's parent or guardian, if the student is not considered homeless, to apply for enrollment in a full time virtual program directly with the virtual program;**

b. Specify timelines for timely participation by the virtual program, the host district, and resident district; provided that the resident district shall provide any relevant information and input on the enrollment within ten business days of notice from the virtual program of the enrollment application;

[~~(c)~~**] c.** Include a survey of the reasons for the student's and parent's interests in participating in the virtual program;

[~~(d)~~**] d.** Include consideration of available opportunities for in-person instruction prior to enrolling a student in a virtual program;

[~~(e)~~**] e.** Evaluate requests for enrollment based on meeting the needs for a student to be successful considering all relevant factors;

[~~(f)~~**] f.** Ensure that, for any enrolling student **with a covered disability**, an **individualized** education **[**~~services plan and collaborative agreement is~~**] program and a related services agreement, in cases where such agreement is needed, are** created to provide all services required to ensure a free and appropriate public education, including financial terms for reimbursement by the host district for the necessary costs of any virtual program, school district, or public or private entity providing all or a portion of such services;

[~~(g)~~**] g.** Require the virtual program to determine whether an enrolling student will be admitted, based on the enrollment policy, in consideration of all relevant factors and provide the basis for its determination and any service plan for the student, in writing, to the student, the student's parent or guardian, the host district, and the resident district; **and**

[~~(h)~~**] h.** Provide a process for reviewing appeals of decisions made under this subdivision**[**~~; and~~**].**

[~~(i) Require~~**] (b)** The department **[**~~to~~**] shall** publish an annual report based on the enrollments and enrollment surveys conducted under this subdivision that provides data at the statewide and district levels of sufficient detail to allow analysis of trends regarding the reasons for participation in the virtual program at the statewide and district levels; provided that no such survey results will be published in a manner that reveals individual student information. The department shall also include, in the annual report, data at the statewide and district levels of sufficient detail to allow detection and analysis of the racial, ethnic, and socio-economic balance of virtual program participation among schools and districts at the statewide and district levels, provided that no such survey results will be published in a manner that reveals individual student information.

(5) In the case of a student who is a candidate for A+ tuition reimbursement and taking a virtual course under this section, the school shall attribute no less than ninety-five percent attendance to any such student who has completed such virtual course.

(6) The Missouri course access and virtual school program shall ensure that individual learning plans designed by certified teachers and professional staff are developed for all students enrolled in more than two full-time course access program courses or a full-time virtual school.

(7) Virtual school programs shall monitor individual student success and engagement of students enrolled in their program**[**~~,~~**] and, for students enrolled in virtual courses on a part-time basis, the virtual school program shall** provide regular student progress reports for each student at least four times per school year to the school district or charter school, provide the host school district and the resident school district ongoing access to academic and other relevant information on student success and engagement, and shall terminate or alter the course offering if it is found the course **[**~~or full-time virtual school~~**]** is not meeting the educational needs of the students enrolled in the course.

(8) The department of elementary and secondary education shall monitor the aggregate performance of providers and make such information available to the public under subsection 11 of this section.

(9) Pursuant to rules to be promulgated by the department of elementary and secondary education, when a student transfers into a school district or charter school, credits previously gained through successful passage of approved courses under the Missouri course access and virtual school program shall be accepted by the school district or charter school.

(10) Pursuant to rules to be promulgated by the department of elementary and secondary education, if a student transfers into a school district or charter school while enrolled in a Missouri course access and virtual school program course or full-time virtual school, the student shall continue to be enrolled in such course or school.

(11) Nothing in this section shall prohibit home school students, private school students, or students wishing to take additional courses beyond their regular course load from enrolling in Missouri course access and virtual school program courses under an agreement that includes terms for paying tuition or course fees.

(12) Nothing in this subsection shall require any school district, charter school, virtual program, or the state to provide computers, equipment, or internet access to any student unless required under the education services plan created for an eligible student under subdivision (4) of this subsection or for an eligible student with a disability to comply with federal law. An education services plan may require an eligible student to have access to school facilities of the resident school district during regular school hours for participation and instructional activities of a virtual program under this section, and the education services plan shall provide for reimbursement of the resident school district for such access pursuant to rules adopted by the department under this section.

(13) The authorization process shall provide for continuous monitoring of approved providers and courses. The department shall revoke or suspend or take other corrective action regarding the authorization of any course or provider no longer meeting the requirements of the program. Unless immediate action is necessary, prior to revocation or suspension, the department shall notify the provider and give the provider a reasonable time period to take corrective action to avoid revocation or suspension. The process shall provide for periodic renewal of authorization no less frequently than once every three years.

(14) Courses approved as of August 28, 2018, by the department to participate in the Missouri virtual instruction program shall be automatically approved to participate in the Missouri course access and virtual school program, but shall be subject to periodic renewal.

(15) Any online course or virtual program offered by a school district or charter school, including those offered prior to August 28, 2018, which meets the requirements of section 162.1250 shall be automatically approved to participate in the Missouri course access and virtual school program. Such course or program shall be subject to periodic renewal. A school district or charter school offering such a course or virtual school program shall be deemed an approved provider.

(16) A host district may contract with a provider to perform any required services involved with delivering a full time virtual education.

4. (1) As used in this subsection, the term "instructional activities" means classroom-based or nonclassroom-based activities that a student shall be expected to complete, participate in, or attend during any given school day, such as:

(a) Online logins to curricula or programs;

(b) Offline activities;

(c) Completed assignments within a particular program, curriculum, or class;

(d) Testing;

(e) Face-to-face communications or meetings with school staff;

(f) Telephone or video conferences with school staff;

(g) School-sanctioned field trips; or

(h) Orientation.

(2) A full-time virtual school shall submit a notification to the parent or guardian of any student who is not consistently engaged in instructional activities.

(3) Each full-time virtual school shall develop, adopt, and post on the school's website a policy setting forth the consequences for a student who fails to complete the required instructional activities. Such policy shall state, at a minimum, that if a student fails to complete the instructional activities after receiving a notification under subdivision (2) of this subsection, and after reasonable intervention strategies have been implemented, that the student shall be subject to certain consequences which may include disenrollment from the school. Prior to any disenrollment, the parent or guardian shall have the opportunity to present any information that the parent deems relevant, and such information shall be considered prior to any final decision.

(4) If a full-time virtual school disenrolls a student under subdivision (3) of this subsection, the school shall immediately provide written notification to such student's school district of residence. The student's school district of residence shall then provide to the parents or guardian of the student a written list of available educational options and promptly enroll the student in the selected option. Any student disenrolled from a full-time virtual school shall be prohibited from reenrolling in the same virtual school for the remainder of the school year.

(5) For the purpose of subsection 2 of this section, the average daily attendance of a full-time virtual student who is completing required instructional activities under this subsection shall be calculated as if the pupil's attendance percentage equaled the host district's or charter school's prior-year average attendance percentage.

5. School districts or charter schools shall inform parents of their child's right to participate in the program. Availability of the program shall be made clear in the parent handbook, registration documents, and featured on the home page of the school district or charter school's website.

6. The department shall:

(1) Establish an authorization process for course or full-time virtual school providers that includes multiple opportunities for submission each year;

(2) Pursuant to the time line established by the department, authorize course or full-time virtual school providers that:

(a) Submit all necessary information pursuant to the requirements of the process; and

(b) Meet the criteria described in subdivision (3) of this subsection;

(3) Review, pursuant to the authorization process, proposals from providers to provide a comprehensive, full-time equivalent course of study for students through the Missouri course access and virtual school program. The department shall ensure that these comprehensive courses of study align to state academic standards and that there is consistency and compatibility in the curriculum used by all providers from one grade level to the next grade level;

(4) Within thirty days of any denial, provide a written explanation to any course or full-time virtual school providers that are denied authorization;

(5) Allow a course or full-time virtual school provider denied authorization to reapply at any point in the future.

7. The department shall publish the process established under this section, including any deadlines and any guidelines applicable to the submission and authorization process for course or full-time virtual school providers on its website.

8. If the department determines that there are insufficient funds available for evaluating and authorizing course or full-time virtual school providers, the department may charge applicant course or full-time virtual school providers a fee up to, but no greater than, the amount of the costs in order to ensure that evaluation occurs. The department shall establish and publish a fee schedule for purposes of this subsection.

9. Except as specified in this section and as may be specified by rule of the state board of education, the Missouri course access and virtual school program shall comply with all state laws and regulations applicable to school districts, including but not limited to the Missouri school improvement program (MSIP), annual performance report (APR), teacher certification, curriculum standards, audit requirements under chapter 165, access to public records under chapter 610, and school accountability report cards under section 160.522. Teachers and administrators employed by a virtual provider shall be considered to be employed in a public school for all certification purposes under chapter 168.

10. The department shall submit and publicly publish an annual report on the Missouri course access and virtual school program and the participation of entities to the governor, the chair and ranking member of the senate education committee, and the chair and ranking member of the house of representatives elementary and secondary education committee. The report shall at a minimum include the following information:

(1) The annual number of unique students participating in courses authorized under this section and the total number of courses in which students are enrolled in;

(2) The number of authorized providers;

(3) The number of authorized courses and the number of students enrolled in each course;

(4) The number of courses available by subject and grade level;

(5) The number of students enrolled in courses broken down by subject and grade level;

(6) Student outcome data, including completion rates, student learning gains, student performance on state or nationally accepted assessments, by subject and grade level per provider. This outcome data shall be published in a manner that protects student privacy;

(7) The costs per course;

(8) Evaluation of in-school course availability compared to course access availability to ensure gaps in course access are being addressed statewide.

11. (1) The department shall be responsible for creating the Missouri course access and virtual school program catalog providing a listing of all courses authorized and available to students in the state, detailed information, including costs per course, about the courses to inform student enrollment decisions, and the ability for students to submit their course enrollments.

(2) On or before January 1, 2023, the department shall publish on its website, and distribute to all school districts and charter schools in this state, a guidance document that details the options for virtual course access and full-time virtual course access for all students in the state. The guidance document shall include a complete and readily understood description of the applicable enrollment processes including the opportunity for students to enroll and the roles and responsibilities of the student, parent, virtual provider, school district or districts, and charter schools, as appropriate. The guidance document shall be distributed in written and electronic form to all school districts, charter schools, and virtual providers. School districts and charter schools shall provide a copy of the guidance document to every pupil and parent or legal guardian of every pupil enrolled in the district or charter school at the beginning of each school year and upon enrollment for every pupil enrolling at a different time of the school year. School districts and charter schools shall provide a readily viewable link to the electronic version of the guidance document on the main page of the district's or charter school's website.

12. The state board of education through the rulemaking process and the department of elementary and secondary education in its policies and procedures shall ensure that multiple content providers and learning management systems are allowed, ensure digital content conforms to accessibility requirements, provide an easily accessible link for providers to submit courses or full-time virtual schools on the Missouri course access and virtual school program website, and allow any person, organization, or entity to submit courses or full-time virtual schools for approval. No content provider shall be allowed that is unwilling to accept payments in the amount and manner as described under subdivision (3) of subsection 3 of this section or does not meet performance or quality standards adopted by the state board of education.

13. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

163.063. 1. As used in this section, the following words mean:

(1) "Nonresident pupil", a child who:

(a) At the time such child is admitted to a residential care facility, is domiciled in one school district in Missouri but resides in a residential care facility located in another school district in Missouri as a result of placement arranged by or approved by the department of mental health or the department of social services or placement arranged by or ordered by a court of competent jurisdiction;

(b) Receives care or treatment in such residential care facility that is not within the school district in which the child's domicile is located;

(c) Is unable to attend school in either the school district in which such domicile is located or the school district in which such residential care facility is located because such child:

a. May be a safety risk; or

b. Has behavioral conditions that support the need to educate such child on such residential care facility's site or campus; and

(d) Is being provided all required educational services within such residential care facility;

(2) "Residential care facility", any residential care facility required to be licensed under sections 210.481 to 210.536, or a similar facility.

2. For purposes of calculating federal aid and state aid distributions for nonresident pupils pursuant to the provisions of this chapter, a nonresident pupil who receives all of such pupil's required educational services on-site at a residential care facility shall be included in the average daily attendance of the following school district that results in the greatest total amount of state and federal aid to the district in which the residential care facility is located:

(1) The school district of such pupil's domicile prior to placement in a residential care facility; or

(2) The school district of such pupil's residence following placement in a residential care facility.

3. Any educational costs incurred by a residential care facility that are not remitted under this section may be reimbursed as provided in section 167.126.

4. Educational costs incurred by a residential care facility for a child who was not enrolled in a school district in Missouri at the time the child was admitted to such residential care facility shall be reimbursed as provided in section 167.126.

5. No provision of this section shall be construed to prevent a residential care facility and a school district from mutually agreeing to a financial arrangement that deviates from the provisions of this section.

167.019. 1. **(1)** A child-placing agency, as defined under section 210.481, shall promote educational stability for foster care children by considering the child's school attendance area when making placement decisions. The foster care pupil shall have the right to remain enrolled in and attend his or her school of origin pending resolution of school placement disputes or to return to a previously attended school in an adjacent district.

(2) In the event that a best interest determination is not completed within ten days of a child's being placed in a foster care placement that is located in a school district other than the child's domicile school district prior to such placement, it shall be deemed that enrollment in the school district where the child resides as a result of such placement shall be in the best interest of the child for the purpose of the required best interest determination. This subdivision shall apply only to cases where the distance between the child's residential address as a result of the foster care placement and the school building that was the child's previous school in their domicile district is more than ten miles, or fifteen miles if the child is receiving service from a special school district established under the provisions of sections 162.670 to 162.999.

2. Each school district shall accept for credit full or partial course work satisfactorily completed by a pupil while attending a public school, nonpublic school, or nonsectarian school in accordance with district policies or regulations.

3. If a pupil completes the graduation requirements of his or her school district of residence while under the jurisdiction of the juvenile court as described in chapter 211, the school district of residence shall issue a diploma to the pupil.

4. School districts shall ensure that if a pupil in foster care is absent from school due to a decision to change the placement of a pupil made by a court or child placing agency, or due to a verified court appearance or related court-ordered activity, the grades and credits of the pupil shall be calculated as of the date the pupil left school, and no lowering of his or her grades shall occur as a result of the absence of the pupil under these circumstances.

5. School districts, subject to federal law, shall be authorized to permit access of pupil school records to any child placing agency for the purpose of fulfilling educational case management responsibilities required by the juvenile officer or by law and to assist with the school transfer or placement of a pupil.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

167.126. 1. **(1) The following** children **shall have the right to educational services as provided in subdivision (2) of this section:**

(a) Children who are admitted to programs or facilities of the department of mental health **[**~~or~~**]; and**

(b) Children whose domicile is one school district in Missouri but who reside in another school district in Missouri as a result of**:**

a. Placement arranged by or approved by the department of mental health**[**~~,~~**] or** the department of social services **[**~~or~~**];**

b. Placement arranged by or ordered by a court of competent jurisdiction**; or**

c. Admittance under a physician's order because of a determination of medical necessity for a diagnosed mental illness.

(2) Children described in subdivision (1) of this subsection shall have a right to be provided the educational services as provided by law and shall not be denied admission to any appropriate regular public school or special school district program or program operated by the state board of education, as the case may be, where the child actually resides because of such admission or placement; provided, however, that nothing in this section shall prevent the department of mental health, the department of social services or a court of competent jurisdiction from otherwise providing or procuring educational services for such child.

2. Each school district or special school district constituting the domicile of any child for whom educational services are provided or procured under this section shall pay toward the per-pupil costs for educational

services for such child. A school district which is not a special school district shall pay an amount equal to the average sum produced per child by the local tax effort of the district of domicile. A special school district shall pay an amount not to exceed the average sum produced per child by the local tax efforts of the domiciliary districts.

3. When educational services have been provided by the school district or special school district in which a child actually resides, including a child who temporarily resides in a children's hospital licensed under chapter 197 **or a psychiatric residential treatment facility**, for rendering health care services to children under the age of eighteen for more than three days, other than the district of domicile, the amounts as provided in subsection 2 of this section for which the domiciliary school district or special school district is responsible shall be paid by such district directly to the serving district. The school district, or special school district, as the case may be, shall send a written voucher for payment to the regular or special district constituting the domicile of the child served and the domiciliary school district or special school district receiving such voucher shall pay the district providing or procuring the services an amount not to exceed the average sum produced per child by the local tax efforts of the domiciliary districts. In the event the responsible district fails to pay the appropriate amount to the district within ninety days after a voucher is submitted, the state department of elementary and secondary education shall deduct the appropriate amount due from the next payments of any state financial aid due that district and shall pay the same to the appropriate district.

4. In cases where a child whose domicile is in one district is placed in programs or facilities operated by the department of mental health or resides in another district pursuant to assignment by that department **[**~~or~~**],** is placed by the department of social services or a court of competent jurisdiction into any type of publicly contracted residential site in Missouri, **or is admitted under a physician's order because of a determination of medical necessity for a diagnosed mental illness,** the department of elementary and secondary education shall, as soon as funds are appropriated, pay the serving district from funds appropriated for that purpose the amount by which the per-pupil costs of the educational services exceeds the amounts received from the domiciliary district except that any other state money received by the serving district by virtue of rendering such service shall reduce the balance due.

5. Institutions providing a place of residence for children whose parents or guardians do not reside in the district in which the institution is located shall have authority to enroll such children in a program in the district or special district in which the institution is located and such enrollment shall be subject to the provisions of subsections 2 and 3 of this section. The provisions of this subsection shall not apply to placement authorized pursuant to subsection 1 of this section or if the placement occurred for the sole purpose of enrollment in the district or special district. "Institution" as used in this subsection means a facility organized under the laws of Missouri for the purpose of providing care and treatment of juveniles.

6. Children residing in institutions providing a place of residence for three or more such children whose domicile is not in the state of Missouri may be admitted to schools or programs provided on a contractual basis between the school district, special district or state department or agency and the proper department or agency, or persons in the state where domicile is maintained. Such contracts shall not be permitted to place any financial burden whatsoever upon the state of Missouri, its political subdivisions, school districts or taxpayers.

7. For purposes of this section the domicile of the child shall be the school district where the child would have been educated if the child had not been placed in a different school district. No provision of this section shall be construed to deny any child domiciled in Missouri appropriate and necessary, gratuitous public services.

8. For the purpose of distributing state aid under section 163.031, a child receiving educational services provided by the district in which the child actually resides, other than the district of domicile, shall be included in average daily attendance, as defined under section 163.011, of the district providing the educational services for the child.

9. Each school district or special school district where the child actually resides, other than the district of domicile, may receive payment from the department of elementary and secondary education, in lieu of receiving the local tax effort from the domiciliary school district. Such payments from the department shall be subject to appropriation and shall only be made for children that have been placed in a school other than the domiciliary school district by a state agency **[**~~or~~**],** a court of competent jurisdiction**, or by being admitted under a physician's order because of a determination of medical necessity for a diagnosed mental illness** and from whom excess educational costs are billed to the department of elementary and secondary education.

205.565. The department of social services **and the department of elementary and secondary education** may, subject to appropriation, use, administer and dispose of any gifts, grants, or in-kind services and may award grants to qualifying entities to carry out the caring communities program.

210.1360. 1. Any personally identifiable information regarding any child under eighteen years of age receiving child care from any provider or applying for or receiving any services through a state program shall not be subject to disclosure except as otherwise provided by law.

2. This section shall not prohibit any state agency from disclosing personally identifiable information to any governmental entity or its agents, vendors, grantees, and contractors in connection to matters relating to its official duties. The provisions of this section shall not apply to any state, county, or municipal law enforcement agency acting in its official capacity.

3. This section shall not prevent a parent or legal guardian from accessing the parent's or legal guardian's child's records."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Shields offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Substitute for Senate Bill No. 199, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""**135.1310. 1. This section shall be known and may be cited as the "Child Care Contribution Tax Credit Act".**

2. For purposes of this section, the following terms shall mean:

(1) "Child care", the same as defined in section 210.201;

(2) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(3) "Child care provider", a child care provider as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(4) "Contribution", an eligible donation of cash, stock, bonds or other marketable securities, or real property;

(5) "Department", the Missouri department of economic development;

(6) "Person related to the taxpayer", an individual connected with the taxpayer by blood, adoption, or marriage, or an individual, corporation, partnership, limited liability company, trust, or association controlled by, or under the control of, the taxpayer directly, or through an individual, corporation, limited liability company, partnership, trust, or association under the control of the taxpayer;

(7) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(8) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer under chapter 143 and chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer under chapter 143;

(9) "Tax credit", a credit against the taxpayer's state tax liability;

(10) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or individuals or partnerships subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2023, a taxpayer may claim the tax credit authorized in this section against the taxpayer's state tax liability for the tax year in which a verified contribution was made in an amount up to seventy-five percent of the verified contribution to a child care provider. Any tax credit issued shall not be less than one hundred dollars and shall not exceed two hundred thousand dollars per tax year.

(1) The child care provider receiving a contribution shall, within sixty days of the date it received the contribution, issue the taxpayer a contribution verification and file a copy of the contribution verification with the department. The contribution verification shall be in the form established by the department and shall include the taxpayer's name, taxpayer's state or federal tax identification number or last four digits of the taxpayer's Social Security number, amount of tax credit, amount of contribution, legal name and address of the child care provider receiving the tax credit, the child care provider's federal employer identification number, the child care provider's departmental vendor number or license number, and the date the child care provider received the contribution from the taxpayer. The contribution verification shall include a signed attestation stating the child care provider will use the contribution solely to promote child care.

(2) The failure of the child care provider to timely issue the contribution verification to the taxpayer or file it with the department shall entitle the taxpayer to a refund of the contribution from the child care provider.

4. A donation is eligible when:

(1) The donation is used directly by a child care provider to promote child care for children twelve years of age or younger, including by acquiring or improving child care facilities, equipment, or services, or improving staff salaries, staff training, or the quality of child care;

(2) The donation is made to a child care provider in which the taxpayer or a person related to the taxpayer does not have a direct financial interest; and

(3) The donation is not made in exchange for care of a child or children in the case of an individual taxpayer that is not an employer making a contribution on behalf of its employees.

5. A child care provider that uses the contribution for an ineligible purpose shall repay to the department the value of the tax credit for the contribution amount used for an ineligible purpose.

6. The tax credits authorized by this section shall not be refundable and shall not be transferred, sold, or otherwise conveyed. Any amount of approved tax credits that a taxpayer is prohibited by this subsection from using for the tax year in which the credit is first claimed may be carried back to the taxpayer's immediately prior tax year and carried forward to the taxpayer's subsequent tax year for up to five succeeding tax years.

7. Notwithstanding any provision of subsection 6 of this section to the contrary, a taxpayer that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt taxpayer may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt taxpayer is not required to file a tax return under the provisions of chapter 143, the exempt taxpayer may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

8. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year. A taxpayer shall apply to the department for the child care contribution tax credit by submitting a copy of the contribution verification provided by a child care provider to such taxpayer. Upon receipt of the contribution verification, the department shall issue a tax credit certificate to the applicant.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for contributions made to child care providers located in a child care desert. The director of the department shall publish such adjusted amount.

9. The tax credits allowed under this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

10. All action and communication undertaken or required under this section shall be exempt from section 105.1500.

11. The department may promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

12. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

135.1325. 1. This section shall be known and may be cited as the "Employer Provided Child Care Assistance Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(2) "Child care facility", a child care facility as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(3) "Department", the Missouri department of economic development;

(4) "Employer matching contribution", a contribution made by the taxpayer to a cafeteria plan, as that term is used in 26 U.S.C. Section 125, of an employee of the taxpayer, that matches a dollar amount or percentage of the employee's contribution to the cafeteria plan, but this term does not include the amount of any salary reduction or other compensation foregone by the employee in connection with the cafeteria plan;

(5) "Qualified child care expenditure", an amount paid of reasonable costs incurred that meet any of the following:

(a) To acquire, construct, rehabilitate, or expand property that will be, or is, used as part of a child care facility that is either operated by the taxpayer or contracted with by the taxpayer and which does not constitute part of the principal residence of the taxpayer or any employee of the taxpayer;

(b) For the operating costs of a child care facility of the taxpayer, including costs relating to the training of employees, scholarship programs, and for compensation to employees;

(c) Under a contract with a child care facility to provide child care services to employees of the taxpayer; or

(d) As an employer matching contribution, but only to the extent such employer matching contribution is restricted by the taxpayer solely for the taxpayer's employee to obtain child care services at a child care facility and is used for that purpose during the tax year;

(6) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(7) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer under the provisions of chapter 143 and chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer under the provisions of chapter 143;

(8) "Tax credit", a credit against the taxpayer's state tax liability;

(9) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or individuals or partnerships subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2023, a taxpayer may claim a tax credit authorized in this section in an amount equal to thirty percent of the qualified child care expenditures paid or incurred with respect to a child care facility. The maximum amount of any tax credit issued under this section shall not exceed two hundred thousand dollars per taxpayer per tax year.

4. A facility shall not be treated as a child care facility with respect to a taxpayer unless the following conditions have been met:

(1) Enrollment in the facility is open to employees of the taxpayer during the tax year; and

(2) If the facility is the principal business of the taxpayer, at least thirty percent of the enrollees of such facility are dependents of employees of the taxpayer.

5. The tax credits authorized by this section shall not be refundable or transferable. The tax credits shall not be sold, assigned, or otherwise conveyed. Any amount of approved tax credits that a taxpayer is prohibited by this subsection from using for the tax year in which the credit is first claimed may be carried back to the taxpayer's immediately prior tax year and carried forward to the taxpayer's subsequent tax year for up to five succeeding tax years.

6. Notwithstanding any provision of subsection 5 of this section to the contrary, a taxpayer that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt taxpayer may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt taxpayer is not required to file a tax return under the provisions of chapter 143, the exempt taxpayer may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

7. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for qualified child care expenditures for child care facilities located in a child care desert. The director of the department shall publish such adjusted amount.

8. A taxpayer who has claimed a tax credit under this section shall notify the department within sixty days of any cessation of operation, change in ownership, or agreement to assume recapture liability as such terms are defined by 26 U.S.C. Section 45F, in the form and manner prescribed by department rule or instruction. If there is a cessation of operation or change in ownership relating to a child care facility, the taxpayer shall repay the department the applicable recapture percentage of the credit allowed under this section, but this recapture amount shall be limited to the tax credit allowed under this section. The recapture amount shall be considered a tax liability arising on the tax payment due date for the tax year in which the cessation of operation, change in ownership, or agreement to assume recapture liability occurred and shall be assessed and collected under the same provisions that apply to a tax liability under chapter 143 or chapter 148.

9. The tax credit allowed under this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

10. All action and communication undertaken or required under this section shall be exempt from section 105.1500.

11. The department may promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

12. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

135.1350. 1. This section shall be known and may be cited as the "Child Care Providers Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Capital expenditures", expenses incurred by a child care provider, during the tax year for which a tax credit is claimed under this section, for the construction, renovation, or rehabilitation of a child care facility to the extent necessary to operate a child care facility and comply with applicable child care facility regulations promulgated by the department of elementary and secondary education;

(2) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(3) "Child care facility", a child care facility as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(4) "Child care provider", a child care provider as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(5) "Department", the department of elementary and secondary education;

(6) "Eligible employer withholding tax", the total amount of tax that the child care provider was required, under section 143.191, to deduct and withhold from the wages it paid to employees during the tax year for which the child care provider is claiming a tax credit under this section, to the extent actually paid;

(7) "Employee", an employee, as that term is used in subsection 2 of section 143.191, of a child care provider who worked for the child care provider for an average of at least ten hours per week for at least a three-month period during the tax year for which a tax credit is claimed under this section and who is not an immediate family member of the child care provider;

(8) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(9) "State tax liability", any liability incurred by the taxpayer under the provisions of chapter 143, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions;

(10) "Tax credit", a credit against the taxpayer's state tax liability;

(11) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or an individual or partnership subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2024, a child care provider with three or more employees may claim a tax credit authorized in this section in an amount equal to the child care provider's eligible employer withholding tax, and may also claim a tax credit in an amount up to thirty percent of the child care provider's capital expenditures. No tax credit for capital expenditures shall be allowed if the capital expenditures are less than one thousand dollars. The amount of any tax credit issued under this section shall not exceed two hundred thousand dollars per child care provider per tax year.

4. To claim a tax credit authorized under this section, a child care provider shall submit to the department, for preliminary approval, an application for the tax credit on a form provided by the department and at such times as the department may require. If the child care provider is applying for a tax credit for capital expenditures, the child care provider shall present proof acceptable to the department that the child care provider's capital expenditures satisfy the requirements of subdivision (1) of subsection 2 of this section. Upon final approval of an application, the department shall issue the child care provider a certificate of tax credit.

5. The tax credits authorized by this section shall not be refundable and shall not be transferred, sold, assigned, or otherwise conveyed. Any amount of credit that exceeds the child care provider's state tax liability for the tax year for which the tax credit is issued may be carried back to the child care provider's immediately prior tax year or carried forward to the child care provider's subsequent tax year for up to five succeeding tax years.

6. Notwithstanding any provision of subsection 5 of this section to the contrary, a child care provider that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt child care provider may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt child care provider is not required to file a tax return under the provisions of chapter 143, the exempt child care provider may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

7. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for child care providers located in a child care desert. The director of the department shall publish such adjusted amount.

8. The tax credit authorized by this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

9. All action and communication undertaken or required with respect to this section shall be exempt from section 105.1500. Notwithstanding section 32.057 or any other tax confidentiality law to the contrary, the department of revenue may disclose tax information to the department for the purpose of the verification of a child care provider's eligible employer withholding tax under this section.

10. The department may promulgate rules and adopt statements of policy, procedures, forms, and guidelines to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

11. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

160.527. 1. The one-half unit of credit in health education required by the state board of "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Hardwick offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Substitute for Senate Bill No. 199, Page 14, Line 2, by inserting after said line the following:

"167.181. 1. **(1)** The department of health and senior services, after consultation with the department of elementary and secondary education, shall promulgate rules and regulations governing the immunization against poliomyelitis, rubella, rubeola, mumps, tetanus, pertussis, diphtheria, and hepatitis B, to be required of children attending public, private, parochial or parish schools. Such rules and regulations may modify the immunizations that are required of children in this subsection. The immunizations required and the manner and frequency of their administration shall conform to recognized standards of medical practice. The department of health and senior services shall supervise and secure the enforcement of the required immunization program.

(2) Neither the department of health and senior services nor any public school districts shall require any student to receive a COVID-19 vaccination or receive a dose of messenger ribonucleic acid.

2. It is unlawful for any student to attend school unless he has been immunized as required under the rules and regulations of the department of health and senior services, and can provide satisfactory evidence of such immunization; except that if he produces satisfactory evidence of having begun the process of immunization, he may continue to attend school as long as the immunization process is being accomplished in the prescribed manner. It is unlawful for any parent or guardian to refuse or neglect to have his child immunized as required by this section, unless the child is properly exempted.

3. This section shall not apply to any child if one parent or guardian objects in writing to his school administrator against the immunization of the child, because of religious beliefs or medical contraindications. In cases where any such objection is for reasons of medical contraindications, a statement from a duly licensed physician must also be provided to the school administrator.

4. Each school superintendent, whether of a public, private, parochial or parish school, shall cause to be prepared a record showing the immunization status of every child enrolled in or attending a school under his jurisdiction. The name of any parent or guardian who neglects or refuses to permit a nonexempted child to be immunized against diseases as required by the rules and regulations promulgated pursuant to the provisions of this section shall be reported by the school superintendent to the department of health and senior services.

5. The immunization required may be done by any duly licensed physician or by someone under his direction. If the parent or guardian is unable to pay, the child shall be immunized at public expense by a physician or nurse at or from the county, district, city public health center or a school nurse or by a nurse or physician in the private office or clinic of the child's personal physician with the costs of immunization paid through the state Medicaid program, private insurance or in a manner to be determined by the department of health and senior

services subject to state and federal appropriations, and after consultation with the school superintendent and the advisory committee established in section 192.630. When a child receives his or her immunization, the treating physician may also administer the appropriate fluoride treatment to the child's teeth.

6. Funds for the administration of this section and for the purchase of vaccines for children of families unable to afford them shall be appropriated to the department of health and senior services from general revenue or from federal funds if available.

7. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Mayhew	McGaugh	McGirl	McMullen
Murphy	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 038

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 87	Burnett	Burton
Butz	Collins	Crossley	Ealy	Fogle
Fountain Henderson	Hein	Ingle	Johnson 23	Lewis 25
Mann	Mosley	Nickson-Clark	Nurrenbern	Plank
Proudie	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 024

Allen	Appelbaum	Bland Manlove	Brown 27	Clemens
Cupps	Deaton	Doll	Gray	Houx
Johnson 12	Lavender	Mackey	Marquart	Matthiesen
Merideth	Morse	Myers	O'Donnell	Phifer
Sharp 37	Smith 163	Sparks	Unsicker	

VACANCIES: 001

On motion of Representative Hardwick, **House Amendment No. 2 to House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded by Representative Hardwick:

AYES: 096

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Boyd	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Mayhew	McGaugh	McGirl	McMullen	Murphy
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Smith 155	Smith 163	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Titus	Toalson Reisch
Van Schoiack	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 049

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Bonacker	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Fogle	Fountain Henderson	Gallick
Hein	Ingle	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Plank	Proudie	Quade	Sauls
Shields	Steinhoff	Strickler	Taylor 84	Terry
Thompson	Unsicker	Veit	Walsh Moore	Weber
Windham	Woods	Wright	Young	

PRESENT: 002

Ealy	Smith 46

ABSENT WITH LEAVE: 015

Allen	Appelbaum	Brown 149	Doll	Gray
Houx	Johnson 12	Marquart	Matthiesen	Morse
Myers	O'Donnell	Phifer	Sharp 37	Sparks

VACANCIES: 001

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lonsdale
Lovasco	Mayhew	McGaugh	McGirl	McMullen
Murphy	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 046

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Lewis 6
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Plank	Proudie	Quade	Sauls
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 016

Allen	Appelbaum	Bland Manlove	Brown 149	Doll
Gray	Houx	Marquart	Matthiesen	Morse
Myers	O'Donnell	Phifer	Reuter	Sharp 37
Sparks				

VACANCIES: 001

On motion of Representative Davidson, **House Amendment No. 2, as amended**, was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 16	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Hardwick	Hausman	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lonsdale	Lovasco	Mayhew
McGaugh	McGirl	McMullen	Murphy	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Stacy	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 045

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Lewis 6
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Plank	Proudie	Quade	Sauls
Smith 46	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 001

Steinhoff

ABSENT WITH LEAVE: 018

Allen	Appelbaum	Bland Manlove	Brown 149	Doll
Gray	Haffner	Haley	Houx	Marquart
Matthiesen	Morse	Myers	O'Donnell	Phifer
Sharp 37	Sparks	Stephens		

VACANCIES: 001

On motion of Representative Davidson, **SS SB 199, as amended**, was read the third time and passed by the following vote:

AYES: 097

Amato	Atchison	Baker	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 16
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Hardwick	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Mayhew	McGaugh	McGirl
McMullen	Murphy	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 019

Adams	Anderson	Banderman	Baringer	Brown 27
Brown 87	Copeland	Haley	Johnson 23	Justus
Lewis 25	Lewis 6	Mann	Mosley	Plank
Proudie	Taylor 84	Terry	Unsicker	

PRESENT: 032

Aune	Bangert	Barnes	Bland Manlove	Bosley
Burnett	Burton	Butz	Clemens	Collins
Crossley	Ealy	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Lavender	Mackey	Merideth
Nickson-Clark	Nurrenbern	Quade	Sauls	Smith 46
Steinhoff	Strickler	Walsh Moore	Weber	Windham
Woods	Young			

ABSENT WITH LEAVE: 014

Allen	Appelbaum	Brown 149	Doll	Gray
Houx	Marquart	Matthiesen	Morse	Myers
O'Donnell	Phifer	Sharp 37	Sparks	

VACANCIES: 001

Speaker Plocher declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HS HCS SS#2 SCS SB 96, as amended: Representatives Baker, Murphy, Keathley, Ingle and Butz
HCS SS SCS SB 157, as amended: Representatives Coleman, Sassmann, Dinkins, Brown (27) and Lewis (25)

THIRD READING OF HOUSE JOINT RESOLUTIONS

HJR 66, relating to elections, was taken up by Representative Baker.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Mayhew	McGaugh	McGirl
McMullen	Murphy	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 044

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Brown 27	Brown 87	Burnett	Burton
Butz	Clemens	Collins	Crossley	Ealy
Fogle	Fountain Henderson	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Plank
Proudie	Quade	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 016

Allen	Appelbaum	Bland Manlove	Bosley	Doll
Gragg	Gray	Houx	Marquart	Matthiesen
Morse	Myers	O'Donnell	Phifer	Sharp 37
Sparks				

VACANCIES: 001

On motion of Representative Baker, **HJR 66** was read the third time and passed by the following vote:

AYES: 102

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Mayhew	McGaugh
McGirl	McMullen	Murphy	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 042

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Crossley	Fogle
Fountain Henderson	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Plank	Quade
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 002

Ealy	Proudie

ABSENT WITH LEAVE: 016

Allen	Appelbaum	Bosley	Doll	Gragg
Gray	Houx	Marquart	Matthiesen	Morse
Myers	O'Donnell	Phifer	Sharp 37	Sparks
Stacy				

VACANCIES: 001

Speaker Plocher declared the bill passed.

RECESS

On motion of Representative Patterson, the House recessed until 3:30 p.m.

The hour of recess having expired, the House was called to order by Speaker Plocher.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 447** entitled:

An act to repeal sections 160.2705, 160.2720, 160.2725, 167.019, 167.126, and 205.565, RSMo, and to enact in lieu thereof ten new sections relating to duties of the department of elementary and secondary education.

With Senate Amendment No. 1, Senate Amendment No. 2 and Senate Amendment No. 3.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 447, Page 7, Section 161.243, Lines 1-23, by striking all of said section and inserting in lieu thereof the following:

"**161.243. 1. As used in this section, the following terms mean:**

(1) "Early childhood education services", programming or services intended to effect positive developmental changes in children prior to their entry into kindergarten;

(2) "Private entity", an entity that meets the definition of a licensed child care provider as defined in section 210.201, license exempt as defined in section 210.211, or that is unlicensed but is contracted with the department of elementary and secondary education.

2. Subject to appropriation, the department of elementary and secondary education shall provide grants directly to private entities for the provision of early childhood education services. The standards prescribed in section 161.213 shall be applicable to all private entities that receive these grant funds.".

Senate Amendment No. 2

AMEND Senate Substitute for House Bill No. 447, Page 15, Section 167.126, Line 130, by inserting after all of said line the following:

"173.280. 1. As used in this section, the following terms mean:

(1) **"Institutional marketing associate", any third party entity that enters into an agreement with a postsecondary educational institution or its intercollegiate athletics or sports program to market and/or promote the postsecondary educational institution or its intercollegiate athletics or sports program, or to**

otherwise act on behalf of the postsecondary educational institution or the postsecondary educational institution's intercollegiate athletics or sports program. This term does not include a regulatory body, postsecondary educational institution, postsecondary educational institution staff member, or their respective officers, directors, managers, owners, or employees;

(2) "Postsecondary educational institution", any campus of a public or private institution of higher education in this state that is subject to the coordinating board for higher education under section 173.005;

[~~(2)~~**] (3)** "Student athlete", an individual who **is eligible to participate in,** participates **in,** or has participated in an intercollegiate sport for a postsecondary educational institution. Student athlete shall not be construed to apply to an individual's participation in a college intramural sport or in a professional sport outside of intercollegiate athletics;

[~~(3)~~**] (4)** "Third party", any individual or entity, including any athlete agent, other than a postsecondary educational institution, athletic conference, or athletic association.

2. (1) No postsecondary educational institution shall uphold any rule, requirement, standard, or other limitation **of an athletic association or athletic conference** that prevents a student of that institution from fully participating in intercollegiate athletics without penalty and earning compensation as a result of the use of the student's name, image, likeness rights, or athletic reputation. A student athlete earning compensation from the use of a student's name, image, likeness rights, or athletic reputation shall not affect such student athlete's grant-in-aid or stipend eligibility, amount, duration, or renewal.

(2) No postsecondary educational institution shall interfere with or prevent a student from fully participating in intercollegiate athletics or obtaining professional representation in relation to contracts or legal matters **relating to earning compensation as a result of the use of the student athlete's name, image, likeness rights, or athletic reputation**, including, but not limited to, representation provided by athlete agents, financial advisors, or legal representation provided by attorneys.

3. A grant-in-aid or stipend from the postsecondary educational institution in which a student is enrolled shall not be construed to be compensation for use of the student's name, image, likeness rights, or athletic reputation for purposes of this section, and no grant-in-aid or stipend shall be revoked or reduced as a result of a student earning compensation under this section.

4. (1) No student athlete shall enter into an apparel, equipment, or beverage contract providing compensation to the athlete for use of the athlete's name, image, likeness rights, or athletic reputation if the contract requires the athlete to display a sponsor's apparel, equipment, or beverage or otherwise advertise for the sponsor during official team activities if such provisions are in conflict with a provision of the postsecondary **educational** institution's current licenses or contracts.

(2) (a) Except with the prior written consent of the student athlete's postsecondary educational institution, a student athlete shall not enter into a contract for compensation for the use of such student athlete's name, image, likeness rights, or athletic reputation, if such institution determines that a term of the contract conflicts with a term of a contract to which such institution is a party.

(b) A postsecondary educational institution or any officer, director, or employee of such institution, including but not limited to a coach, member of the coaching staff, or any individual associated with the **[**~~institutions~~**] institution's** athletic department, **[**~~may identify~~**] shall have the right to identify, create, facilitate, negotiate, support, enable,** or otherwise assist with opportunities for a student athlete to earn compensation from a third party**, including an institutional marketing associate,** for the use of the student athlete's name, image, likeness rights, or athletic reputation, provided that such individual shall not:

a. **[**~~Serve as the athlete's agent;~~

~~b.~~**]** Receive compensation from the student athlete or a third party for facilitating **[**~~or~~**],** enabling**, or assisting with** such opportunities;

[~~c.~~**] b.** Attempt to influence an athlete's choice of professional representation related to such opportunities; **or**

[~~d.~~**] c.** Attempt to reduce such athlete's opportunities from competing third parties**[**~~; or~~

~~e. Be present at any meeting between a student athlete and a third party who provides for a student athlete's compensation, where the student athlete's name, image, likeness rights, or athletic reputation contract for compensation is negotiated or completed~~**]**.

(c) The provisions of this section shall not be construed to qualify a student athlete as an employee of a postsecondary educational institution.

(3) Before any contract for compensation for the use of a student athlete's name, image, likeness rights, or athletic reputation**, or for professional representation,** is executed, and before any compensation is provided to the student athlete in advance of a contract, the student athlete shall disclose that contract to his or her postsecondary educational institution in a manner prescribed by such institution.

(4) A postsecondary educational institution or any officer, director, or employee of such institution **[**~~or entity~~**]** shall not compensate a student athlete, prospective student athlete, or the family of such individuals, **[**~~or cause compensation to be directed to a prospective student athlete, or the family of a student athlete or the family of a prospective student athlete,~~**]** for the use of such student athlete or prospective student athlete's name, image, likeness rights, or athletic reputation**, unless otherwise permitted by institutional policy and a collegiate athletics association that the postsecondary educational institution is a member of**.

(5) (a) As used in this subdivision, "unique identifier" means any of the following developed or adopted for marketing or promotional purposes by a postsecondary educational institution or a third party:

a. Seal;

b. Logo;

c. Emblem;

d. Motto;

e. Special symbol;

f. Institutional colors;

g. Modifier or descriptor;

h. Design;

i. Patentable or copyrightable item, material, or information; or

j. Other item, material, or information that identifies and is recognizable as unique to such postsecondary educational institution or third party.

(b) A postsecondary educational institution or a third party shall develop and adopt a process for granting to a student athlete, or to a third party for use with a student athlete, a license to use such institution's or third party's unique identifiers when earning or attempting to earn compensation from the use of such student athlete's name, image, likeness rights, or athletic reputation consistent with its policies regarding licensing of its unique identifiers.

(c) A postsecondary educational institution or a third party may charge a reasonable fee for a license to use a unique identifier under this subdivision.

(d) A postsecondary educational institution, or a third party, may impose requirements that a student athlete granted a license under this subdivision refrain from using such unique identifier in a manner that the institution in its sole discretion determines:

a. Is reasonably considered to be inconsistent with such institution's or third party's values or mission;

b. Adversely affects such institution's or third party's image;

c. Negatively impacts or inappropriately reflects upon the reputation or religious, moral, or ethical standards of such institution or third party;

d. Violates such institution's or third party's code of conduct or similar requirements; or

e. Conflicts with a provision of such institution's or third party's current licenses or contracts.

5. No contract of a postsecondary educational institution's athletic program shall prevent a student athlete from receiving compensation for using the student athlete's name, image, likeness rights, or athletic reputation for a commercial purpose when the athlete is not engaged in official mandatory team activities that are recorded in writing and can be made publicly available upon request.

6. (1) If a private postsecondary educational institution collects, retains, or maintains the terms of a student athlete's contract or proposed contract detailing compensation to such student athlete for the use of such student athlete's name, image, likeness, or athletic reputation, such postsecondary educational institution shall consider such contract terms to be student governed by the Family Education Rights and Privacy Act (FERPA).

(2) The terms of a contract or proposed contract detailing compensation to a student athlete for the use of such student athlete's name, image, likeness, or athletic reputation shall be deemed a closed record under chapter 610. A public postsecondary educational institution subject to this subsection may withhold or refuse to release or otherwise disclose such contract terms without seeking a formal opinion of the attorney general of this state as authorized in section 610.027.

7. (1) No compensation to a student athlete for earning or attempting to earn compensation from the use of such student athlete's name, image, likeness rights, or athletic reputation shall be conditioned on such student athlete's athletic performance. Those providing compensation to a student athlete for the use of his or her name, image, likeness rights, or athletic reputation shall have the right to condition payment of that compensation on a student athlete's attendance at a particular postsecondary educational institution.

(2) A charitable organization that qualifies as an exempt organization under 26 U.S.C. Section 501(c)(3), as amended, shall have the right to compensate a student athlete for the commercial use of the student athlete's name, image, likeness rights, or athletic reputation.

(3) Notwithstanding any rule of an athletic association, athletic conference, or any other organization with authority over varsity intercollegiate athletics, institutional marketing associates shall have the right to compensate a student athlete for the commercial use of the student athlete's name, image, likeness rights, or athletic reputation. This includes the right to compensate a student athlete for the commercial use of the student athlete's name, image, or likeness rights in connection with the promotion of athletic events in which the student athlete will or may participate, the promotion of the postsecondary educational institution the student athlete attends, and the promotion of the postsecondary educational institution's intercollegiate athletics or sports program. Further, an institutional marketing associate shall, in the event that a postsecondary educational institution or its intercollegiate athletics program affirmatively grants a request, have the right to utilize a postsecondary educational institution's, or the postsecondary educational institution's intercollegiate athletics program's, content creation and marketing capabilities in connection with services provided for the promotion of athletic events in which a student athlete will or may participate, the postsecondary educational institution, or the institution's intercollegiate athletics or sports program.

(4) Notwithstanding any rule of an athletic association, athletic conference, or any other organization with authority over varsity intercollegiate athletics, student athletes shall have the right to receive compensation from an institutional marketing associate for the commercial use of their name, image, likeness rights, or athletic reputation, in connection with, among other items, the promotion of athletic events in which the student athlete will or may participate, the promotion of the postsecondary educational institution the student athlete attends, and the promotion of the postsecondary educational institution's intercollegiate athletics or sports program.

[~~6.~~**] 8.** (1) Postsecondary educational institutions that enter into commercial agreements that directly or indirectly require the use of a student athlete's name, image, likeness, or athletic reputation shall **[**~~conduct a~~**] offer at least two workshops per calendar year that may include topics such as** financial **[**~~development program once per year for their athletes~~**] literacy, life skills, time management, and entrepreneurship. The workshops may not be offered in the same month and each workshop offered in a calendar year must be unique and not simply a repeat of the other workshop offered that year. The institution shall notify all student athletes of the sessions through the distribution of informational materials via email or other communication methods the institution regularly uses to communicate with student athletes**.

(2) **[**~~The financial development program~~**] The educational workshops** shall not include any marketing, advertising, referral, or solicitation by providers of financial products or services. **[**~~Such program shall, at a minimum, include information concerning financial aid, debt management, and a recommended budget for student athletes based on the current year's cost of attendance. The workshop shall also include information on time management skills necessary for success as a student athlete and available academic resources.~~**]**

[~~(3) Postsecondary educational institutions shall help distribute informational materials for such programs as needed.~~

~~(4) Postsecondary educational institutions shall inform their athletes of such program meetings and provide appropriate meeting space.~~

~~7. Student athlete representation shall be by attorneys or agents licensed by this state.~~**]**

9. An athletic association, athletic conference, or any other organization with authority over varsity intercollegiate athletics shall not, and shall not authorize its member institutions to:

(1) Prevent a student athlete from receiving compensation for the commercial use of the student athlete's name, image, likeness rights, or athletic reputation under this section;

(2) Penalize a student athlete for receiving compensation for the commercial use of the student athlete's name, image, likeness rights, or athletic reputation under this section;

(3) Prevent a postsecondary educational institution from participating in varsity intercollegiate athletics or otherwise penalize a postsecondary educational institution as a result of a student athlete's receipt of compensation for the student athlete's name, image, likeness rights, or athletic reputation under this section;

(4) Prevent a postsecondary educational institution from establishing agreements with a third party entity to act on its behalf to identify, facilitate, enable, or support student athlete name, image, and likeness activities;

(5) Entertain a complaint, open an investigation, or take any other adverse action against a postsecondary educational institution or any of its employees for engaging in any activity protected under this section;

(6) Penalize a postsecondary educational institution because an institutional marketing associate compensates a student athlete for use of his or her name, image, likeness rights, or athletic reputation, as protected under this section, or if a third party violates the collegiate athletic association's rules or regulations with regard to student athlete name, image, or likeness activities.

10. A student athlete shall have the right to obtain professional representation for the purpose of securing compensation for the use of his or her name, image, or likeness without penalty or resulting limitation on participating or effect on the student athlete's athletic grant-in-aid eligibility. Professional representation shall be by attorneys or agents licensed by this state. Any professional representation agreement shall be in writing, be executed by both parties, clearly describe the obligations of the parties, and outline fees for the professional representation.

[~~8.~~**] 11.** (1) Any student athlete may bring a civil action against third parties that violate this section **or that interfere with such student athlete's earning or attempting to earn compensation from the use of such student athlete's name, image, likeness rights, or athletic reputation** for appropriate injunctive relief or actual damages, or both. Such action shall be brought in the county where the violation occurred, or is about to occur, and the court shall award damages and court costs to a prevailing plaintiff.

(2) Student athletes bringing an action under this section shall not be deprived of any protections provided under law with respect to a controversy that arises and shall have the right to adjudicate claims that arise under this section.

[~~9.~~**] 12.** No legal settlement shall conflict with the provisions of this section.

[~~10.~~**] 13.** This section shall apply only to agreements or contracts entered into, modified, or renewed on or after August 28, 2021. Such agreements or contracts include, but are not limited to, the national letter of intent, an athlete's financial aid agreement, commercial contracts in the athlete group licensing market, and athletic conference or athletic association rules or bylaws.

14. No postsecondary educational institution's employees, including athletics coaching staff, shall be liable for any damages to a student athlete's ability to earn compensation for the use of the student athlete's name, image, or likeness resulting from decisions or actions routinely taken in the course of intercollegiate athletics.

15. This section does not affect the rights of student athletes under Title IX of the Education Amendments of 1971 (20 U.S.C. Section 1681 et seq.).

16. (1) A high school athlete who competes on an interscholastic athletic team in this state that is sponsored by a public school or by a private school whose students compete against a public school's students may earn or attempt to earn compensation from the use of such athlete's name, image, likeness rights, or athletic reputation as provided in this section, subject to the following:

(a) A high school athlete shall have the right to discuss earning or attempting to earn such compensation before signing an athletic letter of intent or other written agreement only when having discussions about potential enrollment with a postsecondary educational institution in this state; and

(b) A high school athlete shall have the right to earn or attempt to earn such compensation only after signing an athletic letter of intent or other written agreement to enroll in a postsecondary educational institution in this state.

(2) The discussion of, or earning or attempting to earn, compensation from the use of such high school athlete's name, image, likeness rights, or athletic reputation as provided in this section shall not be construed to be a violation of any rules and regulations a high school student and high schools are required to follow to maintain and protect a high school athlete's high school eligibility to participate in high school athletics in this state."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for House Bill No. 447, Page 7, Section 161.243, Line 23, by inserting after all of said line the following:

"**161.396. 1. This section shall be known and may be cited as the "Language Equality and Acquisition for Deaf Kids (LEAD-K) Act".**

2. As used in this section, the following terms mean:

(1) "ASL", American Sign Language as defined in section 209.285;

(2) "Credentialed teacher", a certificated teacher with a special education endorsement in deaf or hard-of-hearing education;

(3) "Department", the department of elementary and secondary education;

(4) "English", the English language including, but not limited to, spoken English, written English, and English with the use of visual supplements;

(5) "IEP", individualized education program;

(6) "IFSP", individualized family service plan;

(7) "Language", communication including, but not limited to, ASL and English;

(8) "Language developmental milestones", milestones of language development aligned with the existing state instrument used to meet the requirements of federal law for the assessment of children from birth to five years of age;

(9) "Parent", a parent, legal guardian, or other person having charge, custody, or control of the student.

3. The department shall select language developmental milestones from existing standardized norms as provided in subsection 6 of this section to develop a resource for use by parents to monitor and track expressive and receptive language acquisition and developmental stages toward ASL and English literacy of children who are deaf or hard of hearing. Such parent resource shall:

(1) Include the language developmental milestones selected under the process specified in subsection 6 of this section;

(2) Be appropriate for use, in both content and administration, with children who are deaf or hard of hearing and who use ASL, English, or both;

(3) Present the language developmental milestones in terms of typical development of all children by age range;

(4) Be written for clarity and ease of use by parents;

(5) Be aligned with the department's existing infant, toddler, and preschool guidelines; the existing instrument used to assess the development of children with disabilities under federal law; and state standards in English language arts;

(6) Make clear that parents have the right to select ASL, English, or both for a child's language acquisition and developmental milestones;

(7) Make clear that the parent resource is not a formal assessment of language and literacy development and that a parent's observations of a child may differ from formal assessment data presented at an IEP or IFSP meeting;

(8) Make clear that parents may bring the parent resource to an IEP or IFSP meeting for purposes of sharing observations about a child's development;

(9) Include fair, balanced, and comprehensive information about language and communication modes and about available services and programs; and

(10) Include informational resources from Missouri hospitals, as such term is defined in section 197.020, audiologists, otolaryngologists, and pediatricians.

4. The department shall select existing tools or assessments for educators that can be used to assess the language and literacy development of children who are deaf or hard of hearing. Such tools or assessments selected under this subsection:

(1) Shall be:

(a) In a format that shows stages of language development;

(b) Selected for use by educators to track the development of expressive and receptive language acquisition and developmental stages toward English literacy of children who are deaf or hard of hearing;

(c) Selected from existing instruments or assessments used to assess the development of all children from birth to five years of age; and

(d) Appropriate, in both content and administration, for use with children who are deaf or hard of hearing; and

(2) May:

(a) In addition to the assessment required by federal law, be used by the child's IEP or IFSP team, as applicable, to track the progress of the child who is deaf or hard of hearing and to establish or modify the child's IEP or IFSP; and

(b) Reflect the recommendations of the advisory committee established in this section.

5. (1) The department shall:

(a) Disseminate the parent resource developed under subsection 3 of this section to parents of children who are deaf or hard of hearing;

(b) Under federal law, disseminate the educator tools and assessments selected under subsection 4 of this section to local educational agencies for use in the development and modification of an IEP or IFSP; and

(c) Provide materials and training on the use of the parent resource to assist children who are deaf or hard of hearing in becoming linguistically ready for kindergarten using ASL, English, or both.

(2) If a child who is deaf or hard of hearing does not demonstrate progress in expressive and receptive language skills, as measured by one of the educator tools or assessments selected under subsection 4 of this section or by the existing instrument used to assess the development of children with disabilities under federal law, the child's IEP or IFSP team shall, as part of the process required by federal law, explain in detail the reasons the child is not progressing toward or meeting the language developmental milestones and shall recommend specific strategies, services, and programs that will be provided to assist with the child's success toward English literacy.

6. (1) Before March 1, 2024, the department shall provide the advisory committee established in this section with a list of existing language developmental milestones from existing standardized norms with any relevant information held by the department regarding those language developmental milestones for possible inclusion in the parent resource developed under subsection 3 of this section. The language developmental milestones shall be aligned to the department's existing infant, toddler, and preschool guidelines; the existing instrument used to assess the development of children with disabilities under federal law; and the state standards in English language arts.

(2) Before June 1, 2024, the advisory committee shall recommend language developmental milestones for selection under subsection 3 of this section.

(3) Before July 1, 2024, the department shall inform the advisory committee of which language developmental milestones the department selected.

7. (1) The commissioner of education shall, in consultation with the Missouri commission for the deaf and hard of hearing, establish an ad hoc advisory committee to solicit input from experts on the selection of language developmental milestones for children who are deaf or hard of hearing that are equivalent to milestones for children who are not deaf or hard of hearing for inclusion in the parent resource developed under subsection 3 of this section. The advisory committee may make recommendations on the selection and administration of the educator tools or assessments selected under subsection 4 of this section. The advisory committee may make recommendations on materials that are unbiased and comprehensive to add to the parent resource.

(2) The majority of the advisory committee's members shall be individuals who are deaf or hard of hearing. The advisory committee shall consist of parents, advocates, and professionals from the field of education for the deaf and hard of hearing and shall have a balance of members who personally, professionally, or parentally use ASL and English and members who personally, professionally, or parentally use only spoken English. The advisory committee shall consist of the following members:

(a) A credentialed teacher of the deaf who provides direct instruction in ASL;

(b) A credentialed teacher of the deaf who provides direct instruction in listening and spoken language;

(c) A credentialed teacher of the deaf who has expertise in curriculum development and instruction in ASL and English;

(d) A credentialed teacher of the deaf who has expertise in assessing language development both in ASL and English;

(e) A speech-language pathologist who has experience working with children from birth to five years of age who are deaf or hard of hearing and use listening and spoken language;

(f) A speech-language pathologist who has experience working with children from birth to five years of age who are deaf or hard of hearing and use ASL;

(g) A parent of a child who is deaf or hard of hearing who uses ASL;

(h) A parent of a child who is deaf or hard of hearing who uses listening and spoken language;

(i) A deaf or deaf-blind member of the community who uses ASL as the primary means of communication; or

(j) A deaf or deaf-blind member of the community who uses spoken language as the primary means of communication; and

(k) Seven members of the committee shall be ex officio members and shall be:

a. The executive director of the Missouri commission for the deaf and hard of hearing, or the director's designee;

b. The superintendent or assistant superintendent of the Missouri School for the Deaf, or the superintendent's designee;

c. A representative of the Missouri Association of the Deaf;

d. The person designated by the department of health and senior services to manage the Missouri newborn hearing screening program;

e. A coordinator of the First Steps early intervention program administered by the department, or such coordinator's designee;

f. The person designated by the department of elementary and secondary education's office of childhood to manage Missouri's early care & education connections; and

g. A representative of the department of elementary and secondary education's vocational rehabilitation program who works with individuals who are deaf or hard of hearing.

(3) The advisory committee may advise the department or the department's contractor on the content and administration of the existing instrument used to assess the development of children with disabilities under federal law, as used to assess the language and literacy development of children who are deaf or hard of hearing to ensure the appropriate use of such instrument with such children, and may make recommendations regarding future research to improve the measurement of progress in language and literacy of children who are deaf or hard of hearing.

8. For the 2024-25 school year and all subsequent school years, the department shall produce an annual report that is specific to language and literacy development of children who are deaf or hard of hearing including, but not limited to, children who are deaf or hard of hearing and have other disabilities, from birth to five years of age relative to peers who are not deaf or hard of hearing. The report shall use existing data reported in compliance with the federally required state performance plan on pupils with disabilities. The department shall make the report available on the department's website before August first of each school year.

9. All activities of the department in implementing this section shall be consistent with federal law regarding the education of children with disabilities and federal law regarding the privacy of pupil information.

10. For the purposes of developing and using language as described in paragraph (a) of subdivision (1) of subsection 4 of this section, for a child who is deaf or hard of hearing the following modes of communication may be used as a means for acquiring language:

(1) ASL services;

(2) Spoken language services;

(3) Dual-language services;

(4) Cued speech;

(5) Tactile sign as defined in section 209.285; and

(6) Any combination of subdivisions (1) to (5) of this subsection.

11. This section shall apply only to activities of the department relating to children from birth to five years of age.

12. Implementation of this section shall be subject to appropriations for purposes of this section.";

and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 417** entitled:

An act to repeal sections 160.2705, 160.2720, 160.2725, 191.500, 191.505, 191.510, 191.515, 191.520, 191.525, 191.530, 191.535, 191.540, 191.545, 191.550, 191.600, 191.828, 191.831, 335.200, 335.203, 335.212, 335.215, 335.218, 335.221, 335.224, 335.227, 335.230, 335.233, 335.236, 335.239, 335.242, 335.245, 335.248,

335.251, 335.254, 335.257, 340.341, 340.345, 340.381, 340.384, and 340.387, RSMo, and to enact in lieu thereof twenty-two new sections relating to creating incentives for the purpose of encouraging certain individuals to obtain employment-related skills, and an emergency clause for a certain section.

With Senate Amendment No. 1, Senate Amendment No. 2 and Senate Amendment No. 3.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 417, Page 10, Section 160.2725, Line 14, by inserting after all of said line the following:

"173.280. 1. As used in this section, the following terms mean:

(1) **"Institutional marketing associate", any third party entity that enters into an agreement with a postsecondary educational institution or its intercollegiate athletics or sports program to market and/or promote the postsecondary educational institution or its intercollegiate athletics or sports program, or to otherwise act on behalf of the postsecondary educational institution or the postsecondary educational institution's intercollegiate athletics or sports program. This term does not include a regulatory body, postsecondary educational institution, postsecondary educational institution staff member, or their respective officers, directors, managers, owners, or employees;**

(2) "Postsecondary educational institution", any campus of a public or private institution of higher education in this state that is subject to the coordinating board for higher education under section 173.005;

[~~(2)~~**] (3)** "Student athlete", an individual who **is eligible to participate in,** participates **in,** or has participated in an intercollegiate sport for a postsecondary educational institution. Student athlete shall not be construed to apply to an individual's participation in a college intramural sport or in a professional sport outside of intercollegiate athletics;

[~~(3)~~**] (4)** "Third party", any individual or entity, including any athlete agent, other than a postsecondary educational institution, athletic conference, or athletic association.

2. (1) No postsecondary educational institution shall uphold any rule, requirement, standard, or other limitation **of an athletic association or athletic conference** that prevents a student of that institution from fully participating in intercollegiate athletics without penalty and earning compensation as a result of the use of the student's name, image, likeness rights, or athletic reputation. A student athlete earning compensation from the use of a student's name, image, likeness rights, or athletic reputation shall not affect such student athlete's grant-in-aid or stipend eligibility, amount, duration, or renewal.

(2) No postsecondary educational institution shall interfere with or prevent a student from fully participating in intercollegiate athletics or obtaining professional representation in relation to contracts or legal matters **relating to earning compensation as a result of the use of the student athlete's name, image, likeness rights, or athletic reputation**, including, but not limited to, representation provided by athlete agents, financial advisors, or legal representation provided by attorneys.

3. A grant-in-aid or stipend from the postsecondary educational institution in which a student is enrolled shall not be construed to be compensation for use of the student's name, image, likeness rights, or athletic reputation for purposes of this section, and no grant-in-aid or stipend shall be revoked or reduced as a result of a student earning compensation under this section.

4. (1) No student athlete shall enter into an apparel, equipment, or beverage contract providing compensation to the athlete for use of the athlete's name, image, likeness rights, or athletic reputation if the contract requires the athlete to display a sponsor's apparel, equipment, or beverage or otherwise advertise for the sponsor during official team activities if such provisions are in conflict with a provision of the postsecondary **educational** institution's current licenses or contracts.

(2) (a) Except with the prior written consent of the student athlete's postsecondary educational institution, a student athlete shall not enter into a contract for compensation for the use of such student athlete's name, image, likeness rights, or athletic reputation, if such institution determines that a term of the contract conflicts with a term of a contract to which such institution is a party.

(b) A postsecondary educational institution or any officer, director, or employee of such institution, including but not limited to a coach, member of the coaching staff, or any individual associated with the **[**~~institutions~~**] institution's** athletic department, **[**~~may identify~~**] shall have the right to identify, create, facilitate,**

negotiate, support, enable, or otherwise assist with opportunities for a student athlete to earn compensation from a third party**, including an institutional marketing associate,** for the use of the student athlete's name, image, likeness rights, or athletic reputation, provided that such individual shall not:

a. **[**~~Serve as the athlete's agent;~~

~~b.~~**]** Receive compensation from the student athlete or a third party for facilitating **[**~~or~~**],** enabling**, or assisting with** such opportunities;

[~~c.~~**] b.** Attempt to influence an athlete's choice of professional representation related to such opportunities; **or**

[~~d.~~**] c.** Attempt to reduce such athlete's opportunities from competing third parties**[**~~; or~~

~~e. Be present at any meeting between a student athlete and a third party who provides for a student athlete's compensation, where the student athlete's name, image, likeness rights, or athletic reputation contract for compensation is negotiated or completed~~**]**.

(c) The provisions of this section shall not be construed to qualify a student athlete as an employee of a postsecondary educational institution.

(3) Before any contract for compensation for the use of a student athlete's name, image, likeness rights, or athletic reputation**, or for professional representation,** is executed, and before any compensation is provided to the student athlete in advance of a contract, the student athlete shall disclose that contract to his or her postsecondary educational institution in a manner prescribed by such institution.

(4) A postsecondary educational institution or any officer, director, or employee of such institution **[**~~or entity~~**]** shall not compensate a student athlete, prospective student athlete, or the family of such individuals, **[**~~or cause compensation to be directed to a prospective student athlete, or the family of a student athlete or the family of a prospective student athlete,~~**]** for the use of such student athlete or prospective student athlete's name, image, likeness rights, or athletic reputation**, unless otherwise permitted by institutional policy and a collegiate athletics association that the postsecondary educational institution is a member of**.

(5) (a) As used in this subdivision, "unique identifier" means any of the following developed or adopted for marketing or promotional purposes by a postsecondary educational institution or a third party:

a. Seal;

b. Logo;

c. Emblem;

d. Motto;

e. Special symbol;

f. Institutional colors;

g. Modifier or descriptor;

h. Design;

i. Patentable or copyrightable item, material, or information; or

j. Other item, material, or information that identifies and is recognizable as unique to such postsecondary educational institution or third party.

(b) A postsecondary educational institution or a third party shall develop and adopt a process for granting to a student athlete, or to a third party for use with a student athlete, a license to use such institution's or third party's unique identifiers when earning or attempting to earn compensation from the use of such student athlete's name, image, likeness rights, or athletic reputation consistent with its policies regarding licensing of its unique identifiers.

(c) A postsecondary educational institution or a third party may charge a reasonable fee for a license to use a unique identifier under this subdivision.

(d) A postsecondary educational institution, or a third party, may impose requirements that a student athlete granted a license under this subdivision refrain from using such unique identifier in a manner that the institution in its sole discretion determines:

a. Is reasonably considered to be inconsistent with such institution's or third party's values or mission;

b. Adversely affects such institution's or third party's image;

c. Negatively impacts or inappropriately reflects upon the reputation or religious, moral, or ethical standards of such institution or third party;

d. Violates such institution's or third party's code of conduct or similar requirements; or

e. Conflicts with a provision of such institution's or third party's current licenses or contracts.

5. No contract of a postsecondary educational institution's athletic program shall prevent a student athlete from receiving compensation for using the student athlete's name, image, likeness rights, or athletic reputation for a

commercial purpose when the athlete is not engaged in official mandatory team activities that are recorded in writing and can be made publicly available upon request.

6. (1) If a private postsecondary educational institution collects, retains, or maintains the terms of a student athlete's contract or proposed contract detailing compensation to such student athlete for the use of such student athlete's name, image, likeness, or athletic reputation, such postsecondary educational institution shall consider such contract terms to be student governed by the Family Education Rights and Privacy Act (FERPA).

(2) The terms of a contract or proposed contract detailing compensation to a student athlete for the use of such student athlete's name, image, likeness, or athletic reputation shall be deemed a closed record under chapter 610. A public postsecondary educational institution subject to this subsection may withhold or refuse to release or otherwise disclose such contract terms without seeking a formal opinion of the attorney general of this state as authorized in section 610.027.

7. (1) No compensation to a student athlete for earning or attempting to earn compensation from the use of such student athlete's name, image, likeness rights, or athletic reputation shall be conditioned on such student athlete's athletic performance. Those providing compensation to a student athlete for the use of his or her name, image, likeness rights, or athletic reputation shall have the right to condition payment of that compensation on a student athlete's attendance at a particular postsecondary educational institution.

(2) A charitable organization that qualifies as an exempt organization under 26 U.S.C. Section 501(c)(3), as amended, shall have the right to compensate a student athlete for the commercial use of the student athlete's name, image, likeness rights, or athletic reputation.

(3) Notwithstanding any rule of an athletic association, athletic conference, or any other organization with authority over varsity intercollegiate athletics, institutional marketing associates shall have the right to compensate a student athlete for the commercial use of the student athlete's name, image, likeness rights, or athletic reputation. This includes the right to compensate a student athlete for the commercial use of the student athlete's name, image, or likeness rights in connection with the promotion of athletic events in which the student athlete will or may participate, the promotion of the postsecondary educational institution the student athlete attends, and the promotion of the postsecondary educational institution's intercollegiate athletics or sports program. Further, an institutional marketing associate shall, in the event that a postsecondary educational institution or its intercollegiate athletics program affirmatively grants a request, have the right to utilize a postsecondary educational institution's, or the postsecondary educational institution's intercollegiate athletics program's, content creation and marketing capabilities in connection with services provided for the promotion of athletic events in which a student athlete will or may participate, the postsecondary educational institution, or the institution's intercollegiate athletics or sports program.

(4) Notwithstanding any rule of an athletic association, athletic conference, or any other organization with authority over varsity intercollegiate athletics, student athletes shall have the right to receive compensation from an institutional marketing associate for the commercial use of their name, image, likeness rights, or athletic reputation, in connection with, among other items, the promotion of athletic events in which the student athlete will or may participate, the promotion of the postsecondary educational institution the student athlete attends, and the promotion of the postsecondary educational institution's intercollegiate athletics or sports program.

[~~6.~~**] 8.** (1) Postsecondary educational institutions that enter into commercial agreements that directly or indirectly require the use of a student athlete's name, image, likeness, or athletic reputation shall **[**~~conduct a~~**] offer at least two workshops per calendar year that may include topics such as** financial **[**~~development program once per year for their athletes~~**] literacy, life skills, time management, and entrepreneurship. The workshops may not be offered in the same month and each workshop offered in a calendar year must be unique and not simply a repeat of the other workshop offered that year. The institution shall notify all student athletes of the sessions through the distribution of informational materials via email or other communication methods the institution regularly uses to communicate with student athletes**.

(2) **[**~~The financial development program~~**] The educational workshops** shall not include any marketing, advertising, referral, or solicitation by providers of financial products or services. **[**~~Such program shall, at a minimum, include information concerning financial aid, debt management, and a recommended budget for student athletes based on the current year's cost of attendance. The workshop shall also include information on time management skills necessary for success as a student athlete and available academic resources.~~**]**

[~~(3) Postsecondary educational institutions shall help distribute informational materials for such programs as needed.~~

~~(4) Postsecondary educational institutions shall inform their athletes of such program meetings and provide appropriate meeting space.~~

~~7.Student athlete representation shall be by attorneys or agents licensed by this state.~~ **]**

9. An athletic association, athletic conference, or any other organization with authority over varsity intercollegiate athletics shall not, and shall not authorize its member institutions to:

(1) Prevent a student athlete from receiving compensation for the commercial use of the student athlete's name, image, likeness rights, or athletic reputation under this section;

(2) Penalize a student athlete for receiving compensation for the commercial use of the student athlete's name, image, likeness rights, or athletic reputation under this section;

(3) Prevent a postsecondary educational institution from participating in varsity intercollegiate athletics or otherwise penalize a postsecondary educational institution as a result of a student athlete's receipt of compensation for the student athlete's name, image, likeness rights, or athletic reputation under this section;

(4) Prevent a postsecondary educational institution from establishing agreements with a third party entity to act on its behalf to identify, facilitate, enable, or support student athlete name, image, and likeness activities;

(5) Entertain a complaint, open an investigation, or take any other adverse action against a postsecondary educational institution or any of its employees for engaging in any activity protected under this section;

(6) Penalize a postsecondary educational institution because an institutional marketing associate compensates a student athlete for use of his or her name, image, likeness rights, or athletic reputation, as protected under this section, or if a third party violates the collegiate athletic association's rules or regulations with regard to student athlete name, image, or likeness activities.

10. A student athlete shall have the right to obtain professional representation for the purpose of securing compensation for the use of his or her name, image, or likeness without penalty or resulting limitation on participating or effect on the student athlete's athletic grant-in-aid eligibility. Professional representation shall be by attorneys or agents licensed by this state. Any professional representation agreement shall be in writing, be executed by both parties, clearly describe the obligations of the parties, and outline fees for the professional representation.

[~~8.~~**] 11.** (1) Any student athlete may bring a civil action against third parties that violate this section **or that interfere with such student athlete's earning or attempting to earn compensation from the use of such student athlete's name, image, likeness rights, or athletic reputation** for appropriate injunctive relief or actual damages, or both. Such action shall be brought in the county where the violation occurred, or is about to occur, and the court shall award damages and court costs to a prevailing plaintiff.

(2) Student athletes bringing an action under this section shall not be deprived of any protections provided under law with respect to a controversy that arises and shall have the right to adjudicate claims that arise under this section.

[~~9.~~**] 12.** No legal settlement shall conflict with the provisions of this section.

[~~10.~~**] 13.** This section shall apply only to agreements or contracts entered into, modified, or renewed on or after August 28, 2021. Such agreements or contracts include, but are not limited to, the national letter of intent, an athlete's financial aid agreement, commercial contracts in the athlete group licensing market, and athletic conference or athletic association rules or bylaws.

14. No postsecondary educational institution's employees, including athletics coaching staff, shall be liable for any damages to a student athlete's ability to earn compensation for the use of the student athlete's name, image, or likeness resulting from decisions or actions routinely taken in the course of intercollegiate athletics.

15. This section does not affect the rights of student athletes under Title IX of the Education Amendments of 1971 (20 U.S.C. Section 1681 et seq.).

16. (1) A high school athlete who competes on an interscholastic athletic team in this state that is sponsored by a public school or by a private school whose students compete against a public school's students may earn or attempt to earn compensation from the use of such athlete's name, image, likeness rights, or athletic reputation as provided in this section, subject to the following:

(a) A high school athlete shall have the right to discuss earning or attempting to earn such compensation before signing an athletic letter of intent or other written agreement only when having discussions about potential enrollment with a postsecondary educational institution in this state; and

(b) A high school athlete shall have the right to earn or attempt to earn such compensation only after signing an athletic letter of intent or other written agreement to enroll in a postsecondary educational institution in this state.

(2) The discussion of, or earning or attempting to earn, compensation from the use of such high school athlete's name, image, likeness rights, or athletic reputation as provided in this section shall not be construed to be a violation of any rules and regulations a high school student and high schools are required to follow to maintain and protect a high school athlete's high school eligibility to participate in high school athletics in this state."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 417, Pages 10-12, Section 191.430, by striking all of said section from the bill; and

Further amend said bill, Page 12, Section 191.435, by striking all of said section from the bill; and

Further amend said bill, Pages 12-13, Section 191.440, by striking all of said section from the bill; and

Further amend said bill, Pages 13-14, Section 191.445, by striking all of said section from the bill; and

Further amend said bill, Pages 14-15, Section 191.450, by striking all of said section from the bill; and

Further amend said bill, Page 19, Section 191.600, by striking all of said section from the bill; and

Further amend said bill, Pages 20-21, Section 191.828, by striking all of said section from the bill; and

Further amend said bill, Pages 21-23, Section 191.831, by striking all of said section from the bill; and

Further amend said bill, Pages 34-35, Section 191.500, by striking all of said section from the bill; and

Further amend said bill, Page 35, Section 191.505, by striking all of said section from the bill; and

Further amend said bill and page, Section 191.510, by striking all of said section from the bill; and

Further amend said bill and page, Section 191.515, by striking all of said section from the bill; and

Further amend said bill and page, Section 191.520, by striking all of said section from the bill; and

Further amend said bill, Pages 35-36, Section 191.525, by striking all of said section from the bill; and

Further amend said bill, Page 36, Section 191.530, by striking all of said section from the bill; and

Further amend said bill and page, Section 191.535, by striking all of said section from the bill; and

Further amend said bill and page, Section 191.540, by striking all of said section from the bill; and

Further amend said bill and page, Section 191.545, by striking all of said section from the bill; and

Further amend said bill and page, Section 191.550, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 417, Page 1, Section A, Line 12, by inserting after all of said line the following:

"**105.1600. 1. For the purposes of this section, the following terms mean:**

(1) "Applicant", any individual seeking gainful employment from a state agency;

(2) "Baseline requirement", the minimum skills, prior training, or prior experience required to satisfactorily perform the primary duties of a position;

(3) "Direct experience", any verifiable, previous work experience during which:

(a) The applicant's primary duties were consistent with the position currently sought; or

(b) The skills required to meet those primary duties are transferable to the position currently sought;

(4) "Hiring consideration", any and all of the following:

(a) A decision to move an applicant to a subsequent round in the hiring process;

(b) A decision to include the applicant on a list of applicants for consideration by another member of the employer's team;

(c) A decision to offer an applicant an interview;

(d) An interview held in good faith between the employer and the applicant; and

(e) A final offer of employment;

(5) "Postsecondary degree", an associate's, bachelor's, or graduate degree from an institution of higher education;

(6) "State agency", the same meaning as in section 36.020.

2. (1) For all hiring considerations, state agencies shall not deny consideration to an applicant solely on the basis of the applicant lacking a postsecondary degree.

(2) For all hiring considerations, state agencies shall determine baseline requirements for applicants.

(3) State agencies may include prior direct experience and particular certificates and courses as baseline requirements, but may not include a postsecondary degree as a baseline requirement.

3. This section shall not apply in the case of the following positions with a state agency:

(1) Those for which a clear demonstration is made that the duties of the position require a postsecondary degree. For such positions, the state agency shall dedicate a portion of the job posting to substantiating the necessity of a specific postsecondary degree, on the basis that:

(a) The postsecondary degree is the best measure to determine an applicant possesses specific skills; or

(b) The position requires advanced accreditation or licensure which is only available to holders of specific postsecondary degrees;

(2) Those for which a professional or occupational license is required pursuant to state law; and

(3) Any position as a director with a state agency.

4. Nothing in this section shall apply to appointments made or other positions hired by elected officials.

5. (1) This act shall be enforced by the department of labor and industrial relations. Applicants eliminated from hiring consideration solely because the applicant lacks a postsecondary degree may appeal this decision to the labor and industrial relations commission.

(2) Any person may report open positions with state agencies that require a postsecondary degree and fail to include an explanation as required pursuant to this section.

(3) If an appeal or report is substantiated, the labor and industrial relations commission shall require the state agency to reopen the hiring process, require the state agency to modify the job posting, and take other action as necessary to comply with this section."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SBs 45 & 90, as amended**, and has taken up and passed **CCS HCS SS SCS SBs 45 & 90**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 2** and has taken up and passed **CCS SS SCS HCS HB 2**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 3** and has taken up and passed **CCS SCS HCS HB 3**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 4** and has taken up and passed **CCS SCS HCS HB 4**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 5** and has taken up and passed **CCS SS SCS HCS HB 5**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 6** and has taken up and passed **CCS SCS HCS HB 6**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 7** and has taken up and passed **CCS SCS HCS HB 7**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 8** and has taken up and passed **CCS SS SCS HCS HB 8**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 9** and has taken up and passed **CCS SCS HCS HB 9**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 10** and has taken up and passed **CCS SCS HCS HB 10**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 11** and has taken up and passed **CCS SCS HCS HB 11**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 12** and has taken up and passed **CCS SS SCS HCS HB 12**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 13** and has taken up and passed **CCS SCS HCS HB 13**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 15** and has taken up and passed **CCS SCS HCS HB 15**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 17**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 18** entitled:

An act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 19** entitled:

An act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 20** entitled:

An act to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

In which the concurrence of the House is respectfully requested.

BILLS CARRYING REQUEST MESSAGES

HCS SB 109, as amended, relating to the department of natural resources, was taken up by Representative Knight.

Representative Knight moved that the House refuse to recede from its position on **HCS SB 109, as amended**, and grant the Senate a conference.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 18, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **SCS HCS HB 18** was adopted by the following vote:

AYES: 143

Adams	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Mayhew	McGaugh
McGirl	McMullen	Merideth	Murphy	Nickson-Clark
Nurrenbern	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Stacy	Steinhoff	Stephens

Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 018

Allen	Appelbaum	Bosley	Doll	Gray
Houx	Johnson 23	Matthiesen	Morse	Mosley
Myers	O'Donnell	Phifer	Proudie	Sauls
Schulte	Sharp 37	Sparks		

VACANCIES: 001

On motion of Representative Smith (163), **SCS HCS HB 18** was truly agreed to and finally passed by the following vote:

AYES: 144

Adams	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lonsdale	Lovasco	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
McMullen	Merideth	Mosley	Murphy	Nickson-Clark
Nurrenbern	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 001

Davis

PRESENT: 000

ABSENT WITH LEAVE: 017

Allen	Appelbaum	Doll	Francis	Gray
Houx	Johnson 23	Lewis 6	Matthiesen	Morse
Myers	O'Donnell	Phifer	Proudie	Schulte
Sharp 37	Sparks			

VACANCIES: 001

Speaker Plocher declared the bill passed.

SS SCS HCS HB 19, to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **SS SCS HCS HB 19** was adopted by the following vote:

AYES: 141

Adams	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Deaton
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Mackey	Mann	Marquart
Mayhew	McGaugh	McGirl	McMullen	Merideth
Mosley	Murphy	Nickson-Clark	Nurrenbern	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 004

Boyd	Davis	Lonsdale	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 017

Allen	Appelbaum	Collins	Doll	Gray
Houx	Johnson 23	Matthiesen	Morse	Myers
O'Donnell	Phifer	Proudie	Schulte	Sharp 37
Sparks	Stacy			

VACANCIES: 001

On motion of Representative Smith (163), **SS SCS HCS HB 19** was truly agreed to and finally passed by the following vote:

AYES: 142

Adams	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Ingle	Johnson 12	Jones	Justus	Kalberloh
Keathley	Kelley 127	Knight	Lavender	Lewis 25
Lewis 6	Mackey	Mann	Marquart	Mayhew
McGaugh	McGirl	McMullen	Merideth	Mosley
Murphy	Nickson-Clark	Nurrenbern	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 004

Boyd	Davis	Lonsdale	Lovasco

PRESENT: 000

ABSENT WITH LEAVE: 016

Allen	Appelbaum	Doll	Gray	Houx
Hurlbert	Johnson 23	Kelly 141	Matthiesen	Morse
Myers	O'Donnell	Phifer	Schulte	Sharp 37
Sparks				

VACANCIES: 001

Speaker Plocher declared the bill passed.

SS SCS HCS HB 20, to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **SS SCS HCS HB 20** was adopted by the following vote:

AYES: 142

Adams	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Mackey	Mann
Marquart	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Nickson-Clark	Nurrenbern
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schwadron	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 005

Boyd	Davis	Lonsdale	Lovasco	Seitz

PRESENT: 000

ABSENT WITH LEAVE: 015

Allen	Appelbaum	Doll	Gray	Houx
Johnson 23	Matthiesen	Morse	Myers	O'Donnell
Phifer	Schulte	Sharp 37	Sparks	Veit

VACANCIES: 001

On motion of Representative Smith (163), **SS SCS HCS HB 20** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Mackey	Mann
Marquart	Mayhew	McGaugh	McGirl	McMullen
Merideth	Mosley	Murphy	Nickson-Clark	Nurrenbern
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schwadron	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Wright	Young	Mr. Speaker		

NOES: 005

Boyd	Davis	Lonsdale	Lovasco	Seitz

PRESENT: 000

ABSENT WITH LEAVE: 014

Allen	Appelbaum	Doll	Gray	Houx
Johnson 23	Matthiesen	Morse	Myers	O'Donnell
Phifer	Schulte	Sharp 37	Sparks	

VACANCIES: 001

Speaker Plocher declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SB 109, as amended: Representatives Houx, Knight, Bromley, Weber and Young

COMMITTEE REPORTS

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SCS SBs 411 & 230**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (9): Baker, Hicks, Hudson, Lovasco, Matthiesen, McMullen, Myers, Reuter and Riley

Noes (4): Copeland, Justus, Merideth and Parker

Present (4): Crossley, Ealy, Ingle and Weber

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SBs 189, 36 & 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Copeland, Francis, Griffith, Haden and Myers

Noes (3): Bland Manlove, Mackey and Smith (46)

Absent (2): Baker and Houx

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 197**, begs leave to report it has examined the same and recommends that it **Do Not Pass** by the following vote:

Ayes (2): Hudson and Knight

Noes (6): Bosley, Buchheit-Courtway, Lavender, Owen, Schnelting and Unsicker

Absent (2): Burger and McGirl

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 6**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bosley, Buchheit-Courtway, Hudson, Knight, Lavender, Owen and Schnelting

Noes (0)

Absent (3): Burger, McGirl and Unsicker

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HCS HB 417, as amended - Fiscal Review
SS HB 447, as amended - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SBs 189, 36 & 37 - Fiscal Review

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 69 - Rules - Regulatory Oversight
HB 82 - Rules - Regulatory Oversight
HCS HB 127 - Rules - Administrative Oversight
HB 138 - Rules - Regulatory Oversight
HCS HB 175 - Rules - Administrative Oversight
HCS HB 247 - Rules - Legislative Oversight
HCS HB 346 - Rules - Regulatory Oversight
HCS HB 371 - Rules - Administrative Oversight
HB 405 - Rules - Administrative Oversight
HB 444 - Rules - Administrative Oversight
HB 453 - Rules - Legislative Oversight
HB 468 - Rules - Legislative Oversight
HB 531 - Rules - Legislative Oversight
HB 750 - Rules - Regulatory Oversight
HCS HB 773 - Rules - Legislative Oversight
HCS HB 776 - Rules - Administrative Oversight

HCS HB 835 - Rules - Regulatory Oversight
HCS HB 883 - Rules - Administrative Oversight
HB 1018 - Rules - Legislative Oversight
HCS HB 1163 - Rules - Regulatory Oversight
HB 1176 - Rules - Legislative Oversight
HB 1228 - Rules - Administrative Oversight

REFERRAL OF SENATE BILLS - RULES

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SBs 411 & 230 - Rules - Regulatory Oversight

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 28

The Conference Committee appointed on Senate Bill No. 28 with House Amendment Nos. 2, 3, 4, 5, 6, 7, and 8, House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9, House Substitute Amendment 1 for House Amendment No. 9 as amended, House Amendment No. 1 to House Amendment No. 10, House Amendment No. 10 as amended, House Amendment Nos. 1, 2 and 3 to House Amendment No. 11, and House Amendment No. 11 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 28, as amended;

2. That the Senate recede from its position on Senate Bill No. 28;

3. That the attached Conference Committee Substitute for Senate Bill No. 28 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Senator Justin Brown (16)	/s/ Representative Lane Roberts
/s/ Senator Mike Bernskoetter	/s/ Representative Chad Perkins
/s/ Senator Mike Cierpiot	/s/ Representative Ron Copeland
/s/ Senator Brian Williams	/s/ Representative Marlon Anderson
/s/ Senator Greg Razer	/s/ Representative Michael Burton

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILLS NOS. 45 & 90

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 45 & 90, with House Amendment Nos. 1 and 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment No. 1 to House Amendment No. 4, House Amendment No. 4 as amended, House Amendment Nos. 1 and 2 to House Amendment No. 5, House Amendment No. 5 as amended, House Amendment Nos. 1, 2, 3, and 4 to House Amendment No. 6, House Amendment No. 6 as amended, House Amendment Nos. 7, 8, 9, and 10, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 45 & 90, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 45 & 90;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 45 & 90 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Elaine Gannon
/s/ Senator Mary Elizabeth Coleman
/s/ Senator Holly Thompson Rehder
/s/ Senator Tracy McCreery
/s/ Senator Lauren Arthur

FOR THE HOUSE:

/s/ Representative Melanie Stinnett
/s/ Representative Hannah Kelly (141)
/s/ Representative Kent Haden
/s/ Representative Aaron Crossley
/s/ Representative Donna Baringer

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 127

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, with House Amendment Nos. 1 and 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment No. 4, House Amendment Nos. 1 and 2 to House Amendment No. 5, and House Amendment No. 5 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 127, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 127;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 127 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Holly Thompson Rehder
/s/ Senator Travis Fitzwater
/s/ Senator Jason Bean
/s/ Senator Steve Roberts
/s/ Senator Brian Williams

FOR THE HOUSE:

/s/ Representative Rick Francis
/s/ Representative Cyndi Buchheit-Courtway
Representative Justin Sparks
/s/ Representative Donna Baringer
/s/ Representative Eric Woods

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 139

The Conference Committee appointed on Senate Substitute for Senate Bill No. 139 with House Amendment Nos. 1, 2, 3, 4, 5, 6, and 7, House Amendment No. 1 to House Amendment No. 8, House Amendment No. 8 as amended, House Amendment No. 9, House Amendment Nos. 1 and 2 to House Amendment No. 11, House Amendment No. 11 as amended, House Amendment No. 1 to House Amendment No. 12, House Amendment No. 12 as amended, House Amendment Nos. 1 and 2 to House Amendment No. 13, House Amendment No. 13 as amended, and House Amendment Nos. 14, 15, and 16, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Substitute for Senate Bill No. 139, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 139;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Bill No. 139 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Senator Jason Bean	/s/ Representative Dave Griffith
/s/ Senator Denny Hoskins	/s/ Representative Mazzie Boyd
/s/ Senator Curtis Trent	/s/ Representative Brian Seitz
/s/ Senator Brian Williams	/s/ Representative David Tyson Smith (46)
/s/ Senator Greg Razer	/s/ Representative Chantelle Nickson-Clark

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 186

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 186, with House Amendment Nos. 1, 2, 3, 4, and 5, House Amendment Nos. 1, 2, 3, and 4 to House Amendment No. 6, House Amendment No. 6 as amended, House Amendment Nos. 7 and 8, House Amendment No. 1 to House Amendment No. 9, House Amendment No. 9 as amended, House Amendment Nos. 1, 2, and 3 to House Amendment No. 10, House Amendment No. 10 as amended, House Amendment Nos. 1, 2, and 3 to House Amendment No. 11, House Amendment No. 11 as amended, House Amendment No. 12, House Amendment Nos. 1, 2, 3, and 4 to House Amendment No. 13, House Amendment No. 13 as amended, House Amendment Nos. 14, 15, 16, and 17, House Amendment Nos. 1 and 2 to House Amendment No. 18, House Amendment No. 18 as amended, House Amendment No. 1 to House Amendment No. 19, House Amendment No. 19 as amended, and House Amendment Nos. 20, 21, 22, 23, 24, 25 and 26, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 186, as amended;

2. That the Senate recede from its position on Senate Bill No. 186;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 186 be Third Read and Finally Passed.

FOR THE SENATE:	FOR THE HOUSE:
/s/ Senator Justin Brown (16)	/s/ Representative Alex Riley
/s/ Senator Tony Luetkemeyer	/s/ Representative David Evans
/s/ Senator Curtis Trent	/s/ Representative Lane Roberts
/s/ Senator Doug Beck	/s/ Representative Kimberly-Ann Collins
/s/ Senator Karla May	/s/ Representative Robert Sauls

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SB 28, as amended - Fiscal Review
CCR HCS SS SCS SBs 45 & 90, as amended - Fiscal Review
CCR SS SCS SB 127, as amended - Fiscal Review
CCR SS SB 139, as amended - Fiscal Review
CCR HCS SB 186, as amended - Fiscal Review

BILLS DROPPED FROM INFORMAL CALENDAR

Pursuant to Rule 47, the following bills, having remained on the Informal Calendar for ten legislative days, were laid on the table and dropped from the Calendar: **HB 77**, **HCS HB 106**, **HCS HB 198**, **HB 232**, **HB 391**, **HCS HB 393**, **HB 440**, **HB 449**, **HCS HB 489**, **HCS HBs 502 & 887**, **HCS HB 515**, **HCS HB 536**, **HCS HB 633**, **HB 697**, **HB 734**, **HB 822**, **HB 823**, **HCS HB 881**, and **HB 891**.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 3:00 p.m., Monday, May 8, 2023.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS
Monday, May 8, 2023, 12:00 PM, House Hearing Room 4.
Discuss potential policy changes.
Location change.
CORRECTED

CONSENT AND HOUSE PROCEDURE
Tuesday, May 9, 2023, 2:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HR 1815
Executive session will be held: HR 1815
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW
Monday, May 8, 2023, 2:45 PM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

GENERAL LAWS
Tuesday, May 9, 2023, 2:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: SS SB 80, SS#2 SCS SB 88, SS SB 378

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Monday, May 8, 2023, 11:00 AM, Joint Hearing Room (117).
Department of Health and Senior Services rule proposal in Chapter 19 CSR 100-1.
A vote may be taken to hold a closed meeting pursuant to Section 610.021 (1) relating to communications between a public governmental body and its attorney.

LEGISLATIVE REVIEW
Monday, May 8, 2023, 12:00 PM, House Hearing Room 7.
Executive session will be held: HCS SS SB 138

RULES - ADMINISTRATIVE OVERSIGHT
Monday, May 8, 2023, 11:45 AM, House Hearing Room 4.
Executive session will be held: HCS SB 122, HCS SS SB 148, HCS HB 127, HCS HB 175, HCS HB 371, HB 405, HB 444, HCS HB 776, HCS HB 883, HB 1228
Executive session may be held on any matter referred to the committee.
Added HB 127, HB 175, HB 371, HB 405, HB 444, HB 776, HB 883, and HB 1228.
AMENDED

RULES - LEGISLATIVE OVERSIGHT
Monday, May 8, 2023, 2:30 PM, House Hearing Room 4.
Executive session will be held: HCS HB 247, HB 453, HB 468, HB 531, HCS HB 773, HB 1018, HB 1176
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-EIGHTH DAY, MONDAY, MAY 8, 2023

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992, with HA 1, pending - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 152 - Thomas

HB 369 - West
HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 876, 771, 676 & 551, (Fiscal Review 4/18/23) - Hurlbert
HB 246 - Hurlbert
HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HB 1208 - Casteel
HCS HB 48 - Haley
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 398 - Knight
SS SB 540 - Griffith
HCS SS SB 25 - McGirl
HCS SS SCS SB 40 - Veit
SS SCS SB 41 - Cook
SS SB 190 - Baker
HCS SB 275 - Atchison
HCS SS SCS SBs 189, 36 & 37, (Fiscal Review 5/5/23), E.C. - Evans

SENATE BILLS FOR THIRD READING - INFORMAL

HS HCS SS SCS SB 133, (Fiscal Review 5/2/23) - Baker
SS SCS SBs 167 & 171 - Mayhew
HCS SS SB 138, as amended (Legislative Review 5/4/23), E.C. - Kelly (141)
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli
HCS SS SCS SBs 56 & 61, as amended - Hovis
HCS SS SCS SB 92 - Houx
HCS SS SB 198 - Dinkins
HCS SS#3 SB 22, E.C. - Evans
HCS SS SB 23, E.C. - O'Donnell
HCS SS SB 181 - Knight

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS HB 447, as amended (Fiscal Review 5/5/23) - Davidson
SS SCS HCS HB 417, as amended (Fiscal Review 5/5/23), E.C. - Henderson

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 655, as amended (request Senate recede/grant conference) - Knight

BILLS IN CONFERENCE

CCR SS SCS HCS HBs 903, 465, 430 & 499, as amended (Fiscal Review 5/4/23), E.C. - Haffner
CCR SS SCS SB 127, with HA 1, HA 2, HA 1 HA 3, HA 3, as amended, HA 4, HA 1 HA 5, HA 2 HA 5, and HA 5, as amended (Fiscal Review 5/5/23) - Francis
CCR HCS SB 186, as amended (Fiscal Review 5/5/23) - Riley
HCS SS SB 222, as amended - Brown (16)
SS#3 HCS HJR 43 - Henderson
CCR SB 28, with HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 1 HSA 1 HA 9, HSA 1 HA 9, as amended, HA 1 HA 10, HA 10, as amended, HA 1 HA 11, HA 2 HA 11, HA 3 HA 11, and HA 11, as amended (Fiscal Review 5/5/23), E.C. - Roberts
CCR HCS SS SCS SBs 45 & 90, as amended (Fiscal Review 5/5/23), E.C. - Stinnett
HCS SB 247, as amended - Baker
CCR SS SB 139, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 1 HA 8, HA 8, as amended, HA 9, HA 1 HA 11, HA 2 HA 11, HA 11, as amended, HA 1 HA 12, HA 12, as amended, HA 1 HA 13, HA 2 HA 13, HA 13, as amended, HA 14, HA 15 and HA 16 (Fiscal Review 5/5/23) - Griffith
HCS SS SB 111, as amended - Griffith
HCS SS SCS SB 72, as amended - Christofanelli
SB 20, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 9, and HA 10 - Hovis
HS HCS SS#2 SCS SB 96, as amended - Baker
HCS SS SCS SB 157, as amended - Coleman
HCS SB 109, as amended - Houx

HOUSE RESOLUTIONS

HCS HR 12 - Owen

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)

SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTY-EIGHTH DAY, MONDAY, MAY 8, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Representative Dan Stacy.

Let's pray together.

Dear God, the Creator and Perfector of our souls, help each of us today to listen to You, to learn from You, and to follow Your guidance.

Help us to seek out Your will, Your ways, and Your purpose for each one of our lives. And help us find fulfillment in accomplishing that purpose.

Help us to be guided to the best methods and the best laws that can free Your Missouri citizens to fulfill the potential You have placed in each one of them.

Help us to model the behavior that would please You, that would help us listen and understand each other, that would help us serve each other, and that would guide our citizens into better relationships with each other and with You.

In the Name of Jesus, we pray.

And the House says, "AMEN!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-seventh day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SBs 45 & 90, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SBs 189, 36 & 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HS HCS SS#2 SCS SB 96, as amended**.

Senators: Koenig, Coleman, Trent, Beck, McCreery

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 157, as amended**.

Senators: Black, Thompson Rehder, Eslinger, Arthur, Beck

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SB 24, as amended**, and has taken up and passed **HCS SS SB 24, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 106, as amended**, and has taken up and passed **HCS SS SCS SB 106, as amended**.

Emergency clause adopted.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SBs 167 & 171, relating to medical requirements for commercial vehicle operators, was taken up by Representative Mayhew.

On motion of Representative Mayhew, the title of **SS SCS SBs 167 & 171** was agreed to.

On motion of Representative Mayhew, **SS SCS SBs 167 & 171** was truly agreed to and finally passed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett

Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Boggs	Bosley	Ealy	Johnson 23	Nickson-Clark
Sauls	Smith 163	Windham		

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 398, **SS SB 540** and **HCS SS SB 25** were placed on the Informal Calendar.

HCS SS SCS SB 40, relating to background checks, was taken up by Representative Veit.

On motion of Representative Veit, the title of **HCS SS SCS SB 40** was agreed to.

On motion of Representative Veit, **HCS SS SCS SB 40** was adopted.

On motion of Representative Veit, **HCS SS SCS SB 40** was read the third time and passed by the following vote:

AYES: 156

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Boggs	Bosley	Ealy	Johnson 23	Sauls
Windham				

VACANCIES: 001

Speaker Plocher declared the bill passed.

SS SCS SB 41, relating to the administration of medications by pharmacists, was placed on the Informal Calendar.

Representative Hudson assumed the Chair.

SS SB 190, relating to tax relief for seniors, was taken up by Representative Baker.

On motion of Representative Baker, the title of **SS SB 190** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Butz	Clemens	Collins	Crossley	Doll
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 007

Bland Manlove	Boggs	Bosley	Burton	Ealy
Sauls	Windham			

VACANCIES: 001

Speaker Plocher resumed the Chair.

On motion of Representative Baker, **SS SB 190** was truly agreed to and finally passed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 002

Bland Manlove	Phifer

PRESENT: 000

ABSENT WITH LEAVE: 006

Boggs	Bosley	Burton	Ealy	Sauls
Windham				

VACANCIES: 001

Speaker Plocher declared the bill passed.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice Chair Owen reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SB 28**, with **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9**, **House Substitute Amendment No. 1 for House Amendment No. 9, as amended**, **House Amendment No. 1 to House Amendment No. 10**, **House Amendment No. 10, as amended**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 3 to House Amendment No. 11**, and **House Amendment No. 11, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Houx

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SB 139**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 1 to House Amendment No. 8**, **House Amendment No. 8, as amended**, **House Amendment No. 9**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 11, as amended**, **House Amendment No. 1 to House Amendment No. 12**, **House Amendment No. 12, as amended**, **House Amendment No. 1 to House Amendment No. 13**, **House Amendment No. 2 to House Amendment No. 13**, **House Amendment No. 13, as amended**, **House Amendment No. 14**, **House Amendment No. 15**, and **House Amendment No. 16**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Houx

Committee on Legislative Review, Chairman Davidson reporting:

Mr. Speaker: Your Committee on Legislative Review, to which was committed **HCS SS SB 138, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass with House Substitute** by the following vote:

Ayes (8): Burger, Burnett, Crossley, Francis, Henderson, Ingle, Smith (155) and Veit

Noes (1): Davidson

Absent (1): Houx

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 127**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (1): Mackey

Absent (3): Baker, Bland Manlove and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 175**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (1): Mackey

Absent (3): Baker, Bland Manlove and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 405**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1228**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Houx

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 247**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Burger, Hudson, Knight and Owen

Noes (2): Lavender and Unsicker

Absent (4): Bosley, Buchheit-Courtway, McGirl and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 453**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Burger, Hudson, Knight, Lavender and Owen

Noes (0)

Present (1): Unsicker

Absent (4): Bosley, Buchheit-Courtway, McGirl and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 468**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Burger, Hudson, Knight, Lavender, McGirl and Owen

Noes (0)

Present (1): Unsicker

Absent (3): Bosley, Buchheit-Courtway and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 531**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (3): Bosley, Buchheit-Courtway and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 773**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (3): Bosley, Buchheit-Courtway and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1018**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Burger, Hudson, Knight, Lavender, McGirl and Owen

Noes (0)

Present (1): Unsicker

Absent (3): Bosley, Buchheit-Courtway and Schnelting

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1176**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Burger, Hudson, Knight, Lavender, McGirl, Owen and Unsicker

Noes (0)

Absent (3): Bosley, Buchheit-Courtway and Schnelting

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#2 SB 39 - Fiscal Review
HS HCS SS SB 138 - Fiscal Review

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS - RULES

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 10 - Rules - Administrative Oversight

REFERRAL OF HOUSE JOINT RESOLUTIONS - RULES

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 52 - Rules - Administrative Oversight

REFERRAL OF HOUSE BILLS - RULES

The following House Bills were referred to the Committee indicated:

HB 35 - Rules - Administrative Oversight
HCS HB 49 - Rules - Regulatory Oversight
HB 74 - Rules - Administrative Oversight
HB 96 - Rules - Legislative Oversight
HB 265 - Rules - Legislative Oversight
HB 278 - Rules - Administrative Oversight
HCS HB 296 - Rules - Legislative Oversight
HCS HB 527 - Rules - Legislative Oversight
HB 649 - Rules - Administrative Oversight
HCS HB 745 - Rules - Legislative Oversight
HB 747 - Rules - Legislative Oversight
HCS HB 755 - Rules - Legislative Oversight
HCS HB 801 - Rules - Legislative Oversight
HB 814 - Rules - Administrative Oversight
HB 867 - Rules - Administrative Oversight

HCS HB 912 - Rules - Legislative Oversight
HCS HB 928 - Rules - Regulatory Oversight
HB 1013 - Rules - Administrative Oversight
HCS HB 1017 - Rules - Regulatory Oversight
HCS HB 1049 - Rules - Administrative Oversight
HCS HB 1098 - Rules - Legislative Oversight
HB 1149 - Rules - Regulatory Oversight
HCS HB 1160 - Rules - Administrative Oversight
HB 1216 - Rules - Administrative Oversight
HB 1242 - Rules - Regulatory Oversight
HB 1245 - Rules - Legislative Oversight
HCS HB 1283 - Rules - Legislative Oversight
HB 1286 - Rules - Administrative Oversight
HCS HB 1293 - Rules - Regulatory Oversight
HCS HB 1302 - Rules - Legislative Oversight
HB 1340 - Rules - Administrative Oversight
HB 1345 - Rules - Administrative Oversight
HCS HB 1346 - Rules - Regulatory Oversight
HCS HB 1365 - Rules - Administrative Oversight
HB 1372 - Rules - Legislative Oversight
HB 1377 - Rules - Legislative Oversight
HCS HB 1378 - Rules - Regulatory Oversight
HB 1395 - Rules - Legislative Oversight
HB 1397 - Rules - Legislative Oversight

CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE NO. 3
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE JOINT RESOLUTION NO. 43

The Conference Committee appointed on Senate Substitute No. 3 for House Committee Substitute for House Joint Resolution No. 43 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute No. 3 for House Committee Substitute for House Joint Resolution No. 43;

2. That the House recede from its position on House Committee Substitute for House Joint Resolution No. 43;

3. That the attached Conference Committee Substitute for Senate Substitute No. 3 for House Committee Substitute for House Joint Resolution No. 43, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Mike Henderson
/s/ Representative Bill Falkner
/s/ Representative Rick Francis
Representative Steve Butz
Representative Robert Sauls

FOR THE SENATE:

/s/ Senator Sandy Crawford
/s/ Senator Mike Cierpiot
/s/ Senator Andrew Koenig
Senator Lauren Arthur
Senator Doug Beck

CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 20

The Conference Committee appointed on Senate Bill No. 20, with House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 20, as amended;

2. That the Senate recede from its position on Senate Bill No. 20;

3. That the attached Conference Committee Substitute for Senate Bill No. 20, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Mike Bernskoetter
/s/ Senator Rusty Black
/s/ Senator Jason Bean
/s/ Senator Doug Beck
/s/ Senator Tracy McCreery

FOR THE HOUSE:

/s/ Representative Barry Hovis
/s/ Representative Michael O'Donnell
/s/ Representative Richard West
/s/ Representative Richard Brown
/s/ Representative Doug Clemens

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS#3 HCS HJR 43 - Fiscal Review
CCR SB 20, as amended - Fiscal Review

BILLS DROPPED FROM INFORMAL CALENDAR

Pursuant to Rule 47, the following bills, having remained on the Informal Calendar for ten legislative days, were laid on the table and dropped from the Calendar: **HB 246** and **HCS HBs 876, 771, 676 & 551**.

The following members' presence was noted: Sauls and Windham.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Tuesday, May 9, 2023.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE
Tuesday, May 9, 2023, 2:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HR 1815
Executive session will be held: HR 1815
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS
Tuesday, May 9, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Executive session will be held: SCS SB 13

FISCAL REVIEW
Tuesday, May 9, 2023, 8:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

FISCAL REVIEW
Wednesday, May 10, 2023, 8:45 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Pending bill referral.
Room change.
CORRECTED

GENERAL LAWS
Tuesday, May 9, 2023, 2:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Executive session will be held: SS SB 80, SS#2 SCS SB 88, SS SB 378

JOINT COMMITTEE ON LEGISLATIVE RESEARCH
Wednesday, May 10, 2023, 8:00 AM, Joint Hearing Room (117).
Organizational meeting.
Some portions of the meeting may be closed pursuant to section 610.021.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT
Tuesday, May 9, 2023, 8:30 AM, Joint Hearing Room (117).
Pending application(s) for memorial highway and bridge designations and specialty license plates.

RULES - REGULATORY OVERSIGHT
Tuesday, May 9, 2023, 4:00 PM or upon adjournment (whichever is later), House Hearing Room 4.
Executive session will be held: HCS SS SCS SBs 411 & 230
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-NINTH DAY, TUESDAY, MAY 9, 2023

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992, with HA 1, pending - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 152 - Thomas
HB 369 - West
HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx

HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 367 - Seitz

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 349, (Fiscal Review 4/18/23) - Christofanelli
HCS HB 733 - Boggs
HCS HB 657 - Smith (155)
HB 1208 - Casteel
HCS HB 48 - Haley
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

HCS SB 275 - Atchison
HCS SS SCS SBs 189, 36 & 37, E.C. - Evans
SB 34 - Baker
SS#2 SB 39, (Fiscal Review 5/8/23) - Burger
SS#2 SCS SBs 49, 236 & 164 - Hudson
SS SB 227 - Evans

SENATE BILLS FOR THIRD READING - INFORMAL

HS HCS SS SCS SB 133, (Fiscal Review 5/2/23) - Baker
HS HCS SS SB 138, (Fiscal Review 5/8/23) - Kelly (141)
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli
HCS SS SCS SBs 56 & 61, as amended - Hovis
HCS SS SCS SB 92 - Houx
HCS SS SB 198 - Dinkins
HCS SS#3 SB 22, E.C. - Evans
HCS SS SB 23, E.C. - O'Donnell
HCS SS SB 181 - Knight
HCS SS SCS SB 398 - Knight
SS SB 540 - Griffith
HCS SS SB 25 - McGirl
SS SCS SB 41 - Cook

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS HB 447, as amended (Fiscal Review 5/5/23) - Davidson
SS SCS HCS HB 417, as amended (Fiscal Review 5/5/23), E.C. - Henderson

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 655, as amended (request Senate recede/grant conference) - Knight

BILLS IN CONFERENCE

CCR SS SCS HCS HBs 903, 465, 430 & 499, as amended (Fiscal Review 5/4/23), E.C. - Haffner
CCR SS SCS SB 127, with HA 1, HA 2, HA 1 HA 3, HA 3, as amended, HA 4, HA 1 HA 5, HA 2 HA 5, and HA 5, as amended (Fiscal Review 5/5/23) - Francis
CCR HCS SB 186, as amended (Fiscal Review 5/5/23) - Riley
HCS SS SB 222, as amended - Brown (16)

CCR SS#3 HCS HJR 43, (Fiscal Review 5/8/23) - Henderson
CCR SB 28, with HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 1 HSA 1 HA 9, HSA 1 HA 9, as amended, HA 1 HA 10, HA 10, as amended, HA 1 HA 11, HA 2 HA 11, HA 3 HA 11, and HA 11, as amended, E.C. - Roberts
CCR HCS SS SCS SBs 45 & 90, as amended, E.C. - Stinnett
HCS SB 247, as amended - Baker
CCR SS SB 139, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 1 HA 8, HA 8, as amended, HA 9, HA 1 HA 11, HA 2 HA 11, HA 11, as amended, HA 1 HA 12, HA 12, as amended, HA 1 HA 13, HA 2 HA 13, HA 13, as amended, HA 14, HA 15 and HA 16 - Griffith
HCS SS SB 111, as amended - Griffith
HCS SS SCS SB 72, as amended - Christofanelli
CCR SB 20, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 9, and HA 10 (Fiscal Review 5/8/23) - Hovis
HS HCS SS#2 SCS SB 96, as amended - Baker
HCS SS SCS SB 157, as amended - Coleman
HCS SB 109, as amended - Houx

HOUSE RESOLUTIONS

HCS HR 12 - Owen

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd GENERAL ASSEMBLY

SIXTY-NINTH DAY, TUESDAY, MAY 9, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Be kindly affectioned one to another with brotherly love; in honor preferring one another." (Romans 12:10)

Our Heavenly Shepherd, as we enter the gate of another day may it be in the belief that we are working for You and with our fellow Representatives on behalf of our beloved Missouri.

May Your spirit have full sway in our hearts and in the hearts of our people. Let discord and division be removed, all dissension and discrimination be erased. Make us mindful that we are dependent upon each other, that we need each other, and that we must learn to live together. Help us to respect the rights of others and then help others to respect our rights.

Above all, remind us that we are here only for a little while and one day will lay down our lives and stand before You. At that time may we be unafraid and unashamed because we have been faithful in our service and stewardship here in the People's House.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-eighth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS#3 HCS HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SB 39**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS SS SB 138**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Hudson, Owen and Pollitt

Noes (0)

Absent (1): Kelly (141)

Committee on Fiscal Review, Vice Chair Owen reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 417, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Houx

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#3 HCS HB 268** entitled:

An act to amend chapter 620, RSMo, by adding thereto seven new sections relating to the regulatory sandbox act.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, and Senate Amendment No. 5.

Senate Amendment No. 1

AMEND Senate Substitute No. 3 for House Committee Substitute for House Bill No. 268, Page 18, Section 135.1350, Line 168, by inserting after all of said line the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, **for all calendar years ending on or before December 31, 2023,** the assessor shall

annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. **Except as otherwise provided in subsection 3 of this section and section 137.078, for all calendar years beginning on or after January 1, 2024, the assessor shall annually assess all personal property at thirty-two and eight-tenths percent of its true value in money as of January first of each calendar year.** The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than two hundred hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

6. Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. **(1) To determine the true value in money for motor vehicles,** the assessor of each county and each city not within a county shall use the **[**~~trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.~~**]** **trade-in value published in the current or any of the three immediately previous years' October issue of a nationally recognized automotive trade publication selected by the state tax commission. The assessor shall not use a value that is greater than the average trade-in value for such motor vehicle in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than the average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor**

vehicle in such publication, the assessor shall use such information or publications which, in the assessor's judgment, will fairly estimate the true value in money of the motor vehicle.

(2) For all tax years beginning on or after January 1, 2025, the assessor shall apply the following depreciation schedule to the trade-in value of the motor vehicle as determined pursuant to subdivision (1) of this subsection:

Years since manufacture	**Percent Depreciation**
Current	**15**
1	**25**
2	**32.5**
3	**39.3**
4	**45.3**
5	**50.8**
6	**55.7**
7	**60.1**
8	**64.1**
9	**67.7**
10	**71**
11	**75.2**
12	**79.2**
13	**83.2**
14	**87.2**
15	**90**
Greater than 15	**Minimum value of $300**

Notwithstanding the provisions of this subdivision to the contrary, in no case shall the assessed value of a motor vehicle, as depreciated pursuant to this subdivision, be less than three hundred dollars.

(3) To implement the provisions of this subsection without large variations from the method in effect prior to January 1, 2024, the assessor shall assume that the last valuation tables used prior to October 1, 2024, are fair valuations and these valuations shall be depreciated from the table provided in subdivision (2) of this subsection until the end of their useful life. The state tax commission shall secure an annual appropriation from the general assembly for the publication used pursuant to subdivision (1) of this subsection. The state tax commission or the state of Missouri shall be the registered user of the publication with rights to allow all assessors access to the publication. The publication shall be available to all assessors by December fifteenth of each year.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, pursuant to subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection 11 of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

14. Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

15. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection 14 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

16. Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute No. 3 for House Committee Substitute for House Bill No. 268, Page 1, Section A, Line 7, by inserting after all of said line the following:

"32.115. 1. The department of revenue shall grant a tax credit, to be applied in the following order until used, against:

(1) The annual tax on gross premium receipts of insurance companies in chapter 148;

(2) The tax on banks determined pursuant to subdivision (2) of subsection 2 of section 148.030;

(3) The tax on banks determined in subdivision (1) of subsection 2 of section 148.030;

(4) The tax on other financial institutions in chapter 148;

(5) The corporation franchise tax in chapter 147;

(6) The state income tax in chapter 143; and

(7) The annual tax on gross receipts of express companies in chapter 153.

2. For proposals approved pursuant to section 32.110:

(1) The amount of the tax credit shall not exceed fifty percent of the total amount contributed during the taxable year by the business firm or, in the case of a financial institution, where applicable, during the relevant income period in programs approved pursuant to section 32.110;

(2) Except as provided in subsection 2 or 5 of this section, a tax credit of up to seventy percent may be allowed for contributions to programs where activities fall within the scope of special program priorities as defined with the approval of the governor in regulations promulgated by the director of the department of economic development;

(3) Except as provided in subsection 2 or 5 of this section, the tax credit allowed for contributions to programs located in any community shall be equal to seventy percent of the total amount contributed where such community is a city, town or village which has fifteen thousand or less inhabitants as of the last decennial census and is located in a county which is either located in:

(a) An area that is not part of a standard metropolitan statistical area;

(b) A standard metropolitan statistical area but such county has only one city, town or village which has more than fifteen thousand inhabitants; or

(c) A standard metropolitan statistical area and a substantial number of persons in such county derive their income from agriculture.

Such community may also be in an unincorporated area in such county as provided in subdivision (1), (2) or (3) of this subsection. Except in no case shall the total economic benefit of the combined federal and state tax savings to the taxpayer exceed the amount contributed by the taxpayer during the tax year;

(4) Such tax credit allocation, equal to seventy percent of the total amount contributed, shall not exceed four million dollars in fiscal year 1999 and six million dollars in fiscal year 2000 and any subsequent fiscal year. When the maximum dollar limit on the seventy percent tax credit allocation is committed, the tax credit allocation for such programs shall then be equal to fifty percent credit of the total amount contributed. Regulations establishing special program priorities are to be promulgated during the first month of each fiscal year and at such times during the year as the public interest dictates. Such credit shall not exceed two hundred and fifty thousand dollars annually except as provided in subdivision (5) of this subsection. No tax credit shall be approved for any bank, bank and trust company, insurance company, trust company, national bank, savings association, or building and loan association for activities that are a part of its normal course of business. Any tax credit not used in the period the contribution was made may be carried over the next five succeeding calendar or fiscal years until the full credit has been claimed. Except as otherwise provided for proposals approved pursuant to section 32.111, 32.112 or 32.117, in no event shall the total amount of all other tax credits allowed pursuant to sections 32.100 to 32.125 exceed thirty-two million dollars in any one fiscal year, of which six million shall be credits allowed pursuant to section 135.460. If six million dollars in credits are not approved, then the remaining credits may be used for programs approved pursuant to sections 32.100 to 32.125;

(5) The credit may exceed two hundred fifty thousand dollars annually and shall not be limited if community services, crime prevention, education, job training, physical revitalization or economic development, as defined by section 32.105, is rendered in an area defined by federal or state law as an impoverished, economically distressed, or blighted area or as a neighborhood experiencing problems endangering its existence as a viable and

stable neighborhood, or if the community services, crime prevention, education, job training, physical revitalization or economic development is limited to impoverished persons.

3. For proposals approved pursuant to section 32.111:

(1) The amount of the tax credit shall not exceed fifty-five percent of the total amount invested in affordable housing assistance activities or market rate housing in distressed communities as defined in section 135.530 by a business firm. Whenever such investment is made in the form of an equity investment or a loan, as opposed to a donation alone, tax credits may be claimed only where the loan or equity investment is accompanied by a donation which is eligible for federal income tax charitable deduction, and where the total value of the tax credits herein plus the value of the federal income tax charitable deduction is less than or equal to the value of the donation. Any tax credit not used in the period for which the credit was approved may be carried over the next ten succeeding calendar or fiscal years until the full credit has been allowed. If the affordable housing units or market rate housing units in distressed communities for which a tax is claimed are within a larger structure, parts of which are not the subject of a tax credit claim, then expenditures applicable to the entire structure shall be reduced on a prorated basis in proportion to the ratio of the number of square feet devoted to the affordable housing units or market rate housing units in distressed communities, for purposes of determining the amount of the tax credit. The total amount of tax credit granted for programs approved pursuant to section 32.111 for the fiscal year beginning July 1, 1991, shall not exceed two million dollars, to be increased by no more than two million dollars each succeeding fiscal year, until the total tax credits that may be approved reaches ten million dollars in any fiscal year;

(2) For any year during the compliance period indicated in the land use restriction agreement, the owner of the affordable housing rental units for which a credit is being claimed shall certify to the commission that all tenants renting claimed units are income eligible for affordable housing units and that the rentals for each claimed unit are in compliance with the provisions of sections 32.100 to 32.125. The commission is authorized, in its discretion, to audit the records and accounts of the owner to verify such certification;

(3) In the case of owner-occupied affordable housing units, the qualifying owner occupant shall, before the end of the first year in which credits are claimed, certify to the commission that the occupant is income eligible during the preceding two years, and at the time of the initial purchase contract, but not thereafter. The qualifying owner occupant shall further certify to the commission, before the end of the first year in which credits are claimed, that during the compliance period indicated in the land use restriction agreement, the cost of the affordable housing unit to the occupant for the claimed unit can reasonably be projected to be in compliance with the provisions of sections 32.100 to 32.125. Any succeeding owner occupant acquiring the affordable housing unit during the compliance period indicated in the land use restriction agreement shall make the same certification;

(4) If at any time during the compliance period the commission determines a project for which a proposal has been approved is not in compliance with the applicable provisions of sections 32.100 to 32.125 or rules promulgated therefor, the commission may within one hundred fifty days of notice to the owner either seek injunctive enforcement action against the owner, or seek legal damages against the owner representing the value of the tax credits, or foreclose on the lien in the land use restriction agreement, selling the project at a public sale, and paying to the owner the proceeds of the sale, less the costs of the sale and less the value of all tax credits allowed herein. The commission shall remit to the director of revenue the portion of the legal damages collected or the sale proceeds representing the value of the tax credits. However, except in the event of intentional fraud by the taxpayer, the proposal's certificate of eligibility for tax credits shall not be revoked.

4. For proposals approved pursuant to section 32.112, the amount of the tax credit shall not exceed fifty-five percent of the total amount contributed to a neighborhood organization by business firms. Any tax credit not used in the period for which the credit was approved may be carried over the next ten succeeding calendar or fiscal years until the full credit has been allowed. The total amount of tax credit granted for programs approved pursuant to section 32.112 shall not exceed one million dollars for each fiscal year. **For any fiscal year in which the total amount of tax credits authorized for programs approved pursuant to section 32.111 is less than ten million dollars, such amount not authorized may be authorized for programs approved pursuant to section 32.112 during the same fiscal year, provided that the total combined amount of tax credits for programs approved pursuant to sections 32.111 and 32.112 during the fiscal year does not exceed eleven million dollars.**

5. The total amount of tax credits used for market rate housing in distressed communities pursuant to sections 32.100 to 32.125 shall not exceed thirty percent of the total amount of all tax credits authorized pursuant to sections 32.111 and 32.112.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute No. 3 for House Committee Substitute for House Bill No. 268, Page 2, Section 34.195, Line 38, by inserting after all of said line the following:

"**37.1300. For the purposes of sections 37.1300 to 37.1330, the following terms mean:**

(1) "Council", the Missouri geospatial advisory council established in section 37.1310;

(2) "Geographic information system (GIS)", a computer system for capturing, storing, checking, and displaying data related to positions on the Earth's surface that enables easily seeing, analyzing, and understanding patterns and relationships;

(3) "Geospatial", relating to or denoting data that is associated with a particular location;

(4) "Missouri Spatial Data Information Service" or "MSDIS", Missouri's primary spatial data clearinghouse responsible for collecting and distributing vector data, aerial photography, and light detection and ranging elevation data that are generated, updated, and funded by state, local, and regional agencies and governments.

37.1310. There is hereby established within the office of administration the "Missouri Geospatial Advisory Council", which is charged with assisting and advising the state in ensuring the availability, implementation, and enhancement of a statewide geospatial data infrastructure common to all jurisdictions through research, planning, training, and education. The council shall represent all entities and jurisdictions before appropriate policy-making authorities and the general assembly and shall strive toward the immediate access to statewide geospatial data for all citizens of this state, especially life-safety entities, including Next Generation 911. The council shall be established within the office of the commissioner of administration.

37.1320. 1. The council shall consist of thirty-three members as follows:

(1) The commissioner of administration or the commissioner's designee;

(2) The director of the department of agriculture or the director's designee;

(3) The director of the department of conservation or the director's designee;

(4) The director of the department of economic development or the director's designee;

(5) The director of the department of elementary and secondary education or the director's designee;

(6) The director of the department of health and senior services or the director's designee;

(7) The director of the department of natural resources or the director's designee;

(8) The director of the department of the National Guard or the director's designee;

(9) The director of the department of public safety or the director's designee;

(10) The director of the department of revenue or the director's designee;

(11) The director of the department of social services or the director's designee;

(12) The director of the department of transportation or the director's designee;

(13) The director of the United States Geological Survey or the director's designee;

(14) The director of the United States Department of Agriculture – Natural Resources Conservation Service or the director's designee;

(15) The director of the Missouri 911 service board or the director's designee;

(16) The president of the University of Missouri system or the president's designee;

(17) The director of the Missouri Spatial Data Information Service or the director's designee;

(18) The director of the National Geospatial-Intelligence Agency West or the director's designee;

(19) One member of the house of the representatives appointed by the speaker of the house of representatives;

(20) One member of the senate appointed by the president pro tempore of the senate; and

(21) Thirteen citizens of Missouri appointed by the commissioner of the office of administration. Appointments under this subdivision shall provide for a geographic balance from within the state, representing both rural and urban areas, with at least one individual from each congressional district. These individuals shall represent city, county, and local government; the private sector, including small businesses; public safety; and academia.

2. Additional subject matter experts may participate in activities as non-council members.

3. Appointed members of the council shall serve three-year terms and shall serve until their successors are appointed. Vacancies on the council shall be filled in the same manner as the original appointment, and such member appointed shall serve the remainder of the unexpired term.

4. The council shall meet monthly and as otherwise required by the commissioner of the office of administration.

5. The council shall designate from its members a chair and chair-elect for one-year terms and shall adopt written guidelines to govern the management of the council.

6. Each member of the council shall serve without compensation but may be reimbursed for his or her actual and necessary expenses incurred in the performance of his or her duties as a member of the council.

7. The commissioner of the office of administration shall designate an employee of the office of administration as executive secretary for the council, who shall serve as a nonvoting member, shall maintain the records of the council's activities and decisions, and shall be responsible for correspondence between the council and other agencies.

8. (1) The council may apply for federal and state grant programs to sponsor and publish surveys of the condition and needs of geographic information in the state of Missouri and to solicit or develop proposals for projects to be carried out in the state for building and improving the state geospatial data infrastructure.

(2) The council may apply for federal and state grant programs and conduct other business as it relates to the development of the geospatial workforce within the state.

9. The council shall provide recommendations on budget and staffing needs as it relates to the development of geospatial-related projects and initiatives to the office of administration.

37.1330. The council shall have the following duties:

(1) To establish public and private partnerships throughout Missouri to maximize value, minimize cost, and avoid redundant activities in the development and implementation of geographic information systems;

(2) To foster efficient and secure methods for data sharing at all levels of government;

(3) To coordinate, review, and provide recommendations on geographic information systems programs and investments, and to provide assistance with dispute resolution among geographic systems partners;

(4) To continue to establish Missouri's leadership role in the national effort to improve capabilities for sharing geographic information and ideas with other states;

(5) To promote the use of geographic information systems technologies as tools for breaking through structural and administrative boundaries in order to collaborate on shared problems and enhance information analysis and decision-making processes within all levels of government;

(6) To provide input and recommendations for the development of a strategy for the maintenance and funding of a statewide base map and geographic information system;

(7) To work jointly with officials from other state agencies, organizations, and county, municipal, and tribal governments as well as with businesses and organizations in the private sector that are concerned with the efficient management of the state's geographic information systems resources;

(8) To recommend the development and adoption of policies and procedures related to geographic information and geographic information systems;

(9) To serve as the statewide governing body for sharing and managing geospatial framework data; and

(10) To provide oversight and guidance to the Missouri Spatial Data Information Service."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute No. 3 for House Committee Substitute for House Bill No. 268, Page 18, Section 135.1350, Line 168, by inserting after all of said line the following:

"442.404. 1. As used in this section, the following terms shall mean:

(1) "Homeowners' association", a nonprofit corporation or unincorporated association of homeowners created under a declaration to own and operate portions of a planned community or other residential subdivision that has the power under the declaration to assess association members to pay the costs and expenses incurred in the

performance of the association's obligations under the declaration or tenants-in-common with respect to the ownership of common ground or amenities of a planned community or other residential subdivision. This term shall not include a condominium unit owners' association as defined and provided for in subdivision (3) of section 448.1-103 or a residential cooperative;

(2) "Political signs", any fixed, ground-mounted display in support of or in opposition to a person seeking elected office or a ballot measure excluding any materials that may be attached;

(3) "Solar panel or solar collector", a device used to collect and convert solar energy into electricity or thermal energy, including but not limited to photovoltaic cells or panels, or solar thermal systems.

2. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of political signs.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of political signs.

(3) A homeowners' association may remove a political sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the political sign. Subject to the foregoing, a homeowners' association shall not remove a political sign from the property of a homeowner or impose any fine or penalty upon the homeowner unless it has given such homeowner three days after providing written notice to the homeowner, which notice shall specifically identify the rule and the nature of the violation.

3. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall limit or prohibit, or have the effect of limiting or prohibiting, the installation of solar panels or solar collectors on the rooftop of any property or structure.

(2) A homeowners' association may adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the placement of solar panels or solar collectors to the extent that those rules do not prevent the installation of the device, impair the functioning of the device, restrict the use of the device, or adversely affect the cost or efficiency of the device.

(3) The provisions of this subsection shall apply only with regard to rooftops that are owned, controlled, and maintained by the owner of the individual property or structure.

4. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of sale signs on the property of a homeowner or property owner including, but not limited to, any yard on the property, or nearby street corners.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of sale signs.

(3) A homeowners' association may remove a sale sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the sale sign. Subject to the foregoing, a homeowners' association shall not remove a sale sign from the property of a homeowner or property owner or impose any fine or penalty upon the homeowner or property owner unless it has given such homeowner or property owner three business days after the homeowner or property owner receives written notice from the homeowners' association, which notice shall specifically identify the rule and the nature of the alleged violation.

5. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting ownership or pasturing of up to six chickens on a lot that is two tenths of an acre or larger.

(2) A homeowners' association may adopt reasonable rules, subject to applicable statutes or ordinances, regarding ownership or pasturing of chickens, including a prohibition or restriction on ownership or pasturing of roosters."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute No. 3 for House Committee Substitute for House Bill No. 268, Page 35, Section 620.3530, Line 32, by striking "using" and inserting in lieu thereof the following:

"**in agreement with the department, that uses**"; and

Further amend said bill and section, Page 36, Lines 72-77, by striking all of said lines and inserting in lieu thereof the following:

"**leverage source.**".

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#3 HCS HB 268, as amended - Fiscal Review

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 417, as amended, relating to creating incentives for the purpose of encouraging certain individuals to obtain employment-related skills, was taken up by Representative Henderson.

On motion of Representative Henderson, **SS SCS HCS HB 417, as amended**, was adopted by the following vote:

AYES: 115

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Black
Boggs	Bonacker	Bosley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Casteel	Christ	Christofanelli
Clemens	Collins	Cook	Copeland	Crossley
Dinkins	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hein	Henderson	Hinman	Houx	Hovis
Hurlbert	Ingle	Johnson 12	Johnson 23	Justus
Kalberloh	Knight	Lavender	Lewis 6	Mackey
Mann	Marquart	Mayhew	McGaugh	McGirl
Merideth	Morse	Mosley	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Plank	Pollitt
Pouche	Proudie	Quade	Reedy	Reuter
Riggs	Riley	Roberts	Sassmann	Sauls
Schnelting	Schulte	Sharpe 4	Shields	Smith 155
Steinhoff	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 037

Allen	Baker	Billington	Boyd	Byrnes
Chappell	Coleman	Cupps	Davidson	Davis
Deaton	Doll	Gragg	Hausman	Hicks
Hudson	Jones	Keathley	Kelley 127	Kelly 141

Lewis 25	Lonsdale	Lovasco	Matthiesen	McMullen
Murphy	Phifer	Richey	Sander	Schwadron
Seitz	Smith 163	Sparks	Stacy	Titus
Toalson Reisch	West			

PRESENT: 001

Banderman

ABSENT WITH LEAVE: 009

Bland Manlove	Bromley	Brown 87	Diehl	Hardwick
Sharp 37	Smith 46	Stephens	Windham	

VACANCIES: 001

On motion of Representative Henderson, **SS SCS HCS HB 417, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 113

Adams	Amato	Anderson	Appelbaum	Atchison
Aune	Bangert	Baringer	Barnes	Black
Boggs	Bonacker	Bosley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Casteel	Christ	Clemens
Cook	Copeland	Crossley	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hein	Henderson
Hinman	Houx	Hovis	Hurlbert	Ingle
Johnson 12	Johnson 23	Justus	Kalberloh	Knight
Lavender	Lewis 6	Mackey	Mann	Marquart
McGaugh	McGirl	Merideth	Morse	Mosley
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Riggs	Riley	Roberts
Sassmann	Sauls	Schulte	Sharpe 4	Shields
Smith 155	Smith 46	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Wilson	Woods
Wright	Young	Mr. Speaker		

NOES: 041

Allen	Baker	Banderman	Billington	Boyd
Byrnes	Chappell	Christofanelli	Coleman	Cupps
Davidson	Davis	Deaton	Doll	Gragg
Hausman	Hicks	Hudson	Jones	Keathley
Kelley 127	Kelly 141	Lewis 25	Lonsdale	Lovasco
Matthiesen	Mayhew	McMullen	Murphy	Phifer
Richey	Sander	Schnelting	Schwadron	Seitz
Smith 163	Sparks	Stacy	Titus	Toalson Reisch
West				

PRESENT: 000

ABSENT WITH LEAVE: 008

Bland Manlove	Bromley	Brown 87	Collins	Diehl
Hardwick	Sharp 37	Windham		

VACANCIES: 001

Speaker Plocher declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 120

Allen	Amato	Anderson	Appelbaum	Atchison
Aune	Banderman	Bangert	Baringer	Barnes
Billington	Black	Boggs	Bosley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Casteel	Christ
Clemens	Cook	Crossley	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hein
Henderson	Hinman	Houx	Hovis	Hurlbert
Ingle	Johnson 12	Johnson 23	Justus	Kalberloh
Keathley	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Marquart	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Riggs
Riley	Roberts	Sassmann	Sauls	Schulte
Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 031

Adams	Baker	Bonacker	Boyd	Byrnes
Chappell	Christofanelli	Coleman	Davidson	Davis
Deaton	Gragg	Hausman	Hicks	Hudson
Jones	Kelley 127	Kelly 141	Lovasco	Matthiesen
Richey	Sander	Schnelting	Schwadron	Seitz
Smith 163	Sparks	Stacy	Titus	Toalson Reisch
West				

PRESENT: 002

Copeland	Cupps

ABSENT WITH LEAVE: 009

Bland Manlove	Bromley	Brown 87	Collins	Diehl
Hardwick	Murphy	Sharp 37	Windham	

VACANCIES: 001

BILLS IN CONFERENCE

CCR SS#3 HCS HJR 43, relating to procedures for ballot measures submitted to the voters, was taken up by Representative Henderson.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 87	Burnett	Burton
Butz	Collins	Crossley	Doll	Fogle
Fountain Henderson	Gray	Hein	Johnson 12	Johnson 23
Lavender	Lewis 25	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 008

Bland Manlove	Bosley	Brown 27	Christofanelli	Clemens
Ealy	Ingle	Mackey		

VACANCIES: 001

On motion of Representative Henderson, **CCR SS#3 HCS HJR 43** was adopted by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Schnelting
Schulte	Schwadron	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 050

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Boyd
Brown 87	Burnett	Burton	Butz	Collins
Crossley	Doll	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Proudie
Quade	Sauls	Seitz	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 004

Brown 27	Clemens	Ealy	Reuter

VACANCIES: 001

On motion of Representative Henderson, **CCS SS#3 HCS HJR 43** was read the third time and passed by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 055

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Boyd
Brown 27	Brown 87	Burnett	Burton	Butz
Clemens	Collins	Crossley	Doll	Ealy
Fogle	Fountain Henderson	Gray	Hardwick	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Reuter	Sauls	Seitz	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 000

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

Representative Hudson assumed the Chair.

HCS SS SB 198, relating to vulnerable persons, was taken up by Representative Dinkins.

On motion of Representative Dinkins, the title of **HCS SS SB 198** was agreed to.

Representative Dinkins offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 11, Section 190.600, Line 53, by deleting the words "or her" and inserting in lieu thereof the words "**[**~~or her~~**]**"; and

Further amend said bill, page and section, Line 59, by deleting the words "**or her**"; and

Further amend said bill, Page 12, Section 190.603, Line 8, by deleting the words "**or her**"; and

Further amend said bill, Page 14, Section 190.613, Line 12, by deleting the number "**190.615**" and inserting in lieu thereof the number "**190.621**"; and

Further amend said bill, Page 15, Section 191.240, Lines 5-20, by deleting all of said lines and inserting in lieu thereof the following:

"**2. A health care provider, or any student or trainee under the supervision of a health care provider, shall not knowingly perform a patient examination upon an anesthetized or unconscious patient in a health care facility unless:**

(1) The patient or a person authorized to make health care decisions for the patient has given specific informed consent to the patient examination for nonmedical purposes;

(2) The patient examination is necessary for diagnostic or treatment purposes;

(3) The collection of evidence through a forensic examination, as defined under subsection 8 of section 595.220, for a suspected sexual assault on the anesthetized or unconscious patient is necessary because the evidence will be lost or the patient is unable to give informed consent due to a medical condition; or

(4) Circumstances are present which imply consent, as described in section 431.063.

3. A health care provider shall notify a patient of any patient examination performed under subdivisions (2) to (4) of subsection 2 of this section if the patient is unable to give verbal or written consent.

4. A health care provider who violates the provisions of this section, or who supervises a student or trainee who violates the provisions of this section, shall be subject to discipline by any licensing board that licenses the health care provider."; and

Further amend said bill, Page 16, Section 191.1825, Line 15, by deleting the word "**forced**" and inserting in lieu thereof the word "**required**"; and

Further amend said bill, Pages 16-17, Section 191.1835, Lines 1-33, by deleting all of said section and lines and inserting in lieu thereof the following:

"**191.1835. 1. The medical university shall establish, with the advice of the advisory committee, a system for the collection and dissemination of information determining the incidence and prevalence of Parkinson's disease and parkinsonism.**

2. (1) Parkinson's disease and parkinsonism shall be designated as diseases required to be reported to the registry. Beginning August 28, 2024, all cases of Parkinson's disease and parkinsonism diagnosed or treated in this state shall be reported to the registry.

(2) Notwithstanding the provisions of subdivision (1) of this subsection to the contrary, the mere incidence of a patient with Parkinson's disease or parkinsonism shall be the sole required information for the registry for any patient who chooses not to participate as described in section 191.1825. No further data shall be reported to the registry for patients who choose not to participate.

3. The medical university may create, review, and revise a list of data points required to be collected as part of the mandated reporting of Parkinson's disease and parkinsonism under this section. Any such list shall include, but not be limited to, necessary triggering diagnostic conditions consistent with the latest International Statistical Classification of Diseases and Related Health Problems and resulting case data on issues including, but not limited to, diagnosis, treatment, and survival.

4. At least ninety days before reporting to the registry is required under this section, the medical university shall publish on its website a notice about the mandatory reporting of Parkinson's disease and parkinsonism and may also provide such notice to professional associations representing physicians, nurse practitioners, and hospitals.

5. Beginning August 28, 2024, any hospital, facility, physician, surgeon, physician assistant, or nurse practitioner diagnosing or responsible for providing primary treatment to patients with Parkinson's disease or patients with parkinsonism shall report each case of Parkinson's disease and each case of parkinsonism to the registry in a format prescribed by the medical university.

6. The medical university shall be authorized to enter into data-sharing contracts with data-reporting entities and their associated electronic medical record system vendors to securely and confidentially receive information related to Parkinson's disease testing, diagnosis, and treatment.

7. The medical university may implement and administer this section through a bulletin or similar instruction to providers without the need for regulatory action."; and

Further amend said bill, Page 18, Section 191.1845, Lines 1-31, by deleting all of said section and lines and inserting in lieu thereof the following:

"**191.1845. 1. Except as otherwise provided in sections 191.1820 to 191.1855, all information collected under sections 191.1820 to 191.1855 shall be confidential. For purposes of sections 191.1820 to 191.1855, this information shall be referred to as confidential information.**

2. To ensure privacy, the medical university shall use a coding system for the registry that removes any identifying information about patients.

3. Notwithstanding any other provision of law to the contrary, a disclosure authorized under sections 191.1820 to 191.1855 shall include only the information necessary for the stated purpose of the requested disclosure, shall be used for the approved purpose, and shall not be further disclosed.

4. Provided the security of confidential information has been documented, the furnishing of confidential information to the medical university or its authorized representatives in accordance with sections 191.1820 to 191.1855 shall not expose any person, agency, or entity furnishing the confidential information to liability and shall not be considered a waiver of any privilege or a violation of a confidential relationship.

5. The medical university shall maintain an accurate record of all persons given access to confidential information. The record shall include the name of the person authorizing access; the name, title, address, and organizational affiliation of the person given access; dates of access; and the specific purpose for which the confidential information is to be used. The record of access shall be open to public inspection during normal operating hours of the medical university.

6. (1) Notwithstanding any other provision of law to the contrary, confidential information shall not be available for subpoena and shall not be disclosed, discoverable, or compelled to be produced in any civil, criminal, administrative, or other proceeding. Confidential information shall not be deemed admissible as evidence in any civil, criminal, administrative, or other tribunal or court for any reason.

(2) The provisions of this subsection shall not be construed to prohibit the publication by the medical university of reports and statistical compilations that do not in any way identify individual cases or individual sources of information.

(3) Notwithstanding the restrictions in this subsection to the contrary, the individual to whom the information pertains shall have access to his or her own information."; and

Further amend said bill, Page 32, Section 210.1360, Lines 1-9, by deleting all of said section and lines and inserting in lieu thereof the following:

"**210.1360. 1. Any personally identifiable information regarding any child under eighteen years of age receiving child care from any provider or applying for or receiving any services through a state program shall not be subject to disclosure except as otherwise provided by law.**

2. This section shall not prohibit any state agency from disclosing personally identifiable information to governmental entities or its agents, vendors, grantees, and contractors in connection to matters relating to its official duties. The provisions of this section shall not apply to any state, county, or municipal law enforcement agency acting in its official capacity.

3. This section shall not prevent a parent or legal guardian from accessing the parent's or legal guardian's child's records."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 1** was adopted.

Representative Stinnett offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Section A, Line 4, by deleting the word "are" and inserting in lieu thereof the following:

"and section 192.530 as truly agreed to and finally passed by senate substitute for house bill no. 402, one hundred second general assembly, first regular session, are"; and

Further amend said bill, Page 52, Section 701.348, Line 5, by inserting after all of said section and line the following:

"**Section 1. The department of health and senior services shall include on its website an advance health care directive form and directions for completing such form as described in section 459.015. The department shall include a listing of possible uses for an advance health care directive, including to limit pain control to nonopioid measures.**

~~**[192.530. 1. As used in this section, the following terms mean:**~~

~~**(1) "Department", the department of health and senior services;**~~

~~**(2) "Health care provider", the same meaning given to the term in section 376.1350;**~~

~~**(3) "Voluntary nonopioid directive form", a form that may be used by a patient to deny or refuse the administration or prescription of a controlled substance containing an opioid by a health care provider.**~~

~~**2. In consultation with the board of registration for the healing arts and the board of pharmacy, the department shall develop and publish a uniform voluntary nonopioid directive form.**~~

~~**3. The voluntary nonopioid directive form developed by the department shall indicate to all prescribing health care providers that the named patient shall not be offered, prescribed, supplied with, or otherwise administered a controlled substance containing an opioid.**~~

~~**4. The voluntary nonopioid directive form shall be posted in a downloadable format on the department's publicly accessible website.**~~

~~**5. (1) A patient may execute and file a voluntary nonopioid directive form with a health care provider. Each health care provider shall sign and date the form in the presence of the patient as evidence of acceptance and shall provide a signed copy of the form to the patient.**~~

~~**(2) The patient executing and filing a voluntary nonopioid directive form with a health care provider shall sign and date the form in the presence of the health care provider or a designee of the health care provider. In the case of a patient who is unable to execute and file a voluntary nonopioid directive form, the patient may designate a duly authorized guardian or health care proxy to execute and file the form in accordance with subdivision (1) of this subsection.**~~

~~**(3) A patient may revoke the voluntary nonopioid directive form for any reason and may do so by written or oral means.**~~

~~**6. The department shall promulgate regulations for the implementation of the voluntary nonopioid directive form that shall include, but not be limited to:**~~

~~**(1) A standard method for the recording and transmission of the voluntary nonopioid directive form, which shall include verification by the patient's health care provider and shall comply with the written consent requirements of the Public Health Service Act, 42 U.S.C. Section 290dd-2(b), and 42 CFR Part 2, relating to confidentiality of alcohol and drug abuse patient records, provided that the voluntary nonopioid directive form shall also provide the basic procedures necessary to revoke the voluntary nonopioid directive form;**~~

~~**(2) Procedures to record the voluntary nonopioid directive form in the patient's medical record or, if available, the patient's interoperable electronic medical record;**~~

~~**(3) Requirements and procedures for a patient to appoint a duly authorized guardian or health care proxy to override a previously filed voluntary nonopioid directive form and circumstances under which an attending health care provider may override a previously filed voluntary nonopioid directive form based on documented medical judgment, which shall be recorded in the patient's medical record;**~~

~~**(4) Procedures to ensure that any recording, sharing, or distributing of data relative to the voluntary nonopioid directive form complies with all federal and state confidentiality laws; and**~~

~~**(5) Appropriate exemptions for health care providers and emergency medical personnel to prescribe or administer a controlled substance containing an opioid when, in their professional medical judgment, a controlled substance containing an opioid is necessary, or the provider and medical personnel are acting in good faith.**~~

~~**The department shall develop and publish guidelines on its publicly accessible website that shall address, at a minimum, the content of the regulations promulgated under this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.**~~

~~**7. A written prescription that is presented at an outpatient pharmacy or a prescription that is electronically transmitted to an outpatient pharmacy is presumed to be valid for the purposes of this section, and a pharmacist in an outpatient setting shall not be held in violation of this section for dispensing a controlled substance in contradiction to a voluntary nonopioid directive form, except upon evidence that the pharmacist acted knowingly against the voluntary nonopioid directive form.**~~

~~**8. (1) A health care provider or an employee of a health care provider acting in good faith shall not be subject to criminal or civil liability and shall not be considered to have engaged in unprofessional conduct for failing to offer or administer a prescription or medication order for a controlled substance containing an opioid under the voluntary nonopioid directive form.**~~

~~**(2) A person acting as a representative or an agent pursuant to a health care proxy shall not be subject to criminal or civil liability for making a decision under subdivision (3) of subsection 6 of this section in good faith.**~~

~~**(3) Notwithstanding any other provision of law, a professional licensing board, at its discretion, may limit, condition, or suspend the license of, or assess fines against, a health care provider who recklessly or negligently fails to comply with a patient's voluntary nonopioid directive form.]**~~"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stinnett, **House Amendment No. 2** was adopted.

Representative Henderson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 5, Section 136.055, Line 60, by inserting after said section and line the following:

"**161.244. 1. As used in this section, the following terms mean:**

(1) "Early childhood education services", programming or services intended to effect positive developmental changes in children prior to their entry into kindergarten;

(2) "Private entity", an entity that meets the definition of a licensed child care provider as defined in section 210.201, license exempt as described in section 210.211, or that is unlicensed but is contracted with the department of elementary and secondary education.

2. Subject to appropriation, the department of elementary and secondary education shall provide grants directly to private entities for the provision of early childhood education services. The standards prescribed in section 161.213 shall be applicable to all private entities that receive such grant moneys."; and

Further amend said bill, Page 21, Section 193.265, Line 81, by inserting after said section and line the following:

"197.020. 1. "Governmental unit" means any county, municipality or other political subdivision or any department, division, board or other agency of any of the foregoing.

2. "Hospital" means a place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment or care for not less than twenty-four consecutive hours in any week of three or more nonrelated individuals suffering from illness, disease, injury, deformity or other abnormal physical conditions; or a place devoted primarily to provide for not less than twenty-four consecutive hours in any week medical or nursing care for three or more nonrelated individuals. **The term "hospital" shall include a facility designated as a rural emergency hospital by the Centers for Medicare and Medicaid Services.** The term "hospital" does not include convalescent, nursing, shelter or boarding homes as defined in chapter 198.

3. "Person" means any individual, firm, partnership, corporation, company or association and the legal successors thereof.

205.565. The department of social services **and department of elementary and secondary education** may, subject to appropriation, use, administer and dispose of any gifts, grants, or in-kind services and may award grants to qualifying entities to carry out the caring communities program."; and

Further amend said bill, Page 49, Section 568.050, Line 27, by inserting after said section and line the following:

"595.209. 1. The following rights shall automatically be afforded to victims of dangerous felonies, as defined in section 556.061, victims of murder in the first degree, as defined in section 565.020, victims of voluntary manslaughter, as defined in section 565.023, victims of any offense under chapter 566, victims of an attempt to commit one of the preceding crimes, as defined in section 562.012, and victims of domestic assault, as defined in sections 565.072 to 565.076; and, upon written request, the following rights shall be afforded to victims of all other crimes and witnesses of crimes:

(1) For victims, the right to be present at all criminal justice proceedings at which the defendant has such right, including juvenile proceedings where the offense would have been a felony if committed by an adult, even if the victim is called to testify or may be called to testify as a witness in the case;

(2) For victims, the right to information about the crime, as provided for in subdivision (5) of this subsection;

(3) For victims and witnesses, to be informed, in a timely manner, by the prosecutor's office of the filing of charges, preliminary hearing dates, trial dates, continuances and the final disposition of the case. Final disposition information shall be provided within five days;

(4) For victims, the right to confer with and to be informed by the prosecutor regarding bail hearings, guilty pleas, pleas under chapter 552 or its successors, hearings, sentencing and probation revocation hearings and the right to be heard at such hearings, including juvenile proceedings, unless in the determination of the court the interests of justice require otherwise;

(5) The right to be informed by local law enforcement agencies, the appropriate juvenile authorities or the custodial authority of the following:

(a) The status of any case concerning a crime against the victim, including juvenile offenses;

(b) The right to be informed by local law enforcement agencies or the appropriate juvenile authorities of the availability of victim compensation assistance, assistance in obtaining documentation of the victim's losses, including, but not limited to and subject to existing law concerning protected information or closed records, access to copies of complete, unaltered, unedited investigation reports of motor vehicle, pedestrian, and other similar accidents upon request to the appropriate law enforcement agency by the victim or the victim's representative, and emergency crisis intervention services available in the community;

(c) Any release of such person on bond or for any other reason;

(d) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(6) For victims, the right to be informed by appropriate juvenile authorities of probation revocation hearings initiated by the juvenile authority and the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, the right to be informed by the board of probation and parole of probation revocation hearings initiated by the board and of parole hearings, the right to be present at each and every phase of parole hearings, the right to be heard at probation revocation and parole hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, and the right to have, upon written request of the victim, a partition set up in the probation or parole hearing room in such a way that the victim is shielded from the view of the probationer or parolee, and the right to be informed by the custodial mental health facility or agency thereof of any hearings for the release of a person committed pursuant to the provisions of chapter 552, the right to be present at such hearings, the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of personal appearance;

(7) For victims and witnesses, upon their written request, the right to be informed by the appropriate custodial authority, including any municipal detention facility, juvenile detention facility, county jail, correctional facility operated by the department of corrections, mental health facility, division of youth services or agency thereof if the offense would have been a felony if committed by an adult, postconviction or commitment pursuant to the provisions of chapter 552 of the following:

(a) The projected date of such person's release from confinement;

(b) Any release of such person on bond;

(c) Any release of such person on furlough, work release, trial release, electronic monitoring program, or to a community correctional facility or program or release for any other reason, in advance of such release;

(d) Any scheduled parole or release hearings, including hearings under section 217.362, regarding such person and any changes in the scheduling of such hearings. No such hearing shall be conducted without thirty days' advance notice;

(e) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(f) Any decision by a parole board, by a juvenile releasing authority or by a circuit court presiding over releases pursuant to the provisions of chapter 552, or by a circuit court presiding over releases under section 217.362, to release such person or any decision by the governor to commute the sentence of such person or pardon such person;

(g) Notification within thirty days of the death of such person;

(8) For witnesses who have been summoned by the prosecuting attorney and for victims, to be notified by the prosecuting attorney in a timely manner when a court proceeding will not go on as scheduled;

(9) For victims and witnesses, the right to reasonable protection from the defendant or any person acting on behalf of the defendant from harm and threats of harm arising out of their cooperation with law enforcement and prosecution efforts;

(10) For victims and witnesses, on charged cases or submitted cases where no charge decision has yet been made, to be informed by the prosecuting attorney of the status of the case and of the availability of victim

compensation assistance and of financial assistance and emergency and crisis intervention services available within the community and information relative to applying for such assistance or services, and of any final decision by the prosecuting attorney not to file charges;

(11) For victims, to be informed by the prosecuting attorney of the right to restitution which shall be enforceable in the same manner as any other cause of action as otherwise provided by law;

(12) For victims and witnesses, to be informed by the court and the prosecuting attorney of procedures to be followed in order to apply for and receive any witness fee to which they are entitled;

(13) When a victim's property is no longer needed for evidentiary reasons or needs to be retained pending an appeal, the prosecuting attorney or any law enforcement agency having possession of the property shall, upon request of the victim, return such property to the victim within five working days unless the property is contraband or subject to forfeiture proceedings, or provide written explanation of the reason why such property shall not be returned;

(14) An employer may not discharge or discipline any witness, victim or member of a victim's immediate family for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or for participating in the preparation of a criminal proceeding, or require any witness, victim, or member of a victim's immediate family to use vacation time, personal time, or sick leave for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or participating in the preparation of a criminal proceeding;

(15) For victims, to be provided with creditor intercession services by the prosecuting attorney if the victim is unable, as a result of the crime, temporarily to meet financial obligations;

(16) For victims and witnesses, the right to speedy disposition of their cases, and for victims, the right to speedy appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare such defendant's defense. The attorney general shall provide victims, upon their written request, case status information throughout the appellate process of their cases. The provisions of this subdivision shall apply only to proceedings involving the particular case to which the person is a victim or witness;

(17) For victims and witnesses, to be provided by the court, a secure waiting area during court proceedings and to receive notification of the date, time and location of any hearing conducted by the court for reconsideration of any sentence imposed, modification of such sentence or recall and release of any defendant from incarceration;

(18) For victims, the right to receive upon request from the department of corrections a photograph taken of the defendant prior to release from incarceration.

2. The provisions of subsection 1 of this section shall not be construed to imply any victim who is incarcerated by the department of corrections or any local law enforcement agency has a right to be released to attend any hearing or that the department of corrections or the local law enforcement agency has any duty to transport such incarcerated victim to any hearing.

3. Those persons entitled to notice of events pursuant to the provisions of subsection 1 of this section shall provide the appropriate person or agency with their current addresses**, electronic mail addresses,** and telephone numbers or the addresses**, electronic mail addresses,** or telephone numbers at which they wish notification to be given.

4. Notification by the appropriate person or agency utilizing the statewide automated crime victim notification system as established in section 650.310 shall constitute compliance with the victim notification requirement of this section. If notification utilizing the statewide automated crime victim notification system cannot be used, then written notification shall be sent by certified mail **or electronic mail** to the most current address **or electronic mail address** provided by the victim.

5. Victims' rights as established in Section 32 of Article I of the Missouri Constitution or the laws of this state pertaining to the rights of victims of crime shall be granted and enforced regardless of the desires of a defendant and no privileges of confidentiality shall exist in favor of the defendant to exclude victims or prevent their full participation in each and every phase of parole hearings or probation revocation hearings. The rights of the victims granted in this section are absolute and the policy of this state is that the victim's rights are paramount to the defendant's rights. The victim has an absolute right to be present at any hearing in which the defendant is present before a probation and parole hearing officer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 3** was adopted.

Representative Perkins offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 21, Section 208.072, Line 9, by inserting after all of said section and line the following:

"208.247. **[**~~1. Pursuant to the option granted the state by 21 U.S.C. Section 862a(d), an individual who has pled guilty or nolo contendere to or is found guilty under federal or state law of a felony involving possession or use of a controlled substance shall be exempt from the prohibition contained in 21 U.S.C. Section 862a(a) against eligibility for food stamp program benefits for such convictions, if such person, as determined by the department:~~

~~(1) Meets one of the following criteria:~~

~~(a) Is currently successfully participating in a substance abuse treatment program approved by the division of alcohol and drug abuse within the department of mental health; or~~

~~(b) Is currently accepted for treatment in and participating in a substance abuse treatment program approved by the division of alcohol and drug abuse, but is subject to a waiting list to receive available treatment, and the individual remains enrolled in the treatment program and enters the treatment program at the first available opportunity; or~~

~~(c) Has satisfactorily completed a substance abuse treatment program approved by the division of alcohol and drug abuse; or~~

~~(d) Is determined by a division of alcohol and drug abuse certified treatment provider not to need substance abuse treatment; and~~

~~(2) Is successfully complying with, or has already complied with, all obligations imposed by the court, the division of alcohol and drug abuse, and the division of probation and parole; and~~

~~(3) Does not plead guilty or nolo contendere to or is not found guilty of an additional controlled substance misdemeanor or felony offense after release from custody or, if not committed to custody, such person does not plead guilty or nolo contendere to or is not found guilty of an additional controlled substance misdemeanor or felony offense, within one year after the date of conviction. Such a plea or conviction within the first year after conviction shall immediately disqualify the person for the exemption; and~~

~~(4) Has demonstrated sobriety through voluntary urinalysis testing paid for by the participant.~~

~~2. Eligibility based upon the factors in subsection 1 of this section shall be based upon documentary or other evidence satisfactory to the department of social services, and the applicant shall meet all other factors for program eligibility.~~

~~3. The department of social services, in consultation with the division of alcohol and drug abuse, shall promulgate rules to carry out the provisions of this section including specifying criteria for determining active participation in and completion of a substance abuse treatment program.~~

~~4. The exemption under this section shall not apply to an individual who has pled guilty or nolo contendere to or is found guilty of two subsequent felony offenses involving possession or use of a controlled substance after the date of the first controlled substance felony conviction~~**] Pursuant to the option granted to the state under 21 U.S.C. Section 862a(d)(1), an individual convicted under federal or state law of a felony offense involving possession, distribution, or use of a controlled substance shall be exempt from the prohibition contained in 21 U.S.C. Section 862a(a) against eligibility for the supplemental nutrition assistance program for such convictions**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 4** was adopted.

Representative Copeland offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 1, Section A, Line 11, by inserting after said section and line the following:

"37.725. 1. Any files maintained by the advocate program shall be disclosed only at the discretion of the child advocate; except that the identity of any complainant or recipient shall not be disclosed by the office unless:

(1) The complainant or recipient, or the complainant's or recipient's legal representative, consents in writing to such disclosure; **[**~~or~~**]**

(2) Such disclosure is required by court order**; or**

(3) The disclosure is at the request of law enforcement as part of an investigation to ensure immediate child safety.

2. Any statement or communication made by the office relevant to a complaint received by, proceedings before, or activities of the office and any complaint or information made or provided in good faith by any person shall be absolutely privileged and such person shall be immune from suit.

3. Any representative of the office conducting or participating in any examination of a complaint who knowingly and willfully discloses to any person other than the office, or those persons authorized by the office to receive it, the name of any witness examined or any information obtained or given during such examination is guilty of a class A misdemeanor. However, the office conducting or participating in any examination of a complaint shall disclose the final result of the examination with the consent of the recipient.

4. The office shall not be required to testify in any court with respect to matters held to be confidential in this section except as the court may deem necessary to enforce the provisions of sections 37.700 to 37.730, or where otherwise required by court order."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Copeland, **House Amendment No. 5** was adopted.

Representative Parker offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 39, Section 302.181, Line 113, by inserting after all of said section and line the following:

"334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Collaborative practice arrangement", written agreements, jointly agreed upon protocols, or standing orders, all of which shall be in writing, for the delivery of health care services;

(5) "Department", the department of commerce and insurance or a designated agency thereof;

(6) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(7) "Physician assistant", a person who has graduated from a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant or its successor agency, prior to 2001, or the Committee on Allied Health Education and Accreditation or the Commission on Accreditation of Allied Health Education Programs, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(8) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749.

2. The scope of practice of a physician assistant shall consist only of the following services and procedures:

(1) Taking patient histories;

(2) Performing physical examinations of a patient;

(3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;

(4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a collaborating physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery; and

(9) Performing such other tasks not prohibited by law under the collaborative practice arrangement with a licensed physician as the physician assistant has been trained and is proficient to perform.

3. Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a collaborative practice arrangement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a collaborative practice arrangement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the collaborating physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the collaborating physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician collaboration or in any location where the collaborating physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with a third-party plan or the department of social services as a MO HealthNet or Medicaid provider while acting under a collaborative practice arrangement between the physician and physician assistant.

6. The licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, collaboration, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

8. A physician may enter into collaborative practice arrangements with physician assistants. Collaborative practice arrangements, which shall be in writing, may delegate to a physician assistant the authority to prescribe, administer, or dispense drugs and provide treatment which is within the skill, training, and competence of the physician assistant. Collaborative practice arrangements may delegate to a physician assistant, as defined in section 334.735, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone. Schedule III narcotic controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of a written arrangement, jointly agreed-upon protocols, or standing orders for the delivery of health care services.

9. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the physician assistant;

(2) A list of all other offices or locations, other than those listed in subdivision (1) of this subsection, where the collaborating physician has authorized the physician assistant to prescribe;

(3) A requirement that there shall be posted at every office where the physician assistant is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by a physician assistant and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the physician assistant;

(5) The manner of collaboration between the collaborating physician and the physician assistant, including how the collaborating physician and the physician assistant will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, as determined by the board of registration for the healing arts; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency of the collaborating physician;

(6) A list of all other written collaborative practice arrangements of the collaborating physician and the physician assistant;

(7) The duration of the written practice arrangement between the collaborating physician and the physician assistant;

(8) A description of the time and manner of the collaborating physician's review of the physician assistant's delivery of health care services. The description shall include provisions that the physician assistant shall submit a minimum of ten percent of the charts documenting the physician assistant's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days. Reviews may be conducted electronically;

(9) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the physician assistant prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (8) of this subsection; **[**~~and~~**]**

(10) A statement that no collaboration requirements in addition to the federal law shall be required for a physician-physician assistant team working in a certified community behavioral health clinic as defined by Pub.L. 113-93, or a rural health clinic under the federal Rural Health Services Act, Pub.L. 95-210, as amended, or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended**; and**

(11) If a collaborative practice arrangement is used in clinical situations where a physician assistant provides health care services that include the diagnosis and initiation of treatment for acutely or chronically ill or injured persons, then the collaborating physician or any other physician designated in the collaborative practice agreement shall be present for sufficient periods of time, at least once every two (2) weeks, except in extraordinary circumstances that shall be documented, to participate in such review and to provide necessary medical direction, medical services, consultations, and supervision of the health care staff.

10. The state board of registration for the healing arts under section 334.125 may promulgate rules regulating the use of collaborative practice arrangements.

11. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to a physician assistant, provided that the provisions of this section and the rules promulgated thereunder are satisfied.

12. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each physician assistant with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that the arrangements are carried out in compliance with this chapter.

13. The collaborating physician shall determine and document the completion of a period of time during which the physician assistant shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2009.

14. No contract or other arrangement shall require a physician to act as a collaborating physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant. No contract or other arrangement shall require any physician assistant to collaborate with any physician against the physician assistant's will. A physician assistant shall have the right to refuse to collaborate, without penalty, with a particular physician.

15. Physician assistants shall file with the board a copy of their collaborating physician form.

16. No physician shall be designated to serve as a collaborating physician for more than six full-time equivalent licensed physician assistants, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof. This limitation shall not apply to physician assistant collaborative practice arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104.

17. No arrangement made under this section shall supercede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital, as defined in section 197.020, if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Parker, **House Amendment No. 6** was adopted.

Representative Falkner offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 49, Section 568.050, Line 27, by inserting after all of said section and line the following:

"610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy

considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business;

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498; **[**~~and~~**]**

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account**; and**

(26) Any portion of a record that contains individually identifiable information of any person who registers for a recreational or social activity or event sponsored by a public governmental body, if such public governmental body is a city, town, or village."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Falkner, **House Amendment No. 7** was adopted.

Representative Smith (155) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 21, Section 193.265, Line 81, by inserting after all of said section and line the following:

"198.022. 1. Upon receipt of an application for a license to operate a facility, the department shall review the application, investigate the applicant and the statements sworn to in the application for license and conduct any necessary inspections. A license shall be issued if the following requirements are met:

(1) The statements in the application are true and correct;

(2) The facility and the operator are in substantial compliance with the provisions of sections 198.003 to 198.096 and the standards established thereunder;

(3) The applicant has the financial capacity to operate the facility;

(4) The administrator of an assisted living facility, a skilled nursing facility, or an intermediate care facility is currently licensed under the provisions of chapter 344;

(5) Neither the operator nor any principals in the operation of the facility have ever been convicted of a felony offense concerning the operation of a long-term health care facility or other health care facility or ever knowingly acted or knowingly failed to perform any duty which materially and adversely affected the health, safety, welfare or property of a resident, while acting in a management capacity. The operator of the facility or any principal in the operation of the facility shall not be under exclusion from participation in the Title XVIII (Medicare) or Title XIX (Medicaid) program of any state or territory;

(6) Neither the operator nor any principals involved in the operation of the facility have ever been convicted of a felony in any state or federal court arising out of conduct involving either management of a long-term care facility or the provision or receipt of health care;

(7) All fees due to the state have been paid.

2. Upon denial of any application for a license, the department shall so notify the applicant in writing, setting forth therein the reasons and grounds for denial.

3. The department may inspect any facility and any records and may make copies of records, at the facility, at the department's own expense, required to be maintained by sections 198.003 to 198.096 or by the rules and regulations promulgated thereunder at any time if a license has been issued to or an application for a license has been filed by the operator of such facility. Copies of any records requested by the department shall be prepared by the staff of such facility within two business days or as determined by the department. The department shall not remove or disassemble any medical record during any inspection of the facility, but may observe the photocopying or may make its own copies if the facility does not have the technology to make the copies. In accordance with the provisions of section 198.525, the department shall make at least one inspection per year, which shall be unannounced to the operator. The department may make such other inspections, announced or unannounced, as it deems necessary to carry out the provisions of sections 198.003 to 198.136.

4. Whenever the department has reasonable grounds to believe that a facility required to be licensed under sections 198.003 to 198.096 is operating without a license, and the department is not permitted access to inspect the facility, or when a licensed operator refuses to permit access to the department to inspect the facility, the department shall apply to the circuit court of the county in which the premises is located for an order authorizing entry for such inspection, and the court shall issue the order if it finds reasonable grounds for inspection or if it finds that a licensed operator has refused to permit the department access to inspect the facility.

5. Whenever the department is inspecting a facility in response to an application from an operator located outside of Missouri not previously licensed by the department, the department may request from the applicant the past five years compliance history of all facilities owned by the applicant located outside of this state.

6. If a licensee of a residential care facility or assisted living facility is accredited by a recognized accrediting entity, then the licensee may submit to the department documentation of the licensee's current accreditation status. If a licensee submits to the department documentation from a recognized accrediting entity that the licensee is in good standing, then the department shall not conduct an annual onsite inspection of the licensee; provided that if a licensee does not remain in good standing with a recognized accrediting entity, the department shall conduct an annual onsite inspection as required by law. Nothing in this subsection shall preclude the department from conducting inspections for alleged violations of standards or requirements contained within this chapter or any other applicable law or regulation. As used in this subsection, the term

"recognized accrediting entity" shall mean the Joint Commission or another nationally-recognized accrediting entity approved by the department that has specific residential care facility or assisted living facility program standards equivalent to the standards established by the department under this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Cook offered **House Amendment No. 1 to House Amendment No. 8**.

House Amendment No. 1
to
House Amendment No. 8

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 2, Line 32, by inserting after all of said section and line the following:

"Further amend said bill, Page 39, Section 302.181, Line 113, by inserting after all of said section and line the following:

"338.010. 1. The "practice of pharmacy" **[**~~means~~**] includes:**

(1) The interpretation, implementation, and evaluation of medical prescription orders, including any legend drugs under 21 U.S.C. Section 353**[**~~;~~**], and the** receipt, transmission, or handling of such orders or facilitating the dispensing of such orders;

(2) The designing, initiating, implementing, and monitoring of a medication therapeutic plan **[**~~as defined by the prescription order so long as the prescription order is specific to each patient for care by a pharmacist~~**] in accordance with the provisions of this section**;

(3) The compounding, dispensing, labeling, and administration of drugs and devices pursuant to medical prescription orders **[**~~and administration of viral influenza, pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, and meningitis vaccines by written protocol authorized by a physician for persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is higher, or the administration of pneumonia, shingles, hepatitis A, hepatitis B, diphtheria, tetanus, pertussis, meningitis, and viral influenza vaccines by written protocol authorized by a physician for a specific patient as authorized by rule~~**]**;

(4) The ordering and administration of vaccines approved or authorized by the U.S. Food and Drug Administration, excluding vaccines for cholera, monkeypox, Japanese encephalitis, typhoid, rabies, yellow fever, tick-borne encephalitis, anthrax, tuberculosis, dengue, Hib, polio, rotavirus, smallpox, and any vaccine approved after January 1, 2023, to persons at least seven years of age or the age recommended by the Centers for Disease Control and Prevention, whichever is older, pursuant to joint promulgation of rules established by the board of pharmacy and the state board of registration for the healing arts unless rules are established under a state of emergency as described in section 44.100;

(5) The participation in drug selection according to state law and participation in drug utilization reviews;

(6) The proper and safe storage of drugs and devices and the maintenance of proper records thereof;

(7) Consultation with patients and other health care practitioners, and veterinarians and their clients about legend drugs, about the safe and effective use of drugs and devices;

(8) The prescribing and dispensing of any nicotine replacement therapy product under section 338.665;

(9) The dispensing of HIV postexposure prophylaxis pursuant to section 338.730; and

(10) The offering or performing of those acts, services, operations, or transactions necessary in the conduct, operation, management and control of a pharmacy.

2. No person shall engage in the practice of pharmacy unless he or she is licensed under the provisions of this chapter.

3. This chapter shall not be construed to prohibit the use of auxiliary personnel under the direct supervision of a pharmacist from assisting the pharmacist in any of his or her duties. This assistance in no way is intended to relieve the pharmacist from his or her responsibilities for compliance with this chapter and he or she will be responsible for the actions of the auxiliary personnel acting in his or her assistance.

4. This chapter shall **[**~~also~~**]** not be construed to prohibit or interfere with any legally registered practitioner of medicine, dentistry, or podiatry, or veterinary medicine only for use in animals, or the practice of optometry in accordance with and as provided in sections 195.070 and 336.220 in the compounding, administering, prescribing, or dispensing of his or her own prescriptions.

[~~2. Any pharmacist who accepts a prescription order for a medication therapeutic plan shall have a written protocol from the physician who refers the patient for medication therapy services.~~**] 5. A pharmacist with a certificate of medication therapeutic plan authority may provide medication therapy services pursuant to a written protocol from a physician licensed under chapter 334 to patients who have established a physician-patient relationship, as described in subdivision (1) of subsection 1 of section 191.1146, with the protocol physician.** The written protocol **[**~~and the prescription order for a medication therapeutic plan~~**] authorized by this section** shall come **only** from the physician **[**~~only,~~**]** and shall not come from a nurse engaged in a collaborative practice arrangement under section 334.104, or from a physician assistant engaged in a collaborative practice arrangement under section 334.735.

[~~3.~~**] 6.** Nothing in this section shall be construed as to prevent any person, firm or corporation from owning a pharmacy regulated by sections 338.210 to 338.315, provided that a licensed pharmacist is in charge of such pharmacy.

[~~4.~~**] 7.** Nothing in this section shall be construed to apply to or interfere with the sale of nonprescription drugs and the ordinary household remedies and such drugs or medicines as are normally sold by those engaged in the sale of general merchandise.

[~~5.~~**] 8.** No health carrier as defined in chapter 376 shall require any physician with which they contract to enter into a written protocol with a pharmacist for medication therapeutic services.

[~~6.~~**] 9.** This section shall not be construed to allow a pharmacist to diagnose or independently prescribe pharmaceuticals.

[~~7.~~**] 10.** The state board of registration for the healing arts, under section 334.125, and the state board of pharmacy, under section 338.140, shall jointly promulgate rules regulating the use of protocols **[**~~for prescription orders~~**]** for medication therapy services **[**~~and administration of viral influenza vaccines~~**]**. Such rules shall require protocols to include provisions allowing for timely communication between the pharmacist and the **[**~~referring~~**] protocol** physician **or similar body authorized by this section**, and any other patient protection provisions deemed appropriate by both boards. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither board shall separately promulgate rules regulating the use of protocols for **[**~~prescription orders for~~**]** medication therapy services **[**~~and administration of viral influenza vaccines~~**]**. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

[~~8.~~**] 11.** The state board of pharmacy may grant a certificate of medication therapeutic plan authority to a licensed pharmacist who submits proof of successful completion of a board-approved course of academic clinical study beyond a bachelor of science in pharmacy, including but not limited to clinical assessment skills, from a nationally accredited college or university, or a certification of equivalence issued by a nationally recognized professional organization and approved by the board of pharmacy.

[~~9.~~**] 12.** Any pharmacist who has received a certificate of medication therapeutic plan authority may engage in the designing, initiating, implementing, and monitoring of a medication therapeutic plan as defined by a **[**~~prescription order~~**] written protocol** from a physician that **[**~~is~~**] may be** specific to each patient for care by a pharmacist.

[~~10.~~**] 13.** Nothing in this section shall be construed to allow a pharmacist to make a therapeutic substitution of a pharmaceutical prescribed by a physician unless authorized by the written protocol or the physician's prescription order.

[~~11.~~**] 14.** "Veterinarian", "doctor of veterinary medicine", "practitioner of veterinary medicine", "DVM", "VMD", "BVSe", "BVMS", "BSe (Vet Science)", "VMB", "MRCVS", or an equivalent title means a person who has received a doctor's degree in veterinary medicine from an accredited school of veterinary medicine or holds an Educational Commission for Foreign Veterinary Graduates (EDFVG) certificate issued by the American Veterinary Medical Association (AVMA).

[~~12.~~**] 15.** In addition to other requirements established by the joint promulgation of rules by the board of pharmacy and the state board of registration for the healing arts:

(1) A pharmacist shall administer vaccines by protocol in accordance with treatment guidelines established by the Centers for Disease Control and Prevention (CDC);

(2) A pharmacist who is administering a vaccine shall request a patient to remain in the pharmacy a safe amount of time after administering the vaccine to observe any adverse reactions. Such pharmacist shall have adopted emergency treatment protocols;

[~~(3)~~**] 16.** In addition to other requirements by the board, a pharmacist shall receive additional training as required by the board and evidenced by receiving a certificate from the board upon completion, and shall display the certification in his or her pharmacy where vaccines are delivered.

[~~13.~~**] 17.** A pharmacist shall inform the patient that the administration of **[**~~the~~**] a** vaccine will be entered into the ShowMeVax system, as administered by the department of health and senior services. The patient shall attest to the inclusion of such information in the system by signing a form provided by the pharmacist. If the patient indicates that he or she does not want such information entered into the ShowMeVax system, the pharmacist shall provide a written report within fourteen days of administration of a vaccine to the patient's health care provider, if provided by the patient, containing:

(1) The identity of the patient;

(2) The identity of the vaccine or vaccines administered;

(3) The route of administration;

(4) The anatomic site of the administration;

(5) The dose administered; and

(6) The date of administration.

18. A pharmacist licensed under this chapter may order and administer vaccines approved or authorized by the U.S. Food and Drug Administration to address a public health need, as lawfully authorized by the state or federal government, or a department or agency thereof, during a state or federally declared public health emergency.

338.012. 1. A pharmacist with a certificate of medication therapeutic plan authority may provide influenza, group A streptococcus, and COVID-19 medication therapy services pursuant to a statewide standing order issued by the director or chief medical officer of the department of health and senior services if that person is a licensed physician, or a licensed physician designated by the department of health and senior services.

2. The state board of registration for the healing arts, pursuant to section 334.125, and the state board of pharmacy, pursuant to section 338.140, shall jointly promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps

Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 010

Barnes	Bland Manlove	Davidson	Gray	Houx
Matthiesen	Merideth	Mosley	Myers	Wright

VACANCIES: 001

House Amendment No. 1 to House Amendment No. 8 was withdrawn.

House Amendment No. 8 was withdrawn.

Representative Christofanelli offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 32, Section 210.1360, Lines 1-9, by deleting said lines and inserting in lieu thereof the following:

"210.1360. 1. Any personally identifiable information regarding any child under eighteen years of age receiving child care from any provider or applying for or receiving any services through a state program shall not be subject to disclosure except as otherwise provided by law.

2. This section shall not prohibit any state agency from disclosing personally identifiable information to governmental entities or its agents, vendors, grantees, and contractors in connection to matters relating to

its official duties. The provisions of this section shall not apply to any state, county, or municipal law enforcement agency acting in its official capacity.

3. This section shall not prevent a parent or legal guardian from accessing the parent's or legal guardian's child's records."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Mr. Speaker

NOES: 047

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 010

Aune	Bland Manlove	Byrnes	Crossley	Davidson
Houx	Mackey	Myers	Smith 155	Wright

VACANCIES: 001

On motion of Representative Christofanelli, **House Amendment No. 9** was adopted.

Representative Kelley (127) offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 198, Page 7, Section 167.027, Lines 6-12, by deleting said lines and inserting in lieu thereof the following:

"**U.S.C. Section 1401, as amended; and**

(3) A 504 plan created under Section 504 of the federal Rehabilitation Act of 1973, 29 U.S.C. Section 794, as amended."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Griffith
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Mr. Speaker		

NOES: 046

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Doll	Ealy
Fogle	Fountain Henderson	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 013

Aune	Banderman	Bland Manlove	Collins	Crossley
Deaton	Gregory	Haden	Mackey	Myers
Pollitt	Smith 163	Wright		

VACANCIES: 001

On motion of Representative Kelley (127), **House Amendment No. 10** was adopted.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Allen	Amato	Atchison	Baker	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Mr. Speaker

NOES: 047

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Doll
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Phifer
Plank	Proudie	Quade	Sander	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 010

Aune	Banderman	Bland Manlove	Crossley	Deaton
Gray	Haden	Mackey	Myers	Wright

VACANCIES: 001

On motion of Representative Dinkins, **HCS SS SB 198, as amended**, was adopted.

On motion of Representative Dinkins, **HCS SS SB 198, as amended**, was read the third time and passed by the following vote:

AYES: 125

Adams	Allen	Amato	Atchison	Aune
Banderman	Bangert	Baringer	Barnes	Black
Bonacker	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burnett	Burton
Butz	Byrnes	Casteel	Chappell	Christ
Cook	Copeland	Crossley	Cupps	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hurlbert	Ingle
Johnson 12	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lavender	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Murphy	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Quade
Reedy	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schulte	Schwadron	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thompson	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	Wilson	Woods	Young	Mr. Speaker

NOES: 021

Baker	Billington	Boggs	Boyd	Busick
Christofanelli	Coleman	Davidson	Hardwick	Hudson
Jones	Keathley	Nickson-Clark	Reuter	Richey
Schnelting	Seitz	Smith 163	Thomas	Titus
West				

PRESENT: 014

Anderson	Appelbaum	Bosley	Clemens	Collins
Doll	Fountain Henderson	Gray	Johnson 23	Lewis 25
Mosley	Proudie	Unsicker	Windham	

ABSENT WITH LEAVE: 002

Bland Manlove	Wright

VACANCIES: 001

Representative Hudson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SCS SBs 189, 36 & 37, relating to criminal laws, was taken up by Representative Roberts.

On motion of Representative Roberts, the title of **HCS SS SCS SBs 189, 36 & 37** was agreed to.

Representative Roberts moved that **HCS SS SCS SBs 189, 36 & 37** be adopted.

Which motion was defeated.

Representative Roberts moved that the title of **SS SCS SBs 189, 36 & 37**, relating to criminal laws, be agreed to.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Casteel	Chappell	Christ	Christofanelli
Cook	Copeland	Davidson	Davis	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 050

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Crossley	Doll	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mann	Merideth

Mosley	Nickson-Clark	Nurrenbern	Phifer	Plank
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 008

Byrnes	Coleman	Cupps	Deaton	Lewis 6
Mackey	Parker	Toalson Reisch		

VACANCIES: 001

Representative Roberts again moved that the title of **SS SCS SBs 189, 36 & 37** be agreed to.

Which motion was adopted.

Representative Roberts offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 189, 36 & 37, Pages 1-2, Section 43.504, Lines 1-25, by deleting said section and lines from the bill; and

Further amend said bill, Pages 2-3, Section 43.507, Lines 1-31, by deleting said lines and inserting in lieu thereof the following:

"67.145. 1. No political subdivision of this state shall prohibit any first responder from engaging in any political activity while off duty and not in uniform, being a candidate for elected or appointed public office, or holding such office unless such political activity or candidacy is otherwise prohibited by state or federal law.

2. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, **telecommunicator first responders,** police officers, sheriffs, deputy sheriffs, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, mobile emergency medical technicians, emergency medical technician-paramedics, registered nurses, or physicians.

70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system. The clerk or secretary of the political subdivision shall certify an election concerning the coverage of **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system to the board within ten days after such vote. The date in which the political subdivision's election becomes effective shall be the first day of the calendar month specified by such governing body, the first day of the calendar month next following receipt by the board of the certification of the election, or the effective date of the political subdivision's becoming an employer, whichever is the latest date. Such election shall not be changed after the effective date. If the election is made, the coverage provisions shall be applicable to all past and future employment with the employer by present and future employees. If a political subdivision makes no election under this section, no **[**~~emergency~~**]** telecommunicator **first responder**, jailor, or emergency medical service personnel of the political subdivision shall be considered public safety personnel for purposes determining a minimum service retirement age as defined in section 70.600.

2. If an employer elects to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system, the employer's contributions shall be correspondingly changed effective the same date as the effective date of the political subdivision's election.

3. The limitation on increases in an employer's contributions provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer making an election under the provisions of this section.

84.344. 1. Notwithstanding any provisions of this chapter to the contrary, any city not within a county may establish a municipal police force on or after July 1, 2013, according to the procedures and requirements of this section. The purpose of these procedures and requirements is to provide for an orderly and appropriate transition in the governance of the police force and provide for an equitable employment transition for commissioned and civilian personnel.

2. Upon the establishment of a municipal police force by a city under sections 84.343 to 84.346, the board of police commissioners shall convey, assign, and otherwise transfer to the city title and ownership of all indebtedness and assets, including, but not limited to, all funds and real and personal property held in the name of or controlled by the board of police commissioners created under sections 84.010 to 84.340. The board of police commissioners shall execute all documents reasonably required to accomplish such transfer of ownership and obligations.

3. If the city establishes a municipal police force and completes the transfer described in subsection 2 of this section, the city shall provide the necessary funds for the maintenance of the municipal police force.

4. Before a city not within a county may establish a municipal police force under this section, the city shall adopt an ordinance accepting responsibility, ownership, and liability as successor-in-interest for contractual obligations, indebtedness, and other lawful obligations of the board of police commissioners subject to the provisions of subsection 2 of section 84.345.

5. A city not within a county that establishes a municipal police force shall initially employ, without a reduction in rank, salary, or benefits, all commissioned and civilian personnel of the board of police commissioners created under sections 84.010 to 84.340 that were employed by the board immediately prior to the date the municipal police force was established. Such commissioned personnel who previously were employed by the board may only be involuntarily terminated by the city not within a county for cause. The city shall also recognize all accrued years of service that such commissioned and civilian personnel had with the board of police commissioners. Such personnel shall be entitled to the same holidays, vacation, and sick leave they were entitled to as employees of the board of police commissioners.

6. **[**~~(1)~~**]** Commissioned and civilian personnel of a municipal police force established under this section **[**~~who are hired prior to September 1, 2023,~~**]** shall not be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

[~~(2) Commissioned and civilian personnel of a municipal police force established under this section who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the personnel to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.~~**]**

7. The commissioned and civilian personnel who retire from service with the board of police commissioners before the establishment of a municipal police force under subsection 1 of this section shall continue to be entitled to the same pension benefits provided under chapter 86 and the same benefits set forth in subsection 5 of this section.

8. If the city not within a county elects to establish a municipal police force under this section, the city shall establish a separate division for the operation of its municipal police force. The civil service commission of the city may adopt rules and regulations appropriate for the unique operation of a police department. Such rules and regulations shall reserve exclusive authority over the disciplinary process and procedures affecting commissioned officers to the civil service commission; however, until such time as the city adopts such rules and regulations, the commissioned personnel shall continue to be governed by the board of police commissioner's rules and regulations in effect immediately prior to the establishment of the municipal police force, with the police chief acting in place of the board of police commissioners for purposes of applying the rules and regulations. Unless otherwise provided for, existing civil service commission rules and regulations governing the appeal of disciplinary decisions to the civil service commission shall apply to all commissioned and civilian personnel. The civil service commission's rules and regulations shall provide that records prepared for disciplinary purposes shall be confidential, closed records

available solely to the civil service commission and those who possess authority to conduct investigations regarding disciplinary matters pursuant to the civil service commission's rules and regulations. A hearing officer shall be appointed by the civil service commission to hear any such appeals that involve discipline resulting in a suspension of greater than fifteen days, demotion, or termination, but the civil service commission shall make the final findings of fact, conclusions of law, and decision which shall be subject to any right of appeal under chapter 536.

9. A city not within a county that establishes and maintains a municipal police force under this section:

(1) Shall provide or contract for life insurance coverage and for insurance benefits providing health, medical, and disability coverage for commissioned and civilian personnel of the municipal police force to the same extent as was provided by the board of police commissioners under section 84.160;

(2) Shall provide or contract for medical and life insurance coverage for any commissioned or civilian personnel who retired from service with the board of police commissioners or who were employed by the board of police commissioners and retire from the municipal police force of a city not within a county to the same extent such medical and life insurance coverage was provided by the board of police commissioners under section 84.160;

(3) Shall make available medical and life insurance coverage for purchase to the spouses or dependents of commissioned and civilian personnel who retire from service with the board of police commissioners or the municipal police force and deceased commissioned and civilian personnel who receive pension benefits under sections 86.200 to 86.366 at the rate that such dependent's or spouse's coverage would cost under the appropriate plan if the deceased were living; and

(4) May pay an additional shift differential compensation to commissioned and civilian personnel for evening and night tours of duty in an amount not to exceed ten percent of the officer's base hourly rate.

10. A city not within a county that establishes a municipal police force under sections 84.343 to 84.346 shall establish a transition committee of five members for the purpose of: coordinating and implementing the transition of authority, operations, assets, and obligations from the board of police commissioners to the city; winding down the affairs of the board; making nonbinding recommendations for the transition of the police force from the board to the city; and other related duties, if any, established by executive order of the city's mayor. Once the ordinance referenced in this section is enacted, the city shall provide written notice to the board of police commissioners and the governor of the state of Missouri. Within thirty days of such notice, the mayor shall appoint three members to the committee, two of whom shall be members of a statewide law enforcement association that represents at least five thousand law enforcement officers. The remaining members of the committee shall include the police chief of the municipal police force and a person who currently or previously served as a commissioner on the board of police commissioners, who shall be appointed to the committee by the mayor of such city.

84.480. The board of police commissioners shall appoint a chief of police who shall be the chief police administrative and law enforcement officer of such cities. The chief of police shall be chosen by the board solely on the basis of his or her executive and administrative qualifications and his or her demonstrated knowledge of police science and administration with special reference to his or her actual experience in law enforcement leadership and the provisions of section 84.420. At the time of the appointment, the chief shall **[**~~not be more than sixty years of age, shall~~**]** have had at least five years' executive experience in a governmental police agency and shall be certified by a surgeon or physician to be in a good physical condition, and shall be a citizen of the United States and shall either be or become a citizen of the state of Missouri and resident of the city in which he or she is appointed as chief of police. In order to secure and retain the highest type of police leadership within the departments of such cities, the chief shall receive a salary of not less than eighty thousand two hundred eleven dollars, nor more than **[**~~one hundred eighty-nine thousand seven hundred twenty-six dollars per annum~~**] a maximum salary amount established by the board by resolution**.

84.510. 1. For the purpose of operation of the police department herein created, the chief of police, with the approval of the board, shall appoint such number of police department employees, including police officers and civilian employees as the chief of police from time to time deems necessary.

2. The base annual compensation of police officers shall be as follows for the several ranks:

(1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one thousand nine hundred sixty-nine dollars**[**~~, nor more than one hundred forty-six thousand one hundred twenty-four dollars per annum each~~**]**;

(2) Majors at not less than sixty-four thousand six hundred seventy-one dollars**[**~~, nor more than one hundred thirty-three thousand three hundred twenty dollars per annum each~~**]**;

(3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars**[**~~, nor more than one hundred twenty-one thousand six hundred eight dollars per annum each~~**]**;

(4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars**[**~~, nor more than one hundred six thousand five hundred sixty dollars per annum each~~**]**;

(5) Master patrol officers at not less than fifty-six thousand three hundred four dollars**[**~~, nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~**]**;

(6) Master detectives at not less than fifty-six thousand three hundred four dollars**[**~~, nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~**]**;

(7) Detectives, investigators, and police officers at not less than twenty-six thousand six hundred forty-three dollars**[**~~, nor more than eighty-seven thousand six hundred thirty-six dollars per annum each~~**]**.

3. The board of police commissioners has the authority by resolution to effect a comprehensive pay schedule program to provide for step increases with separate pay rates within each rank, **[**~~in~~**] using** the above-specified salary **minimums as a base for such** ranges from police officers through chief of police.

4. Officers assigned to wear civilian clothes in the performance of their regular duties may receive an additional one hundred fifty dollars per month clothing allowance. Uniformed officers may receive seventy-five dollars per month uniform maintenance allowance.

5. The chief of police, subject to the approval of the board, shall establish the total regular working hours for all police department employees, and the board has the power, upon recommendation of the chief, to pay additional compensation for all hours of service rendered in excess of the established regular working period, but the rate of overtime compensation shall not exceed one and one-half times the regular hourly rate of pay to which each member shall normally be entitled. No credit shall be given nor deductions made from payments for overtime for the purpose of retirement benefits.

6. The board of police commissioners, by majority affirmative vote, including the mayor, has the authority by resolution to authorize incentive pay in addition to the base compensation as provided for in subsection 2 of this section, to be paid police officers of any rank who they determine are assigned duties which require an extraordinary degree of skill, technical knowledge and ability, or which are highly demanding or unusual. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

7. The board of police commissioners may effect programs to provide additional compensation for successful completion of academic work at an accredited college or university. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

8. The additional pay increments provided in subsections 6 and 7 of this section shall not be considered a part of the base compensation of police officers of any rank and shall not exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections 2 and 3 of this section.

[~~9. Not more than twenty-five percent of the officers in any rank who are receiving the maximum rate of pay authorized by subsections 2 and 3 of this section may receive the additional pay increments authorized by subsections 6 and 7 of this section at any given time. However, any officer receiving a pay increment provided pursuant to the provisions of subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of the limitations of this subsection.~~**]**

106.270. 1. If any official against whom a proceeding has been filed, as provided for in sections 106.220 to 106.290, shall be found guilty of failing personally to devote his **or her** time to the performance of the duties of such office, or of any willful, corrupt or fraudulent violation or neglect of official duty, or of knowingly or willfully failing or refusing to do or perform any official act or duty which by law it is made his **or her** duty to do or perform with respect to the execution or enforcement of the criminal laws of the state, the court shall render judgment removing him **or her** from such office, and he **or she** shall not be **[**~~elected or~~**]** appointed to fill the vacancy thereby created, but the **[**~~same~~**] vacancy** shall be filled as provided by law for filling vacancies **[**~~in other cases~~**] in any state or county office**. All actions and proceedings under sections 106.220 to 106.290 shall be in the nature of civil actions, and tried as such.

2. Nothing in this section shall be construed to authorize the removal or discharge of any chief, as that term is defined in section 106.273.

3. Any official removed from his or her office as provided for in sections 106.220 to 106.290 shall not be elected or appointed to the office from which he or she was removed. Any official against whom a proceeding has been filed, as provided for in sections 106.220 to 106.290, and who resigns before the final disposition of the proceeding shall not be elected or appointed to the office from which he or she resigned.

170.310. 1. For school year 2017-18 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received thirty minutes of cardiopulmonary resuscitation instruction and training in the proper performance of the Heimlich maneuver or other first aid for choking given any time during a pupil's four years of high school.

2. Beginning in school year 2017-18, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in cardiopulmonary resuscitation. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the American Heart Association or the American Red Cross, or through a nationally recognized program based on the most current national evidence-based emergency cardiovascular care guidelines, and psychomotor skills development shall be incorporated into the instruction. For purposes of this section, "psychomotor skills" means the use of hands-on practicing and skills testing to support cognitive learning.

3. The teacher of the cardiopulmonary resuscitation course or unit shall not be required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not designed to result in certification of students. Instruction that is designed to result in certification being earned shall be required to be taught by an authorized cardiopulmonary instructor. Schools may develop agreements with any local chapter of a voluntary organization of first responders to provide the required hands-on practice and skills testing. **For purposes of this subsection, "first responders" shall include telecommunicator first responders as defined in section 650.320.**

4. The department of elementary and secondary education may promulgate rules to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

190.091. 1. As used in this section, the following terms mean:

(1) "Bioterrorism", the intentional use of any microorganism, virus, infectious substance, or biological product that may be engineered as a result of biotechnology or any naturally occurring or bioengineered component of any microorganism, virus, infectious substance, or biological product to cause death, disease, or other biological malfunction in a human, an animal, a plant, or any other living organism to influence the conduct of government or to intimidate or coerce a civilian population;

(2) "Department", the Missouri department of health and senior services;

(3) "Director", the director of the department of health and senior services;

(4) "Disaster locations", any geographical location where a bioterrorism attack, terrorist attack, catastrophic or natural disaster, or emergency occurs;

(5) "First responders", state and local law enforcement personnel, **telecommunicator first responders,** fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies**;**

(6) "Missouri state highway patrol telecommunicator", any authorized Missouri state highway patrol communications division personnel whose primary responsibility includes directly responding to emergency communications and who meet the training requirements pursuant to section 650.340.

2. The department shall offer a vaccination program for first responders **and Missouri state highway patrol telecommunicators** who may be exposed to infectious diseases when deployed to disaster locations as a result of a bioterrorism event or a suspected bioterrorism event. The vaccinations shall include, but are not limited to, smallpox, anthrax, and other vaccinations when recommended by the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices.

3. Participation in the vaccination program shall be voluntary by the first responders **and Missouri state highway patrol telecommunicators**, except for first responders **or Missouri state highway patrol telecommunicators** who, as determined by their employer, cannot safely perform emergency responsibilities when responding to a bioterrorism event or suspected bioterrorism event without being vaccinated. The recommendations of the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices shall be followed when providing appropriate screening for contraindications to vaccination for first responders **and**

Missouri state highway patrol telecommunicators. A first responder **and Missouri state highway patrol telecommunicator** shall be exempt from vaccinations when a written statement from a licensed physician is presented to their employer indicating that a vaccine is medically contraindicated for such person.

4. If a shortage of the vaccines referred to in subsection 2 of this section exists following a bioterrorism event or suspected bioterrorism event, the director, in consultation with the governor and the federal Centers for Disease Control and Prevention, shall give priority for such vaccinations to persons exposed to the disease and to first responders **or Missouri state highway patrol telecommunicators** who are deployed to the disaster location.

5. The department shall notify first responders **and Missouri state highway patrol telecommunicators** concerning the availability of the vaccination program described in subsection 2 of this section and shall provide education to such first responders**, [**~~and~~**]** their employers**, and Missouri state highway patrol telecommunicators** concerning the vaccinations offered and the associated diseases.

6. The department may contract for the administration of the vaccination program described in subsection 2 of this section with health care providers, including but not limited to local public health agencies, hospitals, federally qualified health centers, and physicians.

7. The provisions of this section shall become effective upon receipt of federal funding or federal grants which designate that the funding is required to implement vaccinations for first responders **and Missouri state highway patrol telecommunicators** in accordance with the recommendations of the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices. Upon receipt of such funding, the department shall make available the vaccines to first responders **and Missouri state highway patrol telecommunicators** as provided in this section.

190.1010. 1. As used in this section, the following terms shall mean:

(1) "Employee", a first responder employed by an employer;

(2) "Employer", the state, a unit of local government, or a public hospital or ambulance service that employs first responders;

(3) "First responder", a 911 dispatcher, paramedic, emergency medical technician, or a volunteer or full-time paid firefighter;

(4) "Peer support advisor", a person approved by the employer who voluntarily provides confidential support and assistance to employees experiencing personal or professional problems. An employer shall provide peer support advisors with an appropriate level of training in counseling to provide emotional and moral support;

(5) "Peer support counseling program", a program established by an employer to train employees to serve as peer support advisors in order to conduct peer support counseling sessions;

(6) "Peer support counseling session", communication with a peer support advisor designated by an employer. A peer support counseling session is accomplished primarily through listening, assessing, assisting with problem solving, making referrals to a professional when necessary, and conducting follow-up as needed;

(7) "Record", any record kept by a therapist or by an agency in the course of providing behavioral health care to a first responder concerning the first responder and the services provided. "Record" includes the personal notes of the therapist or agency, as well as all records maintained by a court that have been created in connection with, in preparation for, or as a result of the filing of any petition. "Record" does not include information that has been de-identified in accordance with the federal Health Insurance Portability and Accountability Act (HIPAA) and does not include a reference to the receipt of behavioral health care noted during a patient history and physical or other summary of care.

2. (1) Any communication made by an employee or peer support advisor in a peer support counseling session, as well as any oral or written information conveyed in the peer support counseling session, shall be confidential and shall not be disclosed by any person participating in the peer support counseling session or released to any person or entity. Any communication relating to a peer support counseling session made confidential under this section that is made between peer support advisors and the supervisors or staff of a peer support counseling program, or between the supervisor and staff of a peer support counseling program, shall be confidential and shall not be disclosed. The provisions of this section shall not be construed to prohibit any communications between counselors who conduct peer support counseling sessions or any communications between counselors and the supervisors or staff of a peer support counseling program.

(2) Any communication described in subdivision (1) of this subsection may be subject to a subpoena for good cause shown.

(3) The provisions of this subsection shall not apply to the following:

(a) Any threat of suicide or homicide made by a participant in a peer support counseling session or any information conveyed in a peer support counseling session related to a threat of suicide or homicide;

(b) Any information mandated by law or agency policy to be reported, including, but not limited to, domestic violence, child abuse or neglect, or elder abuse or neglect;

(c) Any admission of criminal conduct; or

(d) Any admission or act of refusal to perform duties to protect others or the employee.

(4) All communications, notes, records, and reports arising out of a peer support counseling session shall not be considered public records subject to disclosure under chapter 610.

(5) A department or organization that establishes a peer support counseling program shall develop a policy or rule that imposes disciplinary measures against a peer support advisor who violates the confidentiality of the peer support counseling program by sharing information learned in a peer support counseling session with personnel who are not supervisors or staff of the peer support counseling program unless otherwise exempted under the provisions of this subsection.

3. Any employer that creates a peer support counseling program shall be subject to the provisions of this section. An employer shall ensure that peer support advisors receive appropriate training in counseling to conduct peer support counseling sessions. An employer may refer any person to a peer support advisor within the employer's organization or, if those services are not available with the employer, to another peer support counseling program that is available and approved by the employer. Notwithstanding any other provision of law to the contrary, an employer shall not mandate that any employee participate in a peer support counseling program."; and

Further amend said bill, Page 18, Section 217.690, Line 161, by inserting after said section and line the following:

"285.040. 1. As used in this section, "public safety employee" shall mean a person trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, emergency medical technician paramedics, dispatchers, registered nurses, physicians, and sheriffs and deputy sheriffs.

2. No public safety employee **or any other employee** of a city not within a county **[**~~who is hired prior to September 1, 2023,~~**]** shall be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

[~~3. Public safety employees of a city not within a county who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the public safety employee to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.~~**]**

287.067. 1. In this chapter the term "occupational disease" is hereby defined to mean, unless a different meaning is clearly indicated by the context, an identifiable disease arising with or without human fault out of and in the course of the employment. Ordinary diseases of life to which the general public is exposed outside of the employment shall not be compensable, except where the diseases follow as an incident of an occupational disease as defined in this section. The disease need not to have been foreseen or expected but after its contraction it must appear to have had its origin in a risk connected with the employment and to have flowed from that source as a rational consequence.

2. An injury or death by occupational disease is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

3. An injury due to repetitive motion is recognized as an occupational disease for purposes of this chapter. An occupational disease due to repetitive motion is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to

be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

4. "Loss of hearing due to industrial noise" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be a loss of hearing in one or both ears due to prolonged exposure to harmful noise in employment. "Harmful noise" means sound capable of producing occupational deafness.

5. "Radiation disability" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be that disability due to radioactive properties or substances or to Roentgen rays (X-rays) or exposure to ionizing radiation caused by any process involving the use of or direct contact with radium or radioactive properties or substances or the use of or direct exposure to Roentgen rays (X-rays) or ionizing radiation.

6. Disease of the lungs or respiratory tract, hypotension, hypertension, or disease of the heart or cardiovascular system, including carcinoma, may be recognized as occupational diseases for the purposes of this chapter and are defined to be disability due to exposure to smoke, gases, carcinogens, inadequate oxygen, of paid firefighters of a paid fire department or paid police officers of a paid police department certified under chapter 590 if a direct causal relationship is established, or psychological stress of firefighters of a paid fire department or paid peace officers of a police department who are certified under chapter 590 if a direct causal relationship is established.

7. Any employee who is exposed to and contracts any contagious or communicable disease arising out of and in the course of his or her employment shall be eligible for benefits under this chapter as an occupational disease.

8. With regard to occupational disease due to repetitive motion, if the exposure to the repetitive motion which is found to be the cause of the injury is for a period of less than three months and the evidence demonstrates that the exposure to the repetitive motion with the immediate prior employer was the prevailing factor in causing the injury, the prior employer shall be liable for such occupational disease.

9. (1) (a) Posttraumatic stress disorder (PTSD), as described in the Diagnostic and Statistical Manual of Mental Health Disorders, Fifth Edition, published by the American Psychiatric Association, (DSM-5) is recognized as a compensable occupational disease for purposes of this chapter when diagnosed in a first responder, as that term is defined under section 67.145.

(b) Benefits payable to a first responder under this section shall not require a physical injury to the first responder, and are not subject to any preexisting PTSD.

(c) Benefits payable to a first responder under this section are compensable only if demonstrated by clear and convincing evidence that PTSD has resulted from the course and scope of employment, and the first responder is examined and diagnosed with PTSD by an authorized treating physician, due to the first responder experiencing one of the following qualifying events:

a. Seeing for oneself a deceased minor;

b. Witnessing directly the death of a minor;

c. Witnessing directly the injury to a minor who subsequently died prior to or upon arrival at a hospital emergency department, participating in the physical treatment of, or manually transporting, an injured minor who subsequently died prior to or upon arrival at a hospital emergency department;

d. Seeing for oneself a person who has suffered serious physical injury of a nature that shocks the conscience;

e. Witnessing directly a death, including suicide, due to serious physical injury; or homicide, including murder, mass killings, manslaughter, self-defense, misadventure, and negligence;

f. Witnessing directly an injury that results in death, if the person suffered serious physical injury that shocks the conscience;

g. Participating in the physical treatment of an injury, including attempted suicide, or manually transporting an injured person who suffered serious physical injury, if the injured person subsequently died prior to or upon arrival at a hospital emergency department; or

h. Involvement in an event that caused or may have caused serious injury or harm to the first responder or had the potential to cause the death of the first responder, whether accidental or by an intentional act of another individual.

(2) The time for notice of injury or death in cases of compensable PTSD under this section is measured from exposure to one of the qualifying stressors listed in the DSM-5 criteria, or the diagnosis of the disorder, whichever is later. Any claim for compensation for such injury shall be properly noticed within fifty-two weeks after the qualifying exposure, or the diagnosis of the disorder, whichever is later.

287.245. 1. As used in this section, the following terms shall mean:

(1) "Association", volunteer fire protection associations as defined in section 320.300;

(2) "State fire marshal", the state fire marshal selected under the provisions of sections 320.200 to 320.270;

(3) "Volunteer firefighter", the same meaning as in section 287.243;

(4) "Voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool" or "pool", the same meaning as in section 320.400.

2. (1) Any association may apply to the state fire marshal for a grant for the purpose of funding such association's costs related to workers' compensation insurance premiums for volunteer firefighters.

(2) Any voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool may apply to the state fire marshal for a grant for the **[**~~purpose of establishing a~~**]** voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool. **[**~~This subdivision shall expire June 30, 2023.~~**]**

3. Subject to appropriations, the state fire marshal may disburse grants to any applying volunteer fire protection association subject to the following schedule:

(1) Associations which had zero to five volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for two thousand dollars in grant money;

(2) Associations which had six to ten volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for one thousand five hundred dollars in grant money;

(3) Associations which had eleven to fifteen volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for one thousand dollars in grant money;

(4) Associations which had sixteen to twenty volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for five hundred dollars in grant money.

4. Grant money disbursed under this section shall only be used for the purpose of paying for the workers' compensation insurance premiums of volunteer firefighters or **[**~~establishing~~**] for the benefit of** a voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool.

307.018. Notwithstanding any other provision of law, no court shall issue a warrant of arrest for a person's failure to respond, pay the fine assessed, or appear in court with respect to a traffic citation issued for an infraction under the provisions of this chapter. In lieu of such warrant of arrest, the court shall issue a notice of failure to respond, pay the fine assessed, or appear, and the court shall schedule a second court date for the person to respond, pay the fine assessed, or appear. A copy of the court's notice with the new court date shall be sent to the driver of the vehicle. If the driver fails to respond, pay the fine assessed, or appear on the second court date, the court shall issue a second notice of failure to respond, pay the fine assessed, or appear. A copy of the court's second notice shall be sent to the driver of the vehicle and to the director of the department of revenue. Upon application by the driver for a driver's license or driver's license renewal, the department shall deny the application until all delinquent fines and fees in connection with the traffic offense have been satisfied. Upon satisfaction of the delinquent fines and fees, the department shall issue a driver's license to the driver provided such person is otherwise eligible for such license or renewal.

320.400. 1. For purposes of this section, the following terms mean:

(1) "Covered individual", a **[**~~firefighter~~**] first responder** who:

(a) Is a paid employee or is a volunteer **[**~~firefighter as defined in section 320.333~~**]**;

(b) Has been assigned to at least five years of hazardous duty as a **[**~~firefighter~~**] paid employee or volunteer**;

(c) Was exposed to **[**~~an agent classified by the International Agency for Research on Cancer, or its successor organization, as a group 1 or 2A carcinogen, or classified as a cancer-causing agent by the American Cancer Society, the American Association for Cancer Research, the Agency for Health Care Policy and Research, the American Society for Clinical Oncology, the National Institute for Occupational Safety and Health, or the United States National Cancer Institute~~**] or diagnosed with a critical illness type**;

(d) Was last assigned to hazardous duty **[**~~as a firefighter~~**]** within the previous fifteen years; and

(e) **In the case of a diagnosis of cancer,** is not seventy years of age or older at the time of the diagnosis of cancer;

(2) **"Critical illness", one of the following:**

(a) In the case of a cancer claim, exposure to an agent classified by the International Agency for Research on Cancer, or its successor organization, as a group 1 or 2A carcinogen, or classified as a cancer-causing agent by the American Cancer Society, the American Association for Cancer Research, the Agency for Healthcare Research and Quality, the American Society of Clinical Oncology, the National Institute for Occupational Safety and Health, or the United States National Cancer Institute;

(b) In the case of a posttraumatic stress injury claim, such an injury that is diagnosed by a psychiatrist licensed pursuant to chapter 334 or a psychologist licensed pursuant to chapter 337 and established by a preponderance of the evidence to have been caused by the employment conditions of the first responder;

(3) "Dependent", the same meaning as in section 287.240;

[~~(3)~~**] (4) "Emergency medical technician-basic", the same meaning as in section 190.100;**

(5) "Emergency medical technician-paramedic", the same meaning as in section 190.100;

(6) "Employer", any political subdivision of the state;

[~~(4)~~**] (7) "First responder", a firefighter, emergency medical technician-basic or emergency medical technician-paramedic, or telecommunicator;**

(8) "Posttraumatic stress injury", any psychological or behavioral health injury suffered by and through the employment of an individual due to exposure to stressful and life-threatening situations and rigors of the employment, excluding any posttraumatic stress injuries that may arise solely as a result of a legitimate personnel action by an employer such as a transfer, promotion, demotion, or termination;

(9) "Telecommunicator", the same meaning as in section 650.320;

(10) "Voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool" or "pool", an entity described in section 537.620 that is established for the purposes of this section**;**

(11) "Volunteer", a volunteer firefighter, as defined in section 320.333; volunteer emergency medical technician-basic; volunteer emergency medical technician-paramedic; or volunteer telecommunicator.

2. (1) Three or more employers may create a **[**~~voluntary firefighter cancer benefits~~**]** pool for the purpose of this section. **Notwithstanding the provisions of sections 537.620 to 537.650 to the contrary, a pool created pursuant to this section may allow covered individuals to join the pool.** An employer **or covered individual** may make contributions into the **[**~~voluntary firefighter cancer benefits~~**]** pool established for the purpose of this section. **Any professional organization formed for the purpose, in whole or in part, of representing or providing resources for any covered individual may make contributions to the pool on behalf of any covered individual without the professional organization itself joining the pool.** The contribution levels and award levels shall be set by the board of trustees of the pool.

(2) For **a covered individual or** an employer that chooses to make contributions into the **[**~~voluntary firefighter cancer benefits~~**]** pool, the pool shall provide the minimum benefits specified by the board of trustees of the pool to covered individuals, based on the award level of the **[**~~cancer~~**] critical illness** at the time of diagnosis, after the employer **or covered individual** becomes a participant.

(3) Benefit levels **for cancer** shall be established by the board of trustees of the pool based on the category and stage of the cancer. **Benefit levels for a posttraumatic stress injury shall be established by the board of trustees of the pool. Awards of benefits may be made to the same individual for both cancer and posttraumatic stress injury provided the qualifications for both awards are met.**

(4) In addition to **[**~~an~~**] a cancer** award pursuant to subdivision (3) of this subsection:

(a) A payment may be made from the pool to a covered individual for the actual award, up to twenty-five thousand dollars, for rehabilitative or vocational training employment services and educational training relating to the cancer diagnosis;

(b) A payment may be made to covered individual of up to ten thousand dollars if the covered individual incurs cosmetic disfigurement costs resulting from cancer.

(5) If the cancer is diagnosed as terminal cancer, the covered individual may receive a lump-sum payment of twenty-five thousand dollars as an accelerated payment toward the benefits due based on the benefit levels established pursuant to subdivision (3) of this subsection.

(6) The covered individual may receive additional awards if the cancer increases in award level, but the amount of any benefit paid earlier for the same cancer may be subtracted from the new award.

(7) If a covered individual dies while owed benefits pursuant to this section, the benefits shall be paid to the dependent or domestic partner, if any, at the time of death. If there is no dependent or domestic partner, the obligation of the pool to pay benefits shall cease.

(8) If a covered individual returns to the same position of employment after a cancer diagnosis, the covered individual may receive benefits in this section for any subsequent new type of covered cancer diagnosis.

(9) The **cancer** benefits payable pursuant to this section shall be reduced by twenty-five percent if a covered individual used a tobacco product within the five years immediately preceding the cancer diagnosis.

(10) A **cancer** claim for benefits from the pool shall be filed no later than two years after the diagnosis of the cancer. The claim for each type of cancer needs to be filed only once to allow the pool to increase the award level pursuant to subdivision (3) of this subsection.

(11) **A payment may be made from the pool to a covered individual for the actual award, up to ten thousand dollars, for seeking treatment with a psychiatrist licensed pursuant to chapter 334 or a psychologist licensed pursuant to chapter 337 and any subsequent courses of treatment recommended by such licensed individuals. If a covered individual returns to the same position of employment after a posttraumatic stress injury diagnosis, the covered individual may receive benefits in this section for the continued treatment of such injury or any subsequently covered posttraumatic stress injury diagnosis.**

(12) For purposes of all other employment policies and benefits that are not workers' compensation benefits payable under chapter 287, health insurance, and any benefits paid pursuant to chapter 208, a covered individual's **[**~~cancer~~**] critical illness** diagnosis shall be treated as an on-the-job injury or illness.

3. The board of trustees of **[**~~the pool~~**] a pool created pursuant to this section** may:

(1) Create a program description to further define or modify the benefits of this section;

(2) Modify the contribution rates, benefit levels, including the maximum amount, consistent with subdivision (1) of this subsection, and structure of the benefits based on actuarial recommendations and with input from a committee of the pool; and

(3) Set a maximum amount of benefits that may be paid to a covered individual for each **[**~~cancer~~**] critical illness** diagnosis.

4. The board of trustees of the pool shall be considered a public governmental body and shall be subject to all of the provisions of chapter 610.

5. A pool may accept or apply for any grants or donations from any private or public source.

6. (1) Any pool may apply to the state fire marshal for a grant for the **[**~~purpose of establishing a voluntary firefighter cancer benefits~~**]** pool. The state fire marshal shall disburse grants to the pool upon receipt of the application.

(2) The state fire marshal may grant money disbursed under section 287.245 to be used for the purpose of setting up a pool.

[~~(3) This subsection shall expire on June 30, 2023.~~**]**

7. (1) This **[**~~subsection~~**] section** shall not affect any determination as to whether a covered individual's **[**~~cancer~~**] critical illness** arose out of and in the course of employment and is a compensable injury pursuant to chapter 287. Receipt of benefits from **[**~~the~~**] a** pool under this section shall not be considered competent evidence or proof by itself of a compensable injury under chapter 287.

(2) Should it be determined that a covered individual's **[**~~cancer~~**] critical illness** arose out of and in the course of employment and is a compensable injury under chapter 287, the compensation and death benefit provided under chapter 287 shall be reduced one hundred percent by any benefits received from the pool under this section.

(3) The employer in any claim made pursuant to chapter 287 shall be subrogated to the right of the employee or to the dependent or domestic partner to receive benefits from **[**~~the~~**] a** pool and such employer may recover any amounts which such employee or the dependent or domestic partner would have been entitled to recover from **[**~~the~~**] a** pool under this section. Any receipt of benefits from the pool under this section shall be treated as an advance payment by the employer, on account of any future installments of benefits payable pursuant to chapter 287.

476.1300. 1. Sections 476.1300 to 476.1310 shall be known and may be cited as the "Judicial Privacy Act".

2. As used in sections 476.1300 to 476.1310, the following terms mean:

(1) "Government agency", all agencies, authorities, boards, commissions, departments, institutions, offices, and any other bodies politic and corporate of the state created by the constitution or statute, whether in the executive, judicial, or legislative branch; all units and corporate outgrowths created by executive order of the governor or any constitutional officer, by the supreme court, or by resolution of the general assembly; agencies, authorities, boards, commissions, departments, institutions, offices, and any other bodies politic and corporate of a political subdivision, including school districts; and any public governmental body as that term is defined in section 610.010;

(2) "Home address", a judicial officer's permanent residence and any secondary residences affirmatively identified by the judicial officer, but does not include a judicial officer's work address;

(3) "Immediate family", a judicial officer's spouse, child, adoptive child, foster child, parent, or any unmarried companion of the judicial officer or other familial relative of the judicial officer or the judicial officer's spouse who lives in the same residence;

(4) "Judicial officer", actively employed, formerly employed, or retired:

(a) Justices of the Supreme Court of the United States;

(b) Judges of the United States Court of Appeals;

(c) Judges and magistrate judges of the United States District Courts;

(d) Judges of the United States Bankruptcy Court;

(e) Judges of the Missouri supreme court;

(f) Judges of the Missouri court of appeals;

(g) Judges and commissioners of the Missouri circuit courts, including of the divisions of a circuit court; and

(h) Prosecuting or circuit attorney, or assistant prosecuting or circuit attorney;

(5) "Personal information", a home address, home telephone number, mobile telephone number, pager number, personal email address, Social Security number, federal tax identification number, checking and savings account numbers, credit card numbers, marital status, and identity of children under eighteen years of age;

(6) "Publicly available content", any written, printed, or electronic document or record that provides information or that serves as a document or record maintained, controlled, or in the possession of a government agency that may be obtained by any person or entity, from the internet, from the government agency upon request either free of charge or for a fee, or in response to a request pursuant to chapter 610 or the federal Freedom of Information Act, 5 U.S.C. Section 552, as amended;

(7) "Publicly post or display", to communicate to another or to otherwise make available to the general public;

(8) "Written request", written or electronic notice signed by:

(a) A state judicial officer and submitted to the clerk of the Missouri supreme court or the clerk's designee; or

(b) A federal judicial officer and submitted to that judicial officer's clerk of the court or the clerk's designee;

that is transmitted by the applicable clerk to a government agency, person, business, or association to request such government agency, person, business, or association refrain from posting or displaying publicly available content that includes the judicial officer's personal information.

476.1302. 1. A government agency shall not publicly post or display publicly available content that includes a judicial officer's personal information, provided that the government agency has received a written request that the agency refrain from disclosing the judicial officer's personal information. After a government agency has received a written request, the government agency shall remove the judicial officer's personal information from publicly available content within five business days. After the government agency has removed the judicial officer's personal information from publicly available content, the government agency shall not publicly post or display the judicial officer's personal information and the judicial officer's personal information shall be exempted from the provisions of chapter 610, unless the government agency has received written consent from the judicial officer to make the personal information available to the public.

2. If a government agency fails to comply with a written request to refrain from disclosing personal information, the judicial officer may bring an action seeking injunctive or declaratory relief in any court of competent jurisdiction. If the court grants injunctive or declaratory relief, the court may award costs and reasonable attorney's fees to the judicial officer.

3. The provisions of subsection 1 of this section shall not apply to any government agency created under section 43.020.

476.1304. 1. No person, business, or association shall publicly post or display on the internet publicly available content that includes a judicial officer's personal information, provided that the judicial officer has made a written request to the person, business, or association that it refrain from disclosing the personal information.

2. No person, business, or association shall solicit, sell, or trade on the internet a judicial officer's personal information for purposes of tampering with a judicial officer in violation of section 575.095 or with the intent to pose an imminent and serious threat to the health and safety of the judicial officer or the judicial officer's immediate family.

3. As prohibited in this section, persons, businesses, or associations posting, displaying, soliciting, selling, or trading a judicial officer's personal information on the internet includes, but is not limited to, internet phone directories, internet search engines, internet data aggregators, and internet service providers.

476.1306. 1. After a person, business, or association has received a written request from a judicial officer to protect the privacy of the officer's personal information, that person, business, or association shall have five business days to remove the personal information from the internet.

2. After a person, business, or association has received a written request from a judicial officer, that person, business, or association shall ensure that the judicial officer's personal information is not made available on any website or subsidiary website controlled by that person, business, or association.

3. After receiving a judicial officer's written request, no person, business, or association shall make public the judicial officer's personal information to any other person, business, or association through any medium.

476.1308. A judicial officer whose personal information is made public as a result of a violation of sections 476.1304 to 476.1306 may bring an action seeking injunctive or declaratory relief in any court of competent jurisdiction. If the court grants injunctive or declaratory relief, the person, business, or association responsible for the violation shall be required to pay the judicial officer's costs and reasonable attorney's fees.

476.1310. 1. No government agency, person, business, or association shall be found to have violated any provision of sections 476.1300 to 476.1310 if the judicial officer fails to submit a written request calling for the protection of the judicial officer's personal information.

2. A written request shall be valid if:

(1) The judicial officer sends a written request directly to a government agency, person, business, or association; or

(2) The judicial officer complies with a Missouri supreme court rule for a state judicial officer to file the written request with the clerk of the Missouri supreme court or the clerk's designee to notify government agencies and such notice is properly delivered by mail or electronic format.

3. In each quarter of a calendar year, the clerk of the Missouri supreme court or the clerk's designee shall provide a list of all state judicial officers who have submitted a written request under this section to the appropriate officer with ultimate supervisory authority for a government agency. The officer shall promptly provide a copy of the list to all government agencies under his or her supervision. Receipt of the written request list compiled by the clerk of the Missouri supreme court or the clerk's designee by a government agency shall constitute a written request to that government agency for the purposes of sections 476.1300 to 476.1310.

4. The chief clerk or circuit clerk of the court where the judicial officer serves may submit a written request on the judicial officer's behalf, provided that the judicial officer gives written consent to the clerk and provided that the clerk agrees to furnish a copy of that consent when a written request is made. The chief clerk or circuit clerk shall submit the written request as provided by subsection 2 of this section.

5. A judicial officer's written request shall specify what personal information shall be maintained as private. If a judicial officer wishes to identify a secondary residence as a home address, the designation shall be made in the written request. A judicial officer shall disclose the identity of his or her immediate family

and indicate that the personal information of those members of the immediate family shall also be excluded to the extent that it could reasonably be expected to reveal the personal information of the judicial officer. A judicial officer shall make reasonable efforts to identify specific publicly available content in the possession of a government agency.

6. A judicial officer's written request is valid until the judicial officer provides the government agency, person, business, or association with written consent to release the personal information. A judicial officer's written request expires on such judicial officer's death.

7. The provisions of sections 476.1300 to 476.1310 shall not apply to any disclosure of personal information of a judicial officer or a member of a judicial officer's immediate family as required by Article VIII, Section 23 of the Missouri Constitution, sections 105.470 to 105.482, section 105.498, and chapter 130.

476.1313. 1. Notwithstanding any other provision of law to the contrary, a recorder of deeds shall meet the requirements of the provisions of sections 476.1300 to 476.1310 by complying with this section. As used in this section, the following terms mean:

(1) "Eligible documents", documents or instruments that are maintained by and located in the office of the recorder of deeds that are accessed electronically;

(2) "Immediate family", shall have the same meaning as in section 476.1300;

(3) "Indexes", indexes maintained by and located in the office of the recorder of deeds that are accessed electronically;

(4) "Judicial officer", shall have the same meaning as in section 476.1300;

(5) "Recorder of deeds", shall have the same meaning as in section 59.005;

(6) "Shield", "shielded", or "shielding", a prohibition against the general public's electronic access to eligible documents and the unique identifier and recording date contained in indexes for eligible documents;

(7) "Written request", written or electronic notice signed by:

(a) A state judicial officer and submitted to the clerk of the Missouri supreme court or the clerk's designee; or

(b) A federal judicial officer and submitted to that judicial officer's clerk of the court or the clerk's designee;

that is transmitted electronically by the applicable clerk to a recorder of deeds to request that eligible documents be shielded.

2. Written requests transmitted to a recorder of deeds shall only include information specific to eligible documents maintained by that county. Any written request transmitted to a recorder of deeds shall include the requesting judicial officer's full legal name or legal alias and a document locator number for each eligible document for which the judicial officer is requesting shielding. If the judicial officer is not a party to the instrument but is requesting shielding for an eligible document in which an immediate family member is a party to the instrument, the full legal name or legal alias of the immediate family member shall also be provided.

3. Not more than five business days after the date on which the recorder of deeds receives the written request, the recorder of deeds shall shield the eligible documents listed in the written request. Within five business days of receipt, the recorder of deeds shall electronically reply to the written request with a list of any document locator numbers submitted under subsection 2 of this section not found in the records maintained by that recorder of deeds.

4. If the full legal name or legal alias of the judicial officer or immediate family member provided does not appear on an eligible document listed in the written request, the recorder of deeds may electronically reply to the written request with this information. The recorder of deeds may delay shielding such eligible document until electronic confirmation is received from the applicable court clerk or judicial officer.

5. In order to shield subsequent eligible documents, the judicial officer shall present to the recorder of deeds at the time of recording a copy of his or her written request. The recorder of deeds shall ensure that the eligible document is shielded within five business days.

6. Eligible documents shall remain shielded until the recorder of deeds receives a court order or notarized affidavit signed by the judicial officer directing the recorder of deeds to terminate shielding.

7. The provisions of this section shall not prohibit access to a shielded eligible document by an individual or entity that provides to the recorder of deeds a court order or notarized affidavit signed by the judicial officer.

8. No recorder of deeds shall be liable for any damages under this section, provided the recorder of deeds made a good faith effort to comply with the provisions of this section. No recorder of deeds shall be liable for the release of any eligible document or any data from any eligible document that was released or accessed prior to the eligible document being shielded pursuant to this section.

509.520. 1. Notwithstanding any provision of law to the contrary, beginning August 28, **[**~~2009~~**] 2023**, pleadings, attachments, **[**~~or~~**]** exhibits filed with the court in any case, as well as any judgments **or orders** issued by the court, **or other records of the court** shall not include **the following confidential and personal identifying information**:

(1) The full Social Security number of any party or any child **[**~~who is the subject to an order of custody or support~~**]**;

(2) The full credit card number **[**~~or other~~**],** financial **institution** account number**, personal identification number, or password used to secure an account** of any party**;**

(3) The full motor vehicle operator license number;

(4) Victim information, including the name, address, and other contact information of the victim;

(5) Witness information, including the name, address, and other contact information of the witness;

(6) Any other full state identification number;

(7) The name, address, and date of birth of a minor and, if applicable, any next friend; or

(8) The full date of birth of any party; however, the year of birth shall be made available, except for a minor.

2. **The information provided under subsection 1 of this section shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.**

3. Nothing in this section shall preclude an entity including, but not limited to, a financial institution, insurer, insurance support organization, or consumer reporting agency that is otherwise permitted by law to access state court records from using a person's unique identifying information to match such information contained in a court record to validate that person's record.

4. The Missouri supreme court shall promulgate rules to administer this section.

5. Contemporaneously with the filing of every petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the filing party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the petitioner or movant, if a person;

(2) If known to the petitioner or movant, the name and address of the current employer and the Social Security number of the respondent; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~3.~~**] 6.** Contemporaneously with the filing of every responsive pleading petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the responding party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the responding party, if a person;

(2) If known to the responding party, the name and address of the current employer and the Social Security number of the petitioner or movant; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~4.~~**] 7.** The full Social Security number of any party or child subject to an order of custody or support shall be retained by the court on the confidential case filing sheet or other confidential record maintained in conjunction with the administration of the case. The full credit card number or other financial account number of any party may be retained by the court on a confidential record if it is necessary to maintain the number in conjunction with the administration of the case.

[~~5.~~] 8. Any document described in subsection 1 of this section shall, in lieu of the full number, include only the last four digits of any such number.

[~~6.~~] 9. Except as provided in section 452.430, the clerk shall not be required to redact any document described in subsection 1 of this section issued or filed before August 28, 2009, prior to releasing the document to the public.

[~~7.~~] 10. For good cause shown, the court may release information contained on the confidential case filing sheet; except that, any state agency acting under authority of chapter 454 shall have access to information contained herein without court order in carrying out their official duty."; and

Further amend said bill, Page 20, Section 547.500, Line 24, by inserting after the word "**discovered**" the words "**and reliable**"; and

Further amend said bill, page, and section, Line 25, by deleting the word "**verifiable**" and inserting in lieu thereof the word "**reliable**"; and

Further amend said bill, Pages 22-32, Section 552.020, Lines 1-330, by deleting said lines and inserting in lieu thereof the following:

"552.020. 1. No person who as a result of mental disease or defect lacks capacity to understand the proceedings against him or her or to assist in his or her own defense shall be tried, convicted or sentenced for the commission of an offense so long as the incapacity endures.

2. Whenever any judge has reasonable cause to believe that the accused lacks mental fitness to proceed, the judge shall, upon his or her own motion or upon motion filed by the state or by or on behalf of the accused, by order of record, appoint one or more private psychiatrists or psychologists, as defined in section 632.005, or physicians with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness, who are neither employees nor contractors of the department of mental health for purposes of performing the examination in question, to examine the accused; or shall direct the director to have the accused so examined by one or more psychiatrists or psychologists, as defined in section 632.005, or physicians with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability, developmental disability, or mental illness. The order shall direct that a written report or reports of such examination be filed with the clerk of the court. No private physician, psychiatrist, or psychologist shall be appointed by the court unless he or she has consented to act. The examinations ordered shall be made at such time and place and under such conditions as the court deems proper; except that, if the order directs the director of the department to have the accused examined, the director, or his or her designee, shall determine the time, place and conditions under which the examination shall be conducted. The order may include provisions for the interview of witnesses and may require the provision of police reports to the department for use in evaluations. The department shall establish standards and provide training for those individuals performing examinations pursuant to this section and section 552.030. No individual who is employed by or contracts with the department shall be designated to perform an examination pursuant to this chapter unless the individual meets the qualifications so established by the department. Any examination performed pursuant to this subsection shall be completed and filed with the court within sixty days of the order unless the court for good cause orders otherwise. Nothing in this section or section 552.030 shall be construed to permit psychologists to engage in any activity not authorized by chapter 337. One pretrial evaluation shall be provided at no charge to the defendant by the department. All costs of subsequent evaluations shall be assessed to the party requesting the evaluation.

3. A report of the examination made under this section shall include:

(1) Detailed findings;

(2) An opinion as to whether the accused has a mental disease or defect;

(3) An opinion based upon a reasonable degree of medical or psychological certainty as to whether the accused, as a result of a mental disease or defect, lacks capacity to understand the proceedings against him or her or to assist in his or her own defense;

(4) **An opinion, if the accused is found to lack capacity to understand the proceedings against him or her or to assist in his or her own defense, as to whether there is a substantial probability that the accused will be mentally fit to proceed in the reasonably foreseeable future;**

(5) A recommendation as to whether the accused should be held in custody in a suitable hospital facility for treatment pending determination, by the court, of mental fitness to proceed; **[**~~and~~

~~(5)~~**] (6)** A recommendation as to whether the accused, if found by the court to be mentally fit to proceed, should be detained in such hospital facility pending further proceedings**;**

(7) A recommendation as to whether the accused, if found by the court to lack the mental fitness to proceed, should be committed to a suitable hospital facility for treatment to restore the mental fitness to proceed or if such treatments to restore the mental fitness to proceed may be provided in a county jail or other detention facility approved by the director or his or her designee; and

(8) A recommendation as to whether the accused, if found by the court to lack the mental fitness to proceed, and the accused is not charged with a dangerous felony as defined in section 556.061, or murder in the first degree pursuant to section 565.020, or rape in the second degree pursuant to section 566.031, or the attempts thereof:

(a) Should be committed to a suitable hospital facility; or

(b) May be appropriately treated in the community; and

(c) Whether the accused can comply with bond conditions as set forth by the court and can comply with treatment conditions and requirements as set forth by the director of the department or his or her designee.

4. When the court determines that the accused can comply with the bond and treatment conditions as referenced in paragraph (c) of subdivision (8) of subsection 3 of this section, the court shall order that the accused remain on bond while receiving treatment until the case is disposed of as set out in subsection 12 of this section. If, at any time, the court finds that the accused has failed to comply with the bond or treatment conditions, then the court may order that the accused be taken into law enforcement custody until such time as a department inpatient bed is available to provide treatment as set forth in this section.

[~~4.~~**] 5.** If the accused has pleaded lack of responsibility due to mental disease or defect or has given the written notice provided in subsection 2 of section 552.030, the court shall order the report of the examination conducted pursuant to this section to include, in addition to the information required in subsection 3 of this section, an opinion as to whether at the time of the alleged criminal conduct the accused, as a result of mental disease or defect, did not know or appreciate the nature, quality, or wrongfulness of his or her conduct or as a result of mental disease or defect was incapable of conforming his or her conduct to the requirements of law. A plea of not guilty by reason of mental disease or defect shall not be accepted by the court in the absence of any such pretrial evaluation which supports such a defense. In addition, if the accused has pleaded not guilty by reason of mental disease or defect, and the alleged crime is not a dangerous felony as defined in section 556.061, or those crimes set forth in subsection 10 of section 552.040, or the attempts thereof, the court shall order the report of the examination to include an opinion as to whether or not the accused should be immediately conditionally released by the court pursuant to the provisions of section 552.040 or should be committed to a mental health or developmental disability facility. If such an evaluation is conducted at the direction of the director of the department of mental health, the court shall also order the report of the examination to include an opinion as to the conditions of release which are consistent with the needs of the accused and the interest of public safety, including, but not limited to, the following factors:

(1) Location and degree of necessary supervision of housing;

(2) Location of and responsibilities for appropriate psychiatric, rehabilitation and aftercare services, including the frequency of such services;

(3) Medication follow-up, including necessary testing to monitor medication compliance;

(4) At least monthly contact with the department's forensic case monitor;

(5) Any other conditions or supervision as may be warranted by the circumstances of the case.

[~~5.~~**] 6.** If the report contains the recommendation that the accused should be committed to or held in a suitable hospital facility pending determination of the issue of mental fitness to proceed, and if the accused is not admitted to bail or released on other conditions, the court may order that the accused be committed to or held in a suitable hospital facility pending determination of the issue of mental fitness to proceed.

[~~6.~~**] 7.** The clerk of the court shall deliver copies of the report to the prosecuting or circuit attorney and to the accused or his or her counsel. The report shall not be a public record or open to the public. Within ten days after the filing of the report, both the defendant and the state shall, upon written request, be entitled to an order granting them an examination of the accused by a psychiatrist or psychologist, as defined in section 632.005, or a physician

with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness, of their own choosing and at their own expense. An examination performed pursuant to this subsection shall be completed and a report filed with the court within sixty days of the date it is received by the department or private psychiatrist, psychologist or physician unless the court, for good cause, orders otherwise. A copy shall be furnished the opposing party.

[~~7.~~**] 8.** If neither the state nor the accused nor his or her counsel requests a second examination relative to fitness to proceed or contests the findings of the report referred to in subsections 2 and 3 of this section, the court **[**~~may~~**] shall** make a determination and finding on the basis of the report filed or **[**~~may~~**]** hold a hearing on its own motion. If any such opinion is contested, the court shall hold a hearing on the issue. The court shall determine the issue of mental fitness to proceed and may impanel a jury of six persons to assist in making the determination. The report or reports may be received in evidence at any hearing on the issue but the party contesting any opinion therein shall have the right to summon and to cross-examine the examiner who rendered such opinion and to offer evidence upon the issue.

[~~8.~~**] 9.** At a hearing on the issue pursuant to subsection **[**~~7~~**] 8** of this section, the accused is presumed to have the mental fitness to proceed. The burden of proving that the accused does not have the mental fitness to proceed is by a preponderance of the evidence and the burden of going forward with the evidence is on the party raising the issue. The burden of going forward shall be on the state if the court raises the issue.

[~~9.~~**] 10.** If the court determines that the accused lacks mental fitness to proceed, the criminal proceedings shall be suspended and the court shall commit him or her to the director of the department of mental health. **The director of the department, or his or her designee, shall notify the court and parties of the conditions and the secure location of treatment unless an unsecured location has otherwise been authorized by the court.** After the person has been committed, legal counsel for the department of mental health shall have standing to file motions and participate in hearings on the issue of involuntary medications.

[~~10.~~**] 11.** Any person committed pursuant to subsection **[**~~9~~**] 10** of this section shall be entitled to the writ of habeas corpus upon proper petition to the court that committed him or her. The issue of the mental fitness to proceed after commitment under subsection **[**~~9~~**] 10** of this section may also be raised by a motion filed by the director of the department of mental health or by the state, alleging the mental fitness of the accused to proceed. A report relating to the issue of the accused's mental fitness to proceed may be attached thereto. When a motion to proceed is filed, legal counsel for the department of mental health shall have standing to participate in hearings on such motions. If the motion is not contested by the accused or his or her counsel or if after a hearing on a motion the court finds the accused mentally fit to proceed, or if he or she is ordered discharged from the director's custody upon a habeas corpus hearing, the criminal proceedings shall be resumed.

[~~11.~~**] 12.** The following provisions shall apply after a commitment as provided in this section:

(1) Six months after such commitment, the court which ordered the accused committed shall order an examination by the head of the facility in which the accused is committed, or a qualified designee, to ascertain whether the accused is mentally fit to proceed and if not, whether there is a substantial probability that the accused will attain the mental fitness to proceed to trial in the foreseeable future. The order shall direct that written report or reports of the examination be filed with the clerk of the court within thirty days and the clerk shall deliver copies to the prosecuting attorney or circuit attorney and to the accused or his or her counsel. The report required by this subsection shall conform to the requirements under subsection 3 of this section **[**~~with the additional requirement that it~~**] and shall** include an opinion, if the accused lacks mental fitness to proceed, as to whether there is a substantial probability that the accused will attain the mental fitness to proceed in the foreseeable future;

(2) Within ten days after the filing of the report, both the accused and the state shall, upon written request, be entitled to an order granting them an examination of the accused by a psychiatrist or psychologist, as defined in section 632.005, or a physician with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness, of their own choosing and at their own expense. An examination performed pursuant to this subdivision shall be completed and filed with the court within thirty days unless the court, for good cause, orders otherwise. A copy shall be furnished to the opposing party;

(3) If neither the state nor the accused nor his or her counsel requests a second examination relative to fitness to proceed or contests the findings of the report referred to in subdivision (1) of this subsection, the court may make a determination and finding on the basis of the report filed, or may hold a hearing on its own motion. If any such opinion is contested, the court shall hold a hearing on the issue. The report or reports may be received in

evidence at any hearing on the issue but the party contesting any opinion therein relative to fitness to proceed shall have the right to summon and to cross-examine the examiner who rendered such opinion and to offer evidence upon the issue;

(4) If the accused is found mentally fit to proceed, the criminal proceedings shall be resumed;

(5) If it is found that the accused lacks mental fitness to proceed but there is a substantial probability the accused will be mentally fit to proceed in the reasonably foreseeable future, the court shall continue such commitment for a period not longer than six months, after which the court shall reinstitute the proceedings required under subdivision (1) of this subsection;

(6) If it is found that the accused lacks mental fitness to proceed and there is no substantial probability that the accused will be mentally fit to proceed in the reasonably foreseeable future, the court shall dismiss the charges without prejudice and the accused shall be discharged, but only if proper proceedings have been filed under chapter 632 or chapter 475, in which case those sections and no others will be applicable. The probate division of the circuit court shall have concurrent jurisdiction over the accused upon the filing of a proper pleading to determine if the accused shall be involuntarily detained under chapter 632, or to determine if the accused shall be declared incapacitated under chapter 475, and approved for admission by the guardian under section 632.120 or 633.120, to a mental health or developmental disability facility. When such proceedings are filed, the criminal charges shall be dismissed without prejudice if the court finds that the accused is mentally ill and should be committed or that he or she is incapacitated and should have a guardian appointed. The period of limitation on prosecuting any criminal offense shall be tolled during the period that the accused lacks mental fitness to proceed.

[~~12.~~**] 13.** If the question of the accused's mental fitness to proceed was raised after a jury was impaneled to try the issues raised by a plea of not guilty and the court determines that the accused lacks the mental fitness to proceed or orders the accused committed for an examination pursuant to this section, the court may declare a mistrial. Declaration of a mistrial under these circumstances, or dismissal of the charges pursuant to subsection **[**~~11~~**] 12** of this section, does not constitute jeopardy, nor does it prohibit the trial, sentencing or execution of the accused for the same offense after he or she has been found restored to competency.

[~~13.~~**] 14.** The result of any examinations made pursuant to this section shall not be a public record or open to the public.

[~~14.~~**] 15.** No statement made by the accused in the course of any examination or treatment pursuant to this section and no information received by any examiner or other person in the course thereof, whether such examination or treatment was made with or without the consent of the accused or upon his or her motion or upon that of others, shall be admitted in evidence against the accused on the issue of guilt in any criminal proceeding then or thereafter pending in any court, state or federal. A finding by the court that the accused is mentally fit to proceed shall in no way prejudice the accused in a defense to the crime charged on the ground that at the time thereof he or she was afflicted with a mental disease or defect excluding responsibility, nor shall such finding by the court be introduced in evidence on that issue nor otherwise be brought to the notice of the jury.

556.021. 1. An infraction does not constitute a criminal offense and conviction of an infraction shall not give rise to any disability or legal disadvantage based on conviction of a criminal offense.

2. Except as otherwise provided by law, the procedure for infractions shall be the same as for a misdemeanor.

3. If a person fails to appear in court either solely for an infraction or for an infraction which is committed in the same course of conduct as a criminal offense for which the person is charged, or if a person fails to respond to notice of an infraction from the central violations bureau established in section 476.385, the court may issue a default judgment for court costs and fines for the infraction which shall be enforced in the same manner as other default judgments, including enforcement under sections 488.5028 and 488.5030, unless the court determines that good cause or excusable neglect exists for the person's failure to appear for the infraction. The notice of entry of default judgment and the amount of fines and costs imposed shall be sent to the person by first class mail. The default judgment may be set aside for good cause if the person files a motion to set aside the judgment within six months of the date the notice of entry of default judgment is mailed.

4. Notwithstanding subsection 3 of this section or any provisions of law to the contrary, a court may issue a warrant for failure to appear for any violation **[**~~which~~**] that** is classified **or charged** as an infraction**; except that, a court shall not issue a warrant for failure to appear for any violation that is classified or charged as an infraction under chapter 307**.

5. Judgment against the defendant for an infraction shall be in the amount of the fine authorized by law and the court costs for the offense."; and

Further amend said bill, Pages 39-41, Section 558.031, Lines 1-68, by deleting all of said lines and inserting in lieu thereof the following:

"558.031. 1. A sentence of imprisonment shall commence when a person convicted of an offense in this state is received into the custody of the department of corrections or other place of confinement where the offender is sentenced.

2. Such person shall receive credit toward the service of a sentence of imprisonment for all time in prison, jail or custody after **[**~~conviction~~**] the offense occurred** and before the commencement of the sentence, when the time in custody was related to that offense**[**~~, and the circuit court may, when pronouncing sentence, award credit for time spent in prison, jail, or custody after the offense occurred and before conviction toward the service of the sentence of imprisonment, except:~~

~~(1) Such credit shall only be applied once when sentences are consecutive;~~

~~(2) Such credit shall only be applied if the person convicted was in custody in the state of Missouri, unless such custody was compelled exclusively by the state of Missouri's action; and~~

~~(3) As provided in section 559.100~~**]. This credit shall be based upon the certification of the sheriff as provided in subdivision (3) of subsection 2 of section 217.305 and may be supplemented by a certificate of a sheriff or other custodial officer from another jurisdiction having held the person on the charge of the offense for which the sentence of imprisonment is ordered**.

3. The officer required by law to deliver a person convicted of an offense in this state to the department of corrections shall endorse upon the papers required by section 217.305 both the dates the offender was in custody and the period of time to be credited toward the service of the sentence of imprisonment, except as endorsed by such officer.

4. If a person convicted of an offense escapes from custody, such escape shall interrupt the sentence. The interruption shall continue until such person is returned to the correctional center where the sentence was being served, or in the case of a person committed to the custody of the department of corrections, to any correctional center operated by the department of corrections. An escape shall also interrupt the jail time credit to be applied to a sentence which had not commenced when the escape occurred.

5. If a sentence of imprisonment is vacated and a new sentence imposed upon the offender for that offense, all time served under the vacated sentence shall be credited against the new sentence, unless the time has already been credited to another sentence as provided in subsection 1 of this section.

6. If a person released from imprisonment on parole or serving a conditional release term violates any of the conditions of his or her parole or release, he or she may be treated as a parole violator. If the parole board revokes the parole or conditional release, the paroled person shall serve the remainder of the prison term and conditional release term, as an additional prison term, and the conditionally released person shall serve the remainder of the conditional release term as a prison term, unless released on parole.

7. Subsection 2 of this section shall be applicable to offenses **[**~~occurring~~**] for which the offender was sentenced** on or after August 28, **[**~~2021~~**] 2023**.

8. The total amount of credit given shall not exceed the number of days spent in prison, jail, or custody after the offense occurred and before the commencement of the sentence."; and

Further amend said bill, Pages 41-42, Section 565.003, Lines 1-17, by deleting said section and lines and inserting in lieu thereof the following:

"565.240. 1. A person commits the offense of unlawful posting of certain information over the internet if he or she knowingly posts the name, home address, Social Security number, telephone number, or any other personally identifiable information of any person on the internet intending to cause great bodily harm or death, or threatening to cause great bodily harm or death to such person.

2. The offense of unlawful posting of certain information over the internet is a class C misdemeanor, unless the person knowingly posts on the internet the name, home address, Social Security number, telephone number, or any other personally identifiable information of any law enforcement officer, corrections officer, parole officer, judge, commissioner, or prosecuting attorney, or of any immediate family member of such law enforcement officer, corrections officer, parole officer, judge, commissioner, or prosecuting attorney, intending to cause great

bodily harm or death, or threatening to cause great bodily harm or death, in which case it is a class E felony**, and if such intention or threat results in bodily harm or death to such person or immediate family member, the offense of unlawful posting of certain information over the internet is a class D felony**."; and

Further amend said bill, Pages 46-48, Section 571.015, Lines 1-48, by deleting said lines and inserting in lieu thereof the following:

"571.015. 1. Any person who commits any felony under the laws of this state by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon is also guilty of the offense of armed criminal action**; the offense of armed criminal action shall be an unclassified felony** and, upon conviction, shall be punished by imprisonment by the department of corrections for a term of not less than three years and not to exceed fifteen years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term of not less than five years. The punishment imposed pursuant to this subsection shall be in addition to and consecutive to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon. No person convicted under this subsection shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of three calendar years.

2. Any person convicted of a second offense of armed criminal action under subsection 1 of this section shall be punished by imprisonment by the department of corrections for a term of not less than five years and not to exceed thirty years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term not less than fifteen years. The punishment imposed pursuant to this subsection shall be in addition to and consecutive to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon. No person convicted under this subsection shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of five calendar years.

3. Any person convicted of a third or subsequent offense of armed criminal action under subsection 1 of this section shall be punished by imprisonment by the department of corrections for a term of not less than ten years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be no less than fifteen years. The punishment imposed pursuant to this subsection shall be in addition to and consecutive to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon. No person convicted under this subsection shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of ten calendar years."; and

Further amend said bill, Page 61, Section 579.088, Line 7, by inserting after said section and line the following:

"590.192. 1. There is hereby established the "Critical Incident Stress Management Program" within the department of public safety. The program shall provide services for peace officers **and firefighters** to assist in coping with stress and potential psychological trauma resulting from a response to a critical incident or emotionally difficult event. Such services may include consultation, risk assessment, education, intervention, and other crisis intervention services provided by the department to peace officers **and firefighters** affected by a critical incident. For purposes of this section, a "critical incident" shall mean any event outside the usual realm of human experience that is markedly distressing or evokes reactions of intense fear, helplessness, or horror and involves the perceived threat to a person's physical integrity or the physical integrity of someone else.

2. All peace officers **and firefighters** shall be required to meet with a program service provider once every three to five years for a mental health check-in. The program service provider shall send a notification to the peace officer's commanding officer **or firefighter's fire protection district director** that he or she completed such check-in.

3. Any information disclosed by a peace officer **or firefighter** shall be privileged and shall not be used as evidence in criminal, administrative, or civil proceedings against the peace officer **or firefighter** unless:

(1) A program representative reasonably believes the disclosure is necessary to prevent harm to a person who received services or to prevent harm to another person;

(2) The person who received the services provides written consent to the disclosure; or

(3) The person receiving services discloses information that is required to be reported under mandatory reporting laws.

4. (1) There is hereby created in the state treasury the "988 Public Safety Fund", which shall consist of moneys appropriated by the general assembly. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and moneys in the fund shall be used solely by the department of public safety for the purposes of providing services for peace officers **and firefighters** to assist in coping with stress and potential psychological trauma resulting from a response to a critical incident or emotionally difficult event pursuant to subsection 1 of this section. Such services may include consultation, risk assessment, education, intervention, and other crisis intervention services provided by the department to peace officers **or firefighters** affected by a critical incident. The director of public safety may prescribe rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

590.653. 1. Each city, county and city not within a county may establish a civilian review board, **division of civilian oversight, or any other entity which provides civilian review or oversight of police agencies,** or may use an existing civilian review board **or division of civilian oversight or other named entity** which has been appointed by the local governing body, with the authority to investigate allegations of misconduct by local law enforcement officers towards members of the public. The members shall not receive compensation but shall receive reimbursement from the local governing body for all reasonable and necessary expenses.

2. The board**, division, or any other such entity,** shall have the power **[**~~to receive, investigate, make~~**] solely limited to receiving, investigating, making** findings and **[**~~recommend~~**] recommending** disciplinary action upon complaints by members of the public against members of the police department that allege misconduct involving excessive use of force, abuse of authority, discourtesy, or use of offensive language, including, but not limited to, slurs relating to race, ethnicity, religion, gender, sexual orientation and disability. The findings and recommendations of the board, **division, or other entity** and the basis therefor, shall be submitted to the chief law enforcement official. No finding or recommendation shall be based solely upon an unsworn complaint or statement, nor shall prior unsubstantiated, unfounded or withdrawn complaints be the basis for any such findings or recommendations. **Only the powers specifically granted herein are authorized and any and all authority granted to future or existing boards, divisions, or entities outside the scope of the powers listed herein are expressly preempted and void as a matter of law.**"; and

Further amend said bill, Page 67, Section 595.209, Line 220, by inserting after said section and line the following:

"600.042. 1. The director shall:

(1) Direct and supervise the work of the deputy directors and other state public defender office personnel appointed pursuant to this chapter; and he or she and the deputy director or directors may participate in the trial and appeal of criminal actions at the request of the defender;

(2) Submit to the commission, between August fifteenth and September fifteenth of each year, a report which shall include all pertinent data on the operation of the state public defender system, the costs, projected needs, and recommendations for statutory changes. Prior to October fifteenth of each year, the commission shall submit such report along with such recommendations, comments, conclusions, or other pertinent information it chooses to make to the chief justice, the governor, and the general assembly. Such reports shall be a public record, shall be maintained in the office of the state public defender, and shall be otherwise distributed as the commission shall direct;

(3) With the approval of the commission, establish such divisions, facilities and offices and select such professional, technical and other personnel, including investigators, as he deems reasonably necessary for the efficient operation and discharge of the duties of the state public defender system under this chapter;

(4) Administer and coordinate the operations of defender services and be responsible for the overall supervision of all personnel, offices, divisions and facilities of the state public defender system, except that the director shall have no authority to direct or control the legal defense provided by a defender to any person served by the state public defender system;

(5) Develop programs and administer activities to achieve the purposes of this chapter;

(6) Keep and maintain proper financial records with respect to the provision of all public defender services for use in the calculating of direct and indirect costs of any or all aspects of the operation of the state public defender system;

(7) Supervise the training of all public defenders and other personnel and establish such training courses as shall be appropriate;

(8) With approval of the commission, promulgate necessary rules, regulations and instructions consistent with this chapter defining the organization of the state public defender system and the responsibilities of division directors, district defenders, deputy district defenders, assistant public defenders and other personnel;

(9) With the approval of the commission, apply for and accept on behalf of the public defender system any funds which may be offered or which may become available from government grants, private gifts, donations or bequests or from any other source. Such moneys shall be deposited in the **[**~~state general revenue~~**] public defender - federal and other** fund;

(10) Contract for legal services with private attorneys on a case-by-case basis and with assigned counsel as the commission deems necessary considering the needs of the area, for fees approved and established by the commission;

(11) With the approval and on behalf of the commission, contract with private attorneys for the collection and enforcement of liens and other judgments owed to the state for services rendered by the state public defender system.

2. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

3. The director and defenders shall, within guidelines as established by the commission and as set forth in subsection 4 of this section, accept requests for legal services from eligible persons entitled to counsel under this chapter or otherwise so entitled under the constitution or laws of the United States or of the state of Missouri and provide such persons with legal services when, in the discretion of the director or the defenders, such provision of legal services is appropriate.

4. The director and defenders shall provide legal services to an eligible person:

(1) Who is detained or charged with a felony, including appeals from a conviction in such a case;

(2) Who is detained or charged with a misdemeanor which will probably result in confinement in the county jail upon conviction, including appeals from a conviction in such a case, unless the prosecuting or circuit attorney has waived a jail sentence;

(3) Who is charged with a violation of probation when it has been determined by a judge that the appointment of counsel is necessary to protect the person's due process rights under section 559.036;

(4) Who has been taken into custody pursuant to section 632.489, including appeals from a determination that the person is a sexually violent predator and petitions for release, notwithstanding any provisions of law to the contrary;

(5) For whom the federal constitution or the state constitution requires the appointment of counsel; and

(6) Who is charged in a case in which he or she faces a loss or deprivation of liberty, and in which the federal or the state constitution or any law of this state requires the appointment of counsel; however, the director and the defenders shall not be required to provide legal services to persons charged with violations of county or municipal ordinances, or misdemeanor offenses except as provided in this section.

5. The director may:

(1) Delegate the legal representation of an eligible person to any member of the state bar of Missouri;

(2) Designate persons as representatives of the director for the purpose of making indigency determinations and assigning counsel.

6. There is hereby created within the state treasury the "Public Defender - Federal and Other Fund", which shall be funded annually by appropriation, and which shall contain moneys received from any other funds from government grants, private gifts, donations, bequests, or any other source to be used for the purpose of funding local offices of the office of the state public defender. The state treasurer shall be the custodian of the fund and shall approve disbursements from the fund upon the request of the director of the office of state public defender. Any interest or other earnings with respect to amounts transferred to the fund shall be credited to the fund. Notwithstanding the provisions of section 33.080 to the contrary, any unexpended balances in the fund at the end of any fiscal year shall not be transferred to the general revenue fund or any other fund."; and

Further amend said bill, Page 79, Section 610.140, Line 369, by inserting after said section and line the following:

"650.058. 1. Notwithstanding the sovereign immunity of the state, any individual who was found guilty of a felony in a Missouri court and was later determined to be actually innocent of such crime **[**~~solely as a result of DNA profiling analysis~~**]** may be paid restitution. The individual may receive an amount of one hundred **seventy-nine** dollars per day for each day of postconviction incarceration for the crime for which the individual is determined to be actually innocent. The petition for the payment of said restitution shall be filed with the sentencing court. For the purposes of this section, the term "actually innocent" shall mean:

(1) The individual was convicted of a felony for which a final order of release was entered by the court;

(2) All appeals of the order of release have been exhausted;

(3) The individual was not serving any term of a sentence for any other crime concurrently with the sentence for which he or she is determined to be actually innocent, unless such individual was serving another concurrent sentence because his or her parole was revoked by a court or the parole board in connection with the crime for which the person has been exonerated. Regardless of whether any other basis may exist for the revocation of the person's probation or parole at the time of conviction for the crime for which the person is later determined to be actually innocent, when the court's or the parole board's sole stated reason for the revocation in its order is the conviction for the crime for which the person is later determined to be actually innocent, such order shall, for purposes of this section only, be conclusive evidence that **[**~~their~~**] the person's** probation or parole was revoked in connection with the crime for which the person has been exonerated; and

(4) Testing ordered under section 547.035, or testing by the order of any state or federal court, if such person was exonerated on or before August 28, 2004, or testing ordered under section 650.055, if such person was or is exonerated after August 28, 2004, **or after an evidentiary hearing and finding in a habeas corpus proceeding or a proceeding held pursuant to section 547.031 which** demonstrates a person's innocence of the crime for which the person is in custody.

Any individual who receives restitution under this section shall be prohibited from seeking any civil redress from the state, its departments and agencies, or any employee thereof, or any political subdivision or its employees. This section shall not be construed as a waiver of sovereign immunity for any purposes other than the restitution provided for herein. The department of corrections shall determine the aggregate amount of restitution owed during a fiscal year. If insufficient moneys are appropriated each fiscal year to pay restitution to such persons, the department shall pay each individual who has received an order awarding restitution a pro rata share of the amount appropriated. Provided sufficient moneys are appropriated to the department, the amounts owed to such individual shall be paid on June thirtieth of each subsequent fiscal year, until such time as the restitution to the individual has been paid in full. However, no individual awarded restitution under this subsection shall receive more than **[**~~thirty-six~~**] sixty-five** thousand **[**~~five hundred~~**]** dollars during each fiscal year. No interest on unpaid restitution shall be awarded to the individual. No individual who has been determined by the court to be actually innocent shall be responsible for the costs of care under section 217.831 **and may also be awarded other nonmonetary relief, including counseling, housing assistance, and personal financial literary assistance**.

2. If **a person receives DNA testing and** the results of the DNA testing confirm the person's guilt, then the person filing for DNA testing under section 547.035, shall:

(1) Be liable for any reasonable costs incurred when conducting the DNA test, including but not limited to the cost of the test. Such costs shall be determined by the court and shall be included in the findings of fact and conclusions of law made by the court; and

(2) Be sanctioned under the provisions of section 217.262.

3. A petition for payment of restitution under this section may **[**~~only~~**]** be filed **only** by the individual determined to be actually innocent or the individual's legal guardian. No claim or petition for restitution under this section may be filed by the individual's heirs or assigns. An individual's right to receive restitution under this section is not assignable or otherwise transferrable. The state's obligation to pay restitution under this section shall cease upon the individual's death. Any beneficiary designation that purports to bequeath, assign, or otherwise convey the right to receive such restitution shall be void and unenforceable.

4. An individual who is determined to be actually innocent of a crime under this chapter shall automatically be granted an order of expungement from the court in which he or she pled guilty or was sentenced to expunge from all official records all recordations of his or her arrest, plea, trial or conviction. Upon **the court's** granting of the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the court shall be confidential and **[**~~only~~**]** available **only** to the parties or by order of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction or expungement in response to any inquiry made of him or her for any purpose whatsoever**,** and no such inquiry shall be made for information relating to an expungement under this section.

650.320. For the purposes of sections 650.320 to 650.340, the following terms mean:

(1) "Board", the Missouri 911 service board established in section 650.325;

(2) "Public safety answering point", the location at which 911 calls are answered;

(3) "Telecommunicator **first responder**", any person employed as an emergency **[**~~telephone worker,~~**]** call taker or public safety dispatcher whose duties include receiving, processing or transmitting public safety information received through a 911 public safety answering point.

650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from the department of public safety, and the other members shall be selected as follows:

(1) One member chosen to represent an association domiciled in this state whose primary interest relates to municipalities;

(2) One member chosen to represent the Missouri 911 Directors Association;

(3) One member chosen to represent emergency medical services and physicians;

(4) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to a national emergency number;

(5) One member chosen to represent an association whose primary interest relates to issues pertaining to fire chiefs;

(6) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to issues pertaining to public safety communications officers;

(7) One member chosen to represent an association whose primary interest relates to issues pertaining to police chiefs;

(8) One member chosen to represent an association domiciled in this state whose primary interest relates to issues pertaining to sheriffs;

(9) One member chosen to represent counties of the second, third, and fourth classification;

(10) One member chosen to represent counties of the first classification, counties with a charter form of government, and cities not within a county;

(11) One member chosen to represent telecommunications service providers;

(12) One member chosen to represent wireless telecommunications service providers;

(13) One member chosen to represent voice over internet protocol service providers; and

(14) One member chosen to represent the governor's council on disability established under section 37.735.

2. Each of the members of the board shall be appointed by the governor with the advice and consent of the senate for a term of four years. Members of the committee may serve multiple terms. No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other representative serving as a member of the board.

Notwithstanding subsection 1 of this section to the contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of their terms.

3. The board shall meet at least quarterly at a place and time specified by the chairperson of the board and it shall keep and maintain records of such meetings, as well as the other activities of the board. Members shall not be compensated but shall receive actual and necessary expenses for attending meetings of the board.

4. The board shall:

(1) Organize and adopt standards governing the board's formal and informal procedures;

(2) Provide recommendations for primary answering points and secondary answering points on technical and operational standards for 911 services;

(3) Provide recommendations to public agencies concerning model systems to be considered in preparing a 911 service plan;

(4) Provide requested mediation services to political subdivisions involved in jurisdictional disputes regarding the provision of 911 services, except that the board shall not supersede decision-making authority of local political subdivisions in regard to 911 services;

(5) Provide assistance to the governor and the general assembly regarding 911 services;

(6) Review existing and proposed legislation and make recommendations as to changes that would improve such legislation;

(7) Aid and assist in the timely collection and dissemination of information relating to the use of a universal emergency telephone number;

(8) Perform other duties as necessary to promote successful development, implementation and operation of 911 systems across the state, including monitoring federal and industry standards being developed for next-generation 911 systems;

(9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911 operations and ensuring compliance with federal grants for 911 funding;

(10) Elect the chair from its membership;

(11) Apply for and receive grants from federal, private, and other sources;

(12) Report to the governor and the general assembly at least every three years on the status of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and levels of service;

(13) Conduct and review an annual survey of public safety answering points in Missouri to evaluate potential for improved services, coordination, and feasibility of consolidation;

(14) Make and execute contracts or any other instruments and agreements necessary or convenient for the exercise of its powers and functions, including for the development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(15) Develop a plan and timeline of target dates for the testing, implementation, and operation of a next-generation 911 system throughout Missouri. The next-generation 911 system shall allow for the processing of electronic messages including, but not limited to, electronic messages containing text, images, video, or data;

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

(b) Promotion of consolidation where appropriate;

(c) Mapping and addressing all county locations;

(d) Ensuring primary access and texting abilities to 911 services for disabled residents;

(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019; and

(f) Development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;

(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;

(19) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation;

(20) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee;

(21) Establish criteria for consolidation prioritization of public safety answering points;

(22) In coordination with existing public safety answering points, by December 31, 2018, designate no more than eleven regional 911 coordination centers which shall coordinate statewide interoperability among public safety answering points within their region through the use of a statewide 911 emergency services network; **[**~~and~~**]**

(23) Establish an annual budget, retain records of all revenue and expenditures made, retain minutes of all meetings and subcommittees, post records, minutes, and reports on the board's webpage on the department of public safety website**; and**

(24) Promote and educate the public about the critical role of telecommunicator first responders in protecting the public and ensuring public safety.

5. The department of public safety shall provide staff assistance to the board as necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

6. The board shall promulgate rules and regulations that are reasonable and necessary to implement and administer the provisions of sections 190.455, 190.460, 190.465, 190.470, 190.475, and sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section 536.010, shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017, shall be invalid and void.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for **[**~~telecommunicators~~**]** **telecommunicator first responders** who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator **first responder**, 16 hours;

(2) Fire telecommunicator **first responder**, 16 hours;

(3) Emergency medical services telecommunicator **first responder**, 16 hours;

(4) Joint communication center telecommunicator **first responder**, 40 hours.

3. All persons employed as a telecommunicator **first responder** in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator **first responder**. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section.

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator **or a telecommunicator first responder** after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator **or telecommunicator first responder**.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

SS SCS SBs 189, 36 & 37, with House Amendment No. 1, pending, was laid over.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 92, relating to tax credits, was taken up by Representative Gregory.

Representative Gregory moved that the title of **HCS SS SCS SB 92** be agreed to.

Representative Houx offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Page 1, In the Title, Line 3, by deleting the words "tax credits" and inserting in lieu thereof "taxation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houx, **House Amendment No. 1** was adopted.

Representative Gregory offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Pages 34-35, Lines 120-129, by deleting said lines and inserting in lieu thereof the following:

"**(32) "State sharing ratio", the ratio determined by taking the sum of the actual and projected direct and indirect state and local tax revenue projected over a period of at least ten subsequent years, as shown on the most recent revenue impact assessment submitted by the rural fund as required in subdivision (5) of subsection 1 of section 620.3530, divided by the amount of tax credit equity contributed by the investors of the rural investor in exchange for the tax credits authorized pursuant to sections 620.3500 to 620.3530;**"; and

Further amend said bill, Page 40, Section 620.3530, Line 19, by deleting the word "**and**"; and

Further amend said bill, page, and section, Line 20, by inserting after the number "**(5)**" the following:

"**A revenue impact assessment projecting state and local tax revenue actually generated and projected to be generated from a rural fund's qualified investments, prepared by a nationally recognized, third party, independent firm engaged by the rural fund, in agreement with the department, that uses a dynamic forecasting model that projects the direct and indirect state and local tax revenue for a period of not less than ten years; and**

(6)"; and

Further amend said bill and section, Page 41, Lines 40-43, by deleting said lines and inserting in lieu thereof the following:

"**to one minus the state sharing ratio multiplied by the amount of tax credit equity contributed by the investors of the rural investor in exchange for the tax credits authorized pursuant to sections 620.3500 to 620.3530, provided the rural fund may make distributions to make payments on the leverage source in an amount not to exceed principal and interest owed on the leverage source.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 2** was adopted.

Representative Shields offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Page 21, Section 135.778, Line 69, by inserting after all said section and line the following:

"135.1310. 1. This section shall be known and may be cited as the "Child Care Contribution Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Child care", the same as defined in section 210.201;

(2) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(3) "Child care provider", a child care provider as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(4) "Contribution", an eligible donation of cash, stock, bonds or other marketable securities, or real property;

(5) "Department", the Missouri department of economic development;

(6) "Person related to the taxpayer", an individual connected with the taxpayer by blood, adoption, or marriage, or an individual, corporation, partnership, limited liability company, trust, or association controlled by, or under the control of, the taxpayer directly, or through an individual, corporation, limited liability company, partnership, trust, or association under the control of the taxpayer;

(7) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(8) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer under chapter 143 and chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer under chapter 143;

(9) "Tax credit", a credit against the taxpayer's state tax liability;

(10) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or individuals or partnerships subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2023, a taxpayer may claim the tax credit authorized in this section against the taxpayer's state tax liability for the tax year in which a verified contribution was made in an amount up to seventy-five percent of the verified contribution to a child care provider. Any tax credit issued shall not be less than one hundred dollars and shall not exceed two hundred thousand dollars per tax year.

(1) The child care provider receiving a contribution shall, within sixty days of the date it received the contribution, issue the taxpayer a contribution verification and file a copy of the contribution verification with the department. The contribution verification shall be in the form established by the department and shall include the taxpayer's name, taxpayer's state or federal tax identification number or last four digits of the taxpayer's Social Security number, amount of tax credit, amount of contribution, legal name and address of the child care provider receiving the tax credit, the child care provider's federal employer identification number, the child care provider's departmental vendor number or license number, and the date the child care provider received the contribution from the taxpayer. The contribution verification shall include a signed attestation stating the child care provider will use the contribution solely to promote child care.

(2) The failure of the child care provider to timely issue the contribution verification to the taxpayer or file it with the department shall entitle the taxpayer to a refund of the contribution from the child care provider.

4. A donation is eligible when:

(1) The donation is used directly by a child care provider to promote child care for children twelve years of age or younger, including by acquiring or improving child care facilities, equipment, or services, or improving staff salaries, staff training, or the quality of child care;

(2) The donation is made to a child care provider in which the taxpayer or a person related to the taxpayer does not have a direct financial interest; and

(3) The donation is not made in exchange for care of a child or children in the case of an individual taxpayer that is not an employer making a contribution on behalf of its employees.

5. A child care provider that uses the contribution for an ineligible purpose shall repay to the department the value of the tax credit for the contribution amount used for an ineligible purpose.

6. The tax credits authorized by this section shall not be refundable and shall not be transferred, sold, or otherwise conveyed. Any amount of approved tax credits that a taxpayer is prohibited by this subsection from using for the tax year in which the credit is first claimed may be carried back to the taxpayer's immediately prior tax year and carried forward to the taxpayer's subsequent tax year for up to five succeeding tax years.

7. Notwithstanding any provision of subsection 6 of this section to the contrary, a taxpayer that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt taxpayer may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt taxpayer is not required to file a tax return under the provisions of chapter 143, the exempt taxpayer may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

8. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year. A taxpayer shall apply to the department for the child care contribution tax credit by submitting a copy of the contribution verification provided by a child care provider to such taxpayer. Upon receipt of the contribution verification, the department shall issue a tax credit certificate to the applicant.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for contributions made to child care providers located in a child care desert. The director of the department shall publish such adjusted amount.

9. The tax credits allowed under this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

10. All action and communication undertaken or required under this section shall be exempt from section 105.1500.

11. The department may promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

12. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

135.1325. 1. This section shall be known and may be cited as the "Employer Provided Child Care Assistance Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(2) "Child care facility", a child care facility as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(3) "Department", the Missouri department of economic development;

(4) "Employer matching contribution", a contribution made by the taxpayer to a cafeteria plan, as that term is used in 26 U.S.C. Section 125, of an employee of the taxpayer, that matches a dollar amount or percentage of the employee's contribution to the cafeteria plan, but this term does not include the amount of any salary reduction or other compensation foregone by the employee in connection with the cafeteria plan;

(5) "Qualified child care expenditure", an amount paid of reasonable costs incurred that meet any of the following:

(a) To acquire, construct, rehabilitate, or expand property that will be, or is, used as part of a child care facility that is either operated by the taxpayer or contracted with by the taxpayer and which does not constitute part of the principal residence of the taxpayer or any employee of the taxpayer;

(b) For the operating costs of a child care facility of the taxpayer, including costs relating to the training of employees, scholarship programs, and for compensation to employees;

(c) Under a contract with a child care facility to provide child care services to employees of the taxpayer; or

(d) As an employer matching contribution, but only to the extent such employer matching contribution is restricted by the taxpayer solely for the taxpayer's employee to obtain child care services at a child care facility and is used for that purpose during the tax year;

(6) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(7) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer under the provisions of chapter 143 and chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer under the provisions of chapter 143;

(8) "Tax credit", a credit against the taxpayer's state tax liability;

(9) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or individuals or partnerships subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2023, a taxpayer may claim a tax credit authorized in this section in an amount equal to thirty percent of the qualified child care expenditures paid or incurred with respect to a child care facility. The maximum amount of any tax credit issued under this section shall not exceed two hundred thousand dollars per taxpayer per tax year.

4. A facility shall not be treated as a child care facility with respect to a taxpayer unless the following conditions have been met:

(1) Enrollment in the facility is open to employees of the taxpayer during the tax year; and

(2) If the facility is the principal business of the taxpayer, at least thirty percent of the enrollees of such facility are dependents of employees of the taxpayer.

5. The tax credits authorized by this section shall not be refundable or transferable. The tax credits shall not be sold, assigned, or otherwise conveyed. Any amount of approved tax credits that a taxpayer is prohibited by this subsection from using for the tax year in which the credit is first claimed may be carried back to the taxpayer's immediately prior tax year and carried forward to the taxpayer's subsequent tax year for up to five succeeding tax years.

6. Notwithstanding any provision of subsection 5 of this section to the contrary, a taxpayer that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt taxpayer may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt taxpayer is not required to file a tax return under the provisions of chapter 143, the exempt taxpayer may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

7. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for qualified child care expenditures for child care facilities located in a child care desert. The director of the department shall publish such adjusted amount.

8. A taxpayer who has claimed a tax credit under this section shall notify the department within sixty days of any cessation of operation, change in ownership, or agreement to assume recapture liability as such terms are defined by 26 U.S.C. Section 45F, in the form and manner prescribed by department rule or instruction. If there is a cessation of operation or change in ownership relating to a child care facility, the taxpayer shall repay the department the applicable recapture percentage of the credit allowed under this section, but this recapture amount shall be limited to the tax credit allowed under this section. The recapture amount shall be considered a tax liability arising on the tax payment due date for the tax year in which the cessation of operation, change in ownership, or agreement to assume recapture liability occurred and shall be assessed and collected under the same provisions that apply to a tax liability under chapter 143 or chapter 148.

9. The tax credit allowed under this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

10. All action and communication undertaken or required under this section shall be exempt from section 105.1500.

11. The department may promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable

and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

12. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

135.1350. 1. This section shall be known and may be cited as the "Child Care Providers Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Capital expenditures", expenses incurred by a child care provider, during the tax year for which a tax credit is claimed under this section, for the construction, renovation, or rehabilitation of a child care facility to the extent necessary to operate a child care facility and comply with applicable child care facility regulations promulgated by the department of elementary and secondary education;

(2) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(3) "Child care facility", a child care facility as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(4) "Child care provider", a child care provider as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(5) "Department", the department of elementary and secondary education;

(6) "Eligible employer withholding tax", the total amount of tax that the child care provider was required, under section 143.191, to deduct and withhold from the wages it paid to employees during the tax year for which the child care provider is claiming a tax credit under this section, to the extent actually paid;

(7) "Employee", an employee, as that term is used in subsection 2 of section 143.191, of a child care provider who worked for the child care provider for an average of at least ten hours per week for at least a three-month period during the tax year for which a tax credit is claimed under this section and who is not an immediate family member of the child care provider;

(8) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(9) "State tax liability", any liability incurred by the taxpayer under the provisions of chapter 143, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions;

(10) "Tax credit", a credit against the taxpayer's state tax liability;

(11) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or an individual or partnership subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2024, a child care provider with three or more employees may claim a tax credit authorized in this section in an amount equal to the child care provider's eligible employer withholding tax, and may also claim a tax credit in an amount up to thirty percent of the child care provider's capital expenditures. No tax credit for capital expenditures shall be allowed if the

capital expenditures are less than one thousand dollars. The amount of any tax credit issued under this section shall not exceed two hundred thousand dollars per child care provider per tax year.

4. To claim a tax credit authorized under this section, a child care provider shall submit to the department, for preliminary approval, an application for the tax credit on a form provided by the department and at such times as the department may require. If the child care provider is applying for a tax credit for capital expenditures, the child care provider shall present proof acceptable to the department that the child care provider's capital expenditures satisfy the requirements of subdivision (1) of subsection 2 of this section. Upon final approval of an application, the department shall issue the child care provider a certificate of tax credit.

5. The tax credits authorized by this section shall not be refundable and shall not be transferred, sold, assigned, or otherwise conveyed. Any amount of credit that exceeds the child care provider's state tax liability for the tax year for which the tax credit is issued may be carried back to the child care provider's immediately prior tax year or carried forward to the child care provider's subsequent tax year for up to five succeeding tax years.

6. Notwithstanding any provision of subsection 5 of this section to the contrary, a child care provider that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt child care provider may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt child care provider is not required to file a tax return under the provisions of chapter 143, the exempt child care provider may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

7. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for child care providers located in a child care desert. The director of the department shall publish such adjusted amount.

8. The tax credit authorized by this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

9. All action and communication undertaken or required with respect to this section shall be exempt from section 105.1500. Notwithstanding section 32.057 or any other tax confidentiality law to the contrary, the department of revenue may disclose tax information to the department for the purpose of the verification of a child care provider's eligible employer withholding tax under this section.

10. The department may promulgate rules and adopt statements of policy, procedures, forms, and guidelines to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

11. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 3** was adopted.

Representative Hardwick offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Pages 3-5, Section 135.465, Lines 1-52, by deleting all of said section and lines and inserting in lieu thereof the following:

"**135.465. 1. As used in this section, the following terms mean:**

(1) "Federal work opportunity credit", the work opportunity tax credit allowed under 26 U.S.C. Section 51, as amended;

(2) "Qualified taxpayer", any individual or entity subject to the state income tax imposed under chapter 143, 147, 148, or 153, excluding the withholding tax imposed under sections 143.191 to 143.265, who is an employer that incurred or paid wages to an individual who is in a targeted group and was employed in the state during the tax year for which the tax credit under this section is claimed;

(3) "Targeted group", the same meaning as defined in 26 U.S.C. Section 51, as amended;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, 147, 148, or 153, excluding withholding tax imposed under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2024, a qualified taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability for wages incurred or paid by the qualified taxpayer during the tax year to an individual who is in a targeted group and who is employed in the state in an amount equal to the lesser of:

(1) One hundred percent of the federal work opportunity credit properly claimed for the tax year by the qualified taxpayer on such taxpayer's federal income tax return with respect to such wages, excluding any amount carried back or forward from another tax year in accordance with 26 U.S.C. Section 51, as amended; or

(2) The Missouri state income tax liability of the taxpayer for that tax year, except in the case of an employer that is an organization exempt from taxation under 26 U.S.C. Section 501(c), as amended.

3. An employer that is an organization exempt from taxation under 26 U.S.C. Section 501(c), as amended may apply the credit authorized under this section as a credit for the payment of taxes that the organization is required to withhold from the wages of employees and required to pay to the state.

4. Tax credits issued under the provisions of this section shall not be refundable. No tax credit claimed under this section shall be carried forward to any subsequent tax year.

5. No tax credit claimed under this section shall be assigned, transferred, sold, or otherwise conveyed.

6. The cumulative amount of tax credits allowed to all taxpayers under this section shall not exceed ten million dollars per tax year. If the amount of tax credits claimed in a tax year under this section exceeds ten million dollars, tax credits shall be allowed based on the order in which they are claimed.

7. The department of revenue shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to

review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

8. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hardwick, **House Amendment No. 4** was adopted.

Representative Houx offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Page 21, Section 135.778, Line 69, by inserting after all of said section and line the following:

"313.800. 1. As used in sections 313.800 to 313.850, unless the context clearly requires otherwise, the following terms mean:

(1) "Adjusted gross receipts", the gross receipts from licensed gambling games and devices less winnings paid to wagerers**. "Adjusted gross receipts" shall not include adjusted gross receipts from sports wagering as defined in section 313.1000**;

(2) "Applicant", any person applying for a license authorized under the provisions of sections 313.800 to 313.850;

(3) "Bank", the elevations of ground which confine the waters of the Mississippi or Missouri Rivers at the ordinary high water mark as defined by common law;

(4) "Capital, cultural, and special law enforcement purpose expenditures" shall include any disbursement, including disbursements for principal, interest, and costs of issuance and trustee administration related to any indebtedness, for the acquisition of land, land improvements, buildings and building improvements, vehicles, machinery, equipment, works of art, intersections, signing, signalization, parking lot, bus stop, station, garage, terminal, hanger, shelter, dock, wharf, rest area, river port, airport, light rail, railroad, other mass transit, pedestrian shopping malls and plazas, parks, lawns, trees, and other landscape, convention center, roads, traffic control devices, sidewalks, alleys, ramps, tunnels, overpasses and underpasses, utilities, streetscape, lighting, trash receptacles, marquees, paintings, murals, fountains, sculptures, water and sewer systems, dams, drainage systems, creek bank restoration, any asset with a useful life greater than one year, cultural events, and any expenditure related to a law enforcement officer deployed as horse-mounted patrol, school resource or drug awareness resistance education (D.A.R.E) officer;

(5) "Cheat", to alter the selection of criteria which determine the result of a gambling game or the amount or frequency of payment in a gambling game;

(6) "Commission", the Missouri gaming commission;

(7) "Credit instrument", a written check, negotiable instrument, automatic bank draft or other authorization from a qualified person to an excursion gambling boat licensee or any of its affiliated companies licensed by the commission authorizing the licensee to withdraw the amount of credit extended by the licensee to such person from the qualified person's banking account in an amount determined under section 313.817 on or after a date certain of not more than thirty days from the date the credit was extended, and includes any such writing taken in consolidation, redemption or payment of a previous credit instrument, but does not include any interest-bearing installment loan or other extension of credit secured by collateral;

(8) "Dock", the location in a city or county authorized under subsection 10 of section 313.812 which contains any natural or artificial space, inlet, hollow, or basin, in or adjacent to a bank of the Mississippi or Missouri Rivers, next to a wharf or landing devoted to the embarking of passengers on and disembarking of passengers from a gambling excursion but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(9) "Excursion gambling boat", a boat, ferry, other floating facility, or any nonfloating facility licensed by the commission on or inside of which gambling games are allowed;

(10) "Fiscal year", the fiscal year of a home dock city or county;

(11) "Floating facility", any facility built or originally built as a boat, ferry or barge licensed by the commission on which gambling games are allowed;

(12) "Gambling excursion", the time during which gambling games may be operated on an excursion gambling boat whether docked or during a cruise;

(13) "Gambling game" includes, but is not limited to, games of skill or games of chance on an excursion gambling boat **[**~~but does not include gambling on sporting events~~**]**; provided such games of chance are approved by amendment to the Missouri Constitution;

(14) "Games of chance", any gambling game in which the player's expected return is not favorably increased by the player's reason, foresight, dexterity, sagacity, design, information or strategy;

(15) "Games of skill", any gambling game in which there is an opportunity for the player to use the player's reason, foresight, dexterity, sagacity, design, information or strategy to favorably increase the player's expected return; including, but not limited to, the gambling games known as "poker", "blackjack" (twenty-one), "craps", "Caribbean stud", "pai gow poker", "Texas hold'em", "double down stud", **"sports wagering",** and any video representation of such games;

(16) "Gross receipts", the total sums wagered by patrons of licensed gambling games;

(17) "Holder of occupational license", a person licensed by the commission to perform an occupation within excursion gambling boat operations which the commission has identified as requiring a license;

(18) "Licensee", any person licensed under sections 313.800 to 313.850;

(19) "Mississippi River" and "Missouri River", the water, bed and banks of those rivers, including any space filled wholly or partially by the water of those rivers in a manner approved by the commission but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(20) "Nonfloating facility", any structure within one thousand feet from the closest edge of the main channel of the Missouri or Mississippi River, as established by the United States Army Corps of Engineers, that contains at least two thousand gallons of water beneath or inside the facility either by an enclosed space containing such water or in rigid or semirigid storage containers, tanks, or structures;

(21) "Supplier", a person who sells or leases gambling equipment and gambling supplies to any licensee.

2. (1) In addition to the games of skill defined in this section, the commission may approve other games of skill upon receiving a petition requesting approval of a gambling game from any applicant or licensee. The commission may set the matter for hearing by serving the applicant or licensee with written notice of the time and place of the hearing not less than five days prior to the date of the hearing and posting a public notice at each commission office. The commission shall require the applicant or licensee to pay the cost of placing a notice in a newspaper of general circulation in the applicant's or licensee's home dock city or county. The burden of proof that the gambling game is a game of skill is at all times on the petitioner. The petitioner shall have the affirmative responsibility of establishing the petitioner's case by a preponderance of evidence including:

(a) Is it in the best interest of gaming to allow the game; and

(b) Is the gambling game a game of chance or a game of skill?

(2) All testimony shall be given under oath or affirmation. Any citizen of this state shall have the opportunity to testify on the merits of the petition. The commission may subpoena witnesses to offer expert testimony. Upon conclusion of the hearing, the commission shall evaluate the record of the hearing and issue written findings of fact that shall be based exclusively on the evidence and on matters officially noticed. The commission shall then render a written decision on the merits which shall contain findings of fact, conclusions of law and a final commission order. The final commission order shall be within thirty days of the hearing. Copies of the final commission order shall be served on the petitioner by certified or overnight express mail, postage prepaid, or by personal delivery.

313.813. The commission may promulgate rules allowing a person that is a problem gambler to voluntarily exclude him/herself from an excursion gambling boat**, or a licensed facility or platform regulated under sections 313.1000 to 313.1022**. Any person that has been self-excluded is guilty of trespassing in the first degree pursuant to section 569.140 if such person enters an excursion gambling boat. **Any person who has been self-excluded and is found to have placed a wager under sections 313.1000 to 313.1022 shall forfeit his or her winnings and such winnings shall be credited to the compulsive gamblers fund created under section 313.842.**

313.842. **1.** There **[**~~may~~**] shall** be established programs which shall provide treatment, prevention**, recovery,** and education services for compulsive gambling. As used in this section, "compulsive gambling" means a condition suffered by a person who is chronically and progressively preoccupied with gambling and the urge to gamble. Subject to appropriation, such programs shall be funded from the one-cent admission fee authorized pursuant to section 313.820, and in addition, may be funded from the taxes collected and distributed to any city or county under section 313.822 **or any other funds appropriated by the general assembly**. Such moneys shall be submitted to the state and credited to the "Compulsive Gamblers Fund", which is hereby established within the department of mental health. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the fund at the end of any biennium shall not be transferred to the credit of the general revenue fund. The department of mental health shall administer programs, either directly or by contract, for compulsive gamblers. The commission **[**~~may~~**] shall** administer programs to educate the public about problem gambling and promote treatment programs offered by the department of mental health. In addition, the commission shall administer the voluntary exclusion program for problem gamblers authorized by section **[**~~313.833~~**] 313.813**.

2. The commission, in cooperation with the department of mental health, shall develop a triennial research report in order to assess the social and economic effects of gaming in the state and to obtain scientific information related to the neuroscience, psychology, sociology, epidemiology, and etiology of compulsive gambling. The report and associated studies shall be submitted to the governor, the president pro tempore of the senate, and the speaker of the house of representatives no later than December 31, 2024, and not later than December thirty-first of every third year thereafter. The research report shall consist of at least:

(1) A baseline study of the existing occurrence of compulsive gambling in the state. The study shall examine and describe the existing levels of compulsive gambling and the existing programs available that have a goal of preventing and addressing the harmful consequences of compulsive gambling;

(2) A comprehensive legal and factual study of the social and economic impacts of gambling on the state; and

(3) Recommendations on programs and legislative actions to address compulsive gambling in the state, including a recommended appropriation to the compulsive gamblers fund based on the study required in subdivision (1) of this subsection.

313.1000. 1. As used in sections 313.1000 to 313.1022, the following terms shall mean:

(1) "Adjusted gross receipts":

(a) The total of all cash and cash equivalents received by a sports wagering operator from sports wagering minus the total of:

a. All cash and cash equivalents paid out as winnings to sports wagering patrons;

b. The actual costs paid by a sports wagering operator for anything of value provided to and redeemed by patrons, including merchandise or services distributed to sports wagering patrons to incentivize sports wagering;

c. Voided or cancelled wagers;

d. For the first year of implementation, one hundred percent of the costs of free play or promotional credits provided to and redeemed by patrons and decreasing by twenty-five percent each year following until the fifth and subsequent years, in which no cost of free play or promotional credits shall be deducted;

e. Any sums paid as a result of any federal tax, including federal excise tax; and

f. Uncollectible sports wagering receivables, not to exceed the lesser of:

(i) A reasonable provision for uncollectible patron checks, automated clearing house (ACH) transactions, debit card transactions, and credit card transactions received from sports wagering operations; or

(ii) Two percent of the total of all sums, including checks, whether collected, less the amount paid out as winnings to sports wagering patrons. For purposes of this section, a counter or personal check that is invalid or unenforceable under this section is considered cash received by the sports wagering operator from sports wagering operations;

(b) The deductions allowed under paragraph (a) of this subdivision shall not include any costs arising directly from the purchase of advertising with a nonpatron third party, including the direct cost of purchasing print, television, or radio advertising or any signage or billboards;

(c) If the amount of adjusted gross receipts in a gaming month is a negative figure, the certificate holder shall remit no sports wagering tax for that gaming month. Any negative adjusted gross receipts shall be carried over and calculated as a deduction in the subsequent gaming months until the negative figure has been brought to a zero balance;

(2) "Certificate holder", a licensed applicant issued a certificate of authority by the commission;

(3) "Certificate of authority", a certificate issued by the commission authorizing a licensed applicant to conduct sports wagering under sections 313.1000 to 313.1022;

(4) "Commercially reasonable terms", for the purposes of official league data only, includes the following nonexclusive factors:

(a) The extent to which event wagering operators have purchased the same or similar official league data on the same or similar terms;

(b) The speed, accuracy, timeliness, reliability, quality, and quantity of the official league data as compared to comparable alternative data sources;

(c) The quality and complexity of the process used to collect and distribute the official league data as compared to comparable alternative data sources; and

(d) The availability and cost of similar league data from multiple sources;

(5) "Commission", the Missouri gaming commission;

(6) "Covered persons", athletes; umpires, referees, and officials; personnel associated with clubs, teams, leagues, and athletic associations; medical professionals, including athletic trainers, who provide services to athletes and players; and the family members and associates of these persons where required to serve the purposes of sections 313.1000 to 313.1022;

(7) "Department", the department of revenue;

(8) "Designated sports district", the premises of a facility located in this state with a capacity of eleven thousand five hundred people or more, at which one or more professional sports teams that is a member of the National Football League, Major League Baseball, the National Hockey League, the National Basketball Association, Major League Soccer, the Women's National Basketball Association, or the National Women's Soccer League plays its home games, and the surrounding area within four hundred yards of such premises;

(9) "Designated sports district mobile licensee", a person or entity, registered to do business within this state, that is designated by a professional sports team entity to be a licensed applicant and an interactive sports wagering platform operator authorized to offer sports wagering only via the internet in this state, subject to the commission's approval and licensure under sections 313.1000 to 313.1022; provided, however, for purposes of clarification and avoidance of doubt, the designated person or entity, rather than the applicable professional sports team entity, shall be the party that submits to the commission for licensure under sections 313.1000 to 313.1022;

(10) "Esports", athletic and sporting events in which all participants are eighteen years of age or older and involving electronic sports and competitive video games;

(11) "Excursion gambling boat", the same meaning as defined under section 313.800;

(12) "Gross receipts", the total amount of cash and cash equivalents paid by sports wagering patrons to a sports wagering operator to participate in sports wagering;

(13) "Interactive sports wagering platform" or "platform", a platform operated by an interactive sports wagering platform operator that offers sports wagering through an individual account registered to an eligible person, under section 313.1014, over the internet, including on websites and mobile devices, on behalf of a licensed facility or designated sports district. Except as otherwise provided, an interactive sports wagering platform may also offer in-person sports wagering on behalf of a licensed facility that is an excursion gambling boat at its licensed facility, including through sports wagering devices;

(14) "Interactive sports wagering platform operator", a suitable legal entity that holds a license issued by the commission to operate an interactive sports wagering platform;

(15) "Licensed applicant", a person holding a license issued under section 313.807 to operate an excursion gambling boat, an interactive sports wagering platform operator, or a designated sports district mobile licensee;

(16) "Licensed facility", an excursion gambling boat licensed under this chapter or a designated sports district for which a certificate holder is licensed under sections 313.1000 to 313.1022;

(17) "Licensed supplier", a person holding a supplier's license issued by the commission;

(18) "Occupational license", a license issued by the commission;

(19) "Official league data", statistics, results, outcomes, and other data related to a sports event or other event utilized to determine the outcome of tier 2 bets obtained pursuant to an agreement with the relevant sports governing body or an entity expressly authorized by the sports governing body to provide such information that authorizes a sports wagering operator to use such data for determining the outcome of tier 2 bets;

(20) "Person", an individual, sole proprietorship, partnership, association, fiduciary, corporation, limited liability company, or any other business entity;

(21) "Personal biometric data", any information about an athlete that is derived from the athlete's DNA, heart rate, blood pressure, perspiration rate, internal or external body temperature, hormone levels, glucose levels, hydration levels, vitamin levels, bone density, muscle density, or sleep patterns or other information as may be prescribed by the commission by regulation;

(22) "Professional sports team entity", a person or entity, registered to do business in this state, that owns or operates a professional sports team that is a member of the National Football League, Major League Baseball, the National Hockey League, the National Basketball Association, Major League Soccer, the Women's National Basketball Association, or the National Women's Soccer League and that plays its home games within a designated sports district;

(23) "Prohibited conduct", any statement, action, or other communication intended to influence, manipulate, or control a betting outcome of a sporting contest or of any individual occurrence or performance in a sporting contest in exchange for financial gain or to avoid financial or physical harm. "Prohibited conduct" includes statements, actions, and communications made to a covered person by a third party, such as a family member or through social media, but shall not include statements, actions, or communications made or sanctioned by a team or sports governing body;

(24) "Sports governing body", an organization headquartered in the United States that prescribes final rules and enforces codes of conduct with respect to a sports event and participants therein;

(25) "Sports wagering", "sports wager", "sports bet", or "bet", wagering on athletic, sporting, and other competitive events involving human competitors including, but not limited to, esports, or on other events as approved by the commission. Such terms shall include, but not be limited to, bets or wagers made on: portions of athletic and sporting events, including those on outcomes determined prior to the start of a sporting event, or on the individual statistics of athletes in a sporting event or compilation of sporting events, involving human competitors. The term includes, but is not limited to, single-game wagers, teaser wagers, parlays, over-unders, moneyline bets, pools, exchange wagering, in-game wagers, in-play wagers, proposition wagers, and straight wagers or other wagers approved by the commission. Sports wagering shall not include fantasy sports under sections 313.900 to 313.955 or those games and contests in which the outcome is determined purely on chance and without any human skill, intention, interaction, or direction;

(26) "Sports wagering commercial activity", any operation, promotion, signage, advertising, or other business activity relating to sports wagering, including the operation or advertising of a business or location at which sports wagering is offered or a business or location at which sports wagering through one or more interactive platforms is promoted or advertised;

(27) "Sports wagering device" or "sports wagering kiosk", a self-service mechanical, electrical, or computerized contrivance, terminal, device, apparatus, piece of equipment, or supply approved by the commission for conducting sports wagering under sections 313.1000 to 313.1022. "Sports wagering device" shall not include a device used by a sports wagering patron to access an interactive sports wagering platform. The hardware of a sports wagering device not capable of accepting wagers shall not be considered a sports wagering device;

(28) "Sports wagering operator" or "operator", a licensed facility that is an excursion gambling boat or an interactive sports wagering platform operator offering sports wagering on behalf of a licensed facility;

(29) "Sports wagering supplier", a person that provides goods, services, software, or any other components necessary for the creation of sports wagering markets and determination of wager outcomes, directly or indirectly, to any sports wagering operator or applicant involved in the acceptance of wagers, including any of the following: providers of data feeds and odds services, providers of kiosks used for self-wagering made in-person, risk management providers, integrity monitoring providers, and other providers of sports wagering supplier services as determined by the commission; provided, however, that no sports governing body shall be a sports wagering supplier for any purposes under sections 313.1000 to 313.1022;

(30) "Supplier's license", a license issued by the commission under section 313.807;

(31) "Tier 1 bet", an internet bet that is determined solely by the final score or final outcome of the sports event and is placed before the sports event has begun;

(32) "Tier 2 bet", an internet bet that is not a tier 1 bet.

313.1002. 1. The state of Missouri shall be exempt from the provisions of 15 U.S.C. Section 1172, as amended.

2. All shipments of gambling devices, which shall include devices capable of accepting sports wagers used to conduct sports wagering under sections 313.1000 to 313.1022 to licensed applicants or sports wagering operators, the registering, recording, and labeling of which have been completed by the manufacturer or dealer thereof in accordance with 15 U.S.C. Sections 1171 to 1178, as amended, shall be legal shipments of gambling devices into this state. Point-of-contact devices or kiosks not yet capable of accepting sports wagers shall not be considered gambling devices for purposes of this section.

313.1003. 1. Sports wagering shall not be offered in this state except by a certificate holder.

2. A certificate holder may offer sports wagering:

(1) In person within its applicable licensed facility, provided that such certificate holder is an excursion gambling boat licensed under this chapter; and

(2) Over the internet through an interactive sports wagering platform to persons physically located in this state.

3. Notwithstanding any other provision of law to the contrary, except as provided under sections 313.1000 to 313.1022, sports wagering commercial activity shall be prohibited from occurring within any designated sports district without the approval of each professional sports team entity applicable to such designated sports district; provided, however, that no such approval shall be required for the sole activity of offering sports wagering over the internet via an interactive sports wagering platform that is accessible to persons physically located within such designated sports district.

313.1004. 1. The commission shall have full jurisdiction to supervise all gambling operators governed by sections 313.1000 to 313.1022 and shall adopt rules and regulations to implement the provisions of sections 313.1000 to 313.1022. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

2. Rules adopted under this section shall include, but not be limited to, the following:

(1) Standards and procedures to govern the conduct of sports wagering, including the manner in which:

(a) Wagers are received;

(b) Payouts are paid; and

(c) Point spreads, lines, and odds are disclosed;

(2) Standards governing how a sports wagering operator offers sports wagering over the internet through an interactive sports wagering platform to patrons physically located in Missouri;

(3) The manner in which a sports wagering operator's books and financial records relating to sports wagering are maintained and audited, including standards for the daily counting of a sports wagering

operator's gross receipts from sports wagering and standards to ensure that internal controls are followed; and

(4) Standards concerning the detection and prevention of compulsive gambling including, but not limited to, requirements to use a nationally recognized problem gambling helpline phone number in all promotional activity.

3. Rules adopted under this section shall require a sports wagering operator to make commercially reasonable efforts to do the following:

(1) Designate one or more areas within the licensed facility operated by the sports wagering operator if the sports wagering operator is a licensed facility that is an excursion gambling boat;

(2) Ensure the security and integrity of sports wagers accepted through any interactive sports wagering platform operated or authorized by such sports wagering operator;

(3) Ensure that the sports wagering operator's surveillance system covers all areas of the in-person sports wagering activity conducted within a licensed facility that is an excursion gambling boat;

(4) Allow the commission to be present through the commission's gaming agents when sports wagering is conducted in all areas of the sports wagering operator's licensed facility that is an excursion gambling boat in which sports wagering is conducted, to do the following:

(a) Ensure maximum security of the counting and storage of the sports wagering revenue received by the sports wagering operator;

(b) Certify the sports wagering revenue received by the sports wagering operator; and

(c) Receive complaints from the public;

(5) Ensure that wager results are determined only from data that is provided by the applicable sports governing body or the licensed sports wagering suppliers;

(6) Ensure that persons who are under twenty-one years of age do not make sports wagers;

(7) Establish house rules specifying the amounts to be paid on winning wagers and the effect of schedule changes. The house rules shall be displayed in the sports wagering operator's sports wagering area or posted on the sports wagering operator's internet site or mobile application and included in the terms and conditions thereof or another approved area; and

(8) Establish industry-standard procedures regarding the voiding or cancelling of wagers in the sports wagering operator's internal controls and house rules.

4. (1) A sports governing body or other authorized entity that maintains official league data may notify the commission that official league data for settling tier 2 bets is available for sports wagering operators.

(2) The commission shall notify sports wagering operators within seven days of receipt of the notification from the sports governing body or other authorized entity that maintains official league data of the availability of official league data. Within sixty days following such notification by the commission, each sports wagering operator shall use only official league data to settle tier 2 bets on athletic events sanctioned by the applicable sports governing body, except:

(a) During the pendency of a request by such sports wagering operator to the commission, under this section, to use alternative data sources approved by the commission to settle such tier 2 bets; or

(b) Following approval by the commission of a request by such sports wagering operator to use alternative data sources approved by the commission in accordance with this section.

(3) Official league data made available to sports wagering operators by the sports governing body or other authorized entity that maintains official league data shall be offered on commercially reasonable terms.

(4) A sports wagering operator may submit a written request to the commission for the use, or continued use, of alternative data sources approved by the commission within sixty days of receiving the notification from the commission regarding the availability of official league data. The request shall demonstrate in detail that the sports governing body or other authorized entity that maintains official league data is unable or unwilling to offer official league data on commercially reasonable terms. Within sixty days of receipt of the written request from a sports wagering operator to use an alternative data source, the commission shall issue a written approval or disapproval of such a request.

(5) The commission shall publish a list of official league data providers on its website.

5. The commission may enter into agreements with other jurisdictions to facilitate, administer, and regulate multi-jurisdictional sports betting by sports betting operators to the extent that entering into the agreement is consistent with state and federal laws and the sports betting agreement is conducted only in the United States.

6. (1) The commission shall establish a hotline or other method of communication that allows any person to confidentially report information about prohibited conduct to the commission.

(2) The commission shall investigate all reasonable allegations of prohibited conduct and refer any allegations it deems credible to the appropriate law enforcement entity.

(3) The identity of any reporting person shall remain confidential unless that person authorizes disclosure of his or her identity or until such time as the allegation of prohibited conduct is referred to law enforcement.

(4) If the commission receives a complaint of prohibited conduct by an athlete, the commission shall notify the appropriate sports governing body of the athlete to review the complaint as provided by rule.

(5) The commission shall adopt rules governing investigations of prohibited conduct and referrals to law enforcement entities.

313.1006. 1. A licensed applicant holding a license issued under section 313.807 to operate an excursion gambling boat who wishes to offer sports wagering under sections 313.1000 to 313.1022 shall:

(1) Submit an application to the commission in the manner prescribed by the commission for each licensed facility in which the licensed applicant wishes to conduct sports wagering;

(2) Pay an initial application fee, not to exceed one hundred thousand dollars, which shall be deposited in the gaming commission fund and distributed according to section 313.835; and

(3) Submit to the commission a responsible gambling plan that shall include, but is not limited to:

(a) Annual training for all staff regarding the practice of responsible gambling and identifying compulsive or problem gamblers;

(b) Policies and strategies for handling situations in which players indicate they are in distress or experiencing a problem; and

(c) Policies and strategies to address third-party concerns about players' gambling behavior.

2. Upon receipt of the application and fee required under subsection 1 of this section, the commission shall issue a certificate of authority to a licensed applicant authorizing the licensed applicant to conduct sports wagering under sections 313.1000 to 313.1022 in a licensed facility or through an interactive sports wagering platform.

313.1008. 1. The commission shall ensure that new sports wagering devices and new forms, variations, or composites of sports wagering are tested under the terms and conditions that the commission considers appropriate prior to authorizing a sports wagering operator to offer a new sports wagering device or a new form, variation, or composite of sports wagering. The commission may utilize an approved independent testing laboratory to assist with any requirements of this section. The commission shall accept such testing of another sports wagering governing body in the United States if the commission determines the testing of that governing body is substantially similar to the testing that would otherwise be required by the commission and the sports wagering operator verifies that its sports wagering devices and forms have not materially changed since such testing.

2. A licensed facility that is an excursion gambling boat may also offer sports wagering through up to three individually branded interactive sports wagering platforms under the brand, trade name, or another name it is doing business as (d/b/a) selected by the sports wagering operator or, as applicable, the interactive sports wagering platform operator. A sports wagering operator may operate each interactive sports wagering platform or contract with one or more interactive sports wagering platform operators to administer any or all of the interactive sports wagering platforms on the licensed facility's behalf. Notwithstanding any provision of this section and anything to the contrary set forth under sections 313.1000 through 313.1022, in no event shall sports wagering be offered through more than six sports wagering platforms contracting with any one owner of a licensed facility, directly or indirectly through any parent company, subsidiary, or affiliate of such owner.

3. Each designated sports district mobile licensee may offer sports wagering within the state through one interactive sports wagering platform. Each designated sports district mobile licensee shall be required to be licensed by the commission as an interactive sports wagering platform operator. Sports wagering over the

internet through any interactive sports wagering platform may be offered by any licensed sports wagering operator within any designated sports district.

4. Notwithstanding anything to the contrary set forth under sections 313.1000 through 313.1022, no sports wagering operator may offer sports wagering in person or through any sports wagering kiosk, except within a licensed facility that is an excursion gambling boat.

5. (1) Sports wagering may be conducted with chips, tokens, electronic cards, cash, cash equivalents, debit or credit cards, other negotiable currency, online payment services, automated clearing houses, promotional funds, or any other means approved by the commission.

(2) A sports wagering operator shall in, its internal controls or house rules, determine a minimum wager amount in sports wagering conducted by the sports wagering operator and may determine a maximum wager amount.

6. A sports wagering operator shall not permit any sports wagering on the premises of the licensed facility except as provided under this chapter.

7. A sports wagering device, point-of-contact sports wagering device, or sports wagering kiosk shall be approved by the commission and acquired by a sports wagering operator from a licensed supplier.

8. The commission shall determine the occupations related to sports wagering that require an occupational license, which shall not include employees who do not possess the authority or ability to alter material systems required for sports wagering in this state.

9. A sports wagering operator may lay off one or more sports wagers. The commission may promulgate rules permitting sports wagering operators or platforms to employ systems that offset loss or manage risk in the operation of sports wagering under sections 313.1000 to 313.1022 through the use of liquidity pools in other jurisdictions in which the sports wagering operator, platform, an affiliate of the sports wagering operator or platform, or a third party also holds licenses to conduct sports wagering, provided that at all times adequate protections are maintained to ensure sufficient funds are available to pay winnings to patrons.

10. A sports wagering operator shall include information and tools to assist players in making responsible decisions. The sports wagering operator shall provide at a minimum:

(1) Prominently displayed tools to set limits on the amount of time and money a player spends on any interactive sports wagering platform;

(2) Prominently displayed information regarding compulsive gambling and ways to seek treatment and support if a player believes he or she has a problem; and

(3) To a player the ability to exclude the use of certain electronic payment methods if desired by the player.

313.1010. 1. An interactive sports wagering platform operator shall offer sports wagering on behalf of a licensed facility only if the interactive sports wagering platform operator is properly licensed by the commission and has contracted with a licensed facility.

2. An applicant for an interactive sports wagering platform license shall:

(1) Submit an application to the commission in the manner prescribed by the commission to verify the platform's eligibility under this section;

(2) Pay an initial application fee, not to exceed one hundred fifty thousand dollars; and

(3) Submit to the commission a responsible gambling plan that shall include, but is not limited to:

(a) Annual training for all staff regarding the practice of responsible gambling and identifying compulsive or problem gamblers;

(b) Policies and strategies for handling situations in which players indicate they are in distress or experiencing a problem; and

(c) Policies and strategies to address third-party concerns about players' gambling behavior.

3. On or before the anniversary date of the payment of the initial application fee under this section, an interactive sports wagering platform provider holding a license issued under this section shall pay to the commission a license renewal fee, not to exceed three hundred twenty-five thousand dollars. Such funds shall be deposited into the gaming commission fund established under section 313.835.

4. Notwithstanding any other provision of law to the contrary, the following information shall be confidential and shall not be disclosed to the public unless required by court order or by any other provision of sections 313.1000 to 313.1022:

(1) Any application submitted to the commission relating to sports wagering in this state; and

(2) All documents, reports, and data submitted by an applicant relating to sports wagering in this state to the commission containing proprietary information, trade secrets, financial information, or personally identifiable information about any person.

313.1011. 1. The commission may issue a supplier's license to a sports wagering supplier.

2. A sports wagering supplier may provide its services to licensees under a fixed-fee or revenue-sharing agreement only if the supplier is properly licensed by the commission.

3. At the request of an applicant for a sports wagering supplier's license, the commission may issue a provisional license to the applicant, as long as the applicant has submitted a completed application for the license, including paying the required application fee. The commission may prescribe by rule the requirements to receive a provisional license.

4. An applicant for a sports wagering supplier's license shall disclose the identity of:

(1) The applicant's principal owners who directly own ten percent or more of the applicant;

(2) Each holding, intermediary, or parent company that directly owns fifteen percent or more of the applicant; and

(3) The applicant's chief executive officer and chief financial officer, or their equivalents, as determined by the commission.

5. Government-created entities, including statutory authorized pension investment boards and Canadian Crown corporations, that are direct or indirect shareholders of an applicant shall be waived in the applicant's disclosure of ownership and control as determined by the commission.

6. Investment funds or entities registered with the Securities and Exchange Commission (SEC), including investment advisors and entities under the management of the SEC-registered entity, that are direct or indirect shareholders of an applicant shall be waived in the applicant's disclosure of ownership and control as determined by the commission.

7. A supplier's license or provisional supplier's license shall be sufficient to provide sports wagering supplier services to licensees. A renewal fee shall be submitted biennially as determined by the commission.

313.1012. 1. A sports wagering operator shall verify that a person placing a wager is at least the legal minimum age for placing a wager under sections 313.1000 to 313.1022.

2. The commission shall establish an online method for a player to apply for placement in the self-exclusion program. Each sports wagering operator shall include a link to such application on all sports wagering platforms.

3. The commission shall adopt rules and regulations that incorporate a sports wagering self-exclusion program into the program adopted under sections 313.800 to 313.850. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

4. The commission shall adopt rules to ensure that advertisements for sports wagering:

(1) Do not knowingly target minors or other persons who are ineligible to place wagers, problem gamblers, or other vulnerable persons;

(2) Disclose the identity of the sports wagering operator;

(3) Provide information about or links to resources relating to gambling addiction;

(4) Are not otherwise false, misleading, or deceptive to a reasonable consumer;

(5) Are not included on internet sites or pages dedicated to compulsive or problem gambling; and

(6) Include responsible gambling messages and a nationally recognized problem gambling helpline number in all promotional activity.

5. The commission shall establish penalties of not less than ten thousand dollars but not more than one hundred thousand dollars for any sports wagering operator who violates the restrictions placed on advertising to persons listed in subdivision (1) of subsection 4 of this section.

313.1014. 1. The commission shall conduct background checks on individuals seeking licenses under sections 313.1000 to 313.1022. A background check conducted under this section shall include a search for

criminal history and any charges or convictions involving corruption or manipulation of sporting events. A background check under this section shall be consistent with the provisions of section 313.810.

2. (1) A sports wagering operator shall employ commercially reasonable methods to:

(a) Prohibit the sports wagering operator; directors, officers, and employees of the sports wagering operator; and any relative of an operator, director, or officer living in the same household from placing sports wagers with the sports wagering operator;

(b) Prohibit any person with access to nonpublic confidential information held by the sports wagering operator from placing sports wagers with the sports wagering operator;

(c) Prevent the sharing of confidential information that could affect sports wagering offered by the sports wagering operator or by third parties until the information is made publicly available;

(d) Prohibit persons from placing sports wagers as agents or proxies for other persons; and

(e) Prohibit the purchase or use by the sports wagering operator of any personal biometric data of an athlete, unless the sports wagering operator has received written permission from the athlete or the athlete's representative.

(2) Nothing in this section shall preclude the use of internet-based hosting or cloud-based hosting of data or any disclosure of information required by court order or other provisions of law.

3. (1) The following individuals are prohibited from engaging in sports wagering under sections 313.1000 to 313.1022:

(a) Any person whose participation may undermine the integrity of the betting or sports event; or

(b) Any person who is prohibited for other good cause including, but not limited to:

a. Any person placing a wager as an agent or proxy;

b. Any person who is an athlete, coach, referee, player, or referee personnel member in or on any sports event overseen by that person's sports governing body based on publicly available information;

c. Any person who holds a position of authority or influence sufficient to exert influence over the participants in a sporting contest including, but not limited to, coaches, managers, handlers, or athletic trainers;

d. Any person under twenty-one years of age;

e. Any person with access to certain types of exclusive information on any sports event overseen by that person's sports governing body based on publicly available information; or

f. Any person identified by any lists provided by the commission.

(2) The direct or indirect legal or beneficial owner of five percent or more of a sports governing body or any of its member teams shall not place or accept any wager on a sports event in which any member team of that sports governing body participates. Any violation of this subdivision shall constitute disorderly conduct. Disorderly conduct under this subdivision shall be a class C misdemeanor.

(3) The provisions of subdivision (1) of this subsection shall not apply to any person who is a direct or indirect owner of a specific sports governing body member team and:

(a) Has less than five percent direct or indirect ownership interest in a casino or sports wagering operator; or

(b) The value of the ownership of such team represents less than one percent of the person's total enterprise value and such shares of such person are registered under section 12 of the Securities Exchange Act of 1934, 15 U.S.C. Section 78l, as amended.

(4) (a) A sports wagering operator shall adopt procedures to prevent wagering on sports events by persons who are prohibited from placing sports wagers.

(b) A sports wagering operator shall not knowingly accept wagers from any person whose identity is known to the operator and:

a. Whose name appears on the exclusion list maintained by the commission;

b. Who is the operator, director, officer, owner, or employee of the operator;

c. Who has access to nonpublic confidential information held by the operator; or

d. Who is an agent or proxy for any other person.

(5) An operator shall adopt procedures to obtain personally identifiable information from any individual who places any single wager of ten thousand dollars or more on a sports event while physically present at a casino.

4. Given good and sufficient reason, each of the commission and sports wagering operators shall cooperate with investigations conducted by law enforcement agencies or sports governing bodies, including providing or facilitating the provision of relevant betting information and audio or video files relating to persons placing sports wagers; except that, with respect to any such information or files disclosed by a sports wagering operator to a sports governing body, the sports governing body shall:

(1) Maintain the confidentiality of such information or files;

(2) Comply with all privacy laws applicable to such information or files; and

(3) Use the information or files solely in connection with the sports governing body's investigation.

5. A sports wagering operator shall immediately report to the commission any information relating to:

(1) Criminal or disciplinary proceedings commenced against the sports wagering operator in connection with its operations;

(2) Bets or wagers that violate state or federal law;

(3) Abnormal wagering activity or patterns that may indicate a concern regarding the integrity of a sporting event or events;

(4) Any other conduct that corrupts the wagering outcome of a sporting event or events for purposes of financial gain, including prohibited conduct as defined under section 313.1000; and

(5) Suspicious or illegal wagering activities.

A sports wagering operator shall also immediately report any information relating to conduct described in subdivision (3) or (4) of this subsection to the applicable sports governing body.

6. A sports wagering operator shall maintain the confidentiality of information provided by a sports governing body to the sports wagering operator unless disclosure is required by court order, the commission, or any other provision of law.

7. A sports governing body may submit to the commission a request in writing to restrict, limit, or exclude a type or form of sports wagering on its sporting events if such body believes that such sports wagering affects the integrity or perceived integrity of its sport. The commission may grant the request upon a showing of good cause by the applicable sports governing body. The commission shall promptly review any information provided and respond as expeditiously as practicable to the request. Prior to making a determination, the commission shall notify and consult with sports wagering operators. If the commission deems it relevant, it may also consult with any applicable independent monitoring providers or other jurisdictions. No restrictions, limitations, or exclusions of wagers shall be conducted without the express written approval of the commission. Sports wagering operators shall be notified of any restrictions, limitations, or exclusions granted by the commission.

8. (1) No sports wagering operator shall offer any sports wagers on an elementary or secondary school athletic or sporting event in which a school team from this state is a participant, or on the individual performance statistics of an athlete in an elementary or secondary school athletic or sporting event in which a school team from this state is a participant.

(2) No sports wager shall be placed on the performance or nonperformance of any individual athlete participating in a single game or match of a collegiate sporting event in which a collegiate team from this state is a participant.

313.1016. 1. A sports wagering operator shall, for a wager that exceeds ten thousand dollars and that is placed in person by a patron, maintain the following records for a period of at least three years after the sporting event occurs:

(1) Personally identifiable information of the patron;

(2) The amount and type of bet placed;

(3) The time and date the bet was placed;

(4) The location, including specific information pertaining to the betting window or sports wagering device, where the bet was placed;

(5) The outcome of the bet; and

(6) Any discernible pattern of abnormal betting activity by the patron.

2. A licensed facility, interactive sports wagering platform operator, or sports wagering supplier where applicable, for all bets and wagers placed through an interactive sports wagering platform, shall maintain the following records for a period of at least three years after the sporting event occurs:

(1) Personally identifiable information of the patron;

(2) The amount and type of bet placed;

(3) The time and date the bet was placed;

(4) The location, including specific information pertaining to the internet protocol address, where the bet was placed;

(5) The outcome of the bet; and

(6) Any discernible pattern of abnormal betting activity by the patron.

3. A sports wagering operator shall make the records and data that it is required to maintain under this section available for inspection upon request of the commission or as required by court order.

313.1018. A sports wagering operator is not liable under the laws of this state to any party, including patrons, for disclosing information as required under sections 313.1000 to 313.1022 and is not liable for refusing to disclose information unless required under sections 313.1000 to 313.1022.

313.1021. 1. A wagering tax of fifteen percent is imposed on the adjusted gross receipts received from sports wagering conducted by a sports wagering operator under sections 313.1000 to 313.1022. If an interactive sports wagering platform operator is contracted to conduct sports wagering at a certificate holder's licensed facility that is an excursion gambling boat, or through an interactive sports wagering platform, the licensed interactive sports wagering platform operator may fulfill the certificate holder's duties under this section.

2. A certificate holder or interactive sports wagering platform operator shall remit the tax imposed by subsection 1 of this section to the department no later than one day prior to the last business day of the month following the month in which the taxes were generated. In a month when the adjusted gross receipts of a certificate holder or interactive sports wagering platform operator is a negative number, the certificate holder or interactive sports wagering platform operator may carry over the negative amount for a period of twelve months.

3. The payment of the tax under this section shall be by an electronic funds transfer by an automated clearing house.

4. Revenues received from the tax imposed under subsection 1 of this section shall be deposited in the state treasury to the credit of the gaming proceeds for education fund, which shall be distributed as provided under section 313.822.

5. (1) A licensed facility that is an excursion gambling boat shall pay to the commission an annual license renewal fee, not to exceed fifty thousand dollars. The fee imposed shall be due on the anniversary date of the issuance of the license and on each anniversary date thereafter. The commission shall deposit the annual license renewal fees received under this subdivision in the gaming commission fund established under section 313.835.

(2) In addition to the annual license renewal fee, required in this subsection, a certificate holder shall pay to the commission a fee of ten thousand dollars to cover the costs of a full reinvestigation of the certificate holder in the fourth year after the date on which the certificate holder commences sports wagering operations under sections 313.1000 to 313.1022 and on each fourth year thereafter. The commission shall deposit the fees received under this subdivision in the gaming commission fund established under section 313.835.

6. Subject to appropriation, five hundred thousand dollars shall be appropriated from the gaming commission fund created under section 313.835 and credited annually to the compulsive gamblers fund created under section 313.842. When considering the amount of funds to appropriate to the compulsive gamblers fund, the general assembly shall consider the findings and recommendations contained in the research report required under subsection 2 of section 313.842 for increased funding in excess of the five hundred thousand dollars.

313.1022. 1. All sports wagers authorized under sections 313.1000 to 313.1022 shall be deemed initiated, received, and otherwise made on the property of an excursion gambling boat within this state.

2. Only to the extent required by federal law, all servers necessary to the placement or resolution of wagers, other than backup servers, shall be physically located within a certificate holder's licensed facility that is an excursion gambling boat in the state. Consistent with the intent of the United States Congress as articulated in the Unlawful Internet Gambling Enforcement Act of 2006, 31 U.S.C. Sections 5361 to 5367, as amended, the intermediate routing of electronic data relating to lawful intrastate sports wagers authorized

under sections 313.1000 to 313.1022 shall not determine the location or locations in which such wager is initiated, received, or otherwise made. This subsection shall apply only to the extent required by federal law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

Representative Hudson requested a parliamentary ruling.

Speaker Plocher resumed the Chair.

The Chair ruled the point of order not well taken.

Representative Hudson resumed the Chair.

Representative Perkins offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Page 6, Line 32, by inserting after the number "**(22)**" the following:

"**"Players association", a professional sports association recognized by a sports governing body that represents professional athletes;**
(23)"; and

Further amend said amendment, Pages 6 to 7, by renumbering subsequent subdivisions accordingly; and

Further amend said amendment, Page 10, Line 27, by inserting after the word "**body**" the words "**and players association**"; and

Further amend said amendment, Page 16, Line 18, by inserting after the word "**body**" the words "**and players association**"; and

Further amend said amendment and page, Line 22, by inserting after the word "**body**" the words "**or players association**"; and

Further amend said amendment and page, Line 23, by inserting after the word "**body**" the words "**or association**"; and

Further amend said amendment and page, Line 25, by inserting after the word "**body**" the words "**or players association**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Perkins, **House Amendment No. 1 to House Amendment No. 5** was adopted.

Representative Lavender offered **House Amendment No. 2 to House Amendment No. 5**.

House Amendment No. 2
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Page 18, Line 30, by inserting after all of said line the following:

"Further amend said bill, Page 31, Section 348.274, Line 158, by inserting after all of said section and line the following:

"455.050. 1. Any full or ex parte order of protection granted pursuant to sections 455.010 to 455.085 shall be to protect the petitioner from domestic violence, stalking, or sexual assault and may include such terms as the court reasonably deems necessary to ensure the petitioner's safety, including but not limited to:

(1) Temporarily enjoining the respondent from committing or threatening to commit domestic violence, molesting, stalking, sexual assault, or disturbing the peace of the petitioner, including violence against a pet;

(2) Temporarily enjoining the respondent from entering the premises of the dwelling unit of the petitioner when the dwelling unit is:

(a) Jointly owned, leased or rented or jointly occupied by both parties; or

(b) Owned, leased, rented or occupied by petitioner individually; or

(c) Jointly owned, leased, rented or occupied by petitioner and a person other than respondent; provided, however, no spouse shall be denied relief pursuant to this section by reason of the absence of a property interest in the dwelling unit; or

(d) Jointly occupied by the petitioner and a person other than respondent; provided that the respondent has no property interest in the dwelling unit; or

(3) Temporarily enjoining the respondent from communicating with the petitioner in any manner or through any medium.

2. Mutual orders of protection are prohibited unless both parties have properly filed written petitions and proper service has been made in accordance with sections 455.010 to 455.085.

3. When the court has, after a hearing for any full order of protection, issued an order of protection, it may, in addition:

(1) Award custody of any minor child born to or adopted by the parties when the court has jurisdiction over such child and no prior order regarding custody is pending or has been made, and the best interests of the child require such order be issued;

(2) Establish a visitation schedule that is in the best interests of the child;

(3) Award child support in accordance with supreme court rule 88.01 and chapter 452;

(4) Award maintenance to petitioner when petitioner and respondent are lawfully married in accordance with chapter 452;

(5) Order respondent to make or to continue to make rent or mortgage payments on a residence occupied by the petitioner if the respondent is found to have a duty to support the petitioner or other dependent household members;

(6) Order the respondent to pay the petitioner's rent at a residence other than the one previously shared by the parties if the respondent is found to have a duty to support the petitioner and the petitioner requests alternative housing;

(7) Order that the petitioner be given temporary possession of specified personal property, such as automobiles, checkbooks, keys, and other personal effects;

(8) Prohibit the respondent from transferring, encumbering, or otherwise disposing of specified property mutually owned or leased by the parties;

(9) Order the respondent to participate in a court-approved counseling program designed to help batterers stop violent behavior or to participate in a substance abuse treatment program;

(10) Order the respondent to pay a reasonable fee for housing and other services that have been provided or that are being provided to the petitioner by a shelter for victims of domestic violence;

(11) Order the respondent to pay court costs;

(12) Order the respondent to pay the cost of medical treatment and services that have been provided or that are being provided to the petitioner as a result of injuries sustained to the petitioner by an act of domestic violence committed by the respondent;

(13) Award possession and care of any pet, along with any moneys necessary to cover medical costs that may have resulted from abuse of the pet.

4. **If, after a hearing for any full order of protection, the court issues an order of protection, the court may also:**

(1) Prohibit the respondent from knowingly possessing or purchasing any firearm while the order is in effect;

(2) Inform the respondent of such prohibition in writing and, if the respondent is present, orally; and

(3) Forward the order to the Missouri state highway patrol so that the Missouri state highway patrol can update the respondent's record in the National Instant Criminal Background Check System (NICS). Upon receiving an order under this subsection, the Missouri state highway patrol shall notify the Federal Bureau of Investigation within twenty-four hours.

5. A verified petition seeking orders for maintenance, support, custody, visitation, payment of rent, payment of monetary compensation, possession of personal property, prohibiting the transfer, encumbrance, or disposal of property, or payment for services of a shelter for victims of domestic violence, shall contain allegations relating to those orders and shall pray for the orders desired.

[~~5.~~**] 6.** In making an award of custody, the court shall consider all relevant factors including the presumption that the best interests of the child will be served by placing the child in the custody and care of the nonabusive parent, unless there is evidence that both parents have engaged in abusive behavior, in which case the court shall not consider this presumption but may appoint a guardian ad litem or a court-appointed special advocate to represent the children in accordance with chapter 452 and shall consider all other factors in accordance with chapter 452.

[~~6.~~**] 7.** The court shall grant to the noncustodial parent rights to visitation with any minor child born to or adopted by the parties, unless the court finds, after hearing, that visitation would endanger the child's physical health, impair the child's emotional development or would otherwise conflict with the best interests of the child, or that no visitation can be arranged which would sufficiently protect the custodial parent from further domestic violence. The court may appoint a guardian ad litem or court-appointed special advocate to represent the minor child in accordance with chapter 452 whenever the custodial parent alleges that visitation with the noncustodial parent will damage the minor child.

[~~7.~~**] 8.** The court shall make an order requiring the noncustodial party to pay an amount reasonable and necessary for the support of any child to whom the party owes a duty of support when no prior order of support is outstanding and after all relevant factors have been considered, in accordance with Missouri supreme court rule 88.01 and chapter 452.

[~~8.~~**] 9.** The court may grant a maintenance order to a party for a period of time, not to exceed one hundred eighty days. Any maintenance ordered by the court shall be in accordance with chapter 452.

[~~9.~~**] 10.** (1) The court may, in order to ensure that a petitioner can maintain an existing wireless telephone number or numbers, issue an order, after notice and an opportunity to be heard, directing a wireless service provider to transfer the billing responsibility for and rights to the wireless telephone number or numbers to the petitioner, if the petitioner is not the wireless service accountholder.

(2) (a) The order transferring billing responsibility for and rights to the wireless telephone number or numbers to the petitioner shall list the name and billing telephone number of the accountholder, the name and contact information of the person to whom the telephone number or numbers will be transferred, and each telephone number to be transferred to that person. The court shall ensure that the contact information of the petitioner is not provided to the accountholder in proceedings held under this chapter.

(b) Upon issuance, a copy of the full order of protection shall be transmitted, either electronically or by certified mail, to the wireless service provider's registered agent listed with the secretary of state, or electronically to the email address provided by the wireless service provider. Such transmittal shall constitute adequate notice for the wireless service provider acting under this section and section 455.523.

(c) If the wireless service provider cannot operationally or technically effectuate the order due to certain circumstances, the wireless service provider shall notify the petitioner within three business days. Such circumstances shall include, but not be limited to, the following:

a. The accountholder has already terminated the account;

b. The differences in network technology prevent the functionality of a device on the network; or

c. There are geographic or other limitations on network or service availability.

(3) (a) Upon transfer of billing responsibility for and rights to a wireless telephone number or numbers to the petitioner under this subsection by a wireless service provider, the petitioner shall assume all financial responsibility for the transferred wireless telephone number or numbers, monthly service costs, and costs for any mobile device associated with the wireless telephone number or numbers.

(b) This section shall not preclude a wireless service provider from applying any routine and customary requirements for account establishment to the petitioner as part of this transfer of billing responsibility for a wireless telephone number or numbers and any devices attached to that number or numbers including, but not limited to, identification, financial information, and customer preferences.

(4) This section shall not affect the ability of the court to apportion the assets and debts of the parties as provided for in law, or the ability to determine the temporary use, possession, and control of personal property.

(5) No cause of action shall lie against any wireless service provider, its officers, employees, or agents, for actions taken in accordance with the terms of a court order issued under this section.

(6) As used in this section and section 455.523, a "wireless service provider" means a provider of commercial mobile service under Section 332(d) of the federal **[**~~Telecommunications~~**] Communications** Act of **[**~~1996~~**] 1934** (47 U.S.C. Section **[**~~151, et seq.~~**] 332**).

455.523. 1. Any full order of protection granted under sections 455.500 to 455.538 shall be to protect the victim from domestic violence, including danger to the child's pet, stalking, and sexual assault may include such terms as the court reasonably deems necessary to ensure the petitioner's safety, including but not limited to:

(1) Temporarily enjoining the respondent from committing domestic violence or sexual assault, threatening to commit domestic violence or sexual assault, stalking, molesting, or disturbing the peace of the victim;

(2) Temporarily enjoining the respondent from entering the family home of the victim, except as specifically authorized by the court;

(3) Temporarily enjoining the respondent from communicating with the victim in any manner or through any medium, except as specifically authorized by the court.

2. **If, after a hearing for any full order of protection, the court issues an order of protection, the court may also:**

(1) Prohibit the respondent from knowingly possessing or purchasing any firearm while the order is in effect;

(2) Inform the respondent of such prohibition in writing and, if the respondent is present, orally; and

(3) Forward the order to the Missouri state highway patrol so that the Missouri state highway patrol can update the respondent's record in the National Instant Criminal Background Check System (NICS). Upon receiving an order under this subsection, the Missouri state highway patrol shall notify the Federal Bureau of Investigation within twenty-four hours.

3. When the court has, after hearing for any full order of protection, issued an order of protection, it may, in addition:

(1) Award custody of any minor child born to or adopted by the parties when the court has jurisdiction over such child and no prior order regarding custody is pending or has been made, and the best interests of the child require such order be issued;

(2) Award visitation;

(3) Award child support in accordance with supreme court rule 88.01 and chapter 452;

(4) Award maintenance to petitioner when petitioner and respondent are lawfully married in accordance with chapter 452;

(5) Order respondent to make or to continue to make rent or mortgage payments on a residence occupied by the victim if the respondent is found to have a duty to support the victim or other dependent household members;

(6) Order the respondent to participate in a court-approved counseling program designed to help stop violent behavior or to treat substance abuse;

(7) Order the respondent to pay, to the extent that he or she is able, the costs of his or her treatment, together with the treatment costs incurred by the victim;

(8) Order the respondent to pay a reasonable fee for housing and other services that have been provided or that are being provided to the victim by a shelter for victims of domestic violence;

(9) Order a wireless service provider, in accordance with the process, provisions, and requirements set out in subdivisions (1) to (6) of subsection 9 of section 455.050, to transfer the billing responsibility for and rights to the wireless telephone number or numbers of any minor children in the petitioner's care to the petitioner, if the petitioner is not the wireless service accountholder;

(10) Award possession and care of any pet, along with any moneys necessary to cover medical costs that may have resulted from abuse of the pet."; and

Further amend said bill, Page 41, Section 620.3530, Line 66, by inserting after all of said section and line the following:

"**Section 1. The person must be a licensed dealer to sell firearm ammunition for semi-automatic weapons.**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Van Schoiack raised a point of order that **House Amendment No. 2 to House Amendment No. 5** is not germane to the bill.

Representative Hudson requested a parliamentary ruling.

Speaker Plocher resumed the Chair.

The Chair ruled the point of order well taken.

Representative Hudson resumed the Chair.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Casteel	Chappell	Christ	Christofanelli
Cook	Copeland	Davidson	Davis	Diehl
Dinkins	Falkner	Farnan	Francis	Gallick
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	Morse	Murphy
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Pollitt	Pouche	Reedy	Riggs
Riley	Roberts	Sander	Sassmann	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Sparks	Stacy	Stephens	Stinnett	Taylor 48

Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Brown 27	Burnett	Burton	Butz
Clemens	Collins	Crossley	Doll	Fogle
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Nickson-Clark
Nurrenbern	Phifer	Plank	Quade	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes	Bland Manlove	Bosley	Brown 87	Byrnes
Coleman	Cupps	Deaton	Ealy	Evans
Fountain Henderson	Gragg	Gray	Kelly 141	McMullen
Mosley	Myers	Peters	Proudie	Reuter
Richey	Schnelting	Smith 163	Veit	

VACANCIES: 001

On motion of Representative Houx, **House Amendment No. 5, as amended**, was adopted.

Representative Diehl offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Page 21, Section 135.778, Line 69, by inserting after all of said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by

the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

(a) Livestock Forage Disaster Program;

(b) Livestock Indemnity Program;

(c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;

(d) Emergency Conservation Program;

(e) Noninsured Crop Disaster Assistance Program;

(f) Pasture, Rangeland, Forage Pilot Insurance Program;

(g) Annual Forage Pilot Program;

(h) Livestock Risk Protection Insurance Plan;

(i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist; and

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. (1) As used in this subsection, the following terms mean:

(a) "Beginning farmer", a taxpayer who:

a. Has filed at least one but not more than ten Internal Revenue Service Schedule F (Form 1040) Profit or Loss From Farming forms since turning eighteen years of age;

b. Is approved for a beginning farmer loan through the USDA Farm Service Agency Beginning Farmer direct or guaranteed loan program;

c. Has a farming operation that is determined by the department of agriculture to be new production agriculture but is the principal operator of a farm and has substantial farming knowledge; or

d. Has been determined by the department of agriculture to be a qualified family member;

(b) "Farm owner", an individual who owns farmland and disposes of or relinquishes use of all or some portion of such farmland as follows:

a. A sale to a beginning farmer;

b. A lease or rental agreement not exceeding ten years with a beginning farmer; or

c. A crop-share arrangement not exceeding ten years with a beginning farmer;

(c) "Qualified family member", an individual who is related to a farm owner within the fourth degree by blood or marriage and who is purchasing or leasing or is in a crop-share arrangement for land from all or a portion of such farm owner's farming operation.

(2) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who sells all or a portion of such farmland to a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitations in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of capital gains received from the sale of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such capital gain.

(c) A taxpayer may subtract the following amounts and percentages per tax year in total capital gains received from the sale of such farmland under this subdivision:

a. For the first two million dollars received, one hundred percent;

b. For the next one million dollars received, eighty percent;

c. For the next one million dollars received, sixty percent;

d. For the next one million dollars received, forty percent; and

e. For the next one million dollars received, twenty percent.

(d) The department of revenue shall prepare an annual report reviewing the costs and benefits and containing statistical information regarding the subtraction of capital gains authorized under this subdivision for the previous tax year including, but not limited to, the total amount of all capital gains subtracted and the number of taxpayers subtracting such capital gains. Such report shall be submitted before February first of each year to the committee on agriculture policy of the Missouri house of representatives and the committee on agriculture, food production and outdoor resources of the Missouri senate, or the successor committees.

(3) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a lease or rental agreement for all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of cash rent income received from the lease or rental of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total cash rent income received from the lease or rental of such farmland under this subdivision.

(4) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a crop-share arrangement on all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of income received from the crop-share arrangement on such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total income received from the lease or rental of such farmland under this subdivision.

(5) The department of agriculture shall, by rule, establish a process to verify that a taxpayer is a beginning farmer for purposes of this section and shall provide verification to the beginning farmer and farm seller of such farmer's and seller's certification and qualification for the exemption provided in this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mayhew offered **House Amendment No. 1 to House Amendment No. 6**.

House Amendment No. 1
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Page 1, Line 5, by deleting said line and inserting in lieu thereof the following:

""143.114. 1. As used in this section, the following terms mean:

(1) "Commercial domicile", the principal place from which the trade or business of the taxpayer is directed or managed;

(2) "Deduction", an amount subtracted from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(3) "Employer securities", the same meaning as defined under Section 409(l) of the Internal Revenue Code **of 1986, as amended**;

(4) "Missouri corporation", a corporation whose commercial domicile is in this state;

(5) "Qualified Missouri employee stock ownership plan", an employee stock ownership plan, as defined under Section 4975(e)(7) of the Internal Revenue Code **of 1986, as amended**, and trust that is established by a Missouri corporation for the benefit of the employees of the corporation;

(6) "Taxpayer", an individual, firm, partner in a firm, corporation, partnership, shareholder in an S corporation, or member of a limited liability company subject to the income tax imposed under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, **[**~~2017~~**] 2023**, in addition to all other modifications allowed by law, a taxpayer shall be allowed a deduction from the taxpayer's federal adjusted gross income when determining Missouri adjusted gross income in an amount equal to fifty percent of the net capital gain from the sale or exchange of employer securities of a Missouri corporation to a qualified Missouri employee stock ownership plan if, upon completion of the transaction, the qualified Missouri employee stock ownership plan owns at least thirty percent of all outstanding employer securities issued by the Missouri corporation.

3. Whenever an employee leaves a Missouri corporation with a qualified Missouri employee stock ownership plan, the Missouri corporation shall inform the former employee of the deadline for when the former employee shall decide whether they will receive their shares of employer securities or compensation for their shares of employer securities.

4. The department of revenue may promulgate rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

[~~5. Under section 23.253 of the Missouri sunset act:~~

~~(1) The provisions of the new program authorized under this section shall automatically sunset on December thirty-first, six years after October 14, 2016, unless reauthorized by an act of the general assembly;~~

~~(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first, twelve years after the effective date of the reauthorization of this section; and~~

~~(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.~~**]**

143.121. The Missouri adjusted gross income of a resident individual shall be the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mayhew, **House Amendment No. 1 to House Amendment No. 6** was adopted.

Representative Weber offered **House Amendment No. 2 to House Amendment No. 6**.

House Amendment No. 2
to
House Amendment No. 6

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 92, Page 5, Line 37, by deleting the words "**blood or marriage**" and inserting in lieu thereof the following:

"**blood, marriage, or adoption**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Riggs	Riley	Sander
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Voss	Waller
West	Wilson	Wright		

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes	Bland Manlove	Byrnes	Cupps	McMullen
Proudie	Richey	Roberts	Smith 163	Veit
Mr. Speaker				

VACANCIES: 001

On motion of Representative Weber, **House Amendment No. 2 to House Amendment No. 6** was adopted.

On motion of Representative Diehl, **House Amendment No. 6, as amended**, was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Davidson	Davis
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Riggs	Riley	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 047

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Phifer	Plank	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes	Bland Manlove	Byrnes	Cupps	Deaton
Haden	McMullen	Proudie	Richey	Roberts
Smith 163	Veit	Windham		

VACANCIES: 001

On motion of Representative Gregory, **HCS SS SCS SB 92, as amended**, was adopted.

On motion of Representative Gregory, **HCS SS SCS SB 92, as amended**, was read the third time and passed by the following vote:

AYES: 083

Adams	Amato	Anderson	Aune	Bangert
Baringer	Barnes	Bosley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burnett
Butz	Casteel	Christ	Clemens	Cook
Crossley	Diehl	Dinkins	Falkner	Farnan
Fogle	Francis	Gallick	Gregory	Griffith
Haffner	Hardwick	Hein	Henderson	Hinman
Houx	Hovis	Ingle	Justus	Kalberloh
Knight	Lavender	Mackey	Mann	Marquart
Mayhew	McGaugh	Merideth	Mosley	Myers
Nurrenbern	O'Donnell	Parker	Patterson	Perkins
Plank	Pollitt	Pouche	Quade	Reedy
Reuter	Riggs	Roberts	Sassmann	Sauls
Schulte	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Steinhoff	Stephens	Strickler	Taylor 48
Van Schoiack	Voss	Waller	Walsh Moore	Weber
Woods	Young	Mr. Speaker		

NOES: 065

Allen	Baker	Banderman	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Burton
Busick	Chappell	Christofanelli	Coleman	Copeland
Cupps	Davidson	Davis	Deaton	Doll
Evans	Fountain Henderson	Gragg	Haden	Haley
Hausman	Hicks	Hudson	Hurlbert	Jones
Keathley	Kelley 127	Kelly 141	Lewis 25	Lewis 6
Lonsdale	Lovasco	Matthiesen	McGirl	Morse
Murphy	Nickson-Clark	Oehlerking	Owen	Peters
Phifer	Richey	Riley	Sander	Schnelting
Schwadron	Seitz	Smith 163	Sparks	Stacy
Stinnett	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	West	Wilson	Wright

PRESENT: 007

Atchison	Bland Manlove	Collins	Ealy	Gray
Johnson 12	Johnson 23			

ABSENT WITH LEAVE: 007

Appelbaum	Byrnes	McMullen	Proudie	Unsicker
Veit	Windham			

VACANCIES: 001

Representative Hudson declared the bill passed.

Speaker Plocher resumed the Chair.

HCS SS SB 181, relating to contractual agreements, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HCS SS SB 181** was agreed to.

Representative Henderson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 181, Page 17, Section 387.435, Line 9, by inserting after all of said section and line the following:

"**407.2020. For purposes of sections 407.2020 to 407.2090, the following terms mean:**

(1) "Commercial transaction", a transaction involving a motor vehicle in which the motor vehicle will primarily be used for business purposes rather than personal purposes;

(2) "Consumer", an individual purchaser of a motor vehicle or a borrower under a finance agreement. The term "consumer" includes any borrower, as defined in section 407.2030, or contract holder, as defined in section 407.2060, as applicable;

(3) "Finance agreement", a loan, retail installment sales contract, or lease for the purchase, refinancing, or lease of a motor vehicle;

(4) "Free-look period", a period of time from the effective date of the motor vehicle financial protection product until the date the motor vehicle financial protection product may be cancelled without penalty, fees, or costs. This period of time shall not be shorter than thirty days;

(5) "Insurer", an insurance company licensed, registered, or otherwise authorized to issue contractual liability insurance under the insurance laws of this state;

(6) "Motor vehicle", any self-propelled or towed vehicle designed for personal or commercial use including, but not limited to, automobiles, trucks, motorcycles, recreational vehicles, all-terrain vehicles, snowmobiles, campers, boats, personal watercraft, and related trailers;

(7) "Motor vehicle financial protection product", an agreement that protects a consumer's financial interest in his or her current or future motor vehicle. The term "motor vehicle financial protection product" includes any debt waiver, as defined in section 407.2030, and any vehicle value protection agreement, as defined in section 407.2060;

(8) "Person", an individual, company, association, organization, partnership, business trust, or corporation, and every form of legal entity.

407.2025. 1. Motor vehicle financial protection products may be offered, sold, or given to consumers in this state in compliance with sections 407.2020 to 407.2090.

2. Any amount charged or financed for a motor vehicle financial protection product shall be separately stated and shall not be considered a finance charge or interest.

3. Any extension of credit, terms of credit, or terms of the related motor vehicle sale or lease shall not be conditioned upon the consumer's payment for or financing of any charge for a motor vehicle financial protection product, except that motor vehicle financial protection products may be discounted or given at no charge in connection with the purchase of other non-credit-related goods or services.

407.2030. For purposes of sections 407.2030 to 407.2055, the following terms mean:

(1) "Administrator", any person, other than an insurer or creditor, who performs administrative or operational functions for debt waiver programs;

(2) "Borrower", a debtor or retail buyer or lessee under a finance agreement;

(3) "Creditor":

(a) The lender in a loan or credit transaction;

(b) The lessor in a lease transaction;

(c) Any retail seller of motor vehicles;

(d) The seller in commercial retail installment transactions; or

(e) The assignee of any person described in paragraphs (a) to (d) of this subdivision to whom the credit obligation is payable;

(4) "Debt waiver", any guaranteed asset protection waiver or excess wear and use waiver;

(5) "Excess wear and use waiver", a contractual agreement in which a creditor agrees, with or without a separate charge, to cancel or waive all or part of amounts that may become due under a borrower's

lease agreement as a result of excessive wear and use of a motor vehicle, which agreement shall be part of, or a separate addendum to, the lease agreement. Excess wear and use waivers may also cancel or waive amounts due for excess mileage;

(6) "Guaranteed asset protection waiver", a contractual agreement in which a creditor agrees, with or without a separate charge, to cancel or waive all or part of amounts due on a borrower's finance agreement in the event of a total physical damage loss or unrecovered theft of the motor vehicle, which agreement shall be part of, or a separate addendum to, the finance agreement. A guaranteed asset protection waiver may also provide, with or without a separate charge, a benefit that waives an amount, or provides a borrower with a credit, toward the purchase of a replacement motor vehicle.

407.2035. 1. (1) A retail seller shall insure its debt waiver obligations under a contractual liability or other insurance policy issued by an insurer. A creditor, other than a retail seller, may insure its debt waiver obligations under a contractual liability policy or other such policy issued by an insurer. Any such insurance policy may be directly obtained by a creditor or retail seller or may be procured by an administrator to cover a creditor's or retail seller's obligations.

(2) Notwithstanding the provisions of subdivision (1) of this subsection, retail sellers who are lessors on motor vehicles shall not be required to insure obligations related to debt waivers on such leased motor vehicles.

2. The debt waiver remains a part of the finance agreement upon the assignment, sale, or transfer of such finance agreement by the creditor.

3. Any creditor who offers a debt waiver shall report the sale of, and forward funds due to, the designated party or parties.

4. Funds received or held by a creditor or administrator and belonging to an insurer, creditor, or administrator shall be held by such creditor or administrator in a fiduciary capacity.

407.2040. 1. Contractual liability or other insurance policies insuring debt waivers shall state the obligation of the insurer to reimburse or pay to the creditor any sums the creditor is legally obligated to waive under a debt waiver.

2. Coverage under a contractual liability or other insurance policy insuring a debt waiver shall also cover any subsequent assignee upon the assignment, sale, or transfer of the finance agreement.

3. Coverage under a contractual liability or other insurance policy insuring a debt waiver shall remain in effect unless cancelled or terminated in compliance with applicable insurance laws of this state.

4. The cancellation or termination of a contractual liability or other insurance policy shall not reduce the insurer's responsibility for debt waivers issued by the creditor before the date of cancellation or termination and for which premium has been received by the insurer.

407.2045. Debt waivers shall disclose in writing and in clear, understandable language that is easy to read the following:

(1) The name and address of the initial creditor and the borrower at the time of sale, and the identity of any administrator if different from the creditor;

(2) The purchase price, if any, and the terms of the debt waiver including, but not limited to, the requirements for protection, conditions, or exclusions associated with the debt waiver;

(3) A statement that the borrower may cancel the debt waiver within a free-look period as specified in the debt waiver and, if so cancelled, shall be entitled to a full refund of the purchase price paid by the borrower, if any, so long as no benefits have been provided;

(4) The procedure the borrower is required to follow, if any, to obtain debt waiver benefits under the terms and conditions of the debt waiver, including, if applicable, a telephone number or website and address where the borrower may apply for debt waiver benefits;

(5) The terms and conditions governing cancellation consistent with all applicable Missouri laws; and

(6) A statement that any extension of credit, terms of the credit, or terms of the related motor vehicle sale or lease shall not be conditioned upon the borrower's purchase of a debt waiver.

407.2050. 1. Debt waivers shall provide that if a borrower cancels a debt waiver within the free-look period, the borrower shall be entitled to a full refund of the amount the borrower paid, if any, so long as no benefits have been provided.

2. If, after the debt waiver has been in effect beyond the free-look period, the borrower cancels the debt waiver or there is an early termination of the finance agreement, the borrower may be entitled to a refund of the amount the borrower paid of the unearned portion of the purchase price, if any, less a cancellation fee up to seventy-five dollars, if no benefit has been or will be provided.

3. If the cancellation of a debt waiver occurs as a result of a default under the finance agreement, the repossession of the motor vehicle associated with the finance agreement, or any other termination of the finance agreement, any refund due may be paid directly to the creditor or administrator and applied as a reduction of the amount owed under the finance agreement unless the borrower can show that the finance agreement has been paid in full.

407.2055. 1. Debt waivers offered by state or federal banks or credit unions in compliance with applicable state or federal law shall be exempt from the provisions of sections 407.2020 to 407.2090.

2. The provisions of sections 407.2045 and 407.2080 shall not apply to debt waivers offered in connection with commercial transactions.

407.2060. For purposes of sections 407.2060 to 407.2075, the following terms mean:

(1) "Administrator", any person who is responsible for the administrative or operational functions of vehicle value protection agreements including, but not limited to, the adjudication of claims or benefit requests by contract holders;

(2) "Contract holder", a person who is the purchaser or holder of a vehicle value protection agreement;

(3) "Provider", a person who is obligated to provide a benefit under a vehicle value protection agreement. A provider may perform as an administrator or retain the services of a third-party administrator;

(4) "Vehicle value protection agreement", a contractual agreement that:

(a) Provides a benefit toward the reduction of some or all of the contract holder's current finance agreement deficiency balance or toward the purchase or lease of a replacement motor vehicle or motor vehicle services upon the occurrence of an adverse event to the motor vehicle including, but not limited to, loss, theft, damage, obsolescence, diminished value, or depreciation;

(b) Does not include debt waivers; and

(c) May include agreements such as, but not limited to, trade-in-credit agreements, diminished value agreements, depreciation benefit agreements, or other similarly named agreements.

407.2065. 1. A provider may, but is not required to, use an administrator or other designee to be responsible for any and all of the administration of vehicle value protection agreements in compliance with the provisions of sections 407.2020 to 407.2090.

2. Vehicle value protection agreements shall not be sold unless the contract holder has been or will be provided access to a copy of the vehicle value protection agreement within a reasonable time.

3. In order to assure the faithful performance of the provider's obligations to its contract holders, each provider shall comply with subdivision (1) or (2) of this subsection, as follows:

(1) In order to satisfy the requirements of this subsection under this subdivision, the provider shall insure all its vehicle value protection agreements under an insurance policy that pays or reimburses in the event the provider fails to perform its obligations under the vehicle value protection agreement and that is issued by an insurer who is licensed, registered, or otherwise authorized to do business in this state and who:

(a) Maintains surplus as to policyholders and paid-in capital of at least fifteen million dollars; or

(b) Maintains:

a. Surplus as to policyholders and paid-in capital of less than fifteen million dollars but at least equal to ten million dollars; and

b. A ratio of net written premiums, wherever written, to surplus as to policyholders and paid-in capital of not greater than three to one; or

(2) In order to satisfy the requirements of this subsection under this subdivision, the provider shall:

(a) Maintain, or together with its parent company maintain, a net worth or stockholders' equity of one hundred million dollars; and

(b) Upon request, provide the attorney general with a copy of the provider's or the provider's parent company's most recent Form 10-K or Form 20-F filed with the Securities and Exchange Commission (SEC) within the last calendar year or, if the company does not file with the SEC, a copy of the company's audited

financial statements, which show a net worth of the provider or its parent company of at least one hundred million dollars. If the provider's parent company's Form 10-K, Form 20-F, or financial statements are filed to meet the provider's financial security requirement, the parent company shall agree to guarantee the obligations of the provider relating to vehicle value protection agreements sold by the provider in this state.

4. Except for the requirements specified in subsection 3 of this section, no other financial security requirements shall be required for vehicle value protection agreement providers.

407.2070. Vehicle value protection agreements shall disclose in writing and in clear, understandable language that is easy to read the following:

(1) The name and address of the provider, contract holder, and administrator, if any;

(2) The terms of the vehicle value protection agreement including, but not limited to, the purchase price to be paid by the contract holder, if any, the requirements for eligibility, the conditions of coverage, and any exclusions;

(3) A statement that the vehicle value protection agreement may be cancelled by the contract holder within a free-look period as specified in the vehicle value protection agreement and that in such event the contract holder shall be entitled to a full refund of the purchase price paid by the contract holder, if any, so long as no benefits have been provided;

(4) The procedure the contract holder shall follow, if any, to obtain a benefit under the terms and conditions of the vehicle value protection agreement, including, if applicable, a telephone number or website and address where the contract holder may apply for a benefit;

(5) A statement that indicates whether the vehicle value protection agreement may be cancelled after the free-look period and the conditions under which it may be cancelled, including the procedures for requesting any refund of the unearned purchase price paid by the contract holder;

(6) If the vehicle value protection agreement is cancellable after the free-look period, a statement that any refund of the unearned purchase price of the vehicle value protection agreement shall be calculated on a pro rata basis;

(7) A statement that any extension of credit, terms of the credit, or terms of the related motor vehicle sale or lease shall not be conditioned upon the purchase of the vehicle value protection agreement;

(8) The terms, restrictions, or conditions governing cancellation of the vehicle value protection agreement before the termination or expiration date of the vehicle value protection agreement by either the provider or the contract holder. The provider of the vehicle value protection agreement shall mail a written notice to the contract holder at the last known address of the contract holder contained in the records of the provider at least five days before cancellation by the provider. Prior notice shall not be required if the reason for cancellation is nonpayment of the provider fee, a material misrepresentation by the contract holder to the provider or administrator, or a substantial breach of duties by the contract holder relating to the covered product or its use. The notice shall state the effective date of the cancellation and the reason for the cancellation. If a vehicle value protection agreement is cancelled by the provider for a reason other than nonpayment of the provider fee, the provider shall refund to the contract holder one hundred percent of the unearned pro rata provider fee paid by the contract holder, if any. If coverage under the vehicle value protection agreement continues after a claim, any refund may deduct claims paid. A reasonable administrative fee may be charged by the provider up to seventy-five dollars; and

(9) A statement that the agreement is not an insurance contract.

407.2075. The provisions of sections 407.2070 and 407.2080 shall not apply to vehicle value protection agreements offered in connection with a commercial transaction.

407.2080. The attorney general may take action that is necessary or appropriate to enforce the provisions of sections 407.2020 to 407.2090 and to protect motor vehicle financial protection product consumers in this state. After proper notice and opportunity for hearing, the attorney general may:

(1) Order the creditor, provider, administrator, or any other person not in compliance with the provisions of sections 407.2020 to 407.2090 to cease and desist from product-related operations that are in violation of the provisions of sections 407.2020 to 407.2090; and

(2) Impose a penalty of not more than five hundred dollars for each violation of the provisions of sections 407.2020 to 407.2090 and not more than ten thousand dollars in the aggregate for all violations of a similar nature. A violation shall be considered of a similar nature to another violation if the violation consists

of the same or similar course of conduct, action, or practice, irrespective of the number of times the action, conduct, or practice that is determined to be a violation of the provisions of sections 407.2020 to 407.2090 occurred.

407.2085. Notwithstanding the provisions of section 407.2090, all motor vehicle financial protection products issued before and on and after August 28, 2023, shall not be considered insurance.

407.2090. The provisions of sections 407.2020 to 407.2090 shall apply to all motor vehicle financial protection products that become effective after February 23, 2024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 1** was adopted.

Representative Christofanelli offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 181, Pages 17-19, Section 436.552, Lines 1-55, by deleting all of said lines and inserting in lieu thereof the following:

"**436.552. As used in sections 436.550 to 436.572, the following terms mean:**

(1) "Advertise", publishing or disseminating any written, electronic, or printed communication or any communication by means of recorded telephone messages or transmitted on radio, television, the internet, or similar communications media, including film strips, motion pictures, and videos, published, disseminated, circulated, or placed before the public, directly or indirectly, for the purpose of inducing a consumer to enter into a consumer legal funding contract;

(2) "Affiliate", as defined in section 515.505;

(3) "Charges", the amount of moneys to be paid to the consumer legal funding company by or on behalf of the consumer above the funded amount provided by or on behalf of the company to a consumer under sections 436.550 to 436.572. Charges include all administrative, origination, underwriting, or other fees, no matter how denominated;

(4) "Consumer", a natural person who has a legal claim and resides or is domiciled in Missouri;

(5) "Consumer legal funding company" or "company", a person or entity that enters into a consumer legal funding contract with a consumer for an amount less than five hundred thousand dollars. The term shall not include:

(a) An immediate family member of the consumer;

(b) A bank, lender, financing entity, or other special purpose entity:

a. That provides financing to a consumer legal funding company; or

b. To which a consumer legal funding company grants a security interest or transfers any rights or interest in a consumer legal funding; or

(c) An attorney or accountant who provides services to a consumer;

(6) "Consumer legal funding contract", a nonrecourse contractual transaction in which a consumer legal funding company purchases and a consumer assigns to the company a contingent right to receive an amount of the potential proceeds of a settlement, judgment, award, or verdict obtained in the consumer's legal claim, so long as all of the following apply:

(a) The consumer, at their sole discretion, shall use the funds to address personal needs or household expenses;

(b) The consumer shall not use the funds to pay for attorneys' fees, legal filings, legal marketing, legal document preparation or drafting, appeals, expert testimony, or other litigation-related expenses;

(7) "Director", the director of the division of finance within the department of commerce and insurance;

(8) "Division", the division of finance within the department of commerce and insurance;

(9) "Funded amount", the amount of moneys provided to or on behalf of the consumer in the consumer legal funding contract. "Funded amount" shall not include charges;

(10) "Funding date", the date on which the funded amount is transferred to the consumer by the consumer legal funding company either by personal delivery, via wire, automated clearing house transfer, or other electronic means, or by insured, certified, or registered United States mail;

(11) "Immediate family member", a parent; sibling; child by blood, adoption, or marriage; spouse; grandparent; or grandchild;

(12) "Legal claim", a bona fide civil claim or cause of action;

(13) "Medical provider", any person or business providing medical services of any kind to a consumer including, but not limited to, physicians, nurse practitioners, hospitals, physical therapists, chiropractors, or radiologists as well as any of their employees or contractors or any practice groups, partnerships, or incorporations of the same;

(14) "Resolution date", the date the amount funded to the consumer, plus the agreed-upon charges, is delivered to the consumer legal funding company."; and

Further amend said bill, Pages 23-26, Section 436.570, Lines 1-94, by deleting all of said lines and inserting in lieu thereof the following:

"**436.570. 1. A consumer legal funding company shall not engage in the business of consumer legal funding in this state unless it has first obtained a license from the division of finance.**

2. A consumer legal funding company's initial or renewal license application shall be in writing, made under oath, and on a form provided by the director.

3. Every consumer legal funding company, at the time of filing a license application, shall pay the sum of five hundred fifty dollars for the period ending the thirtieth day of June next following the date of payment; thereafter, a like fee shall be paid on or before June thirtieth of each year and shall be credited to the division of finance fund established under section 361.170.

4. A consumer legal funding license shall not be issued unless the division of finance, upon investigation, finds that the character and fitness of the applicant company, and of the officers and directors thereof, are such as to warrant belief that the business shall operate honestly and fairly within the purposes of sections 436.550 to 436.572.

5. Every applicant shall also, at the time of filing such application, file a bond satisfactory to the division of finance in an amount not to exceed fifty thousand dollars. The bond shall provide that the applicant shall faithfully conform to and abide by the provisions of sections 436.550 to 436.572, to all rules lawfully made by the director under sections 436.550 to 436.572, and the bond shall act as a surety for any person or the state for any and all amount of moneys that may become due or owing from the applicant under and by virtue of sections 436.550 to 436.572, which shall include the result of any action that occurred while the bond was in place for the applicable period of limitations under statute and so long as the bond is not exhausted by valid claims.

6. If an action is commenced on a licensee's bond, the director may require the filing of a new bond. Immediately upon any recovery on the bond, the licensee shall file a new bond.

7. To ensure the effective supervision and enforcement of sections 436.550 to 436.572, the director may, under chapter 536:

(1) Deny, suspend, revoke, condition, or decline to renew a license for a violation of sections 436.550 to 436.572, rules issued under sections 436.550 to 436.572, or order or directive entered under sections 436.550 to 436.572;

(2) Deny, suspend, revoke, condition, or decline to renew a license if an applicant or licensee fails at any time to meet the requirements of sections 436.550 to 436.572, or withholds information or makes a material misstatement in an application for a license or renewal of a license;

(3) Order restitution against persons subject to sections 436.550 to 436.572 for violations of sections 436.550 to 436.572; and

(4) Order or direct such other affirmative action as the director deems necessary.

8. Any letter issued by the director and declaring grounds for denying or declining to grant or renew a license may be appealed to the circuit court of Cole County. All other matters presenting a contested case involving a licensee may be heard by the director under chapter 536.

9. Notwithstanding the prior approval requirement of subsection 1 of this section, a consumer legal funding company that has applied with the division of finance between the effective date of sections 436.550 to 436.572, or when the division of finance has made applications available to the public, whichever is later, and six months thereafter may engage in consumer legal funding while the license application of the company or an affiliate of the company is awaiting approval by the division of finance and until such time as the applicant has pursued all appellate remedies and procedures for any denial of such application. All funding contracts in effect prior to the effective date of sections 436.550 to 436.572 are not subject to the terms of sections 436.550 to 436.572.

10. If it appears to the director that any consumer legal funding company is failing, refusing, or neglecting to make a good faith effort to comply with the provisions of sections 436.550 to 436.572, or any laws or rules relating to consumer legal funding, the director may issue an order to cease and desist, which may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure, or refusal continues. The penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the gravity of the violation, any history of previous violations, and any other matters justice may require.

11. If any consumer legal funding company fails, refuses, or neglects to comply with the provisions of sections 436.550 to 436.572, or of any laws or rules relating to consumer legal funding, its license may be suspended or revoked by order of the director after a hearing before said director on any order to show cause why such order of suspension or revocation should not be entered and that specifies the grounds therefor. Such an order shall be served on the particular consumer legal funding company at least ten days prior to the hearing. Any order made and entered by the director may be appealed to the circuit court of Cole County.

12. (1) The division shall conduct an examination of each consumer legal funding company at least once every twenty-four months and at such other times as the director may determine.

(2) For any such investigation or examination, the director and his or her representatives shall have free and immediate access to the place or places of business and the books and records, and shall have the authority to place under oath all persons whose testimony may be required relative to the affairs and business of the consumer legal funding company.

(3) The director may also make such special investigations or examination as the director deems necessary to determine whether any consumer legal funding company has violated any of the provisions of sections 436.550 to 436.572 or rules promulgated thereunder, and the director may assess the reasonable costs of any investigation or examination incurred by the division to the company.

13. The division of finance shall have the authority to promulgate rules to carry out the provisions of sections 436.550 to 436.572. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 2** was adopted.

Representative Owen offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 181, Page 17, Section 387.435, Line 9, by inserting after all of said section and line the following:

"**427.300. 1. This section shall be known, and may be cited as, the "Commercial Financing Disclosure Law".**

2. For purposes of this section, the following terms mean:

(1) "Account":

(a) Includes:

a. A right to payment of a monetary obligation, whether or not earned by performance, for one of the following:

(i) Property that has been or is to be sold, leased, licensed, assigned, or otherwise disposed of;

(ii) Services rendered or to be rendered;

(iii) A policy of insurance issued or to be issued;

(iv) A secondary obligation incurred or to be incurred;

(v) Energy provided or to be provided;

(vi) The use or hire of a vessel under a charter or other contract;

(vii) Arising out of the use of a credit or charge card or information contained on or for use with the card; or

(viii) As winnings in a lottery or other game of chance operated or sponsored by a state, governmental unit of a state, or person licensed or authorized to operate the game by a state or governmental unit of a state; and

b. Health care insurance receivables; and

(b) Shall not include:

a. Rights to payment evidenced by chattel paper or an instrument;

b. Commercial tort claims;

c. Deposit accounts;

d. Investment property;

e. Letter-of-credit rights or letters of credit; or

f. Rights to payment for moneys or funds advanced or sold, other than rights arising out of the use of a credit or charge card or information contained on or for use with the card;

(2) "Accounts receivable purchase transaction", any transaction in which the business forwards or otherwise sells to the provider all or a portion of the business's accounts or payment intangibles at a discount to their expected value. For purposes of this section, the provider's characterization of an accounts receivable purchase transaction as a purchase is conclusive that the accounts receivable purchase transaction is not a loan or a transaction for the use, forbearance, or detention of moneys;

(3) "Broker", any person who, for compensation or the expectation of compensation, obtains a commercial financing product or an offer for a commercial financing product from a third party that would, if executed, be binding upon that third party and communicates that offer to a business located in this state. The term "broker" excludes a "provider", or any individual or entity whose compensation is not based or dependent upon the terms of the specific commercial financing product obtained or offered;

(4) "Business", an individual or group of individuals, sole proprietorship, corporation, limited liability company, trust, estate, cooperative, association, or limited or general partnership engaged in a business activity;

(5) "Business purpose transaction", any transaction where the proceeds are provided to a business or are intended to be used to carry on a business and not for personal, family, or household purposes. For purposes of determining whether a transaction is a business purpose transaction, the provider may rely on any written statement of intended purpose signed by the business. The statement may be a separate statement or may be contained in an application, agreement, or other document signed by the business or the business owner or owners;

(6) "Commercial financing product", any commercial loan, accounts receivable purchase transaction, commercial open-end credit plan, or each to the extent the transaction is a business purpose transaction;

(7) "Commercial loan", a loan to a business, whether secured or unsecured;

(8) "Commercial open-end credit plan", commercial financing extended by any provider under a plan in which:

(a) The provider reasonably contemplates repeat transactions; and

(b) The amount of financing that may be extended to the business during the term of the plan, up to any limit set by the provider, is generally made available to the extent that any outstanding balance is repaid;

(9) "Depository institution", any of the following:

(a) A bank, trust company, or industrial loan company doing business under the authority of, or in accordance with, a license, certificate, or charter issued by the United States, this state, or any other state, district, territory, or commonwealth of the United States that is authorized to transact business in this state;

(b) A federally chartered savings and loan association, federal savings bank, or federal credit union that is authorized to transact business in this state; and

(c) A savings and loan association, savings bank, or credit union organized under the laws of this or any other state that is authorized to transact business in this state;

(10) "General intangible", any personal property, including things in action, other than accounts, chattel paper, commercial tort claims, deposit accounts, documents, goods, instruments, investment property, letter-of-credit rights, letters of credit, moneys, and oil, gas, or other minerals before extraction. "General intangible" also includes payment intangibles and software;

(11) "Payment intangible", a general intangible under which the account debtor's principal obligation is a monetary obligation;

(12) "Provider", a person who consummates more than five commercial financing products to a business located in this state in any calendar year. "Provider" also includes a person who enters into a written agreement with a depository institution to arrange for the extension of a commercial financing product by the depository institution to a business via an online lending platform administered by the person. The fact that a provider extends a specific offer for a commercial financing product on behalf of a depository institution shall not be construed to mean that the provider engaged in lending or financing or originated such loan or financing.

3. (1) A provider who consummates a commercial financing product shall disclose the terms of the commercial financing product as required by this section. The disclosures shall be provided at or before consummation of the transaction. Only one disclosure is required for each commercial financing product, and a disclosure is not required as a result of the modification, forbearance, or change to a consummated commercial financing product.

(2) A provider shall disclose the following in connection with each commercial financing product:

(a) The total amount of funds provided to the business under the terms of the commercial financing product. This disclosure shall be labeled "Total Amount of Funds Provided";

(b) The total amount of funds disbursed to the business under the terms of the commercial financing product, if less than the total amount of funds provided, as a result of any fees deducted or withheld at disbursement and any amount paid to a third party on behalf of the business. This disclosure shall be labeled "Total Amount of Funds Disbursed";

(c) The total amount to be paid to the provider pursuant to the commercial financing product agreement. This disclosure shall be labeled "Total of Payments";

(d) The total dollar cost of the commercial financing product under the terms of the agreement, derived by subtracting the total amount of funds provided from the total of payments. This calculation shall include any fees or charges deducted by the provider from the "Total Amount of Funds Provided". This disclosure shall be labeled "Total Dollar Cost of Financing";

(e) The manner, frequency, and amount of each payment. This disclosure shall be labeled "Payments". If the payments may vary, the provider shall instead disclose the manner, frequency, and the estimated amount of the initial payment labeled "Estimated Payments", and the commercial financing product agreement shall include a description of the methodology for calculating any variable payment and the circumstances when payments may vary; and

(f) A statement of whether there are any costs or discounts associated with prepayment of the commercial financing product, including a reference to the paragraph in the agreement that creates the contractual rights of the parties related to prepayment. This disclosure shall be labeled "Prepayment".

4. This section shall not apply to the following:

(1) A provider that is a depository institution or a subsidiary or service corporation that is:

(a) Owned and controlled by a depository institution; and

(b) Regulated by a federal banking agency;

(2) A provider that is a lender regulated under the federal Farm Credit Act, 12 U.S.C. Sec. 2001 et seq.;

(3) A commercial financing product that is:

(a) Secured by real property;

(b) A lease; or

(c) A purchase-money obligation that is incurred as all or part of the price of the collateral or for value given to enable the business to acquire rights in or the use of the collateral if the value is in fact so used;

(4) A commercial financing product in which the recipient is a motor vehicle dealer or an affiliate of such a dealer, or a vehicle rental company, or an affiliate of such a company, pursuant to a commercial loan or commercial open-end credit plan of at least fifty thousand dollars or a commercial financing product offered by a person in connection with the sale or lease of products or services that such person manufactures, licenses, or distributes, or whose parent company or any of its directly or indirectly owned and controlled subsidiaries manufactures, licenses, or distributes;

(5) A commercial financing product that is a factoring transaction, purchase, sale, advance, or similar of accounts receivables owed to a health care provider because of a patient's personal injury treated by the health care provider;

(6) A provider who is licensed as a money transmitter in accordance with a license, certificate, or charter issued by this state, or any other state, district, territory, or commonwealth of the United States;

(7) A provider who consummates no more than five commercial financing products in this state in a twelve-month period; or

(8) A transaction in which the provider has no obligation to advance more than five hundred thousand dollars.

5. (1) No person shall engage in business as a broker for commercial financing within this state, for compensation, unless prior to conducting such business, the person has filed a registration with the division of finance within the department of commerce and insurance and has on file a good and sufficient bond as specified in this subsection. The registration shall be effective upon receipt by the division of finance of a completed registration form and the required registration fee, and shall remain effective until the time of renewal.

(2) After filing an initial registration form, a broker shall file, on or before January thirty-first of each year, a renewal registration form along with the required renewal registration fee.

(3) The broker shall pay a one-hundred-dollar registration fee upon the filing of an initial registration and a fifty-dollar renewal fee upon the filing of a renewal registration.

(4) The registration form required by this subsection shall include:

(a) The name of the broker;

(b) The name in which the broker is transacted if different from that stated in paragraph (a) of this subdivision;

(c) The address of the broker's principal office, which may be outside this state;

(d) Whether any officer, director, manager, operator, or principal of the broker has been convicted of a felony involving an act of fraud, dishonesty, breach of trust, or money laundering; and

(e) The name and address in this state of a designated agent upon whom service of process may be made.

(5) If information in a registration form changes or otherwise becomes inaccurate after filing, the broker shall not be required to file a further registration form prior to the time of renewal.

(6) Each broker shall obtain a surety bond issued by a surety company authorized to do business in this state. The amount of the bond shall be ten thousand dollars. The bond shall be in favor of the state of Missouri. Any person damaged by the broker's breach of contract or of any obligation arising therefrom, or by any violation of this section, may bring an action against the bond to recover damages suffered. The aggregate liability of the surety shall be only for actual damages and in no event shall exceed the amount of the bond.

(7) Employees regularly employed by a broker who has complied with this subsection shall not be required to file a registration or obtain a surety bond when acting within the scope of their employment for the broker.

6. (1) Any person who violates any provision of this section shall be punished by a fine of five hundred dollars per incident, not to exceed twenty thousand dollars for all aggregated violations arising from the use of the transaction documentation or materials found to be in violation of this section. Any person who

violates any provision of this section after receiving written notice of a prior violation from the attorney general shall be punished by a fine of one thousand dollars per incident, not to exceed fifty thousand dollars for all aggregated violations arising from the use of the transaction documentation or materials found to be in violation of this section.

(2) Violation of any provision of this section shall not affect the enforceability or validity of the underlying agreement.

(3) This section shall not create a private right of action against any person or other entity based upon compliance or noncompliance with its provisions.

(4) Authority to enforce compliance with this section is vested exclusively in the attorney general of this state.

7. The requirements of subsections 3 and 5 of this section shall take effect upon the earlier of:

(1) Six months after the division of finance finalizes promulgating rules, if the division intends to promulgate rules; or

(2) February 28, 2024, if the division does not promulgate rules.

8. The division of finance may promulgate rules implementing this section. If the division of finance intends to promulgate rules, it shall declare its intent to do so no later than February 28, 2024. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Owen, **House Amendment No. 3** was adopted.

Representative Davidson offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 181, Page 10, Section 375.1275, Line 46, by inserting after said section and line the following:

"376.1060. 1. As used in this section, the following terms shall mean:

(1) "Contracting entity", any person or entity**, including a health carrier,** that is engaged in the act of contracting with providers for the delivery of **[**~~dental~~**] health care** services **[**~~or the selling or assigning of dental network plans to other health care entities~~**]**;

(2) **[**~~"Identify", providing in writing, by email or otherwise, to the participating provider the name, address, and telephone number, to the extent possible, for any third party to which the contracting entity has granted access to the health care services of the participating provider;~~

~~(3) "Network plan", health insurance coverage offered by a health insurance issuer under which the financing and delivery of dental services are provided in whole or in part through a defined set of participating providers under contract with the health insurance issuer~~**] "Health care service", the same meaning given to the term in section 376.1350**;

[~~(4)~~**] (3) "Health carrier", the same meaning given to the term in section 376.1350. The term "health carrier" shall also include any entity described in subdivision (4) of section 354.700;**

(4) "Participating provider", a provider who, under a contract with a contracting entity, has agreed to provide **[**~~dental~~**] health care** services with an expectation of receiving payment, other than coinsurance, co-payments or deductibles, directly or indirectly from the contracting entity;

(5) "Provider", any person licensed under section 332.071**;**

(6) "Provider network contract", a contract between a contracting entity and a provider that specifies the rights and responsibilities of the contracting entity and provides for the delivery and payment of health care services;

(7) "Third party", a person or entity that enters into a contract with a contracting entity or with another third party to gain access to the health care services or contractual discounts of a provider network contract. "Third party" does not include an employer or other group for whom the health carrier or contracting entity provides administrative services.

2. A contracting entity **[**~~shall not sell, assign, or otherwise~~**] shall only** grant **a third party** access to **[**~~the dental services of~~**]** a participating **[**~~provider under a health care contract unless expressly authorized by the health care contract. The health care contract shall specifically provide that one purpose of the contract is the selling, assigning, or giving the contracting entity rights to the services of the participating provider, including network plans~~**] provider's health care services or contractual discounts provided in accordance with a contract between a participating provider and a contracting entity and only if:**

(1) The contract specifically states that the contracting entity may enter into an agreement with a third party allowing the third party to obtain the contracting entity's rights and responsibilities as if the third party were the contracting entity, and the contract allows the provider to choose not to participate in third-party access at the time the contract is entered into or renewed or when there are material modifications to the contract. The third-party access provision of any provider network contract shall also specifically state that the contract grants third-party access to the provider's health care services and that the provider has the right to choose not to participate in third-party access to the contract or to enter into a contract directly with the third party. A provider's decision not to participate in third-party access shall not permit the contracting entity to cancel or otherwise end a contractual relationship with the provider. When initially contracting with a provider, a contracting entity shall accept a qualified provider even if the provider chooses not to participate in the third-party access provision;

(2) The third party accessing the contract agrees to comply with all of the contract's terms;

(3) The contracting entity identifies, in writing or electronic form to the provider, all third parties in existence as of the date the contract is entered into or renewed;

(4) The contracting entity identifies all third parties in existence in a list on its internet website that is updated at least once every ninety days;

(5) The contracting entity notifies providers that a new third party is accessing a provider network contract at least thirty days in advance of the relationship taking effect;

(6) The contracting entity notifies the third party of the termination of a provider network contract no later than thirty days from the termination date with the contracting entity;

(7) A third party's right to a provider's discounted rate ceases as of the termination date of the provider network contract;

(8) The provider is not already a participating provider of the third party; and

(9) The contracting entity makes available a copy of the provider network contract relied on in the adjudication of a claim to a participating provider within thirty days of a request from the provider.

3. **[**~~Upon entering a contract with a participating provider and upon request by a participating provider, a contracting entity shall properly identify any third party that has been granted access to the dental services of the participating provider~~**] No provider shall be bound by or required to perform health care services under a provider network contract that has been granted to a third party in violation of the provisions of this section**.

4. A contracting entity that sells, assigns, or otherwise grants **a third party** access to **[**~~the dental services of~~**]** a participating **[**~~provider~~**] provider's health care services** shall maintain an internet website or a toll-free telephone number through which the participating provider may obtain information which identifies the **[**~~insurance carrier~~**] third party** to be used to reimburse the participating provider for the covered **[**~~dental~~**] health care** services.

5. A contracting entity that sells, assigns, or otherwise grants **a third party** access to a participating provider's **[**~~dental~~**] health care** services shall ensure that an explanation of benefits or remittance advice furnished to the participating provider that delivers **[**~~dental~~**] health care** services **[**~~under the health care contract~~**] for the third party** identifies the contractual source of any applicable discount.

6. **[**~~All third parties that have contracted with a contracting entity to purchase, be assigned, or otherwise be granted access to the participating provider's discounted rate shall comply with the participating provider's contract, including all requirements to encourage access to the participating provider, and pay the participating provider pursuant to the rates of payment and methodology set forth in that contract, unless otherwise agreed to by a participating provider.~~

~~7. A contracting entity is deemed in compliance with this section when the insured's identification card provides information which identifies the insurance carrier to be used to reimburse the participating provider for the~~

~~covered dental services~~**] (1) The provisions of this section shall not apply if access to a provider network contract is granted to any entity operating in accordance with the same brand licensee program as the contracting entity or to any entity that is an affiliate of the contracting entity. A list of the contracting entity's affiliates shall be made available to a provider on the contracting entity's website.**

(2) The provisions of this section shall not apply to a provider network contract for health care services provided to beneficiaries of any state-sponsored health insurance programs including, but not limited to, MO HealthNet and the state children's health insurance program authorized in sections 208.631 to 208.658."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davidson, **House Amendment No. 4** was adopted.

Representative Thompson offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 181, Page 1, Section A, Line 7, by inserting after said section and line the following:

"30.753. 1. The state treasurer may invest in linked deposits; however, the total amount so deposited at any one time shall not exceed, in the aggregate, **[**~~eight hundred million~~**] one billion** dollars. **[**~~No more than three hundred thirty million dollars of~~**]** The aggregate deposit shall be used for linked deposits to eligible farming operations, eligible locally owned businesses, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, **[**~~and~~**]** eligible facility borrowers, **[**~~no more than one hundred ninety million of the aggregate deposit shall be used for linked deposits to~~**] and eligible** small businesses**[**~~,~~**].** No more than **[**~~twenty million dollars~~**] five percent** shall be used for linked deposits to eligible multitenant development enterprises, and no more than **[**~~twenty million dollars~~**] five percent** of the aggregate deposit shall be used for linked deposits to eligible residential property developers and eligible residential property owners, **and** no more than **[**~~two hundred twenty million dollars~~**] twenty percent** of the aggregate deposit shall be used for linked deposits to eligible job enhancement businesses**,** and no more than **[**~~twenty million dollars~~**] five percent** of the aggregate deposit shall be used for linked deposit loans to eligible water systems. Linked deposit loans may be made to eligible student borrowers, eligible alternative energy operations, eligible alternative energy consumers, and eligible governmental entities from the aggregate deposit. If demand for a particular type of linked deposit exceeds the initial allocation, and funds initially allocated to another type are available and not in demand, the state treasurer may commingle allocations among the types of linked deposits.

2. The minimum deposit to be made by the state treasurer to an eligible lending institution for eligible job enhancement business loans shall be ninety thousand dollars. Linked deposit loans for eligible job enhancement businesses may be made for the purposes of assisting with relocation expenses, working capital, interim construction, inventory, site development, machinery and equipment, or other expenses necessary to create or retain jobs in the recipient firm."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Thompson, **House Amendment No. 5** was adopted.

Representative Murphy offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 181, Page 26, Section 436.572, Line 2, by inserting after all of said section and line the following:

"442.404. 1. As used in this section, the following terms shall mean:

(1) "Homeowners' association", a nonprofit corporation or unincorporated association of homeowners created under a declaration to own and operate portions of a planned community or other residential subdivision that has the power under the declaration to assess association members to pay the costs and expenses incurred in the performance of the association's obligations under the declaration or tenants-in-common with respect to the ownership of common ground or amenities of a planned community or other residential subdivision. This term shall not include a condominium unit owners' association as defined and provided for in subdivision (3) of section 448.1-103 or a residential cooperative;

(2) "Political signs", any fixed, ground-mounted display in support of or in opposition to a person seeking elected office or a ballot measure excluding any materials that may be attached;

(3) "Solar panel or solar collector", a device used to collect and convert solar energy into electricity or thermal energy, including but not limited to photovoltaic cells or panels, or solar thermal systems.

2. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of political signs.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of political signs.

(3) A homeowners' association may remove a political sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the political sign. Subject to the foregoing, a homeowners' association shall not remove a political sign from the property of a homeowner or impose any fine or penalty upon the homeowner unless it has given such homeowner three days after providing written notice to the homeowner, which notice shall specifically identify the rule and the nature of the violation.

3. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall limit or prohibit, or have the effect of limiting or prohibiting, the installation of solar panels or solar collectors on the rooftop of any property or structure.

(2) A homeowners' association may adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the placement of solar panels or solar collectors to the extent that those rules do not prevent the installation of the device, impair the functioning of the device, restrict the use of the device, or adversely affect the cost or efficiency of the device.

(3) The provisions of this subsection shall apply only with regard to rooftops that are owned, controlled, and maintained by the owner of the individual property or structure.

4. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of sale signs on the property of a homeowner or property owner including, but not limited to, any yard on the property, or nearby street corners.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of sale signs.

(3) A homeowners' association may remove a sale sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the sale sign. Subject to the foregoing, a homeowners' association shall not remove a sale sign from the property of a homeowner or property owner or impose any fine or penalty upon the homeowner or property owner unless it has given such homeowner or property owner three business days after the homeowner or property owner receives written notice from the homeowners' association, which notice shall specifically identify the rule and the nature of the alleged violation.

5. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting ownership or pasturing of up to six chickens per two tenths of an acre.

(2) A homeowners' association may adopt reasonable rules, subject to applicable statutes or ordinances, regarding ownership or pasturing of chickens, including a prohibition or restriction on ownership or pasturing of roosters."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Murphy, **House Amendment No. 6** was adopted.

Representative McGaugh offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 181, Page 1, Section A, Line 7, by inserting after said section and line the following:

"8.250. 1. "Project" for the purposes of this chapter means the labor or material necessary for the construction, renovation, or repair of improvements to real property so that the work, when complete, shall be ready for service for its intended purpose and shall require no other work to be a completed system or component.

2. All contracts for projects, the cost of which exceeds twenty-five thousand dollars, entered into by any city containing five hundred thousand inhabitants or more shall be let to the lowest, responsive, responsible bidder or bidders after publication of an advertisement for a period of ten days or more in a newspaper in the county where the work is located, in two daily newspapers in the state which do not have less than fifty thousand daily circulation, and on the website of the city or through an electronic procurement system.

3. All contracts for projects, the cost of which exceeds one hundred thousand dollars, entered into by an officer or agency of this state shall be let to the lowest, responsive, responsible bidder or bidders based on preestablished criteria after publication of an advertisement **[**~~for a period of ten days or more in a newspaper in the county where the work is located, in one daily newspaper in the state which does not have less than fifty thousand daily circulation, and on the website of the officer or agency or through an electronic procurement system~~**] in a newspaper in the county where the work is located and advertising the invitation for bid through an electronic medium available to the general public for a period of at least five days before bids are to be opened**. For all contracts for projects between twenty-five thousand dollars and one hundred thousand dollars, a minimum of three contractors shall be solicited with the award being made to the lowest responsive, responsible bidder based on preestablished criteria.

4. The number of such public bids shall not be restricted or curtailed, but shall be open to all persons complying with the terms upon which the bids are requested or solicited unless debarred for cause. No contract shall be awarded when the amount appropriated for same is not sufficient to complete the work ready for service.

5. Dividing a project into component labor or material allocations for the purpose of avoiding bidding or advertising provisions required by this section is specifically prohibited.

8.679. When, in the discretion of the public owner, it is determined that a public works project should be performed with a negotiated contract for construction management services, such public owner shall advertise and solicit proposals from qualified construction managers in the following manner: **[**~~If the total cost for the erection or construction of any building or structure or the improvement, alteration or repair of a building or structure exceeds five hundred thousand dollars, the public owner shall request and solicit proposals by advertising for ten days in one newspaper of general circulation in the county where the work is located . If the cost of the work contemplated exceeds one million five hundred thousand dollars, proposals shall be solicited by advertisement for ten days in two daily newspapers in the state which have not less than fifty thousand daily circulation in addition to the advertisement~~**] by advertising in a newspaper** in the county where the work is located **and by advertising the request for proposals through an electronic medium available to the general public for a period of at least five days before proposals are to be opened**. The number of such proposals shall not be restricted or curtailed, but shall be open to all construction managers complying with the terms upon which the proposals are requested.

8.690. 1. The office of administration shall have the authority to utilize:

(1) The construction manager-at-risk delivery method, as provided for in section 67.5050; and

(2) The design-build delivery method, as provided for in section 67.5060, only as follows:

(a) For noncivil works projects, as that term is used in section 67.5060, in excess of seven million dollars; and

(b) No more than five noncivil works projects, as that term is used in section 67.5060, may be contracted for in any fiscal year that are less than seven million dollars.

2. The office of administration shall not be subject to subsection 15 of section 67.5050 and subsection 22 of section 67.5060 in executing contracts pursuant to this section.

3. The office of administration shall not be subject to subsection 4 of section 67.5060 **or the provisions of subsection 3 of section 67.5050 that require disclosure at a public meeting**. The office of administration shall **[**~~publish its advertisement for proposals in the publications , and on the website of the officer or agency or through~~

~~an electronic procurement system~~**] advertise its intent to solicit qualifications or proposals, as applicable, for a design-builder or construction manager-at-risk** as set forth in subsection 3 of section 8.250. The selection and award shall follow sections 67.5050 and 67.5060, as applicable.

34.042. 1. When the commissioner of administration determines that the use of competitive bidding is either not practicable or not advantageous to the state, supplies may be procured by competitive proposals. The commissioner shall state the reasons for such determination, and a report containing those reasons shall be maintained with the vouchers or files pertaining to such purchases. All purchases in excess of ten thousand dollars to be made under this section shall be based on competitive proposals.

2. On any purchase where the estimated expenditure shall be one hundred thousand dollars or over, the commissioner of administration shall:

(1) Advertise for proposals in at least two daily newspapers of general circulation in such places as are most likely to reach prospective offerors and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before proposals for such purchases are to be opened. Other methods of advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post notice of the proposed purchase; and

(3) Solicit proposals by mail or other reasonable method generally available to the public from prospective offerors.

All proposals for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening proposals. Proposals shall be opened in a manner to avoid disclosure of contents to competing offerors during the process of negotiation.

3. The contract shall be let to the lowest and best offeror as determined by the evaluation criteria established in the request for proposal and any subsequent negotiations conducted pursuant to this subsection. In determining the lowest and best offeror, as provided in the request for proposals and under rules promulgated by the commissioner of administration, negotiations may be conducted with responsible offerors who submit proposals selected by the commissioner of administration on the basis of reasonable criteria for the purpose of clarifying and assuring full understanding of and responsiveness to the solicitation requirements. Those offerors shall be accorded fair and equal treatment with respect to any opportunity for negotiation and subsequent revision of proposals; however, a request for proposal may set forth the manner for determining which offerors are eligible for negotiation, including, but not limited to, the use of shortlisting. Revisions may be permitted after submission and before award for the purpose of obtaining best and final offers. In conducting negotiations there shall be no disclosure of any information derived from proposals submitted by competing offerors. The commissioner of administration shall have the right to reject any or all proposals and advertise for new proposals or purchase the required supplies on the open market if they can be so purchased at a better price.

4. The commissioner shall make available, upon request, to any members of the general assembly, information pertaining to competitive proposals, including the names of bidders and the amount of each bidder's offering for each contract.

5. If identified in the solicitation, the commissioner may award a contract to the lowest and best responsive vendors as determined by the evaluation criteria set out in the solicitation while reserving certain contract provisions for negotiation after the notice of award. The reserved contract provisions for post-award negotiation shall not be provisions that were part of the evaluation criteria and scoring or provisions that impacted such criteria or scoring. The timeframe for such post-award negotiations shall be set out in the solicitation itself and if such negotiations fail, the commissioner may cancel the award and award the contract to the next lowest and best vendor. If satisfied with the lowest and best responsive vendor's proposal, the commissioner may waive post-award negotiations.

64.231. 1. The county planning board shall have power to make, adopt and may publish an official master plan for the county for the purpose of bringing about coordinated physical development in accordance with present and future needs. The master plan shall be developed so as to conserve the natural resources of the county, to ensure efficient expenditure of public funds, and to promote the health, safety, convenience, prosperity and general welfare of the inhabitants. The master plan may include, among other things, a land use plan, studies and recommendations relative to the locations, character and extent of highways, railroads, bus, streetcar and other transportation routes, bridges, public buildings, schools, sewers, parks and recreation facilities, parkways, forests, wildlife refuges, dams

and projects affecting conservation of natural resources. The county planning board may adopt the master plan in whole or in part, and subsequently amend or extend the adopted plan or any portion thereof. Before the adoption, amendment or extension of the plan or portion thereof, the board shall hold at least one public hearing thereon, fifteen days' notice of the time and place of which shall be published in at least one newspaper having general circulation within the county, and notice of the hearing shall also be posted **[**~~at least fifteen days in advance thereof in at least two conspicuous places in each township~~**] on the county's website**. The hearing may be adjourned from time to time. The adoption of the plan shall be by resolution carried by not less than a majority vote of the full membership of the county planning board. After the adoption of the master plan an attested copy shall be certified to the county clerk and a copy shall be recorded in the office of the recorder of deeds.

2. The master plan, with the accompanying maps, diagrams, charts, descriptive matter, and reports, shall include the plans specified by this section which are appropriate to the county and which may be made the basis for its physical development. The master plan may comprise any, all, or any combination of the plans specified in this section, for all or any part of the county."; and

Further amend said bill, Page 26, Section 436.572, Line 2, by inserting after said section and line the following:

"493.050. **1.** All public advertisements and orders of publication required by law to be made and all legal publications affecting the title to real estate shall be published in some daily, triweekly, semiweekly or weekly newspaper of general circulation in the county where located**,** and **[**~~which~~**] such a newspaper** shall have**:**

(1) Been admitted to the post office as periodicals class matter in the city of publication; **[**~~shall have~~**]**

(2) Been **either:**

(a) Published regularly and consecutively for a period of **[**~~three years~~**] one year**, except that a newspaper of general circulation may be deemed to be the successor to a defunct newspaper of general circulation, and subject to all of the rights and privileges of said prior newspaper under this statute, if the successor newspaper shall begin publication no later than **[**~~thirty~~**] ninety** consecutive days after the termination of publication of the prior newspaper; **[**~~shall have~~**] or**

(b) Purchased or newly established by a newspaper that satisfies the requirements of paragraph (a) of this subdivision; and

(3) A list of bona fide subscribers voluntarily engaged as such, who have paid or agreed to pay a stated price for a subscription for a definite period of time**[**~~; provided, that when~~**].**

2. If a public notice, required by law to be published once a week for a given number of weeks, **[**~~shall~~**] is to** be published in a daily, triweekly, semiweekly or weekly newspaper, the notice shall appear once a week, on the same day of each week**[**~~, and further provided, that~~**].** Every affidavit to proof of publication shall state that the newspaper in which such notice was published has complied with the provisions of this section**[**~~; provided further, that~~**].** The duration of consecutive publication provided for in this section shall not affect newspapers which have become legal publications prior to September 6, 1937**[**~~; provided, however, that when~~**]. If** any newspaper shall be forced to suspend publication in any time of war, due to the owner or publisher being inducted into the Armed Forces of the United States, the newspaper may be reinstated within one year after actual hostilities have ceased, with all the benefits provided pursuant to the provisions of this section, upon the filing with the secretary of state of notice of intention of such owner or publisher, the owner's surviving spouse or legal heirs, to republish such newspaper, setting forth the name of the publication, its volume and number, its frequency of publication, and its readmission to the post office where it was previously entered as periodicals class mail matter, and **[**~~when~~**] if** it **[**~~shall have~~**] has** a list of bona fide subscribers voluntarily engaged as such who have paid or agreed to pay a stated price for subscription for a definite period of time. All laws or parts of laws in conflict with this section except sections 493.070 to 493.120, are hereby repealed.

493.070. In all cities of this state which now have, or shall hereafter have, a population of one hundred thousand inhabitants or more, all public notices and advertisements, directed by any court**[**~~,~~**]** or required by law to be published in a newspaper, shall be published in some daily newspaper of such city, of general circulation therein, which shall have been established and continuously published as such for a period of at least **[**~~three consecutive years~~**] one year** next prior to the publication of any such notice."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGaugh, **House Amendment No. 7** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Allen	Atchison	Baker	Banderman	Billington
Black	Bonacker	Boyd	Bromley	Brown 149
Buchheit-Courtway	Burger	Busick	Casteel	Chappell
Christ	Christofanelli	Coleman	Copeland	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Lonsdale	Lovasco
Marquart	Mayhew	McGaugh	McGirl	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 040

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bosley	Brown 27	Burnett	Burton
Butz	Clemens	Doll	Ealy	Fogle
Fountain Henderson	Hein	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Nickson-Clark	Phifer
Plank	Proudie	Quade	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 026

Amato	Aune	Bland Manlove	Boggs	Brown 16
Brown 87	Byrnes	Collins	Cook	Crossley
Cupps	Gray	Henderson	Houx	Ingle
Johnson 12	Knight	Lewis 6	Matthiesen	Morse
Mosley	Nurrenbern	Roberts	Stephens	Veit
Windham				

VACANCIES: 001

On motion of Representative Christofanelli, **HCS SS SB 181, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 112

Allen	Amato	Baker	Banderman	Baringer
Barnes	Billington	Black	Bonacker	Boyd
Bromley	Brown 149	Brown 27	Buchheit-Courtway	Burger
Burnett	Busick	Butz	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Fogle	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Perkins
Peters	Plank	Pollitt	Pouche	Quade
Reedy	Reuter	Richey	Riggs	Riley
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Stinnett
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Voss	Waller	West
Wilson	Mr. Speaker			

NOES: 001

Lewis 25

PRESENT: 035

Adams	Anderson	Appelbaum	Atchison	Aune
Bangert	Bland Manlove	Bosley	Brown 87	Burton
Clemens	Collins	Crossley	Doll	Ealy
Fountain Henderson	Gray	Hein	Johnson 12	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Phifer	Proudie	Steinhoff	Strickler	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

ABSENT WITH LEAVE: 014

Boggs	Brown 16	Byrnes	Cupps	Ingle
Johnson 23	Morse	Patterson	Roberts	Sharp 37
Stephens	Veit	Windham	Wright	

VACANCIES: 001

On motion of Representative Christofanelli, **HCS SS SB 181, as amended**, was read the third time and passed by the following vote:

AYES: 134

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 27	Brown 87

Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Johnson 12	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Murphy	Myers	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Phifer	Plank	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riggs
Riley	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stinnett	Strickler	Taylor 48
Taylor 84	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Voss	Waller	Walsh Moore	West
Wilson	Woods	Young	Mr. Speaker	

NOES: 004

Doll	Lavender	Lewis 25	Unsicker

PRESENT: 012

Appelbaum	Bland Manlove	Clemens	Collins	Gray
Johnson 23	Merideth	Mosley	Nickson-Clark	Proudie
Terry	Weber			

ABSENT WITH LEAVE: 012

Boggs	Brown 16	Byrnes	Cupps	Hurlbert
Ingle	Morse	Roberts	Stephens	Veit
Windham	Wright			

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SB 275, relating to utilities, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, the title of **HCS SB 275** was agreed to.

Representative O'Donnell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 275, Pages 1-2, Section 67.288, Lines 1-25, by deleting all of said lines from the bill; and

Further amend said bill, Pages 2-4, Section 67.2677, Lines 1-84, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 4, Section 137.077, Lines 1-6, by deleting all of said lines and inserting in lieu thereof the following:

"**137.077. 1. (1) Beginning January 1, 2024, for purposes of assessing all real property, excluding land, or tangible personal property associated with a project that uses solar energy directly to generate electricity, the assessor shall determine the true value in money of such property, provided that all solar energy property built prior to December 31, 2023 or with a placard output value of one megawatt or less shall be considered to be de minimis in value. The assessor shall request any documentation necessary to determine the true value in money of such property.**"; and

Further amend said bill, page, and section, Lines 8-9, by deleting the phrase "**, or was contracted to sell power,**"; and

Further amend said bill, page, and section, Line 10, by inserting after the first occurrence of the word "**for**" the word "**such**"; and

Further amend said bill, page, section, and line, by deleting the word "**such**" and inserting in lieu thereof the word "**the**"; and

Further amend said bill, Page 7, Section 137.122, Line 84, by deleting the word "**transportation**" and inserting in lieu thereof the word "**distribution**"; and

Further amend said bill, page, and section, Lines 94-95, by deleting the phrase "**upon written request from tax assessor received no later than January thirty-first of the applicable tax year**" and inserting in lieu thereof the phrase "**no later than May first of the applicable tax year**"; and

Further amend said bill, page, and section, Line 98, by inserting after the number "**2016**" the phrase "**, or any revision adopted by the state tax commission thereafter**"; and

Further amend said bill and section, Pages 7-8, Lines 99-102, by deleting the phrase "**if the assessor's written request includes a description of each taxing district that is sufficient to enable the taxpayer to provide such information and such information is available to the taxpayer**" and inserting in lieu thereof the following:

"**. If requested by the taxpayer, the assessor shall provide to the taxpayer geographic information system maps in readable layers on which a taxpayer may provide the information in this subsection**"; and

Further amend said bill and section, Page 8, Line 102, by inserting after the word "**certify**" the phrase "**under penalty of perjury**"; and

Further amend said bill, Page 13, Section 393.320, Line 26, by deleting the phrase "two appraisers so appointed" and inserting in lieu thereof the phrase "**[**~~two appraisers so appointed~~**] public service commission staff**"; and

Further amend said bill and section, Page 14, Lines 62-67, by deleting all of said lines and inserting in lieu thereof the following:

"rate base of the small water utility in its order approving the acquisition. **For any acquisition with an appraised value of five million dollars or less, such decision shall be issued within six months from the submission of the application by the large public water utility to acquire the small water utility.**

(3) Prior to the expiration of the six-month period, the public service commission staff or the office of public counsel may request, upon a showing of good cause, from the public service commission an extension for approval of the application for an additional thirty days."; and

Further amend said bill, Page 19, Section 393.1506, Line 2, by deleting the phrase "**public utility**" and inserting in lieu thereof the phrase "**utility company, as defined in section 393.550,**"; and

Further amend said bill, page, and section, Lines 10 and 11, by deleting both occurrences of the phrase "water or sewer corporation's" and inserting in lieu thereof the phrase "**[**~~water or sewer corporation's~~**] utility company's**"; and

Further amend said bill, page, and section, Lines 19, 21-22, 23, 24, 29-30, and 33-34, by deleting all occurrences of the phrase "water or sewer corporation" and inserting in lieu thereof the phrase "**[**~~water or sewer corporation~~**] utility company**"; and

Further amend said bill, Page 20, Section 393.1645, Line 7, by deleting the number "**270,000**" and inserting in lieu thereof the words "**two hundred seventy thousand**"; and

Further amend said bill, page, and section, Line 11, by deleting the number "**135,000**" and inserting in lieu thereof the words "**one hundred thirty-five thousand**"; and

Further amend said bill and section, Page 21, Line 46, by deleting the word "**costs**" and inserting in lieu thereof the word "**costs,**"; and

Further amend said bill, page, and section, Lines 68-69, by deleting all of said lines and inserting in lieu thereof the word "**section.**"; and

Further amend said bill, page, and section, Line 71, by inserting after all of said section and line the following:

"393.1700. 1. For purposes of sections 393.1700 to 393.1715, the following terms shall mean:

(1) "Ancillary agreement", a bond, insurance policy, letter of credit, reserve account, surety bond, interest rate lock or swap arrangement, hedging arrangement, liquidity or credit support arrangement, or other financial arrangement entered into in connection with securitized utility tariff bonds;

(2) "Assignee", a legally recognized entity to which an electrical corporation assigns, sells, or transfers, other than as security, all or a portion of its interest in or right to securitized utility tariff property. The term includes a corporation, limited liability company, general partnership or limited partnership, public authority, trust, financing entity, or any entity to which an assignee assigns, sells, or transfers, other than as security, its interest in or right to securitized utility tariff property;

(3) "Bondholder", a person who holds a securitized utility tariff bond;

(4) "Code", the uniform commercial code, chapter 400;

(5) "Commission", the Missouri public service commission;

(6) "Electrical corporation", the same as defined in section 386.020, but shall not include an electrical corporation as described in subsection 2 of section 393.110;

(7) "Energy transition costs" include all of the following:

(a) Pretax costs with respect to a retired or abandoned or to be retired or abandoned electric generating facility that is the subject of a petition for a financing order filed under this section where such early retirement or abandonment is deemed reasonable and prudent by the commission through a final order issued by the commission, include, but are not limited to, the undepreciated investment in the retired or abandoned or to be retired or

abandoned electric generating facility and any facilities ancillary thereto or used in conjunction therewith, costs of decommissioning and restoring the site of the electric generating facility, other applicable capital and operating costs, accrued carrying charges, and deferred expenses, with the foregoing to be reduced by applicable tax benefits of accumulated and excess deferred income taxes, insurance, scrap and salvage proceeds, and may include the cost of retiring any existing indebtedness, fees, costs, and expenses to modify existing debt agreements or for waivers or consents related to existing debt agreements;

(b) Pretax costs that an electrical corporation has previously incurred related to the retirement or abandonment of such an electric generating facility occurring before August 28, 2021;

(8) "Financing costs" includes all of the following:

(a) Interest and acquisition, defeasance, or redemption premiums payable on securitized utility tariff bonds;

(b) Any payment required under an ancillary agreement and any amount required to fund or replenish a reserve account or other accounts established under the terms of any indenture, ancillary agreement, or other financing documents pertaining to securitized utility tariff bonds;

(c) Any other cost related to issuing, supporting, repaying, refunding, and servicing securitized utility tariff bonds, including servicing fees, accounting and auditing fees, trustee fees, legal fees, consulting fees, structuring adviser fees, administrative fees, placement and underwriting fees, independent director and manager fees, capitalized interest, rating agency fees, stock exchange listing and compliance fees, security registration fees, filing fees, information technology programming costs, and any other costs necessary to otherwise ensure the timely payment of securitized utility tariff bonds or other amounts or charges payable in connection with the bonds, including costs related to obtaining the financing order;

(d) Any taxes and license fees or other fees imposed on the revenues generated from the collection of the securitized utility tariff charge or otherwise resulting from the collection of securitized utility tariff charges, in any such case whether paid, payable, or accrued;

(e) Any state and local taxes, franchise, gross receipts, and other taxes or similar charges, including commission assessment fees, whether paid, payable, or accrued;

(f) Any costs associated with performance of the commission's responsibilities under this section in connection with approving, approving subject to conditions, or rejecting a petition for a financing order, and in performing its duties in connection with the issuance advice letter process, including costs to retain counsel, one or more financial advisors, or other consultants as deemed appropriate by the commission and paid pursuant to this section;

(9) "Financing order", an order from the commission that authorizes the issuance of securitized utility tariff bonds; the imposition, collection, and periodic adjustments of a securitized utility tariff charge; the creation of securitized utility tariff property; and the sale, assignment, or transfer of securitized utility tariff property to an assignee;

(10) "Financing party", bondholders and trustees, collateral agents, any party under an ancillary agreement, or any other person acting for the benefit of bondholders;

(11) "Financing statement", the same as defined in article 9 of the code;

(12) "Pledgee", a financing party to which an electrical corporation or its successors or assignees mortgages, negotiates, pledges, or creates a security interest or lien on all or any portion of its interest in or right to securitized utility tariff property;

(13) "Qualified extraordinary costs", costs incurred prudently before, on, or after August 28, 2021, of an extraordinary nature which would cause extreme customer rate impacts if reflected in retail customer rates recovered through customary ratemaking, such as but not limited to those related to purchases of fuel or power, inclusive of carrying charges, during anomalous weather events;

(14) "Rate base cutoff date", the same as defined in subdivision (4) of subsection 1 of section 393.1400 as such term existed on August 28, 2021;

(15) "Securitized utility tariff bonds", bonds, debentures, notes, certificates of participation, certificates of beneficial interest, certificates of ownership, or other evidences of indebtedness or ownership that are issued by an electrical corporation or an assignee pursuant to a financing order, the proceeds of which are used directly or indirectly to recover, finance, or refinance commission-approved securitized utility tariff costs and financing costs, and that are secured by or payable from securitized utility tariff property. If certificates of participation or ownership are issued, references in this section to principal, interest, or premium shall be construed to refer to comparable amounts under those certificates;

(16) "Securitized utility tariff charge", the amounts authorized by the commission to repay, finance, or refinance securitized utility tariff costs and financing costs and that are, except as otherwise provided for in this section, nonbypassable charges imposed on and part of all retail customer bills, collected by an electrical corporation or its successors or assignees, or a collection agent, in full, separate and apart from the electrical corporation's base rates, and paid by all existing or future retail customers receiving electrical service from the electrical corporation or its successors or assignees under commission-approved rate schedules, except for customers receiving electrical service under special contracts as of August 28, 2021, even if a retail customer elects to purchase electricity from an alternative electricity supplier following a fundamental change in regulation of public utilities in this state;

(17) "Securitized utility tariff costs", either energy transition costs or qualified extraordinary costs as the case may be;

(18) "Securitized utility tariff property", all of the following:

(a) All rights and interests of an electrical corporation or successor or assignee of the electrical corporation under a financing order, including the right to impose, bill, charge, collect, and receive securitized utility tariff charges authorized under the financing order and to obtain periodic adjustments to such charges as provided in the financing order;

(b) All revenues, collections, claims, rights to payments, payments, money, or proceeds arising from the rights and interests specified in the financing order, regardless of whether such revenues, collections, claims, rights to payment, payments, money, or proceeds are imposed, billed, received, collected, or maintained together with or commingled with other revenues, collections, rights to payment, payments, money, or proceeds;

(19) "Special contract", electrical service provided under the terms of a special incremental load rate schedule at a fixed price rate approved by the commission.

2. (1) An electrical corporation may petition the commission for a financing order to finance energy transition costs through an issuance of securitized utility tariff bonds. The petition shall include all of the following:

(a) A description of the electric generating facility or facilities that the electrical corporation has retired or abandoned, or proposes to retire or abandon, prior to the date that all undepreciated investment relating thereto has been recovered through rates and the reasons for undertaking such early retirement or abandonment, or if the electrical corporation is subject to a separate commission order or proceeding relating to such retirement or abandonment as contemplated by subdivision (2) of this subsection, and a description of the order or other proceeding;

(b) The energy transition costs;

(c) An indicator of whether the electrical corporation proposes to finance all or a portion of the energy transition costs using securitized utility tariff bonds. If the electrical corporation proposes to finance a portion of the costs, the electrical corporation shall identify the specific portion in the petition. By electing not to finance all or any portion of such energy transition costs using securitized utility tariff bonds, an electrical corporation shall not be deemed to waive its right to recover such costs pursuant to a separate proceeding with the commission;

(d) An estimate of the financing costs related to the securitized utility tariff bonds;

(e) An estimate of the securitized utility tariff charges necessary to recover the securitized utility tariff costs and financing costs and the period for recovery of such costs;

(f) A comparison between the net present value of the costs to customers that are estimated to result from the issuance of securitized utility tariff bonds and the costs that would result from the application of the traditional method of financing and recovering the undepreciated investment of facilities that may become securitized utility tariff costs from customers. The comparison should demonstrate that the issuance of securitized utility tariff bonds and the imposition of securitized utility tariff charges are expected to provide quantifiable net present value benefits to customers;

(g) A proposed future ratemaking process to reconcile any differences between securitized utility tariff costs financed by securitized utility tariff bonds and the final securitized costs incurred by the electrical corporation or assignee provided that any such reconciliation shall not affect the amount of securitized utility tariff bonds or the associated securitized utility tariff charges paid by customers; and

(h) Direct testimony supporting the petition.

(2) An electrical corporation may petition the commission for a financing order to finance qualified extraordinary costs. The petition shall include all of the following:

(a) A description of the qualified extraordinary costs, including their magnitude, the reasons those costs were incurred by the electrical corporation and the retail customer rate impact that would result from customary ratemaking treatment of such costs;

(b) An indicator of whether the electrical corporation proposes to finance all or a portion of the qualified extraordinary costs using securitized utility tariff bonds. If the electrical corporation proposes to finance a portion of the costs, the electrical corporation shall identify the specific portion in the petition. By electing not to finance all or any portion of such qualified extraordinary costs using securitized utility tariff bonds, an electrical corporation shall not be deemed to waive its right to reflect such costs in its retail rates pursuant to a separate proceeding with the commission;

(c) An estimate of the financing costs related to the securitized utility tariff bonds;

(d) An estimate of the securitized utility tariff charges necessary to recover the qualified extraordinary costs and financing costs and the period for recovery of such costs;

(e) A comparison between the net present value of the costs to customers that are estimated to result from the issuance of securitized utility tariff bonds and the costs that would result from the application of the customary method of financing and reflecting the qualified extraordinary costs in retail customer rates. The comparison should demonstrate that the issuance of securitized utility tariff bonds and the imposition of securitized utility tariff charges are expected to provide quantifiable net present value benefits to retail customers;

(f) A proposed future ratemaking process to reconcile any differences between securitized utility tariff costs financed by securitized utility tariff bonds and the final securitized costs incurred by the electrical corporation or assignee provided that any such reconciliation shall not affect the amount of securitized utility tariff bonds or the associated securitized utility tariff charges paid by customers; and

(g) Direct testimony supporting the petition.

(3) (a) Proceedings on a petition submitted pursuant to this subsection begin with the petition by an electrical corporation and shall be disposed of in accordance with the requirements of this section and the rules of the commission, except as follows:

a. The commission shall establish a procedural schedule that permits a commission decision no later than two hundred fifteen days after the date the petition is filed;

b. No later than two hundred fifteen days after the date the petition is filed, the commission shall issue a financing order approving the petition, an order approving the petition subject to conditions, or an order rejecting the petition; provided, however, that the electrical corporation shall provide notice of intent to file a petition for a financing order to the commission no less than sixty days in advance of such filing;

c. Judicial review of a financing order may be had only in accordance with sections 386.500 and 386.510.

(b) In performing its responsibilities under this section in approving, approving subject to conditions, or rejecting a petition for a financing order, the commission may retain counsel, one or more financial advisors, or other consultants as it deems appropriate. Such outside counsel, advisor or advisors, or consultants shall owe a duty of loyalty solely to the commission and shall have no interest in the proposed securitized utility tariff bonds. The costs associated with any such engagements shall be paid by the petitioning corporation and shall be included as financed costs in the securitized utility tariff charge and shall not be an obligation of the state and shall be assigned solely to the subject transaction. **The commission may directly contract counsel, financial advisors, or other consultants as necessary for effectuating the purposes of this section. Such contracting procedures shall not be subject to the provisions of chapter 34, however the commission shall establish a policy for the bid process. Such policy shall be publicly available and any information related to contracts under the established policy shall be included in publicly available rate case documentation.**

(c) A financing order issued by the commission, after a hearing, to an electrical corporation shall include all of the following elements:

a. The amount of securitized utility tariff costs to be financed using securitized utility tariff bonds and a finding that recovery of such costs is just and reasonable and in the public interest. The commission shall describe and estimate the amount of financing costs that may be recovered through securitized utility tariff charges and specify the period over which securitized utility tariff costs and financing costs may be recovered;

b. A finding that the proposed issuance of securitized utility tariff bonds and the imposition and collection of a securitized utility tariff charge are just and reasonable and in the public interest and are expected to provide quantifiable net present value benefits to customers as compared to recovery of the components of securitized utility tariff costs that would have been incurred absent the issuance of securitized utility tariff bonds. Notwithstanding any

provisions of this section to the contrary, in considering whether to find the proposed issuance of securitized utility tariff bonds and the imposition and collection of a securitized utility tariff charge are just and reasonable and in the public interest, the commission may consider previous instances where it has issued financing orders to the petitioning electrical corporation and such electrical corporation has previously issued securitized utility tariff bonds;

c. A finding that the proposed structuring and pricing of the securitized utility tariff bonds are reasonably expected to result in the lowest securitized utility tariff charges consistent with market conditions at the time the securitized utility tariff bonds are priced and the terms of the financing order;

d. A requirement that, for so long as the securitized utility tariff bonds are outstanding and until all financing costs have been paid in full, the imposition and collection of securitized utility tariff charges authorized under a financing order shall be nonbypassable and paid by all existing and future retail customers receiving electrical service from the electrical corporation or its successors or assignees under commission-approved rate schedules except for customers receiving electrical service under special contracts on August 28, 2021, even if a retail customer elects to purchase electricity from an alternative electric supplier following a fundamental change in regulation of public utilities in this state;

e. A formula-based true-up mechanism for making, at least annually, expeditious periodic adjustments in the securitized utility tariff charges that customers are required to pay pursuant to the financing order and for making any adjustments that are necessary to correct for any overcollection or undercollection of the charges or to otherwise ensure the timely payment of securitized utility tariff bonds and financing costs and other required amounts and charges payable under the securitized utility tariff bonds;

f. The securitized utility tariff property that is, or shall be, created in favor of an electrical corporation or its successors or assignees and that shall be used to pay or secure securitized utility tariff bonds and approved financing costs;

g. The degree of flexibility to be afforded to the electrical corporation in establishing the terms and conditions of the securitized utility tariff bonds, including, but not limited to, repayment schedules, expected interest rates, and other financing costs;

h. How securitized utility tariff charges will be allocated among retail customer classes. The initial allocation shall remain in effect until the electrical corporation completes a general rate proceeding, and once the commission's order from that general rate proceeding becomes final, all subsequent applications of an adjustment mechanism regarding securitized utility tariff charges shall incorporate changes in the allocation of costs to customers as detailed in the commission's order from the electrical corporation's most recent general rate proceeding;

i. A requirement that, after the final terms of an issuance of securitized utility tariff bonds have been established and before the issuance of securitized utility tariff bonds, the electrical corporation determines the resulting initial securitized utility tariff charge in accordance with the financing order, and that such initial securitized utility tariff charge be final and effective upon the issuance of such securitized utility tariff bonds with such charge to be reflected on a compliance tariff sheet bearing such charge;

j. A method of tracing funds collected as securitized utility tariff charges, or other proceeds of securitized utility tariff property, determining that such method shall be deemed the method of tracing such funds and determining the identifiable cash proceeds of any securitized utility tariff property subject to a financing order under applicable law;

k. A statement specifying a future ratemaking process to reconcile any differences between the actual securitized utility tariff costs financed by securitized utility tariff bonds and the final securitized utility tariff costs incurred by the electrical corporation or assignee provided that any such reconciliation shall not affect the amount of securitized utility tariff bonds or the associated securitized utility tariff charges paid by customers;

l. A procedure that shall allow the electrical corporation to earn a return, at the cost of capital authorized from time to time by the commission in the electrical corporation's rate proceedings, on any moneys advanced by the electrical corporation to fund reserves, if any, or capital accounts established under the terms of any indenture, ancillary agreement, or other financing documents pertaining to the securitized utility tariff bonds;

m. In a financing order granting authorization to securitize energy transition costs or in a financing order granting authorization to securitize qualified extraordinary costs that include retired or abandoned facility costs, a procedure for the treatment of accumulated deferred income taxes and excess deferred income taxes in connection with the retired or abandoned or to be retired or abandoned electric generating facility, or in connection with retired or abandoned facilities included in qualified extraordinary costs. The accumulated deferred income taxes, including

excess deferred income taxes, shall be excluded from rate base in future general rate cases and the net tax benefits relating to amounts that will be recovered through the issuance of securitized utility tariff bonds shall be credited to retail customers by reducing the amount of such securitized utility tariff bonds that would otherwise be issued. The customer credit shall include the net present value of the tax benefits, calculated using a discount rate equal to the expected interest rate of the securitized utility tariff bonds, for the estimated accumulated and excess deferred income taxes at the time of securitization including timing differences created by the issuance of securitized utility tariff bonds amortized over the period of the bonds multiplied by the expected interest rate on such securitized utility tariff bonds;

n. An outside date, which shall not be earlier than one year after the date the financing order is no longer subject to appeal, when the authority to issue securitized utility tariff bonds granted in such financing order shall expire; and

o. Include any other conditions that the commission considers appropriate and that are not inconsistent with this section.

(d) A financing order issued to an electrical corporation may provide that creation of the electrical corporation's securitized utility tariff property is conditioned upon, and simultaneous with, the sale or other transfer of the securitized utility tariff property to an assignee and the pledge of the securitized utility tariff property to secure securitized utility tariff bonds.

(e) If the commission issues a financing order, the electrical corporation shall file with the commission at least annually a petition or a letter applying the formula-based true-up mechanism and, based on estimates of consumption for each rate class and other mathematical factors, requesting administrative approval to make the applicable adjustments. The review of the filing shall be limited to determining whether there are any mathematical or clerical errors in the application of the formula-based true-up mechanism relating to the appropriate amount of any overcollection or undercollection of securitized utility tariff charges and the amount of an adjustment. The adjustments shall ensure the recovery of revenues sufficient to provide for the payment of principal, interest, acquisition, defeasance, financing costs, or redemption premium and other fees, costs, and charges in respect of securitized utility tariff bonds approved under the financing order. Within thirty days after receiving an electrical corporation's request pursuant to this paragraph, the commission shall either approve the request or inform the electrical corporation of any mathematical or clerical errors in its calculation. If the commission informs the electrical corporation of mathematical or clerical errors in its calculation, the electrical corporation shall correct its error and refile its request. The time frames previously described in this paragraph shall apply to a refiled request.

(f) At the time of any transfer of securitized utility tariff property to an assignee or the issuance of securitized utility tariff bonds authorized thereby, whichever is earlier, a financing order is irrevocable and, except for changes made pursuant to the formula-based true-up mechanism authorized in this section, the commission may not amend, modify, or terminate the financing order by any subsequent action or reduce, impair, postpone, terminate, or otherwise adjust securitized utility tariff charges approved in the financing order. After the issuance of a financing order, the electrical corporation retains sole discretion regarding whether to assign, sell, or otherwise transfer securitized utility tariff property or to cause securitized utility tariff bonds to be issued, including the right to defer or postpone such assignment, sale, transfer, or issuance.

(g) The commission, in a financing order and subject to the issuance advice letter process under paragraph (h) of this subdivision, shall specify the degree of flexibility to be afforded the electrical corporation in establishing the terms and conditions for the securitized utility tariff bonds to accommodate changes in market conditions, including repayment schedules, interest rates, financing costs, collateral requirements, required debt service and other reserves and the ability of the electrical corporation, at its option, to effect a series of issuances of securitized utility tariff bonds and correlated assignments, sales, pledges, or other transfers of securitized utility tariff property. Any changes made under this paragraph to terms and conditions for the securitized utility tariff bonds shall be in conformance with the financing order.

(h) As the actual structure and pricing of the securitized utility tariff bonds will be unknown at the time the financing order is issued, prior to the issuance of each series of bonds, an issuance advice letter shall be provided to the commission by the electrical corporation following the determination of the final terms of such series of bonds no later than one day after the pricing of the securitized utility tariff bonds. The commission shall have the authority to designate a representative or representatives from commission staff, who may be advised by a financial advisor or advisors contracted with the commission, to provide input to the electrical corporation and collaborate with the electrical corporation in all facets of the process undertaken by the electrical corporation to place the securitized utility tariff bonds to market so the commission's representative or representatives can provide the commission with

an opinion on the reasonableness of the pricing, terms, and conditions of the securitized utility tariff bonds on an expedited basis. Neither the designated representative or representatives from the commission staff nor one or more financial advisors advising commission staff shall have authority to direct how the electrical corporation places the bonds to market although they shall be permitted to attend all meetings convened by the electrical corporation to address placement of the bonds to market. The form of such issuance advice letter shall be included in the financing order and shall indicate the final structure of the securitized utility tariff bonds and provide the best available estimate of total ongoing financing costs. The issuance advice letter shall report the initial securitized utility tariff charges and other information specific to the securitized utility tariff bonds to be issued, as the commission may require. Unless an earlier date is specified in the financing order, the electrical corporation may proceed with the issuance of the securitized utility tariff bonds unless, prior to noon on the fourth business day after the commission receives the issuance advice letter, the commission issues a disapproval letter directing that the bonds as proposed shall not be issued and the basis for that disapproval. The financing order may provide such additional provisions relating to the issuance advice letter process as the commission considers appropriate and as are not inconsistent with this section.

(4) (a) In performing the responsibilities of this section in connection with the issuance of a financing order, approving the petition, an order approving the petition subject to conditions, or an order rejecting the petition, the commission shall undertake due diligence as it deems appropriate prior to the issuance of the order regarding the petition pursuant to which the commission may request additional information from the electrical corporation and may engage one or more financial advisors, one or more consultants, and counsel as the commission deems necessary. Any financial advisor or advisors, counsel, and consultants engaged by the commission shall have a fiduciary duty with respect to the proposed issuance of securitized utility bonds solely to the commission. All expenses associated with such services shall be included as part of the financing costs of the securitized utility tariff bonds and shall be included in the securitized utility tariff charge.

(b) If an electrical corporation's petition for a financing order is denied or withdrawn, or for any reason securitized utility tariff bonds are not issued, any costs of retaining one or more financial advisors, one or more consultants, and counsel on behalf of the commission shall be paid by the petitioning electrical corporation and shall be eligible for full recovery, including carrying costs, if approved by the commission in the electrical corporation's future rates.

(5) At the request of an electrical corporation, the commission may commence a proceeding and issue a subsequent financing order that provides for refinancing, retiring, or refunding securitized utility tariff bonds issued pursuant to the original financing order if the commission finds that the subsequent financing order satisfies all of the criteria specified in this section for a financing order. Effective upon retirement of the refunded securitized utility tariff bonds and the issuance of new securitized utility tariff bonds, the commission shall adjust the related securitized utility tariff charges accordingly.

(6) (a) A financing order remains in effect and securitized utility tariff property under the financing order continues to exist until securitized utility tariff bonds issued pursuant to the financing order have been paid in full or defeased and, in each case, all commission-approved financing costs of such securitized utility tariff bonds have been recovered in full.

(b) A financing order issued to an electrical corporation remains in effect and unabated notwithstanding the reorganization, bankruptcy, or other insolvency proceedings, merger, or sale of the electrical corporation or its successors or assignees.

3. (1) The commission may not, in exercising its powers and carrying out its duties regarding any matter within its authority, consider the securitized utility tariff bonds issued pursuant to a financing order to be the debt of the electrical corporation other than for federal and state income tax purposes, consider the securitized utility tariff charges paid under the financing order to be the revenue of the electrical corporation for any purpose, consider the securitized utility tariff costs or financing costs specified in the financing order to be the costs of the electrical corporation, nor may the commission determine any action taken by an electrical corporation which is consistent with the financing order to be unjust or unreasonable, and section 386.300 shall not apply to the issuance of securitized utility tariff bonds.

(2) Securitized utility tariff charges shall not be utilized or accounted for in determining the electrical corporation's average overall rate, as defined in section 393.1655 and as used to determine the maximum retail rate impact limitations provided for by subsections 3 and 4 of section 393.1655.

(3) No electrical corporation is required to file a petition for a financing order under this section or otherwise utilize this section. An electrical corporation's decision not to file a petition for a financing order under this section shall not be admissible in any commission proceeding nor shall it be otherwise utilized or relied on by the commission in any proceeding respecting the electrical corporation's rates or its accounting, including, without limitation, any general rate proceeding, fuel adjustment clause docket, or proceedings relating to accounting authority, whether initiated by the electrical corporation or otherwise. The commission may not order or otherwise directly or indirectly require an electrical corporation to use securitized utility tariff bonds to recover securitized utility tariff costs or to finance any project, addition, plant, facility, extension, capital improvement, equipment, or any other expenditure.

(4) The commission may not refuse to allow an electrical corporation to recover securitized utility tariff costs in an otherwise permissible fashion, or refuse or condition authorization or approval of the issuance and sale by an electrical corporation of securities or the assumption by the electrical corporation of liabilities or obligations, because of the potential availability of securitized utility tariff bond financing.

(5) After the issuance of a financing order with or without conditions, the electrical corporation retains sole discretion regarding whether to cause the securitized utility tariff bonds to be issued, including the right to defer or postpone such sale, assignment, transfer, or issuance. Nothing shall prevent the electrical corporation from abandoning the issuance of securitized utility tariff bonds under the financing order by filing with the commission a statement of abandonment and the reasons therefor; provided, that the electrical corporation's abandonment decision shall not be deemed imprudent because of the potential availability of securitized utility tariff bond financing; and provided further, that an electrical corporation's decision to abandon issuance of such bonds may be raised by any party, including the commission, as a reason the commission should not authorize, or should modify, the rate-making treatment proposed by the electrical corporation of the costs associated with the electric generating facility that was the subject of a petition under this section that would have been securitized as energy transition costs had such abandonment decision not been made, but only if the electrical corporation requests nonstandard plant retirement treatment of such costs for rate-making purposes.

(6) The commission may not, directly or indirectly, utilize or consider the debt reflected by the securitized utility tariff bonds in establishing the electrical corporation's capital structure used to determine any regulatory matter, including but not limited to the electrical corporation's revenue requirement used to set its rates.

(7) The commission may not, directly or indirectly, consider the existence of securitized utility tariff bonds or the potential use of securitized utility tariff bond financing proceeds in determining the electrical corporation's authorized rate of return used to determine the electrical corporation's revenue requirement used to set its rates.

4. The electric bills of an electrical corporation that has obtained a financing order and caused securitized utility tariff bonds to be issued shall comply with the provisions of this subsection; however, the failure of an electrical corporation to comply with this subsection does not invalidate, impair, or affect any financing order, securitized utility tariff property, securitized utility tariff charge, or securitized utility tariff bonds. The electrical corporation shall do the following:

(1) Explicitly reflect that a portion of the charges on such bill represents securitized utility tariff charges approved in a financing order issued to the electrical corporation and, if the securitized utility tariff property has been transferred to an assignee, shall include a statement to the effect that the assignee is the owner of the rights to securitized utility tariff charges and that the electrical corporation or other entity, if applicable, is acting as a collection agent or servicer for the assignee. The tariff applicable to customers shall indicate the securitized utility tariff charge and the ownership of the charge;

(2) Include the securitized utility tariff charge on each customer's bill as a separate line item and include both the rate and the amount of the charge on each bill.

5. (1) (a) All securitized utility tariff property that is specified in a financing order constitutes an existing, present intangible property right or interest therein, notwithstanding that the imposition and collection of securitized utility tariff charges depends on the electrical corporation, to which the financing order is issued, performing its servicing functions relating to the collection of securitized utility tariff charges and on future electricity consumption. The property exists:

a. Regardless of whether or not the revenues or proceeds arising from the property have been billed, have accrued, or have been collected; and

b. Notwithstanding the fact that the value or amount of the property is dependent on the future provision of service to customers by the electrical corporation or its successors or assignees and the future consumption of electricity by customers.

(b) Securitized utility tariff property specified in a financing order exists until securitized utility tariff bonds issued pursuant to the financing order are paid in full and all financing costs and other costs of such securitized utility tariff bonds have been recovered in full.

(c) All or any portion of securitized utility tariff property specified in a financing order issued to an electrical corporation may be transferred, sold, conveyed, or assigned to a successor or assignee that is wholly owned, directly or indirectly, by the electrical corporation and created for the limited purpose of acquiring, owning, or administering securitized utility tariff property or issuing securitized utility tariff bonds under the financing order. All or any portion of securitized utility tariff property may be pledged to secure securitized utility tariff bonds issued pursuant to the financing order, amounts payable to financing parties and to counterparties under any ancillary agreements, and other financing costs. Any transfer, sale, conveyance, assignment, grant of a security interest in or pledge of securitized utility tariff property by an electrical corporation, or an affiliate of the electrical corporation, to an assignee, to the extent previously authorized in a financing order, does not require the prior consent and approval of the commission.

(d) If an electrical corporation defaults on any required remittance of securitized utility tariff charges arising from securitized utility tariff property specified in a financing order, a court, upon application by an interested party, and without limiting any other remedies available to the applying party, shall order the sequestration and payment of the revenues arising from the securitized utility tariff property to the financing parties or their assignees. Any such financing order remains in full force and effect notwithstanding any reorganization, bankruptcy, or other insolvency proceedings with respect to the electrical corporation or its successors or assignees.

(e) The interest of a transferee, purchaser, acquirer, assignee, or pledgee in securitized utility tariff property specified in a financing order issued to an electrical corporation, and in the revenue and collections arising from that property, is not subject to setoff, counterclaim, surcharge, or defense by the electrical corporation or any other person or in connection with the reorganization, bankruptcy, or other insolvency of the electrical corporation or any other entity.

(f) Any successor to an electrical corporation, whether pursuant to any reorganization, bankruptcy, or other insolvency proceeding or whether pursuant to any merger or acquisition, sale, or other business combination, or transfer by operation of law, as a result of electrical corporation restructuring or otherwise, shall perform and satisfy all obligations of, and have the same rights under a financing order as, the electrical corporation under the financing order in the same manner and to the same extent as the electrical corporation, including collecting and paying to the person entitled to receive the revenues, collections, payments, or proceeds of the securitized utility tariff property. Nothing in this section is intended to limit or impair any authority of the commission concerning the transfer or succession of interests of public utilities.

(g) Securitized utility tariff bonds shall be nonrecourse to the credit or any assets of the electrical corporation other than the securitized utility tariff property as specified in the financing order and any rights under any ancillary agreement.

(2) (a) The creation, perfection, priority, and enforcement of any security interest in securitized utility tariff property to secure the repayment of the principal and interest and other amounts payable in respect of securitized utility tariff bonds, amounts payable under any ancillary agreement and other financing costs are governed by this section and not by the provisions of the code, except as otherwise provided in this section.

(b) A security interest in securitized utility tariff property is created, valid, and binding at the later of the time:

a. The financing order is issued;

b. A security agreement is executed and delivered by the debtor granting such security interest;

c. The debtor has rights in such securitized utility tariff property or the power to transfer rights in such securitized utility tariff property; or

d. Value is received for the securitized utility tariff property.

The description of securitized utility tariff property in a security agreement is sufficient if the description refers to this section and the financing order creating the securitized utility tariff property. A security interest shall attach as provided in this paragraph without any physical delivery of collateral or other act.

(c) Upon the filing of a financing statement with the office of the secretary of state as provided in this section, a security interest in securitized utility tariff property shall be perfected against all parties having claims of

any kind in tort, contract, or otherwise against the person granting the security interest, and regardless of whether the parties have notice of the security interest. Without limiting the foregoing, upon such filing a security interest in securitized utility tariff property shall be perfected against all claims of lien creditors, and shall have priority over all competing security interests and other claims other than any security interest previously perfected in accordance with this section.

(d) The priority of a security interest in securitized utility tariff property is not affected by the commingling of securitized utility tariff charges with other amounts. Any pledgee or secured party shall have a perfected security interest in the amount of all securitized utility tariff charges that are deposited in any cash or deposit account of the qualifying electrical corporation in which securitized utility tariff charges have been commingled with other funds and any other security interest that may apply to those funds shall be terminated when they are transferred to a segregated account for the assignee or a financing party.

(e) No application of the formula-based true-up mechanism as provided in this section will affect the validity, perfection, or priority of a security interest in or transfer of securitized utility tariff property.

(f) If a default occurs under the securitized utility tariff bonds that are secured by a security interest in securitized utility tariff property, the financing parties or their representatives may exercise the rights and remedies available to a secured party under the code, including the rights and remedies available under part 6 of article 9 of the code. The commission may also order amounts arising from securitized utility tariff charges be transferred to a separate account for the financing parties' benefit, to which their lien and security interest shall apply. On application by or on behalf of the financing parties, the circuit court for the county or city in which the electrical corporation's headquarters is located shall order the sequestration and payment to them of revenues arising from the securitized utility tariff charges.

(3) (a) Any sale, assignment, or other transfer of securitized utility tariff property shall be an absolute transfer and true sale of, and not a pledge of or secured transaction relating to, the seller's right, title, and interest in, to, and under the securitized utility tariff property if the documents governing the transaction expressly state that the transaction is a sale or other absolute transfer other than for federal and state income tax purposes. For all purposes other than federal and state income tax purposes, the parties' characterization of a transaction as a sale of an interest in securitized utility tariff property shall be conclusive that the transaction is a true sale and that ownership has passed to the party characterized as the purchaser, regardless of whether the purchaser has possession of any documents evidencing or pertaining to the interest. A sale or similar outright transfer of an interest in securitized utility tariff property may occur only when all of the following have occurred:

a. The financing order creating the securitized utility tariff property has become effective;

b. The documents evidencing the transfer of securitized utility tariff property have been executed by the assignor and delivered to the assignee; and

c. Value is received for the securitized utility tariff property.

After such a transaction, the securitized utility tariff property is not subject to any claims of the transferor or the transferor's creditors, other than creditors holding a prior security interest in the securitized utility tariff property perfected in accordance with this section.

(b) The characterization of the sale, assignment, or other transfer as an absolute transfer and true sale and the corresponding characterization of the property interest of the purchaser shall not be affected or impaired by the occurrence of any of the following factors:

a. Commingling of securitized utility tariff charges with other amounts;

b. The retention by the seller of (i) a partial or residual interest, including an equity interest, in the securitized utility tariff property, whether direct or indirect, or whether subordinate or otherwise, or (ii) the right to recover costs associated with taxes, franchise fees, or license fees imposed on the collection of securitized utility tariff charges;

c. Any recourse that the purchaser may have against the seller;

d. Any indemnification rights, obligations, or repurchase rights made or provided by the seller;

e. The obligation of the seller to collect securitized utility tariff charges on behalf of an assignee;

f. The transferor acting as the servicer of the securitized utility tariff charges or the existence of any contract that authorizes or requires the electrical corporation, to the extent that any interest in securitized utility tariff property is sold or assigned, to contract with the assignee or any financing party that it will continue to operate its system to provide service to its customers, will collect amounts in respect of the securitized utility tariff charges for

the benefit and account of such assignee or financing party, and will account for and remit such amounts to or for the account of such assignee or financing party;

g. The treatment of the sale, conveyance, assignment, or other transfer for tax, financial reporting, or other purposes;

h. The granting or providing to bondholders a preferred right to the securitized utility tariff property or credit enhancement by the electrical corporation or its affiliates with respect to such securitized utility tariff bonds;

i. Any application of the formula-based true-up mechanism as provided in this section.

(c) Any right that an electrical corporation has in the securitized utility tariff property before its pledge, sale, or transfer or any other right created under this section or created in the financing order and assignable under this section or assignable pursuant to a financing order is property in the form of a contract right or a chose in action. Transfer of an interest in securitized utility tariff property to an assignee is enforceable only upon the later of:

a. The issuance of a financing order;

b. The assignor having rights in such securitized utility tariff property or the power to transfer rights in such securitized utility tariff property to an assignee;

c. The execution and delivery by the assignor of transfer documents in connection with the issuance of securitized utility tariff bonds; and

d. The receipt of value for the securitized utility tariff property.

An enforceable transfer of an interest in securitized utility tariff property to an assignee is perfected against all third parties, including subsequent judicial or other lien creditors, when a notice of that transfer has been given by the filing of a financing statement in accordance with subsection 7 of this section. The transfer is perfected against third parties as of the date of filing.

(d) The priority of a transfer perfected under this section is not impaired by any later modification of the financing order or securitized utility tariff property or by the commingling of funds arising from securitized utility tariff property with other funds. Any other security interest that may apply to those funds, other than a security interest perfected under this section, is terminated when they are transferred to a segregated account for the assignee or a financing party. If securitized utility tariff property has been transferred to an assignee or financing party, any proceeds of that property shall be held in trust for the assignee or financing party.

(e) The priority of the conflicting interests of assignees in the same interest or rights in any securitized utility tariff property is determined as follows:

a. Conflicting perfected interests or rights of assignees rank according to priority in time of perfection. Priority dates from the time a filing covering the transfer is made in accordance with subsection 7 of this section;

b. A perfected interest or right of an assignee has priority over a conflicting unperfected interest or right of an assignee;

c. A perfected interest or right of an assignee has priority over a person who becomes a lien creditor after the perfection of such assignee's interest or right.

6. The description of securitized utility tariff property being transferred to an assignee in any sale agreement, purchase agreement, or other transfer agreement, granted or pledged to a pledgee in any security agreement, pledge agreement, or other security document, or indicated in any financing statement is only sufficient if such description or indication refers to the financing order that created the securitized utility tariff property and states that the agreement or financing statement covers all or part of the property described in the financing order. This section applies to all purported transfers of, and all purported grants or liens or security interests in, securitized utility tariff property, regardless of whether the related sale agreement, purchase agreement, other transfer agreement, security agreement, pledge agreement, or other security document was entered into, or any financing statement was filed.

7. The secretary of state shall maintain any financing statement filed to perfect a sale or other transfer of securitized utility tariff property and any security interest in securitized utility tariff property under this section in the same manner that the secretary of state maintains financing statements filed under the code to perfect a security interest in collateral owned by a transmitting utility. Except as otherwise provided in this section, all financing statements filed pursuant to this section shall be governed by the provisions regarding financing statements and the filing thereof under the code, including part 5 of article 9 of the code. A security interest in securitized utility tariff property may be perfected only by the filing of a financing statement in accordance with this section, and no other

method of perfection shall be effective. Notwithstanding any provision of the code to the contrary, a financing statement filed pursuant to this section is effective until a termination statement is filed under the code, and no continuation statement need be filed to maintain its effectiveness. A financing statement filed pursuant to this section may indicate that the debtor is a transmitting utility, and without regard to whether the debtor is an electrical corporation, an assignee or otherwise qualifies as a transmitting utility under the code, but the failure to make such indication shall not impair the duration and effectiveness of the financing statement.

8. The law governing the validity, enforceability, attachment, perfection, priority, and exercise of remedies with respect to the transfer of an interest or right or the pledge or creation of a security interest in any securitized utility tariff property shall be the laws of this state.

9. Neither the state nor its political subdivisions are liable on any securitized utility tariff bonds, and the bonds are not a debt or a general obligation of the state or any of its political subdivisions, agencies, or instrumentalities, nor are they special obligations or indebtedness of the state or any agency or political subdivision. An issue of securitized utility tariff bonds does not, directly, indirectly, or contingently, obligate the state or any agency, political subdivision, or instrumentality of the state to levy any tax or make any appropriation for payment of the securitized utility tariff bonds, other than in their capacity as consumers of electricity. All securitized utility tariff bonds shall contain on the face thereof a statement to the following effect: "Neither the full faith and credit nor the taxing power of the state of Missouri is pledged to the payment of the principal of, or interest on, this bond.".

10. All of the following entities may legally invest any sinking funds, moneys, or other funds in securitized utility tariff bonds:

(1) Subject to applicable statutory restrictions on state or local investment authority, the state, units of local government, political subdivisions, public bodies, and public officers, except for members of the commission, the commission's technical advisory and other staff, or employees of the office of the public counsel;

(2) Banks and bankers, savings and loan associations, credit unions, trust companies, savings banks and institutions, investment companies, insurance companies, insurance associations, and other persons carrying on a banking or insurance business;

(3) Personal representatives, guardians, trustees, and other fiduciaries;

(4) All other persons authorized to invest in bonds or other obligations of a similar nature.

11. (1) The state and its agencies, including the commission, pledge and agree with bondholders, the owners of the securitized utility tariff property, and other financing parties that the state and its agencies will not take any action listed in this subdivision. This subdivision does not preclude limitation or alteration if full compensation is made by law for the full protection of the securitized utility tariff charges collected pursuant to a financing order and of the bondholders and any assignee or financing party entering into a contract with the electrical corporation. The prohibited actions are as follows:

(a) Alter the provisions of this section, which authorize the commission to create an irrevocable contract right or chose in action by the issuance of a financing order, to create securitized utility tariff property, and make the securitized utility tariff charges imposed by a financing order irrevocable, binding, or nonbypassable charges for all existing and future retail customers of the electrical corporation except its existing special contract customers;

(b) Take or permit any action that impairs or would impair the value of securitized utility tariff property or the security for the securitized utility tariff bonds or revises the securitized utility tariff costs for which recovery is authorized;

(c) In any way impair the rights and remedies of the bondholders, assignees, and other financing parties;

(d) Except for changes made pursuant to the formula-based true-up mechanism authorized under this section, reduce, alter, or impair securitized utility tariff charges that are to be imposed, billed, charged, collected, and remitted for the benefit of the bondholders, any assignee, and any other financing parties until any and all principal, interest, premium, financing costs and other fees, expenses, or charges incurred, and any contracts to be performed, in connection with the related securitized utility tariff bonds have been paid and performed in full.

(2) Any person or entity that issues securitized utility tariff bonds may include the language specified in this subsection in the securitized utility tariff bonds and related documentation.

12. An assignee or financing party is not an electrical corporation or person providing electric service by virtue of engaging in the transactions described in this section.

13. If there is a conflict between this section and any other law regarding the attachment, assignment, or perfection, or the effect of perfection, or priority of, assignment or transfer of, or security interest in securitized utility tariff property, this section shall govern.

14. If any provision of this section is held invalid or is invalidated, superseded, replaced, repealed, or expires for any reason, that occurrence does not affect the validity of any action allowed under this section which is taken by an electrical corporation, an assignee, a financing party, a collection agent, or a party to an ancillary agreement; and any such action remains in full force and effect with respect to all securitized utility tariff bonds issued or authorized in a financing order issued under this section before the date that such provision is held invalid or is invalidated, superseded, replaced, or repealed, or expires for any reason."; and

Further amend said bill, Page 22, Section 1, Lines 1-7, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1** was adopted.

On motion of Representative O'Donnell, **HCS SB 275, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 158

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Byrnes	Roberts	Windham	Wright

VACANCIES: 001

On motion of Representative O'Donnell, **HCS SB 275, as amended**, was read the third time and passed by the following vote:

AYES: 159

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Phifer
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Byrnes	Windham	Wright

VACANCIES: 001

Speaker Plocher declared the bill passed.

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman O'Donnell reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SCS SB 13**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Butz, Clemens, Dinkins, Francis, McGirl, Mosley, O'Donnell, Oehlerking, Owen and Thompson

Noes (0)

Absent (4): Adams, Billington, Sander and Titus

Committee on General Laws, Chairman Riley reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SB 80**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Baker, Copeland, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, McMullen, Myers, Parker, Riley and Weber

Noes (0)

Present (1): Reuter

Absent (3): Crossley, Matthiesen and Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **SS#2 SCS SB 88**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (14): Baker, Copeland, Ealy, Hicks, Hudson, Ingle, Justus, Lovasco, McMullen, Myers, Parker, Reuter, Riley and Weber

Noes (0)

Absent (3): Crossley, Matthiesen and Merideth

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SB 378**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (12): Baker, Copeland, Hicks, Hudson, Justus, Lovasco, Matthiesen, McMullen, Myers, Parker, Reuter and Riley

Noes (0)

Present (4): Ealy, Ingle, Merideth and Weber

Absent (1): Crossley

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 35**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (2): Bland Manlove and Mackey

Absent (2): Baker and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 116**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Baker, Bland Manlove, Francis, Griffith, Haden, Houx, Mackey, Myers and Smith (46)

Noes (0)

Absent (1): Copeland

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 129**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Copeland, Francis, Griffith, Haden and Myers

Noes (2): Bland Manlove and Mackey

Present (1): Smith (46)

Absent (2): Baker and Houx

Committee on Rules - Legislative Oversight, Chairman Knight reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 82**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bosley, Buchheit-Courtway, Knight, Lavender, McGirl, Owen and Unsicker

Noes (1): Schnelting

Absent (2): Burger and Hudson

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **SCR 10**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Evans, Gregory, Haffner, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (0)

Absent (2): Cupps and Proudie

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 35 - Fiscal Review
HCS SS SB 82 - Fiscal Review
HCS SS SCS SB 100 - Fiscal Review
HCS SS SCS SB 129 - Fiscal Review

REFERRAL OF SENATE BILLS - RULES

The following Senate Bills were referred to the Committee indicated:

SCS SB 13 - Rules - Administrative Oversight
SS SB 80 - Rules - Administrative Oversight
HCS SS#2 SCS SB 88 - Rules - Administrative Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SB 75, as amended**, and has taken up and passed **HCS SS SB 75, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 101** and has taken up and passed **HCS SB 101**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 103, as amended**, and has taken up and passed **HCS SCS SB 103, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 109, as amended**.

Senators: Bernskoetter, Thompson Rehder, Crawford, McCreery, Washington

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 28, as amended**, and has taken up and passed **CCS SB 28**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 47, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS SB 127, as amended**, and has taken up and passed **CCS SS SCS SB 127**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SB 139, as amended**, and has taken up and passed **CCS SS SB 139**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate conferees are allowed to exceed the differences on **HCS SS SB 222, as amended**, on sections 29.005, 29.225, 29.235, and 610.021.

CONFERENCE COMMITTEE REPORT
ON
HOUSE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE NO. 2
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 96

The Conference Committee appointed on House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 96, with House Amendment No. 1 and House Substitute Amendment No. 1 for House Amendment No. 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 96, as amended;

2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 96;

3. That the attached Conference Committee Substitute for House Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 96 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Andrew Koenig
/s/ Senator Mary Elizabeth Coleman
/s/ Senator Curtis Trent
Senator Doug Beck
Senator Tracy McCreery

FOR THE HOUSE:

/s/ Representative Ben Baker
/s/ Representative Jim Murphy
/s/ Representative Ben Keathley
Representative Keri Ingle
Representative Steve Butz

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 111

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 111 with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 111, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 111;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 111 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Mike Bernskoetter
/s/ Senator Mike Cierpiot
/s/ Senator Jason Bean
/s/ Senator Angela Mosley
/s/ Senator Barbara Washington

FOR THE HOUSE:

/s/ Representative Dave Griffith
/s/ Representative Jim Schulte
/s/ Representative Tara Peters
/s/ Representative Donna Baringer
/s/ Representative Jamie Johnson (12)

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 157

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, with House Amendment Nos. 1, 2, 3, 4 & 5, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6 as amended, House Amendment Nos. 7 & 8, House Amendment No. 1 to House Amendment No. 9, House Amendment No. 9 as amended, House Amendment No. 1 to House Amendment No. 10, House Amendment No. 10 as amended, House Amendment No. 1 to House Amendment No. 11, House Amendment No. 11, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 157;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 157, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Rusty Black
/s/ Senator Holly Thompson Rehder
/s/ Senator Karla Eslinger
/s/ Senator Lauren Arthur
/s/ Senator Doug Beck

FOR THE HOUSE:

/s/ Representative Jeff Coleman
/s/ Representative Bruce Sassmann
/s/ Representative Chris Dinkins
/s/ Representative Richard Brown
/s/ Representative Patty Lewis

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HS HCS SS#2 SCS SB 96, as amended - Fiscal Review
CCR HCS SS SB 111, as amended - Fiscal Review
CCR HCS SS SCS SB 157, as amended - Fiscal Review

BILLS DROPPED FROM INFORMAL CALENDAR

Pursuant to Rule 47, the following bills, having remained on the Informal Calendar for ten legislative days, were laid on the table and dropped from the Calendar: **HB 349**, **HCS HB 657**, **HCS HB 733** and **HB 1208**.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 9:00 a.m., Wednesday, May 10, 2023.

COMMITTEE HEARINGS

BUDGET
Wednesday, May 10, 2023, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 3.
Executive session will be held: HB 998, HB 1068, HB 1171, HB 1182
Amended to include annual tax credit review hearing.
AMENDED

FISCAL REVIEW
Wednesday, May 10, 2023, 8:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.
Room change.
CORRECTED

FISCAL REVIEW
Thursday, May 11, 2023, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

FISCAL REVIEW
Friday, May 12, 2023, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Thursday, May 11, 2023, 8:00 AM, Joint Hearing Room (117).
Department of Health and Senior Services proposed rules in Chapter 19 CSR 100-1.
A vote may be taken to hold a closed meeting pursuant to section 610.021 (1) relating to communications between a public governmental body and its attorney.
Executive session may follow.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH
Wednesday, May 10, 2023, 8:00 AM, Joint Hearing Room (117).
Organizational meeting.
Some portions of the meeting may be closed pursuant to section 610.021.

RULES - ADMINISTRATIVE OVERSIGHT
Wednesday, May 10, 2023, 8:30 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

HOUSE CALENDAR

SEVENTIETH DAY, WEDNESDAY, MAY 10, 2023

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 959 - Gregory
HCS HB 1129 - Burger
HCS HB 992, with HA 1, pending - Lewis (6)
HCS HB 109 - Sharp (37)
HB 775 - Coleman
HCS HB 960 - Baringer
HCS HB 968 - Thompson
HB 152 - Thomas
HB 369 - West
HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)

HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 367 - Seitz

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 48 - Haley
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE BILLS FOR THIRD READING

SS SCS SBs 189, 36 & 37, with HA 1, pending - Roberts
SB 34 - Baker
SS#2 SB 39 - Burger
SS#2 SCS SBs 49, 236 & 164 - Hudson
SS SB 227 - Evans
SB 63 - Perkins
HCS SS SB 82, (Fiscal Review 5/9/23) - Riley
HCS SS SB 116 - Houx
HCS SS SCS SB 129, (Fiscal Review 5/9/23) - Murphy
HCS SS SCS SB 100, (Fiscal Review 5/9/23) - Deaton
SS SB 35, (Fiscal Review 5/9/23) - Evans

SENATE BILLS FOR THIRD READING - INFORMAL

HS HCS SS SCS SB 133, (Fiscal Review 5/2/23) - Baker
HS HCS SS SB 138 - Kelly (141)
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli
HCS SS SCS SBs 56 & 61, as amended - Hovis
HCS SS#3 SB 22, E.C. - Evans
HCS SS SB 23, E.C. - O'Donnell
HCS SS SCS SB 398 - Knight
SS SB 540 - Griffith
HCS SS SB 25 - McGirl
SS SCS SB 41 - Cook

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 10 - Patterson

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS HB 447, as amended (Fiscal Review 5/5/23) - Davidson
SS#3 HCS HB 268, as amended (Fiscal Review 5/9/23) - Riley

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 655, as amended (request Senate recede/grant conference) - Knight
HCS SB 47, as amended (request House recede/grant conference) - Riley

BILLS IN CONFERENCE

CCR SS SCS HCS HBs 903, 465, 430 & 499, as amended (Fiscal Review 5/4/23), E.C. - Haffner
CCR SS SCS SB 127, with HA 1, HA 2, HA 1 HA 3, HA 3, as amended, HA 4, HA 1 HA 5, HA 2 HA 5, and HA 5, as amended (Fiscal Review 5/5/23) - Francis
CCR HCS SB 186, as amended (Fiscal Review 5/5/23) - Riley
HCS SS SB 222, as amended (Senate exceeded differences) - Brown (16)
CCR SB 28, with HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 1 HSA 1 HA 9, HSA 1 HA 9, as amended, HA 1 HA 10, HA 10, as amended, HA 1 HA 11, HA 2 HA 11, HA 3 HA 11, and HA 11, as amended, E.C. - Roberts
CCR HCS SS SCS SBs 45 & 90, as amended, E.C. - Stinnett
HCS SB 247, as amended - Baker
CCR SS SB 139, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 1 HA 8, HA 8, as amended, HA 9, HA 1 HA 11, HA 2 HA 11, HA 11, as amended, HA 1 HA 12, HA 12, as amended, HA 1 HA 13, HA 2 HA 13, HA 13, as amended, HA 14, HA 15 and HA 16 - Griffith
CCR HCS SS SB 111, as amended (Fiscal Review 5/9/23) - Griffith
HCS SS SCS SB 72, as amended - Christofanelli
CCR SB 20, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 9, and HA 10 (Fiscal Review 5/8/23) - Hovis
CCR HS HCS SS#2 SCS SB 96, as amended (Fiscal Review 5/9/23) - Baker
CCR HCS SS SCS SB 157, as amended (Fiscal Review 5/9/23) - Coleman
HCS SB 109, as amended - Houx

HOUSE RESOLUTIONS

HCS HR 12 - Owen

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd General Assembly

SEVENTIETH DAY, WEDNESDAY, MAY 10, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"Bear ye one another's burden and so fulfill the law of Christ." (Galatians 6:2)

Eternal and Almighty God, who has called us to pray and to work, sustain us with Your power that we may be daily mindful of Your presence and ready to help carry the burdens of others in this historic chamber.

Guide us with Your spirit that we may understand these current times in which we live and so lead us that we may use our talents to bring forth the joy of faithful living citizenship.

Give to us the wisdom to legislate with the principles of justice, righteousness, and humility.

Install in us the readiness to render real service to You, our state, and our citizens, that out of our efforts may come peace to our cities, peace to our farms, and peace to our own hearts.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-ninth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 111, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 129**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 157, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Baringer, Fogle, Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (0)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HBs 802, 807 & 886** entitled:

An act to authorize the conveyance of certain state property.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 70, as amended**, and has taken up and passed **HCS SS SCS SB 70, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 187, as amended**, and requests the House to recede from its position and, failing to do so, grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SCS HCS HBs 802, 807 & 886 - Fiscal Review

THIRD READING OF SENATE BILLS

SS SCS SBs 189, 36 & 37, with House Amendment No. 1, pending, **SB 34** and **SS#2 SB 39** were placed on the Informal Calendar.

SS#2 SCS SBs 49, 236 & 164, relating to gender transition procedures, was taken up by Representative Hudson.

On motion of Representative Hudson, the title of **SS#2 SCS SBs 49, 236 & 164** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 163	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 047

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Nickson-Clark	Nurrenbern
Phifer	Plank	Proudie	Quade	Sander
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 007

Bland Manlove	Bosley	Crossley	Mosley	Sharp 37
Smith 155	Thompson			

VACANCIES: 001

On motion of Representative Hudson, **SS#2 SCS SBs 49, 236 & 164** was truly agreed to and finally passed by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 050

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bonacker	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Nickson-Clark	Nurrenbern	Patterson	Phifer	Plank
Proudie	Quade	Sander	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 004

Bland Manlove	Crossley	Mosley	Sharp 37

VACANCIES: 001

Speaker Plocher declared the bill passed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 447, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Hudson, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Houx

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SB 20**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 9**, and **House Amendment No. 10**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fogle, Houx, Hudson, Owen and Pollitt

Noes (1): Baringer

Absent (1): Kelly (141)

THIRD READING OF SENATE BILLS - INFORMAL

SS#2 SB 39, relating to participation in athletic competition, was taken up by Representative Burger.

On motion of Representative Burger, the title of **SS#2 SB 39** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 110

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127

Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 049

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 003

Bland Manlove	Crossley	Mosley

VACANCIES: 001

On motion of Representative Burger, **SS#2 SB 39** was truly agreed to and finally passed by the following vote:

AYES: 109

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens

Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 049

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bonacker	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Doll	Ealy	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Nickson-Clark
Nurrenbern	Phifer	Plank	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 001

Gray

ABSENT WITH LEAVE: 003

Bland Manlove	Crossley	Mosley

VACANCIES: 001

Speaker Plocher declared the bill passed.

HS HCS SS SB 138, relating to agriculture, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HS HCS SS SB 138** was agreed to.

Speaker Pro Tem Henderson assumed the Chair.

Representative Shields offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 138, Pages 33-34, Section 578.156, Lines 1-28, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shields, **House Amendment No. 10** was adopted.

Representative Weber offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 138, Page 17, Section 143.121, Line 191, by deleting the phrase "**blood or marriage**" and inserting in lieu thereof the phrase "**blood, marriage, or adoption**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Weber, **House Amendment No. 11** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Boyd	Bromley
Brown 149	Brown 16	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lonsdale	Lovasco	Marquart	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pollitt	Pouche	Proudie	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 040

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Burton	Butz	Doll	Ealy	Fogle
Fountain Henderson	Gray	Hein	Johnson 12	Lavender
Lewis 25	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Phifer	Plank	Sauls	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 003

Collins	Johnson 23	Sharp 37

ABSENT WITH LEAVE: 012

Bland Manlove	Bonacker	Bosley	Buchheit-Courtway	Clemens
Crossley	Ingle	Lewis 6	Mackey	Matthiesen
Parker	Quade			

VACANCIES: 001

On motion of Representative Kelly (141), **HS HCS SS SB 138, as amended**, was adopted.

On motion of Representative Kelly (141), **HS HCS SS SB 138, as amended**, was read the third time and passed by the following vote:

AYES: 136

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Banderman	Bangert	Baringer
Barnes	Black	Bland Manlove	Bonacker	Bosley
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Burger	Burnett	Burton	Busick	Butz
Byrnes	Casteel	Christ	Coleman	Collins
Cook	Copeland	Cupps	Deaton	Diehl
Dinkins	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hein	Henderson	Hinman	Houx
Hovis	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	Merideth	Morse	Mosley
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Riggs	Riley	Roberts
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155
Smith 46	Sparks	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 019

Baker	Billington	Boggs	Boyd	Chappell
Christofanelli	Davidson	Davis	Hardwick	Hausman
Hicks	Hudson	Lovasco	Murphy	Richey
Sander	Smith 163	Stacy	Titus	

PRESENT: 003

Doll	Lewis 25	Phifer

ABSENT WITH LEAVE: 004

Buchheit-Courtway	Clemens	Crossley	McMullen

VACANCIES: 001

Speaker Pro Tem Henderson declared the bill passed.

MOTIONS

Representative O'Donnell, having voted on the prevailing side, moved that the vote by which **HCS SB 275, as amended**, was third read and passed be reconsidered.

Which motion was adopted by the following vote:

AYES: 154

Allen	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 002

Burnett	Lewis 25

ABSENT WITH LEAVE: 006

Adams	Clemens	Crossley	Houx	Phifer
Thompson				

VACANCIES: 001

Representative O'Donnell, having voted on the prevailing side, moved that the vote by which **HCS SB 275, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 152

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 001

Bosley

PRESENT: 002

Burnett Lewis 25

ABSENT WITH LEAVE: 007

Bland Manlove	Crossley	Houx	Hurlbert	Nickson-Clark
Nurrenbern	Phifer			

VACANCIES: 001

Representative O'Donnell, having voted on the prevailing side, moved that the vote by which **House Amendment No. 1** to **HCS SB 275** was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 150

Allen	Amato	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 003

Adams	Bosley	Doll

PRESENT: 003

Burnett	Lewis 25	Merideth

ABSENT WITH LEAVE: 006

Bland Manlove	Bonacker	Crossley	Houx	Phifer
Windham				

VACANCIES: 001

Representative Haffner offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 275, Page 2, Lines 12-14, by deleting all of said lines; and

Further amend said amendment and page, Lines 27-36, by deleting all of said lines and inserting in lieu thereof the following:

"Further amend said bill, Page 19, Section 393.1506, Line 2, by deleting all of said line and inserting in lieu thereof the following:

"contrary, a water or sewer corporation that provides water or sewer service"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haffner, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative O'Donnell, **House Amendment No. 1, as amended**, was adopted.

On motion of Representative O'Donnell, **HCS SB 275, as amended**, was adopted.

On motion of Representative O'Donnell, **HCS SB 275, as amended**, was read the third time and passed by the following vote:

AYES: 149

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls

Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Voss	Waller	Walsh Moore	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 002

Doll	Lewis 25

PRESENT: 000

ABSENT WITH LEAVE: 011

Baringer	Collins	Crossley	Gregory	Houx
Myers	Parker	Phifer	Veit	Weber
Windham				

VACANCIES: 001

Speaker Pro Tem Henderson declared the bill passed.

Representative Hudson assumed the Chair.

BILLS IN CONFERENCE

CCR SB 28, with **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9**, **House Substitute Amendment No. 1 for House Amendment No. 9, as amended**, **House Amendment No. 1 to House Amendment No. 10**, **House Amendment No. 10, as amended**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 3 to House Amendment No. 11**, and **House Amendment No. 11, as amended**, relating to access to certain records, was taken up by Representative Roberts.

On motion of Representative Roberts, **CCR SB 28**, with **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 9**, **House Substitute Amendment No. 1 for House Amendment No. 9, as amended**, **House Amendment No. 1 to House Amendment No. 10**, **House Amendment No. 10, as amended**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 3 to House Amendment No. 11**, and **House Amendment No. 11, as amended**, was adopted by the following vote:

AYES: 152

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 87	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Woods
Young	Mr. Speaker			

NOES: 000

PRESENT: 002

Merideth	Unsicker

ABSENT WITH LEAVE: 008

Bosley	Brown 27	Crossley	Houx	Marquart
Phifer	Windham	Wright		

VACANCIES: 001

On motion of Representative Roberts, **CCS SB 28** was truly agreed to and finally passed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 87	Buchheit-Courtway	Burger

Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Young	Mr. Speaker	

NOES: 000

PRESENT: 001

Unsicker

ABSENT WITH LEAVE: 007

Brown 27	Crossley	Francis	Houx	Phifer
Windham	Wright			

VACANCIES: 001

Representative Hudson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 119

Allen	Amato	Atchison	Baker	Banderman
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6

Lonsdale	Lovasco	Mackey	Marquart	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Woods	Mr. Speaker	

NOES: 029

Adams	Anderson	Appelbaum	Aune	Bangert
Bland Manlove	Bosley	Brown 87	Burnett	Butz
Clemens	Davis	Doll	Fountain Henderson	Gray
Lavender	Lewis 25	Mann	Merideth	Mosley
Nickson-Clark	Quade	Steinhoff	Strickler	Terry
Unsicker	Walsh Moore	Weber	Young	

PRESENT: 007

Burton	Collins	Ealy	Hein	Johnson 12
Johnson 23	Proudie			

ABSENT WITH LEAVE: 007

Brown 27	Crossley	Houx	Matthiesen	Phifer
Windham	Wright			

VACANCIES: 001

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 398, relating to motor vehicles, was taken up by Representative Knight.

On motion of Representative Knight, the title of **HCS SS SCS SB 398** was agreed to.

Representative Knight offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 398, Page 10, Section 304.822, Lines 126-128, by deleting said lines and inserting in lieu thereof the following:

"**search of their electronic communication device. No warrant shall be issued to confiscate or access an electronic communication device based on a violation of this section unless the violation results in serious bodily injury or death.**"; and

Further amend said bill, Page 12, Section 407.812, Lines 31-36, by deleting all of said lines and inserting in lieu thereof the following:

"**6. Notwithstanding any provision of sections 301.550 to 301.575 to the contrary, a manufacturer, importer, or distributor may engage in the business of selling motor vehicles to retail consumers in this state from a dealership if the manufacturer, importer, or distributor owned the dealership and initially submitted a dealer license application to the Missouri department of revenue on or before August 28, 2023, provided that the license is subsequently granted, and the ownership or controlling interest of such dealership is not transferred, sold, or conveyed to another person or entity required to be licensed under this chapter.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Coleman	Cook
Copeland	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Mr. Speaker

NOES: 044

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bland Manlove	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Johnson 23	Lavender	Lewis 25	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Plank
Proudie	Quade	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 018

Appelbaum	Brown 16	Buchheit-Courtway	Christofanelli	Crossley
Cupps	Hardwick	Houx	Ingle	Johnson 12
Lewis 6	Mackey	Phifer	Pollitt	Schnelting
Smith 163	Windham	Wright		

VACANCIES: 001

On motion of Representative Knight, **House Amendment No. 1** was adopted.

Representative Henderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 398, Page 15, Section 407.828, Line 121, by inserting after all of said section and line the following:

"**407.2020. For purposes of sections 407.2020 to 407.2090, the following terms mean:**

(1) "Commercial transaction", a transaction involving a motor vehicle in which the motor vehicle will primarily be used for business purposes rather than personal purposes;

(2) "Consumer", an individual purchaser of a motor vehicle or a borrower under a finance agreement. The term "consumer" includes any borrower, as defined in section 407.2030, or contract holder, as defined in section 407.2060, as applicable;

(3) "Finance agreement", a loan, retail installment sales contract, or lease for the purchase, refinancing, or lease of a motor vehicle;

(4) "Free-look period", a period of time from the effective date of the motor vehicle financial protection product until the date the motor vehicle financial protection product may be cancelled without penalty, fees, or costs. This period of time shall not be shorter than thirty days;

(5) "Insurer", an insurance company licensed, registered, or otherwise authorized to issue contractual liability insurance under the insurance laws of this state;

(6) "Motor vehicle", any self-propelled or towed vehicle designed for personal or commercial use including, but not limited to, automobiles, trucks, motorcycles, recreational vehicles, all-terrain vehicles, snowmobiles, campers, boats, personal watercraft, and related trailers;

(7) "Motor vehicle financial protection product", an agreement that protects a consumer's financial interest in his or her current or future motor vehicle. The term "motor vehicle financial protection product" includes any debt waiver, as defined in section 407.2030, and any vehicle value protection agreement, as defined in section 407.2060;

(8) "Person", an individual, company, association, organization, partnership, business trust, or corporation, and every form of legal entity.

407.2025. 1. Motor vehicle financial protection products may be offered, sold, or given to consumers in this state in compliance with sections 407.2020 to 407.2090.

2. Any amount charged or financed for a motor vehicle financial protection product shall be separately stated and shall not be considered a finance charge or interest.

3. Any extension of credit, terms of credit, or terms of the related motor vehicle sale or lease shall not be conditioned upon the consumer's payment for or financing of any charge for a motor vehicle financial protection product, except that motor vehicle financial protection products may be discounted or given at no charge in connection with the purchase of other non-credit-related goods or services.

407.2030. For purposes of sections 407.2030 to 407.2055, the following terms mean:

(1) "Administrator", any person, other than an insurer or creditor, who performs administrative or operational functions for debt waiver programs;

(2) "Borrower", a debtor or retail buyer or lessee under a finance agreement;

(3) "Creditor":

(a) The lender in a loan or credit transaction;

(b) The lessor in a lease transaction;

(c) Any retail seller of motor vehicles;

(d) The seller in commercial retail installment transactions; or

(e) The assignee of any person described in paragraphs (a) to (d) of this subdivision to whom the credit obligation is payable;

(4) "Debt waiver", any guaranteed asset protection waiver or excess wear and use waiver;

(5) "Excess wear and use waiver", a contractual agreement in which a creditor agrees, with or without a separate charge, to cancel or waive all or part of amounts that may become due under a borrower's lease agreement as a result of excessive wear and use of a motor vehicle, which agreement shall be part of, or a separate addendum to, the lease agreement. Excess wear and use waivers may also cancel or waive amounts due for excess mileage;

(6) "Guaranteed asset protection waiver", a contractual agreement in which a creditor agrees, with or without a separate charge, to cancel or waive all or part of amounts due on a borrower's finance agreement in the event of a total physical damage loss or unrecovered theft of the motor vehicle, which agreement shall be part of, or a separate addendum to, the finance agreement. A guaranteed asset protection waiver may also provide, with or without a separate charge, a benefit that waives an amount, or provides a borrower with a credit, toward the purchase of a replacement motor vehicle.

407.2035. 1. (1) A retail seller shall insure its debt waiver obligations under a contractual liability or other insurance policy issued by an insurer. A creditor, other than a retail seller, may insure its debt waiver obligations under a contractual liability policy or other such policy issued by an insurer. Any such insurance policy may be directly obtained by a creditor or retail seller or may be procured by an administrator to cover a creditor's or retail seller's obligations.

(2) Notwithstanding the provisions of subdivision (1) of this subsection, retail sellers who are lessors on motor vehicles shall not be required to insure obligations related to debt waivers on such leased motor vehicles.

2. The debt waiver remains a part of the finance agreement upon the assignment, sale, or transfer of such finance agreement by the creditor.

3. Any creditor who offers a debt waiver shall report the sale of, and forward funds due to, the designated party or parties.

4. Funds received or held by a creditor or administrator and belonging to an insurer, creditor, or administrator shall be held by such creditor or administrator in a fiduciary capacity.

407.2040. 1. Contractual liability or other insurance policies insuring debt waivers shall state the obligation of the insurer to reimburse or pay to the creditor any sums the creditor is legally obligated to waive under a debt waiver.

2. Coverage under a contractual liability or other insurance policy insuring a debt waiver shall also cover any subsequent assignee upon the assignment, sale, or transfer of the finance agreement.

3. Coverage under a contractual liability or other insurance policy insuring a debt waiver shall remain in effect unless cancelled or terminated in compliance with applicable insurance laws of this state.

4. The cancellation or termination of a contractual liability or other insurance policy shall not reduce the insurer's responsibility for debt waivers issued by the creditor before the date of cancellation or termination and for which premium has been received by the insurer.

407.2045. Debt waivers shall disclose in writing and in clear, understandable language that is easy to read the following:

(1) The name and address of the initial creditor and the borrower at the time of sale, and the identity of any administrator if different from the creditor;

(2) The purchase price, if any, and the terms of the debt waiver including, but not limited to, the requirements for protection, conditions, or exclusions associated with the debt waiver;

(3) A statement that the borrower may cancel the debt waiver within a free-look period as specified in the debt waiver and, if so cancelled, shall be entitled to a full refund of the purchase price paid by the borrower, if any, so long as no benefits have been provided;

(4) The procedure the borrower is required to follow, if any, to obtain debt waiver benefits under the terms and conditions of the debt waiver, including, if applicable, a telephone number or website and address where the borrower may apply for debt waiver benefits;

(5) The terms and conditions governing cancellation consistent with all applicable Missouri laws; and

(6) A statement that any extension of credit, terms of the credit, or terms of the related motor vehicle sale or lease shall not be conditioned upon the borrower's purchase of a debt waiver.

407.2050. 1. Debt waivers shall provide that if a borrower cancels a debt waiver within the free-look period, the borrower shall be entitled to a full refund of the amount the borrower paid, if any, so long as no benefits have been provided.

2. If, after the debt waiver has been in effect beyond the free-look period, the borrower cancels the debt waiver or there is an early termination of the finance agreement, the borrower may be entitled to a refund of the amount the borrower paid of the unearned portion of the purchase price, if any, less a cancellation fee up to seventy-five dollars, if no benefit has been or will be provided.

3. If the cancellation of a debt waiver occurs as a result of a default under the finance agreement, the repossession of the motor vehicle associated with the finance agreement, or any other termination of the finance agreement, any refund due may be paid directly to the creditor or administrator and applied as a reduction of the amount owed under the finance agreement unless the borrower can show that the finance agreement has been paid in full.

407.2055. 1. Debt waivers offered by state or federal banks or credit unions in compliance with applicable state or federal law shall be exempt from the provisions of sections 407.2020 to 407.2090.

2. The provisions of sections 407.2045 and 407.2080 shall not apply to debt waivers offered in connection with commercial transactions.

407.2060. For purposes of sections 407.2060 to 407.2075, the following terms mean:

(1) "Administrator", any person who is responsible for the administrative or operational functions of vehicle value protection agreements including, but not limited to, the adjudication of claims or benefit requests by contract holders;

(2) "Contract holder", a person who is the purchaser or holder of a vehicle value protection agreement;

(3) "Provider", a person who is obligated to provide a benefit under a vehicle value protection agreement. A provider may perform as an administrator or retain the services of a third-party administrator;

(4) "Vehicle value protection agreement", a contractual agreement that:

(a) Provides a benefit toward the reduction of some or all of the contract holder's current finance agreement deficiency balance or toward the purchase or lease of a replacement motor vehicle or motor vehicle services upon the occurrence of an adverse event to the motor vehicle including, but not limited to, loss, theft, damage, obsolescence, diminished value, or depreciation;

(b) Does not include debt waivers; and

(c) May include agreements such as, but not limited to, trade-in-credit agreements, diminished value agreements, depreciation benefit agreements, or other similarly named agreements.

407.2065. 1. A provider may, but is not required to, use an administrator or other designee to be responsible for any and all of the administration of vehicle value protection agreements in compliance with the provisions of sections 407.2020 to 407.2090.

2. Vehicle value protection agreements shall not be sold unless the contract holder has been or will be provided access to a copy of the vehicle value protection agreement within a reasonable time.

3. In order to assure the faithful performance of the provider's obligations to its contract holders, each provider shall comply with subdivision (1) or (2) of this subsection, as follows:

(1) In order to satisfy the requirements of this subsection under this subdivision, the provider shall insure all its vehicle value protection agreements under an insurance policy that pays or reimburses in the event the provider fails to perform its obligations under the vehicle value protection agreement and that is issued by an insurer who is licensed, registered, or otherwise authorized to do business in this state and who:

(a) Maintains surplus as to policyholders and paid-in capital of at least fifteen million dollars; or

(b) Maintains:

a. Surplus as to policyholders and paid-in capital of less than fifteen million dollars but at least equal to ten million dollars; and

b. A ratio of net written premiums, wherever written, to surplus as to policyholders and paid-in capital of not greater than three to one; or

(2) In order to satisfy the requirements of this subsection under this subdivision, the provider shall:

(a) Maintain, or together with its parent company maintain, a net worth or stockholders' equity of one hundred million dollars; and

(b) Upon request, provide the attorney general with a copy of the provider's or the provider's parent company's most recent Form 10-K or Form 20-F filed with the Securities and Exchange Commission (SEC) within the last calendar year or, if the company does not file with the SEC, a copy of the company's audited

financial statements, which show a net worth of the provider or its parent company of at least one hundred million dollars. If the provider's parent company's Form 10-K, Form 20-F, or financial statements are filed to meet the provider's financial security requirement, the parent company shall agree to guarantee the obligations of the provider relating to vehicle value protection agreements sold by the provider in this state.

4. Except for the requirements specified in subsection 3 of this section, no other financial security requirements shall be required for vehicle value protection agreement providers.

407.2070. Vehicle value protection agreements shall disclose in writing and in clear, understandable language that is easy to read the following:

(1) The name and address of the provider, contract holder, and administrator, if any;

(2) The terms of the vehicle value protection agreement including, but not limited to, the purchase price to be paid by the contract holder, if any, the requirements for eligibility, the conditions of coverage, and any exclusions;

(3) A statement that the vehicle value protection agreement may be cancelled by the contract holder within a free-look period as specified in the vehicle value protection agreement and that in such event the contract holder shall be entitled to a full refund of the purchase price paid by the contract holder, if any, so long as no benefits have been provided;

(4) The procedure the contract holder shall follow, if any, to obtain a benefit under the terms and conditions of the vehicle value protection agreement, including, if applicable, a telephone number or website and address where the contract holder may apply for a benefit;

(5) A statement that indicates whether the vehicle value protection agreement may be cancelled after the free-look period and the conditions under which it may be cancelled, including the procedures for requesting any refund of the unearned purchase price paid by the contract holder;

(6) If the vehicle value protection agreement is cancellable after the free-look period, a statement that any refund of the unearned purchase price of the vehicle value protection agreement shall be calculated on a pro rata basis;

(7) A statement that any extension of credit, terms of the credit, or terms of the related motor vehicle sale or lease shall not be conditioned upon the purchase of the vehicle value protection agreement;

(8) The terms, restrictions, or conditions governing cancellation of the vehicle value protection agreement before the termination or expiration date of the vehicle value protection agreement by either the provider or the contract holder. The provider of the vehicle value protection agreement shall mail a written notice to the contract holder at the last known address of the contract holder contained in the records of the provider at least five days before cancellation by the provider. Prior notice shall not be required if the reason for cancellation is nonpayment of the provider fee, a material misrepresentation by the contract holder to the provider or administrator, or a substantial breach of duties by the contract holder relating to the covered product or its use. The notice shall state the effective date of the cancellation and the reason for the cancellation. If a vehicle value protection agreement is cancelled by the provider for a reason other than nonpayment of the provider fee, the provider shall refund to the contract holder one hundred percent of the unearned pro rata provider fee paid by the contract holder, if any. If coverage under the vehicle value protection agreement continues after a claim, any refund may deduct claims paid. A reasonable administrative fee may be charged by the provider up to seventy-five dollars; and

(9) A statement that the agreement is not an insurance contract.

407.2075. The provisions of sections 407.2070 and 407.2080 shall not apply to vehicle value protection agreements offered in connection with a commercial transaction.

407.2080. The attorney general may take action that is necessary or appropriate to enforce the provisions of sections 407.2020 to 407.2090 and to protect motor vehicle financial protection product consumers in this state. After proper notice and opportunity for hearing, the attorney general may:

(1) Order the creditor, provider, administrator, or any other person not in compliance with the provisions of sections 407.2020 to 407.2090 to cease and desist from product-related operations that are in violation of the provisions of sections 407.2020 to 407.2090; and

(2) Impose a penalty of not more than five hundred dollars for each violation of the provisions of sections 407.2020 to 407.2090 and not more than ten thousand dollars in the aggregate for all violations of a similar nature. A violation shall be considered of a similar nature to another violation if the violation consists of the same or similar course of conduct, action, or practice, irrespective of the number of times the action,

conduct, or practice that is determined to be a violation of the provisions of sections 407.2020 to 407.2090 occurred.

407.2085. Notwithstanding the provisions of section 407.2090, all motor vehicle financial protection products issued before and on and after August 28, 2023, shall not be considered insurance.

407.2090. The provisions of sections 407.2020 to 407.2090 shall apply to all motor vehicle financial protection products that become effective after February 23, 2024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 2** was adopted.

Representative Francis offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 398, Page 7, Section 144.070, Line 121, by inserting after all of said section and line the following:

"**303.420. As used in sections 303.420 to 303.440, unless the context requires otherwise, the following terms shall mean:**

(1) "Program", the motor vehicle financial responsibility enforcement and compliance incentive program established under section 303.425;

(2) "Qualified agency", the department of revenue, the Missouri state highway patrol, the prosecuting attorney or sheriff's office of any county or city not within a county, the chiefs of police of any city or municipality, or any other authorized law enforcement agency recognized by the state;

(3) "System" or "verification system", the web-based resource established under section 303.430 for online verification of motor vehicle financial responsibility.

303.422. 1. There is hereby created in the state treasury the "Motor Vehicle Financial Responsibility Verification and Enforcement Fund", which shall consist of money received by the department of revenue under sections 303.420 to 303.440. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department of revenue for the administration of sections 303.420 to 303.440.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

303.425. 1. (1) There is hereby created within the department of revenue the motor vehicle financial responsibility enforcement and compliance incentive program. The department of revenue may enter into contractual agreements with third-party vendors to facilitate the necessary technology and equipment, maintenance thereof, and associated program management services.

(2) The department of revenue or a third-party vendor shall utilize technology to compare vehicle registration information with the financial responsibility information accessible through the system. The department of revenue shall utilize this information to identify motorists who are in violation of the motor vehicle financial responsibility law. The department of revenue may offer offenders under this program the option of pretrial diversion as an alternative to statutory fines or reinstatement fees prescribed under the motor vehicle financial responsibility law as a method of encouraging compliance and discouraging recidivism.

(3) The department of revenue or third-party vendors shall not use any data collected from or technology associated with any automated motor vehicle financial responsibility enforcement system. For purposes of this subdivision, "motor vehicle financial responsibility enforcement system" means a device consisting of a camera or cameras and vehicle sensor or sensors installed to record motor vehicle financial responsibility violations.

(4) All fees paid to or collected by third-party vendors under sections 303.420 to 303.440 may come from violator diversion fees generated by the pretrial diversion option established under this section.

2. The department of revenue may authorize law enforcement agencies or third-party vendors to use technology to collect data for the investigation, detection, analysis, and enforcement of the motor vehicle financial responsibility law.

3. The department of revenue may authorize traffic enforcement officers, or third-party vendors to administer the processing and issuance of notices of violation, the collection of fees for a violation of the motor vehicle financial responsibility law, or the referral of cases for prosecution, under the program.

4. Access to the system shall be restricted to qualified agencies and the third-party vendors with which the department of revenue contracts for purposes of the program, provided that any third-party vendor with which a contract is executed to provide necessary technology, equipment, or maintenance for the program shall be authorized as necessary to collaborate for required updates and maintenance of system software.

5. For purposes of the program, any data collected and matched to a corresponding vehicle insurance record as verified through the system, and any Missouri vehicle registration database, may be used to identify violations of the motor vehicle financial responsibility law. Such corresponding data shall constitute evidence of the violations.

6. Except as otherwise provided in this section, the department of revenue shall suspend, in accordance with section 303.041, the registration of any motor vehicle that is determined under the program to be in violation of the motor vehicle financial responsibility law.

7. The department of revenue shall send to an owner whose vehicle is identified under the program as being in violation of the motor vehicle financial responsibility law a notice that the vehicle's registration may be suspended unless the owner, within thirty days, provides proof of financial responsibility for the vehicle or proof, in a form specified by the department of revenue, that the owner has a pending criminal charge for a violation of the motor vehicle financial responsibility law. The notice shall include information on steps an individual may take to obtain proof of financial responsibility and a web address to a page on the department of revenue's website where information on obtaining proof of financial responsibility shall be provided. If proof of financial responsibility or a pending criminal charge is not provided within the time allotted, the department of revenue shall provide a notice of suspension and suspend the vehicle's registration in accordance with section 303.041, or shall send a notice of vehicle registration suspension, clearly specifying the reason and statutory grounds for the suspension and the effective date of the suspension, the right of the vehicle owner to request a hearing, the procedure for requesting a hearing, and the date by which that request for a hearing must be made, as well as informing the owner that the matter will be referred for prosecution if a satisfactory response is not received in the time allotted, informing the owner that the minimum penalty for the violation is three hundred dollars and four license points, and offering the owner participation in a pretrial diversion option to preclude referral for prosecution and registration suspension under sections 303.420 to 303.440. The notice of vehicle registration suspension shall give a period of thirty-three days from mailing for the vehicle owner to respond, and shall be deemed received three days after mailing. If no request for a hearing or agreement to participate in the diversion option is received by the department of revenue prior to the date provided on the notice of vehicle registration suspension, the director shall suspend the vehicle's registration, effective immediately, and refer the case to the appropriate prosecuting attorney. If an agreement by the vehicle owner to participate in the diversion option is received by the department of revenue prior to the effective date provided on the notice of vehicle registration suspension, then upon payment of a diversion participation fee not to exceed two hundred dollars, agreement to secure proof of financial responsibility within the time provided on the notice of suspension, and agreement that such financial responsibility shall be maintained for a minimum of two years, no points shall be assessed to the vehicle owner's driver's license under section 302.302 and the department of revenue shall not take further action against the vehicle owner under sections 303.420 to 303.440, subject to compliance with the terms of the pretrial diversion option. The department of revenue shall suspend the vehicle registration of, and shall refer the case to the appropriate prosecuting attorney for prosecution of, participating vehicle owners who violate the terms of the pretrial diversion option. If a request for hearing is received by the department of revenue prior to the effective date provided on the notice of vehicle registration suspension, then for all purposes other than eligibility for participation in the diversion option, the effective date of the

suspension shall be stayed until a final order is issued following the hearing. The department of revenue shall suspend the registration of vehicles determined under the final order to have violated the motor vehicle financial responsibility law, and shall refer the case to the appropriate prosecuting attorney for prosecution. Notices under this subsection shall be mailed to the vehicle owner at the last known address shown on the department of revenue's records. The department of revenue or its third-party vendor shall issue receipts for the collection of diversion participation fees. Except as otherwise provided in subsection 1 of this section, all such fees shall be deposited into the motor vehicle financial responsibility verification and enforcement fund established in section 303.422. A vehicle owner whose registration has been suspended under sections 303.420 to 303.440 may obtain reinstatement of the registration upon providing proof of financial responsibility and payment to the department of revenue of a nonrefundable reinstatement fee equal to the fee that would be applicable under subsection 2 of section 303.042 if the registration had been suspended under section 303.041.

8. Data collected or retained under the program shall not be used by any entity for purposes other than enforcement of the motor vehicle financial responsibility law. Data collected and stored by law enforcement under the program shall be considered evidence if noncompliance with the motor vehicle financial responsibility law is confirmed. The evidence, and an affidavit stating that the evidence and system have identified a particular vehicle as being in violation of the motor vehicle financial responsibility law, shall constitute probable cause for prosecution and shall be forwarded in accordance with subsection 7 of this section to the appropriate prosecuting attorney.

9. Owners of vehicles identified under the program as being in violation of the motor vehicle financial responsibility law shall be provided with options for disputing such claims which do not require appearance at any state or local court of law, or administrative facility. Any person who presents timely proof that he or she was in compliance with the motor vehicle financial responsibility law at the time of the alleged violation shall be entitled to dismissal of the charge with no assessment of fees or fines. Proof provided by a vehicle owner to the department of revenue that the vehicle was in compliance at the time of the suspected violation of the motor vehicle financial responsibility law shall be recorded in the system established by the department of revenue under section 303.430.

10. The collection of data pursuant to this section shall be done in a manner that prohibits any bias towards a specific community, race, gender, or socioeconomic status of vehicle owner.

11. Law enforcement agencies, third-party vendors, or other entities authorized to operate under the program shall not sell data collected or retained under the program for any purpose or share it for any purpose not expressly authorized in this section. All data shall be secured and any third-party vendor or other entity authorized to operate under the program may be liable for any data security breach.

12. The department of revenue shall not take action under sections 303.420 to 303.440 against vehicles registered as fleet vehicles under section 301.032, or against vehicles known to the department of revenue to be insured under a policy of commercial auto coverage, as such term is defined in subdivision (10) of subsection 2 of section 303.430.

13. Following one year after the implementation of the program, and every year thereafter, the department of revenue shall provide a report to the president pro tempore of the senate, the speaker of the house of representatives, the chairs of the house and senate committees with jurisdictions over insurance or transportation matters, and the chairs of the house budget and senate appropriations committees. The report shall include an evaluation of program operations, information as to the costs of the program incurred by the department of revenue, insurers, and the public, information as to the effectiveness of the program in reducing the number of uninsured motor vehicles, and anonymized demographic information including the race and zip code of vehicle owners identified under the program as being in violation of the motor vehicle financial responsibility law, and may include any additional information and recommendations for improvement of the program deemed appropriate by the department of revenue. The department of revenue may, by rule, require the state, counties, and municipalities to provide information in order to complete the report.

14. The department of revenue may promulgate rules as necessary for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable

and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

303.430. 1. The department of revenue shall establish and maintain a web-based system for the verification of motor vehicle financial responsibility, shall provide access to insurance reporting data and vehicle registration and financial responsibility data, and shall require motor vehicle insurers to establish functionality for the verification system, as provided in sections 303.420 to 303.440. The verification system, including any exceptions as provided for in sections 303.420 to 303.440 or in the implementation guide developed to support the program, shall supersede any existing verification system, and shall be the sole system used for the purpose of verifying financial responsibility required under this chapter.

2. The system established pursuant to subsection 1 of this section shall be subject to the following:

(1) The verification system shall transmit requests to insurers for verification of motor vehicle insurance coverage via web services established by the insurers through the internet in compliance with the specifications and standards of the Insurance Industry Committee on Motor Vehicle Administration, or "IICMVA". Insurance company systems shall respond to each request with a prescribed response upon evaluation of the data provided in the request. The system shall include appropriate protections to secure its data against unauthorized access, and the department of revenue shall maintain a historical record of the system data for a period of no more than twelve months from the date of all requests and responses. The system shall be used for verification of the financial responsibility required under this chapter. The system shall be accessible to authorized personnel of the department of revenue, the courts, law enforcement personnel, and other entities authorized by the state as permitted by state or federal privacy laws, and it shall be interfaced, wherever appropriate, with existing state systems. The system shall include information enabling the department of revenue to submit inquiries to insurers regarding motor vehicle insurance which are consistent with insurance industry and IICMVA recommendations, specifications, and standards by using the following data elements for greater matching accuracy: insurer National Association of Insurance Commissioners, or "NAIC", company code; vehicle identification number; policy number; verification date; or as otherwise described in the specifications and standards of the IICMVA. The department of revenue shall promulgate rules to offer insurers who insure one thousand or fewer vehicles within this state an alternative method for verifying motor vehicle insurance coverage in lieu of web services, and to provide for the verification of financial responsibility when financial responsibility is proven to the department to be maintained by means other than a policy of motor vehicle insurance. Insurers shall not be required to verify insurance coverage for vehicles registered in other jurisdictions;

(2) The verification system shall respond to each request within a time period established by the department of revenue. An insurer's system shall respond within the time period prescribed by the IICMVA's specifications and standards. Insurer systems shall be permitted reasonable system downtime for maintenance and other work with advance notice to the department of revenue. Insurers shall not be subject to enforcement fees or other sanctions under such circumstances, or when systems are not available because of emergency, outside attack, or other unexpected outages not planned by the insurer and reasonably outside its control;

(3) The system shall assist in identifying violations of the motor vehicle financial responsibility law in the most effective way possible. Responses to individual insurance verification requests shall have no bearing on whether insurance coverage is determined to be in force at the time of a claim. Claims shall be individually investigated to determine the existence of coverage. Nothing in sections 303.420 to 303.440 shall prohibit the department of revenue from contracting with a third-party vendor or vendors who have successfully implemented similar systems in other states to assist in establishing and maintaining this verification system;

(4) The department of revenue shall consult with representatives of the insurance industry and may consult with third-party vendors to determine the objectives, details, and deadlines related to the system by establishment of an advisory council. The advisory council shall consist of voting members comprised of:

(a) The director of the department of commerce and insurance, or his or her designee, who shall serve as chair;

(b) Two representatives of the department of revenue, to be appointed by the director of the department of revenue;

(c) One representative of the department of commerce and insurance, to be appointed by the director of the department of commerce and insurance;

(d) Three representatives of insurance companies, to be appointed by the director of the department of commerce and insurance;

(e) One representative from the Missouri Insurance Coalition;

(f) One representative chosen by the National Association of Mutual Insurance Companies;

(g) One representative chosen by the American Property and Casualty Insurance Association;

(h) One representative chosen by the Missouri Independent Agents Association; and

(i) Such other representatives as may be appointed by the director of the department of commerce and insurance;

(5) The department of revenue shall publish for comment, and then issue, a detailed implementation guide for its online verification system;

(6) The department of revenue and its third-party vendors, if any, shall each maintain a contact person for insurers during the establishment, implementation, and operation of the system;

(7) If the department of revenue has reason to believe a vehicle owner does not maintain financial responsibility as required under this chapter, it may also request an insurer to verify the existence of such financial responsibility in a form approved by the department of revenue. In addition, insurers shall cooperate with the department of revenue in establishing and maintaining the verification system established under this section, and shall provide motor vehicle insurance policy status information as provided in the rules promulgated by the department of revenue;

(8) Every property and casualty insurance company licensed to issue motor vehicle insurance or authorized to do business in this state shall comply with sections 303.420 to 303.440, and corresponding rules promulgated by the department of revenue, for the verification of such insurance for every vehicle insured by that company in this state;

(9) Insurers shall maintain a historical record of insurance data for a minimum period of six months from the date of policy inception or policy change for the purpose of historical verification inquiries;

(10) For the purposes of this section, "commercial auto coverage" shall mean any coverage provided to an insured, regardless of number of vehicles or entities covered, under a commercial coverage form and rated from a commercial manual approved by the department of commerce and insurance. Sections 303.420 to 303.440 shall not apply to vehicles insured under commercial auto coverage; however, insurers of such vehicles may participate on a voluntary basis, and vehicle owners may provide proof at or subsequent to the time of vehicle registration that a vehicle is insured under commercial auto coverage, which the department of revenue shall record in the system;

(11) Insurers shall provide commercial or fleet automobile customers with evidence reflecting that the vehicle is insured under a commercial or fleet automobile liability policy. Sufficient evidence shall include an insurance identification card clearly marked with a suitable identifier such as "commercial auto insurance identification card", "fleet auto insurance identification card", or other clear identification that the vehicle is insured under a fleet or commercial policy;

(12) Notwithstanding any provision of sections 303.420 to 303.440, insurers shall be immune from civil and administrative liability for good faith efforts to comply with the terms of sections 303.420 to 303.440;

(13) Nothing in this section shall prohibit an insurer from using the services of a third-party vendor for facilitating the verification system required under sections 303.420 to 303.440.

3. The department of revenue shall promulgate rules as necessary for the implementation of sections 303.420 to 303.440. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

303.440. The verification system established under section 303.430 shall be installed and fully operational on January 1, 2025, following an appropriate testing or pilot period of not less than nine months.

Until the successful completion of the testing or pilot period in the judgment of the director of the department of revenue, no enforcement action shall be taken based on the system, including but not limited to action taken under the program established under section 303.425."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 3** was adopted.

On motion of Representative Knight, **HCS SS SCS SB 398, as amended**, was adopted.

On motion of Representative Knight, **HCS SS SCS SB 398, as amended**, was read the third time and passed by the following vote:

AYES: 097

Allen	Amato	Atchison	Bangert	Baringer
Barnes	Black	Bonacker	Brown 149	Brown 16
Brown 27	Brown 87	Burger	Burnett	Burton
Butz	Byrnes	Casteel	Christ	Clemens
Copeland	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Fogle	Francis	Gallick
Gray	Gregory	Griffith	Haden	Haley
Hein	Henderson	Hinman	Hovis	Ingle
Johnson 23	Justus	Kalberloh	Kelly 141	Knight
Lavender	Lewis 6	Lonsdale	Mackey	Mann
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	Nurrenbern	O'Donnell	Owen
Parker	Patterson	Perkins	Plank	Pouche
Reedy	Riggs	Riley	Roberts	Sassmann
Sauls	Schulte	Schwadron	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Sparks	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thompson	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Wilson	Woods
Young	Mr. Speaker			

NOES: 040

Anderson	Baker	Banderman	Billington	Boggs
Boyd	Bromley	Busick	Chappell	Christofanelli
Coleman	Collins	Cook	Cupps	Davidson
Davis	Gragg	Haffner	Hausman	Hicks
Hudson	Hurlbert	Jones	Keathley	Kelley 127
Lovasco	Marquart	Matthiesen	Oehlerking	Peters
Reuter	Richey	Sander	Seitz	Smith 163
Stacy	Thomas	Titus	Toalson Reisch	West

PRESENT: 012

Adams	Aune	Bosley	Doll	Ealy
Fountain Henderson	Johnson 12	Lewis 25	Mosley	Nickson-Clark
Proudie	Quade			

ABSENT WITH LEAVE: 013

Appelbaum	Bland Manlove	Buchheit-Courtway	Crossley	Hardwick
Houx	Merideth	Phifer	Pollitt	Schnelting
Steinhoff	Windham	Wright		

VACANCIES: 001

Representative Hudson declared the bill passed.

BILLS IN CONFERENCE

HCS SS SB 222, as amended, relating to political subdivisions, was taken up by Representative Brown (16).

Representative Brown (16) moved that the House conferees be allowed to exceed the differences on **HCS SS SB 222, as amended**, in Section 29.005, Section 29.225, Section 29.235, and Section 610.021.

Which motion was adopted.

Speaker Plocher resumed the Chair.

CCR SS SB 139, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 1 to House Amendment No. 8**, **House Amendment No. 8, as amended**, **House Amendment No. 9**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 11, as amended**, **House Amendment No. 1 to House Amendment No. 12**, **House Amendment No. 12, as amended**, **House Amendment No. 1 to House Amendment No. 13**, **House Amendment No. 2 to House Amendment No. 13**, **House Amendment No. 13, as amended**, **House Amendment No. 14**, **House Amendment No. 15**, and **House Amendment No. 16**, relating to state designations, was taken up by Representative Griffith.

On motion of Representative Griffith, **CCR SS SB 139**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 1 to House Amendment No. 8**, **House Amendment No. 8, as amended**, **House Amendment No. 9**, **House Amendment No. 1 to House Amendment No. 11**, **House Amendment No. 2 to House Amendment No. 11**, **House Amendment No. 11, as amended**, **House Amendment No. 1 to House Amendment No. 12**, **House Amendment No. 12, as amended**, **House Amendment No. 1 to House Amendment No. 13**, **House Amendment No. 2 to House Amendment No. 13**, **House Amendment No. 13, as amended**, **House Amendment No. 14**, **House Amendment No. 15**, and **House Amendment No. 16**, was adopted by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hein
Henderson	Hicks	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Wright	Young
Mr. Speaker				

NOES: 000

PRESENT: 003

Bland Manlove	Bosley	Burnett

ABSENT WITH LEAVE: 008

Appelbaum	Crossley	Hausman	Hinman	Merideth
Phifer	Pollitt	Windham		

VACANCIES: 001

On motion of Representative Griffith, **CCS SS SB 139** was truly agreed to and finally passed by the following vote:

AYES: 149

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick

Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hein	Henderson
Hicks	Houx	Hovis	Hudson	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 002

Bosley	Burnett

ABSENT WITH LEAVE: 011

Appelbaum	Bland Manlove	Crossley	Hardwick	Hausman
Hinman	Hurlbert	Merideth	Phifer	Pollitt
Windham				

VACANCIES: 001

Speaker Plocher declared the bill passed.

On motion of Representative Patterson, the House recessed until 1:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Henderson.

BILLS CARRYING REQUEST MESSAGES

HCS SCS SB 187, as amended, relating to financial affairs, was taken up by Representative Owen.

Representative Owen moved that the House refuse to recede from its position on **HCS SCS SB 187, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 47, as amended, relating to fees collected by state agencies, was taken up by Representative Riley.

Representative Riley moved that the House refuse to recede from its position on **HCS SB 47, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 25, relating to a tax exemption for certain federal grants, was taken up by Representative McGirl.

Representative McGirl offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 25, Page 1, In the Title, Lines 2-3, by deleting the words "a tax exemption for certain federal grants" and inserting in lieu thereof the words "taxable income"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGirl, **House Amendment No. 1** was adopted.

Representative McGirl offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 25, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"143.022. 1. As used in this section, "business income" means the income greater than zero arising from transactions in the regular course of all of a taxpayer's trade or business and shall be limited to the Missouri source net profit from the combination of the following:

(1) The total combined profit as properly reported to the Internal Revenue Service on each Schedule C, or its successor form, filed; **[**~~and~~**]**

(2) The total partnership and S corporation income or loss properly reported to the Internal Revenue Service on Part II of Schedule E, or its successor form**;**

(3) The total combined profit as properly reported to the Internal Revenue Service on each Schedule F, or its successor form, filed; and

(4) The total combined profit as properly reported to the Internal Revenue Service on each Form 4835, or its successor form, filed.

2. In addition to all other modifications allowed by law, there shall be subtracted from the federal adjusted gross income of an individual taxpayer a percentage of such individual's business income, to the extent that such

amounts are included in federal adjusted gross income when determining such individual's Missouri adjusted gross income **and are not otherwise subtracted or deducted in determining such individual's Missouri taxable income**.

3. In the case of an S corporation described in section 143.471 or a partnership computing the deduction allowed under subsection 2 of this section, taxpayers described in subdivision (1) or (2) of this subsection shall be allowed such deduction apportioned in proportion to their share of ownership of the business as reported on the taxpayer's Schedule K-1, or its successor form, for the tax period for which such deduction is being claimed when determining the Missouri adjusted gross income of:

(1) The shareholders of an S corporation as described in section 143.471;

(2) The partners in a partnership.

4. The percentage to be subtracted under subsection 2 of this section shall be increased over a period of years. Each increase in the percentage shall be by five percent and no more than one increase shall occur in a calendar year. The maximum percentage that may be subtracted is twenty percent of business income. Any increase in the percentage that may be subtracted shall take effect on January first of a calendar year and such percentage shall continue in effect until the next percentage increase occurs. An increase shall only apply to tax years that begin on or after the increase takes effect.

5. An increase in the percentage that may be subtracted under subsection 2 of this section shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

6. The first year that a taxpayer may make the subtraction under subsection 2 of this section is 2017, provided that the provisions of subsection 5 of this section are met. If the provisions of subsection 5 of this section are met, the percentage that may be subtracted in 2017 is five percent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGirl, **House Amendment No. 2** was adopted.

Representative Francis offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 25, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"137.1050. 1. For the purposes of this section, the following terms shall mean:

(1) "Eligible credit amount", the difference between an eligible taxpayer's real property tax liability for the taxes levied by a county on such taxpayer's homestead for a given tax year, minus the real property tax liability for the taxes levied by a county on such homestead in the year that the taxpayer became an eligible taxpayer;

(2) "Eligible taxpayer", a Missouri resident who:

(a) Is eligible for Social Security retirement benefits;

(b) Is an owner of record of a homestead or has a legal or equitable interest in such property as evidenced by a written instrument; and

(c) Is liable for the payment of real property taxes on such homestead;

(3) "Homestead", real property actually occupied by an eligible taxpayer as the primary residence. An eligible taxpayer shall not claim more than one primary residence.

(4) "Real property tax liability", the amount of revenue derived from the tax imposed on an eligible taxpayer's homestead that is:

(a) Collected by the county in which such eligible taxpayer's homestead is located; and

(b) Available under state law for appropriation by such county in such county's annual budget for county expenditures.

2. Any county authorized to impose a property tax may grant a property tax credit to eligible taxpayers residing in such county in an amount equal to the taxpayer's eligible credit amount, provided that:

(1) Such county adopts an ordinance authorizing such credit; or

(2) (a) A petition in support of a referendum on such a credit is signed by at least five percent of the registered voters of such county voting in the last gubernatorial election and the petition is delivered to the governing body of the county, which shall subsequently hold a referendum on such credit.

(b) The ballot of submission for the question submitted to the voters pursuant to paragraph (a) of this subdivision shall be in substantially the following form:

Shall the County of _____ exempt senior citizens from increases in the property tax liability due on such seniors citizens' primary residence?

☐ YES ☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the credit shall be in effect.

3. A county granting an exemption pursuant to this section shall apply such exemption when calculating the eligible taxpayer's property tax liability for the tax year. The amount of the credit shall be noted on the statement of tax due sent to the eligible taxpayer by the county collector.

4. For the purposes of calculating property tax levies pursuant to section 137.073, the total amount of credits authorized by a county pursuant to this section shall be considered tax revenue, as such term is defined in section 137.073, actually received by the county."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Francis, **House Amendment No. 3** was adopted.

Representative Baker offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 25, Page 5, Section 143.121, Lines 128-131, by deleting all of said lines and inserting in lieu thereof the following:

"**(13) For all tax years beginning on or after January 1, 2022, one hundred percent of any federal, state or local grant moneys received by the taxpayer if the grant money was disbursed for the express purpose of providing or expanding access to broadband internet to areas of the state deemed to be lacking such access**."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lewis (25) offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Bill No. 25, Page 1, Line 7, by inserting after said line the following:

"Further amend said bill and section, Page 6, Line 175, by inserting after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state

and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration **[**~~law~~**] act**, sections **[**~~281.220~~**] 281.210** to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in DST

Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act **(42 U.S.C. Section 1395y, as amended)**, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" shall mean:

(a) New or used farm tractors and such other new or used farm machinery and equipment, including utility vehicles used for any agricultural use, and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment and rotary mowers used for any agricultural purposes. For the purposes of this subdivision, "utility vehicle" shall mean any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels;

(b) Supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile; and

(c) One-half of each purchaser's purchase of diesel fuel therefor which is:

a. Used exclusively for agricultural purposes;

b. Used on land owned or leased for the purpose of producing farm products; and

c. Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, **[**~~4091,~~**]** 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under sections 67.1830 to 67.1846 or section 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016;

(46) All purchases by a company of solar photovoltaic energy systems, components used to construct a solar photovoltaic energy system, and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:

(a) Are sold or leased to an end user; or

(b) Are used to produce, collect and transmit electricity for resale or retail**;**

(47) All sales of diapers, incontinence products, and feminine hygiene products. For the purposes of this subdivision, the following terms mean:

(a) "Diapers", absorbent garments worn by infants or toddlers who are not toilet-trained or by individuals who are incapable of controlling their bladder or bowel movements;

(b) "Feminine hygiene products", tampons, pads, liners, and cups;

(c) "Incontinence products", products designed specifically for hygiene matters related to urinary incontinence.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann

Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Stinnett
Taylor 48	Thomas	Titus	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright

NOES: 043

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Johnson 12	Lavender	Lewis 25	Mann	Merideth
Mosley	Nurrenbern	Plank	Quade	Sander
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 019

Appelbaum	Bland Manlove	Crossley	Deaton	Hausman
Ingle	Johnson 23	Mackey	Marquart	Nickson-Clark
Parker	Phifer	Pollitt	Proudie	Smith 163
Stephens	Thompson	Toalson Reisch	Mr. Speaker	

VACANCIES: 001

On motion of Representative Lewis (25), **House Amendment No. 1 to House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded by Representative Lewis (25):

AYES: 108

Adams	Allen	Amato	Anderson	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Bland Manlove	Bosley	Bromley	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burnett	Burton	Butz
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Cupps	Davis	Diehl	Dinkins	Doll
Ealy	Farnan	Fogle	Fountain Henderson	Gallick
Gray	Gregory	Griffith	Haley	Hein
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Keathley	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Matthiesen	McGaugh	McMullen	Merideth
Morse	Mosley	Murphy	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Perkins	Peters	Plank
Proudie	Quade	Reedy	Richey	Riggs
Sander	Sassmann	Sauls	Schnelting	Schwadron
Sharp 37	Shields	Smith 155	Smith 163	Smith 46
Stacy	Steinhoff	Stinnett	Strickler	Taylor 84
Terry	Thompson	Titus	Unsicker	Veit
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Young		

NOES: 045

Billington	Black	Boggs	Bonacker	Boyd
Brown 149	Burger	Busick	Davidson	Deaton
Evans	Falkner	Francis	Gragg	Haden
Haffner	Hardwick	Henderson	Hicks	Houx
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Mayhew	McGirl	Myers	Owen	Patterson
Pollitt	Pouche	Reuter	Riley	Roberts
Schulte	Seitz	Sharpe 4	Sparks	Taylor 48
Thomas	Toalson Reisch	Van Schoiack	Voss	Wright

PRESENT: 001

Atchison

ABSENT WITH LEAVE: 008

Appelbaum	Crossley	Hausman	Marquart	Parker
Phifer	Stephens	Mr. Speaker		

VACANCIES: 001

Representative Merideth offered **House Amendment No. 2 to House Amendment No. 4**.

House Amendment No. 2
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Bill No. 25, Page 1, Line 7, by inserting after the word "**access**" the following:

"**; provided, however, that any such grant moneys received shall also not be treated as a deductible business expense against taxable income when spent**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Voss assumed the Chair.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Allen	Amato	Atchison	Baker	Banderman
Billington	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Davidson	Davis	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert

Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lovasco
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Seitz	Sharpe 4
Shields	Smith 155	Sparks	Stacy	Taylor 48
Thomas	Thompson	Titus	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright

NOES: 044

Adams	Anderson	Appelbaum	Aune	Baringer
Barnes	Bosley	Burnett	Burton	Butz
Collins	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Plank	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 023

Bangert	Black	Bland Manlove	Brown 27	Brown 87
Casteel	Clemens	Crossley	Cupps	Deaton
Gragg	Lonsdale	Marquart	Parker	Patterson
Perkins	Phifer	Schwadron	Smith 163	Stephens
Stinnett	Toalson Reisch	Mr. Speaker		

VACANCIES: 001

Representative Merideth moved that **House Amendment No. 2 to House Amendment No. 4** be adopted.

Which motion was defeated.

On motion of Representative Baker, **House Amendment No. 4, as amended**, was adopted.

Representative Van Schoiack offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 25, Page 6, Section 143.121, Line 175, by inserting after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process

or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also

specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" shall mean:

(a) New or used farm tractors and such other new or used farm machinery and equipment, including utility vehicles used for any agricultural use, and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment and rotary mowers used for any agricultural purposes. For the purposes of this subdivision, "utility vehicle" shall mean any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels;

(b) Supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile; and

(c) One-half of each purchaser's purchase of diesel fuel therefor which is:

a. Used exclusively for agricultural purposes;

b. Used on land owned or leased for the purpose of producing farm products; and

c. Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, **[**~~4091,~~**]** 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under sections 67.1830 to 67.1846 or section 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016;

(46) All purchases by a company of solar photovoltaic energy systems, components used to construct a solar photovoltaic energy system, and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:

(a) Are sold or leased to an end user; or

(b) Are used to produce, collect and transmit electricity for resale or retail**;**

(47) All sales of used tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible property. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended.

144.615. There are specifically exempted from the taxes levied in sections 144.600 to 144.745:

(1) Property, the storage, use or consumption of which this state is prohibited from taxing pursuant to the constitution or laws of the United States or of this state;

(2) Property, the gross receipts from the sale of which are required to be included in the measure of the tax imposed pursuant to the Missouri sales tax law;

(3) Tangible personal property, the sale or other transfer of which, if made in this state, would be exempt from or not subject to the Missouri sales tax pursuant to the provisions of subsection 2 of section 144.030;

(4) Motor vehicles, trailers, boats, and outboard motors subject to the tax imposed by section 144.020;

(5) Tangible personal property which has been subjected to a tax by any other state in this respect to its sales or use; provided, if such tax is less than the tax imposed by sections 144.600 to 144.745, such property, if otherwise taxable, shall be subject to a tax equal to the difference between such tax and the tax imposed by sections 144.600 to 144.745;

(6) Tangible personal property held by processors, retailers, importers, manufacturers, wholesalers, or jobbers solely for resale in the regular course of business;

(7) Personal and household effects and farm machinery used while an individual was a bona fide resident of another state and who thereafter became a resident of this state, or tangible personal property brought into the state by a nonresident for his own storage, use or consumption while temporarily within the state**;**

(8) Tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible property. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Henderson resumed the Chair.

Representative McGirl offered **House Amendment No. 1 to House Amendment No. 5**.

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Bill No. 25, Page 12, Line 9, by deleting said line and inserting in lieu thereof the following:

"**be titled under the laws of the state of Missouri**.

536.013. A state agency shall not institute any action for garnishment or to otherwise collect any administrative penalty or fee, or any alleged overpayment or underpayment of an amount due to the state agency by a person, until such time as all administrative remedies for challenging such penalty, fee, overpayment or underpayment provided under this chapter or any other provision of law have been exhausted."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Buchheit-Courtway	Burger	Busick
Byrnes	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Diehl
Dinkins	Evans	Falkner	Farnan	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lovasco	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Peters	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Stinnett
Taylor 48	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright				

NOES: 040

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Brown 27	Burnett	Burton	Butz
Collins	Doll	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mackey
Mann	Mosley	Nickson-Clark	Nurrenbern	Proudie
Quade	Sander	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 031

Barnes	Bland Manlove	Bosley	Brown 16	Brown 87
Casteel	Chappell	Clemens	Crossley	Deaton
Ealy	Francis	Gallick	Gray	Houx
Johnson 23	Lewis 6	Lonsdale	Marquart	Merideth
Parker	Patterson	Perkins	Phifer	Plank
Pollitt	Pouche	Schwadron	Stephens	Thomas
Mr. Speaker				

VACANCIES: 001

On motion of Representative McGirl, **House Amendment No. 1 to House Amendment No. 5** was adopted.

Representative Cook offered **House Amendment No. 2 to House Amendment No. 5**.

House Amendment No. 2
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Bill No. 25, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

"**143.1410. 1. As used in this section, the following terms shall mean:**

(1) "Private school", any school in this state giving instruction in a grade or grades no higher than the twelfth grade, provided that such school does not qualify as a public school;

(2) "Public school", any public school, as defined under section 160.011, located in this state;

(3) "School employee", any person employed in any capacity by a public school or private school, provided that such person does not qualify as a teacher;

(4) "Teacher", any person employed as teacher for a public school or private school.

2. For all tax years beginning on or after January 1, 2023, for purposes of calculating the Missouri taxable income as required under section 143.011, all income received by a taxpayer as salary or compensation for his or her services as a teacher or school employee, to the extent that such income is included in the taxpayer's federal adjusted gross income, may be deducted from the taxpayer's Missouri adjusted gross income to determine such taxpayer's Missouri taxable income.

3. Public and private schools shall provide the department of revenue with all necessary information relating to the salary, compensation, and employment status of persons eligible to claim the deduction authorized under this section.

4. The department of revenue shall promulgate all rules and regulations necessary for the administration of the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

5. Under section 23.253 of the Missouri sunset act:

(1) The provisions of this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If the provisions of this section are reauthorized, such provisions shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the provisions of this section are sunset.

144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cook, **House Amendment No. 2 to House Amendment No. 5** was adopted by the following vote, the ayes and noes having been demanded by Representative Nurrenbern:

AYES: 136

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Boyd	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burton	Busick	Butz	Byrnes
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Cupps	Davidson	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Matthiesen	Mayhew	McGaugh	McGirl
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Plank	Pollitt
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Schnelting	Schulte	Schwadron	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thompson	Titus	Toalson Reisch
Unsicker	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Wright
Young				

NOES: 006

Davis	Falkner	Lovasco	Seitz	Thomas
Van Schoiack				

PRESENT: 000

ABSENT WITH LEAVE: 020

Banderman	Bangert	Bosley	Bromley	Burger
Burnett	Casteel	Chappell	Crossley	Haffner
Houx	Marquart	McMullen	Parker	Phifer
Pouche	Sauls	Stephens	Veit	Mr. Speaker

VACANCIES: 001

HCS SS SB 25, as amended, with House Amendment No. 5, as amended, pending, was laid over.

SS SCS SBs 189, 36 & 37, with House Amendment No. 1, pending, relating to criminal laws, was taken up by Representative Roberts.

Representative Evans offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 189, 36 & 37, Page 6, Lines 14-30, by deleting said lines from the amendment; and

Further amend said amendment, Page 13, Lines 31-42, and Page 14, Line 1, by deleting said lines and inserting in lieu thereof the following:

"**307.018. 1. Notwithstanding any other provision of law, no court shall issue a warrant of arrest for a person's failure to respond, pay the fine assessed, or appear in court with respect to a traffic citation issued for an infraction under the provisions of this chapter. In lieu of such warrant of arrest, the court shall issue a notice of failure to respond, pay the fine assessed, or appear, and the court shall schedule a second court date for the person to respond, pay the fine assessed, or appear. A copy of the court's notice with the new court date shall be sent to the driver of the vehicle. If the driver fails to respond, pay the fine assessed, or appear on the second court date, the court shall issue a second notice of failure to respond, pay the fine assessed, or appear. If the driver fails to respond, pay the fine assessed, or appear after the second notice, the court may issue a default judgment under section 556.021 for the infraction.**

2. At any point after the default judgment has been entered, the driver may appear in court to state that he or she is unable to pay and to request the court to modify the judgment. The court shall hold a hearing to determine whether the driver has the ability to pay. If the court finds the driver lacks the present ability to pay, the court shall modify the judgment in any way authorized by statute or court rule, including:

(1) Allowing for payment of the fine on an installment basis;

(2) Waiving or reducing the amount owed; or

(3) Requiring the driver to perform community service or attend a court-ordered program in lieu of payment.

3. At any point after the default judgment has been entered, the driver may appear in court and show proof that he or she corrected the equipment violation for which the fine and costs were assessed. If the driver shows such proof, the court may waive the fines and costs that are due."; and

Further amend said amendment, Page 31, Line 30, by inserting after said line the following:

"Further amend said bill, Page 53, Section 578.022, Line 6, by inserting after said section and line the following:

"**579.021. 1. A person commits the offense of delivery of a controlled substance causing serious physical injury, as defined in section 556.061, if a person delivers or distributes a controlled substance under section 579.020 knowing such substance is mixed with another controlled substance and serious physical injury results from the use of such controlled substance.**

2. It shall not be a defense that the user contributed to the user's own serious physical injury by using the controlled substance or consenting to the administration of the controlled substance by another.

3. The offense of delivery of a controlled substance causing serious physical injury is a class C felony.

4. For purposes of this section, "controlled substance" means a Schedule I or Schedule II controlled substance, as defined in section 195.017.

579.022. 1. A person commits the offense of delivery of a controlled substance causing death if a person delivers or distributes a controlled substance under section 579.020 knowing such substance is mixed with another controlled substance and a death results from the use of such controlled substance.

2. It shall not be a defense that the user contributed to the user's own death by using the controlled substance or consenting to the administration of the controlled substance by another.

3. The offense of delivery of a controlled substance causing death is a class A felony.

4. For purposes of this section, "controlled substance" means a Schedule I or Schedule II controlled substance, as defined in section 195.017."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Boyd offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 189, 36 & 37, Page 30, Line 36, by deleting said line and inserting in lieu thereof the following:

"**offense of unlawful posting of certain information over the internet is a class D felony.**

571.010. As used in this chapter, the following terms shall mean:

(1) "Antique, curio or relic firearm", any firearm so defined by the National Gun Control Act, 18 U.S.C. Title 26, Section 5845, and the United States Treasury/Bureau of Alcohol Tobacco and Firearms, 27 CFR Section 178.11:

(a) "Antique firearm" is any firearm not designed or redesigned for using rim fire or conventional center fire ignition with fixed ammunition and manufactured in or before 1898, said ammunition not being manufactured any longer; this includes any matchlock, wheel lock, flintlock, percussion cap or similar type ignition system, or replica thereof;

(b) "Curio or relic firearm" is any firearm deriving value as a collectible weapon due to its unique design, ignition system, operation or at least fifty years old, associated with a historical event, renown personage or major war;

(2) "Blackjack", any instrument that is designed or adapted for the purpose of stunning or inflicting physical injury by striking a person, and which is readily capable of lethal use;

(3) "Blasting agent", any material or mixture, consisting of fuel and oxidizer that is intended for blasting, but not otherwise defined as an explosive under this section, provided that the finished product, as mixed for use of shipment, cannot be detonated by means of a numbered 8 test blasting cap when unconfined;

(4) "Concealable firearm", any firearm with a barrel less than sixteen inches in length, measured from the face of the bolt or standing breech;

(5) "Deface", to alter or destroy the manufacturer's or importer's serial number or any other distinguishing number or identification mark;

(6) "Detonator", any device containing a detonating charge that is used for initiating detonation in an explosive, including but not limited to, electric blasting caps of instantaneous and delay types, nonelectric blasting caps for use with safety fuse or shock tube and detonating cord delay connectors;

(7) "Explosive weapon", any explosive, incendiary, or poison gas bomb or similar device designed or adapted for the purpose of inflicting death, serious physical injury, or substantial property damage; or any device designed or adapted for delivering or shooting such a weapon. For the purposes of this subdivision, the term "explosive" shall mean any chemical compound mixture or device, the primary or common purpose of which is to function by explosion, including but not limited to, dynamite and other high explosives, pellet powder, initiating explosives, detonators, safety fuses, squibs, detonating cords, igniter cords, and igniters or blasting agents;

(8) "Firearm", any weapon that is designed or adapted to expel a projectile by the action of an explosive;

(9) "Firearm silencer", any instrument, attachment, or appliance that is designed or adapted to muffle the noise made by the firing of any firearm;

(10) "Gas gun", any gas ejection device, weapon, cartridge, container or contrivance other than a gas bomb that is designed or adapted for the purpose of ejecting any poison gas that will cause death or serious physical injury, but not any device that ejects a repellant or temporary incapacitating substance;

(11) "Intoxicated", substantially impaired mental or physical capacity resulting from introduction of any substance into the body;

(12) "Knife", any dagger, dirk, stiletto, or bladed hand instrument that is readily capable of inflicting serious physical injury or death by cutting or stabbing a person. For purposes of this chapter, "knife" does not include any ordinary pocketknife with no blade more than four inches in length;

(13) "Knuckles", any instrument that consists of finger rings or guards made of a hard substance that is designed or adapted for the purpose of inflicting serious physical injury or death by striking a person with a fist enclosed in the knuckles;

(14) "Machine gun", any firearm that is capable of firing more than one shot automatically, without manual reloading, by a single function of the trigger;

(15) "Projectile weapon", any bow, crossbow, pellet gun, slingshot or other weapon that is not a firearm, which is capable of expelling a projectile that could inflict serious physical injury or death by striking or piercing a person;

(16) "Rifle", any firearm designed **[**~~or adapted~~**]** to be **exclusively** fired from the shoulder and to use the energy of the explosive in a fixed metallic cartridge to fire a projectile through a rifled bore by a single function of the trigger;

(17) "Short barrel", a barrel length of less than sixteen inches for a rifle and eighteen inches for a shotgun, both measured from the face of the bolt or standing breech, or an overall rifle or shotgun length of less than twenty-six inches;

(18) "Shotgun", any firearm designed or adapted to be fired from the shoulder and to use the energy of the explosive in a fixed shotgun shell to fire a number of shot or a single projectile through a smooth bore barrel by a single function of the trigger;

(19) "Spring gun", any fused, timed or nonmanually controlled trap or device designed or adapted to set off an explosion for the purpose of inflicting serious physical injury or death;

(20) "Switchblade knife", any knife which has a blade that folds or closes into the handle or sheath, and:

(a) That opens automatically by pressure applied to a button or other device located on the handle; or

(b) That opens or releases from the handle or sheath by the force of gravity or by the application of centrifugal force."; and"; and

Further amend said amendment, Page 31, Line 30, by deleting said line and inserting in lieu thereof the following:

"years.

571.020. 1. A person commits an offense if such person knowingly possesses, manufactures, transports, repairs, or sells:

(1) An explosive weapon;

(2) An explosive, incendiary or poison substance or material with the purpose to possess, manufacture or sell an explosive weapon;

(3) A gas gun;

(4) A bullet or projectile which explodes or detonates upon impact because of an independent explosive charge after having been shot from a firearm; **[**~~or~~**]**

(5) Knuckles; **[**~~or~~**]**

(6) **[**~~Any of the following in violation of federal law:~~

~~(a)~~**]** A machine gun;

[~~(b)~~**] (7)** A short-barreled rifle or shotgun;

[~~(c)~~**] (8)** A firearm silencer; or

[~~(d)~~**] (9)** A switchblade knife.

2. A person does not commit an offense pursuant to this section if his or her conduct involved any of the items in subdivisions (1) to **[**~~(5)~~**] (9)** of subsection 1, **and the item was possessed in conformity with any applicable state or federal law, or** the item was possessed in conformity with any applicable federal law, and the conduct:

(1) Was incident to the performance of official duty by the Armed Forces, National Guard, a governmental law enforcement agency, or a penal institution; or

(2) Was incident to engaging in a lawful commercial or business transaction with an organization enumerated in subdivision (1) of this section; or

(3) Was incident to using an explosive weapon in a manner reasonably related to a lawful industrial or commercial enterprise; or

(4) Was incident to displaying the weapon in a public museum or exhibition; or

(5) Was incident to using the weapon in a manner reasonably related to a lawful dramatic performance.

3. An offense pursuant to subdivision (1), (2), (3)**[**~~or~~**],** (6)**, (7), (8), or (9)** of subsection 1 of this section is a class D felony; a crime pursuant to subdivision (4) or (5) of subsection 1 of this section is a class A misdemeanor."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

SS SCS SBs 189, 36 & 37, with House Amendment No. 2 to House Amendment No. 1 and House Amendment No. 1, as amended, pending, was laid over.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 447, as amended, relating to duties of the department of elementary and secondary education, was taken up by Representative Davidson.

On motion of Representative Davidson, **SS HB 447, as amended**, was adopted by the following vote:

AYES: 133

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Bonacker
Bosley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Butz
Byrnes	Casteel	Christ	Christofanelli	Clemens
Coleman	Collins	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hausman	Hein
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Matthiesen	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schwadron	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy

Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thompson	Titus	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
Woods	Young	Mr. Speaker		

NOES: 022

Boggs	Boyd	Bromley	Busick	Chappell
Cook	Copeland	Falkner	Hardwick	Jones
Lovasco	Mayhew	McGaugh	Peters	Schulte
Seitz	Thomas	Toalson Reisch	Unsicker	West
Wilson	Wright			

PRESENT: 000

ABSENT WITH LEAVE: 007

Appelbaum	Crossley	Houx	Marquart	Parker
Phifer	Windham			

VACANCIES: 001

On motion of Representative Davidson, **SS HB 447, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 130

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Bonacker
Bosley	Brown 149	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burnett	Burton	Butz	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cupps	Davidson	Davis	Diehl
Dinkins	Doll	Ealy	Evans	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Justus	Kalberloh
Keathley	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Mackey	Mann	Matthiesen
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Shields	Smith 155
Smith 163	Smith 46	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thompson	Titus	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Young	Mr. Speaker

NOES: 024

Boggs	Boyd	Bromley	Busick	Byrnes
Cook	Copeland	Deaton	Falkner	Hardwick
Jones	Kelley 127	Lovasco	Mayhew	McGaugh
Peters	Sharpe 4	Sparks	Thomas	Toalson Reisch
Unsicker	West	Wilson	Wright	

PRESENT: 000

ABSENT WITH LEAVE: 008

Appelbaum	Burger	Crossley	Marquart	Parker
Phifer	Windham	Woods		

VACANCIES: 001

Speaker Pro Tem Henderson declared the bill passed.

Speaker Plocher resumed the Chair.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **CCS SCS HCS HB 15** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **CCS SCS HCS HB 15** was delivered to the Governor by the Chief Clerk of the House.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SB 47, as amended: Representatives Riley, Perkins, Hicks, Lavender and Bland Manlove
HCS SCS SB 187, as amended: Representatives Owen, O'Donnell, Thompson, Clemens and Butz

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SBs 189, 36 & 37, with House Amendment No. 2 to House Amendment No. 1 and House Amendment No. 1, as amended, pending, relating to criminal laws, was again taken up by Representative Roberts.

House Amendment No. 2 to House Amendment No. 1 was withdrawn.

Representative Merideth offered **House Amendment No. 3 to House Amendment No. 1**.

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 189, 36 & 37, Page 31, Line 30, by inserting after all of said section and line the following:

"Further amend said bill, Page 49, Section 571.070, Line 18, by inserting after all of said section and line the following:

"**571.816. 1. As used in this section, the following terms mean:**

(1) "Petitioner", a law enforcement officer or a law enforcement agency that petitions a court for a risk protection order under this section;

(2) "Respondent", the individual who is identified as the respondent in a petition filed under this section;

(3) "Risk protection order", a temporary ex parte order or a final order granted under this section.

2. (1) An action is hereby created, to be known as a petition for a risk protection order.

(2) A petition for a risk protection order may be filed by a law enforcement officer or law enforcement agency.

(3) An action under this section shall be filed in the county where the petitioner's law enforcement office is located or the county where the respondent resides.

(4) Such petition for a risk protection order shall not require either party to be represented by an attorney.

(5) Notwithstanding any other law, attorney's fees shall not be awarded in any proceeding under this section.

(6) A petition shall:

(a) Allege that the respondent poses a significant danger of causing personal injury to himself or herself or others by having a firearm or any ammunition in his or her custody or control or by purchasing, possessing, or receiving a firearm or any ammunition and shall be accompanied by an affidavit made under oath stating the specific statements, actions, or facts that give rise to a reasonable fear of significant dangerous acts by the respondent;

(b) Identify the quantities, types, and locations of all firearms and ammunition the petitioner believes to be in the respondent's current ownership, possession, custody, or control; and

(c) Identify whether there is a known existing protection order governing the respondent under chapter 455 or under any other applicable statute.

(7) The petitioner shall make a good faith effort to provide notice to a family or household member of the respondent and to any known third party who may be at risk of violence. The notice shall state that the petitioner intends to petition the court for a risk protection order or has already done so and shall include referrals to appropriate resources, including mental health, domestic violence, and counseling resources. The petitioner shall attest in the petition to having provided such notice or shall attest to the steps that will be taken to provide such notice.

(8) The petitioner shall list the address of record on the petition as being where the appropriate law enforcement agency is located.

(9) A court or a public agency shall not charge fees for filing or for service of process to a petitioner seeking relief under this section and shall provide the necessary number of certified copies, forms, and instructional brochures free of charge.

(10) A person shall not be required to post a bond to obtain relief in any proceeding under this section.

(11) The circuit courts of this state have jurisdiction over proceedings under this section.

3. (1) Upon receipt of a petition, the court shall order a hearing to be held no later than fourteen days after the date of the order and shall issue a notice of hearing to the respondent for the same, and:

(a) The clerk of the court shall cause a copy of the notice of hearing and petition to be forwarded on or before the next business day to the appropriate law enforcement agency for service upon the respondent as described under subsection 5 of this section;

(b) The court may, as provided in subsection 4 of this section, issue a temporary ex parte risk protection order pending the hearing ordered under this subsection. Such temporary ex parte order shall be served concurrently with the notice of hearing and petition as provided in subsection 5 of this section; and

(c) The court may conduct a hearing by telephone pursuant to a local court rule to reasonably accommodate a disability or exceptional circumstances. The court shall receive assurances of the petitioner's identity before conducting a telephonic hearing.

(2) Upon notice and a hearing on the matter, if the court finds by clear and convincing evidence that the respondent poses a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or any ammunition, the court shall issue a risk protection order for a period that it deems appropriate, up to and including but not exceeding twelve months.

(3) In determining whether grounds for a risk protection order exist, the court may consider any relevant evidence including, but not limited to:

(a) Any recent act or threat of violence by the respondent against himself or herself or others, regardless of whether such violence or threat of violence involved a firearm;

(b) Any act or threat of violence by the respondent within the past twelve months including, but not limited to, acts or threats of violence by the respondent against himself or herself or others;

(c) Evidence of the respondent being seriously mentally ill or having recurring mental health issues;

(d) Any violation by the respondent of a risk protection order or a no-contact order issued under chapter 455;

(e) Any previous or existing risk protection order issued against the respondent;

(f) Any violation of a previous or existing risk protection order issued against the respondent;

(g) Whether the respondent, in this state or any other state, has been convicted of, had adjudication withheld on, or pled nolo contendere to a crime that constitutes domestic violence as defined in section 455.010;

(h) Whether the respondent has used, or has threatened to use, against himself or herself or others any weapons;

(i) Any unlawful or reckless use, display, or brandishing of a firearm by the respondent;

(j) Any recurring use of, or threat to use, physical force by the respondent against another person or the respondent stalking another person;

(k) Whether the respondent, in this state or any other state, has been arrested for, convicted of, had adjudication withheld on, or pled nolo contendere to a crime involving violence or a threat of violence;

(l) Any corroborated evidence of the abuse of controlled substances or alcohol by the respondent;

(m) Evidence of recent acquisition of firearms or ammunition by the respondent;

(n) Any relevant information from family and household members concerning the respondent; and

(o) Witness testimony, taken while the witness is under oath, relating to the matter before the court.

(4) A person, including an officer of the court, who offers evidence or recommendations relating to the cause of action shall either:

(a) Present the evidence or recommendations in writing to the court with copies to each party and his or her attorney, if one is retained; or

(b) Present the evidence under oath at a hearing at which all parties are present.

(5) In a hearing under this section, the rules of evidence apply to the same extent as in a domestic violence injunction proceeding under chapter 455.

(6) During the hearing, the court shall consider whether a mental health evaluation or chemical dependency evaluation is appropriate and, if such determination is made, may order such evaluations.

(7) A risk protection order shall include:

(a) A statement of the grounds supporting the issuance of the order;

(b) The date the order was issued;

(c) The date the order ends;

(d) Whether a mental health evaluation or chemical dependency evaluation of the respondent is required;

(e) The address of the court in which any responsive pleading should be filed;

(f) A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, as set forth under subsection 7 of this section; and

(g) The following statement: "To the subject of this protection order: This order will last until the date noted above. If you have not done so already, you shall surrender immediately to the _____ (insert name of local law enforcement agency) all firearms and ammunition that you own in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under 571.101 to 571.126, RSMo, or 571.205 to 571.230, RSMo. You shall not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You have the right to request one hearing to vacate this order, starting after the date of the issuance of this order, and to request another hearing after every extension of the order, if any. You may seek the advice of an attorney as to any matter connected with this order.".

(8) If the court issues a risk protection order, the court shall inform the respondent that he or she is entitled to request a hearing to vacate the order in the manner provided by subsection 6 of this section. The court shall provide the respondent with a form to request a hearing to vacate.

(9) If the court denies the petitioner's request for a risk protection order, the court shall state the particular reasons for the denial.

4. (1) A petitioner may request that a temporary ex parte risk protection order be issued before a hearing for a risk protection order, without notice to the respondent, by including in the petition detailed allegations based on personal knowledge that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition.

(2) In considering whether to issue a temporary ex parte risk protection order under this section, the court shall consider all relevant evidence, including any evidence described under subdivision (3) of subsection 3 of this section.

(3) If a court finds reasonable cause to believe that the respondent poses a significant danger of causing personal injury to himself or herself or others in the near future by having in his or her custody or control, or by purchasing, possessing, or receiving, a firearm or ammunition, the court shall issue a temporary ex parte risk protection order.

(4) The court shall hold a temporary ex parte risk protection order hearing in person or by telephone on the day the petition is filed or on the business day immediately following the day the petition is filed.

(5) A temporary ex parte risk protection order shall include all of the following:

(a) A statement of the grounds asserted for the order;

(b) The date the order was issued;

(c) The address of the court in which any responsive pleading may be filed;

(d) The date and time of the scheduled hearing;

(e) A description of the requirements for the surrender of all firearms and ammunition that the respondent owns, as set forth under subsection 7 of this section; and

(f) The following statement: "To the subject of this protection order: This order is valid until the date noted above. You are required to surrender all firearms and ammunition that you own in your custody, control, or possession. You shall not have in your custody or control, or purchase, possess, receive, or attempt to purchase or receive, a firearm or ammunition while this order is in effect. You shall surrender immediately to the _____ (insert name of local law enforcement agency) all firearms and ammunition in your custody, control, or possession and any license to carry a concealed weapon or firearm issued to you under 571.101 to 571.126, RSMo, or 571.205 to 571.230, RSMo. A hearing will be held on the date and at the time noted above to determine if a risk protection order should be issued. Failure to appear at that hearing may result in a court issuing an order against you which is valid for one year. You may seek the advice of an attorney as to any matter connected with this order.".

(6) A temporary ex parte risk protection order ends upon the hearing on the risk protection order.

(7) A temporary ex parte risk protection order shall be served by a law enforcement officer in the same manner as provided for in subsection 5 of this section for service of the notice of hearing and petition and shall be served concurrently with the notice of hearing and petition.

(8) If the court denies the petitioner's request for a temporary ex parte risk protection order, the court shall state the particular reasons for the denial.

5. (1) The clerk of the court shall furnish a copy of the notice of hearing, petition, and temporary ex parte risk protection order or risk protection order, as applicable, to the sheriff of the county in which the respondent resides or can be found, who shall serve it upon the respondent as soon thereafter as practicable on any day of the week and at any time of the day or night. When requested by the sheriff, the clerk of the court may transmit a facsimile copy of a temporary ex parte risk protection order or a risk protection order that has been certified by the clerk of the court, and this facsimile copy may be served in the same manner as a certified copy. Upon receiving a facsimile copy, the sheriff shall verify receipt with the sender before attempting to serve it upon the respondent. The clerk of the court shall be responsible for furnishing to the sheriff information on the respondent's physical description and location. Notwithstanding any other law to the contrary, the chief judge of each circuit, in consultation with the appropriate sheriff, may authorize a law enforcement agency within the jurisdiction to effect service. A law enforcement agency effecting service pursuant to this section shall use service and verification procedures consistent with those of the sheriff. Service under this section takes precedence over the service of other documents unless the other documents are of a similar emergency nature.

(2) All orders issued, changed, continued, extended, or vacated after the original service of documents specified in subdivision (1) of this subsection shall be certified by the clerk of the court and delivered to the parties at the time of the entry of the order. The parties may acknowledge receipt of such order in writing on the face of the original order. If a party fails or refuses to acknowledge the receipt of a certified copy of an order, the clerk shall note on the original order that service was effected. If delivery at the hearing is not possible, the clerk shall mail certified copies of the order to the parties at the last known address of each party. Service by mail is complete upon mailing. If an order is served pursuant to this subsection, the clerk shall prepare a written certification to be placed in the court file specifying the time, date, and method of service and shall notify the sheriff.

6. (1) The respondent may submit one written request for a hearing to vacate a risk protection order issued under this section, starting after the date of the issuance of the order, and may request another hearing after every extension of the order, if any. Regarding the request:

(a) Upon receipt of a request for a hearing to vacate a risk protection order, the court shall set a date for a hearing. Notice of the request shall be served on the petitioner in accordance with subsection 5 of this section. The hearing shall occur no sooner than fourteen days and no later than thirty days after the date of service of the request upon the petitioner;

(b) The respondent shall have the burden of proving by clear and convincing evidence that the respondent does not pose a significant danger of causing personal injury to himself or herself or others by having in his or her custody or control, purchasing, possessing, or receiving a firearm or ammunition. The court may consider any relevant evidence, including evidence of the considerations listed in subdivision (3) of subsection 3 of this section;

(c) If the court finds after the hearing that the respondent has met his or her burden of proof, the court shall vacate the order; and

(d) The law enforcement agency holding any firearm or ammunition or license to carry a concealed weapon or firearm that has been surrendered pursuant to this section shall be notified of the court order to vacate the risk protection order.

(2) The court shall notify the petitioner of any impending end of a risk protection order. Notice shall be received by the petitioner at least thirty days before the date the order ends.

(3) The petitioner may, by motion, request an extension of a risk protection order at any time within the thirty days before the order ends. If the petitioner does so:

(a) Upon receipt of the motion to extend, the court shall order that a hearing be held no later than fourteen days after the date the order is issued and shall schedule such hearing, and:

a. The court may schedule a hearing by telephone in the manner provided under paragraph (c) of subdivision 1 of subsection 3 of this section; and

b. The respondent shall be personally serviced in the same manner provided by subsection 5 of this section;

(b) In determining whether to extend a risk protection order issued under this section, the court may consider all relevant evidence, including evidence of the considerations listed in subdivision (3) of subsection 3 of this section;

(c) If the court finds by clear and convincing evidence that the requirements for issuance of a risk protection order as provided in subsection 3 of this section continue to be met, the court shall extend the order. However, if, after notice, the motion for extension is uncontested and no modification of the order is sought, the order may be extended on the basis of a motion or affidavit stating that there has been no material change in relevant circumstances since entry of the order and stating the reason for the requested extension; and

(d) The court may extend a risk protection order for a period that it deems appropriate, up to but not exceeding twelve months, subject to an order to vacate as provided in subdivision (1) of this subsection or to another extension order by the court.

7. (1) Upon issuance of a risk protection order under this section, including a temporary ex parte risk protection order, the court shall order the respondent to surrender to the local law enforcement agency all firearms and ammunition owned by the respondent in the respondent's custody, control, or possession except as provided in subsection 9 of this section, and any license to carry a concealed weapon or firearm issued under sections 571.101 to 571.126 or sections 571.205 to 571.230, held by the respondent.

(2) The law enforcement officer serving a risk protection order under this section, including a temporary ex parte risk protection order, shall request that the respondent immediately surrender all firearms and ammunition owned by the respondent in his or her custody, control, or possession and any license to carry a concealed weapon or firearm issued under sections 571.101 to 571.126 or sections 571.205 to 571.230 held by the respondent. The law enforcement officer shall take possession of all firearms and ammunition and any license to carry a concealed weapon or firearm that the respondent surrenders. Alternatively, if personal service by a law enforcement officer is not possible or is not required because the respondent was present at the risk protection order hearing, the respondent shall surrender any firearms and ammunition owned by the respondent, and any license to carry a concealed weapon or firearm issued under sections 571.101 to 571.126 or sections 571.205 to 571.230 held by the respondent, in a safe manner to the control of the local law enforcement agency immediately after being served with the order by service or immediately after the hearing at which the respondent was present. Notwithstanding sections 542.271, a law enforcement officer may seek a search warrant from a court of competent jurisdiction to conduct a search for firearms or ammunition owned by the respondent if the officer has probable cause to believe that there are firearms or ammunition owned by the respondent in the respondent's custody, control, or possession which have not been surrendered.

(3) At the time of surrender, a law enforcement officer taking possession of any firearm or ammunition owned by the respondent, or a license to carry a concealed weapon or firearm issued under sections 571.101 to 571.126 or sections 571.205 to 571.230 held by the respondent, shall issue a receipt identifying all firearms and the quantity and type of ammunition that have been surrendered and any license surrendered and shall provide a copy of the receipt to the respondent. Within seventy-two hours after service of the order, the law enforcement officer serving the order shall file the original receipt with the court and shall ensure that his or her law enforcement agency retains a copy of the receipt.

(4) Notwithstanding section 542.271, upon the sworn statement or testimony of any person alleging that the respondent has failed to comply with the surrender of firearms or ammunition owned by the respondent, as required by an order issued under this section, the court shall determine whether probable cause exists to believe that the respondent has failed to surrender all firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. If the court finds that probable cause exists, the court shall issue a warrant describing the firearms or ammunition owned by the respondent and authorizing a search of the locations where the firearms or ammunition owned by the respondent are reasonably believed to be found and the seizure of any firearms or ammunition owned by the respondent discovered pursuant to such search.

(5) If a person other than the respondent claims title to any firearms or ammunition surrendered pursuant to this section and he or she is determined by the law enforcement agency to be the lawful owner of the firearm or ammunition, the firearm or ammunition shall be returned to him or her, if:

(a) The lawful owner agrees to store the firearm or ammunition in a manner such that the respondent does not have access to or control of the firearm or ammunition; and

(b) The firearm or ammunition is not otherwise unlawfully possessed by the owner.

(6) Upon the issuance of a risk protection order, the court shall order a new hearing date and require the respondent to appear no later than three business days after the issuance of the order. The court shall require proof that the respondent has surrendered any firearms or ammunition owned by the respondent in the respondent's custody, control, or possession. The court may cancel the hearing upon a satisfactory showing that the respondent is in compliance with the order.

(7) All law enforcement agencies shall develop policies and procedures regarding the acceptance, storage, and return of firearms, ammunition, or licenses required to be surrendered under this section.

8. (1) If a risk protection order is vacated or ends without extension, a law enforcement agency holding a firearm or any ammunition owned by the respondent or a license to carry a concealed weapon or firearm issued under sections 571.101 to 571.126 or sections 571.205 to 571.230, held by the respondent, that has been surrendered or seized pursuant to this section shall return such surrendered firearm, ammunition, or license to carry a concealed weapon or firearm issued under sections 571.101 to 571.126 or sections 571.205 to 571.230, as requested by a respondent only after confirming through a background check that the respondent is currently eligible to own or possess firearms and ammunition under federal and state law and after confirming with the court that the risk protection order has been vacated or has ended without extension.

(2) If a risk protection order is vacated or ends without extension and the sheriff that issued the concealed carry permit has suspended a license to carry a concealed weapon or firearm pursuant to this section, the sheriff shall reinstate such license only after confirming that the respondent is currently eligible to have a license to carry a concealed weapon or firearm pursuant sections 571.101 to 571.126 or sections 571.205 to 571.230.

(3) A law enforcement agency shall provide notice to any family or household members of the respondent before the return of any surrendered firearm and ammunition owned by the respondent.

(4) Any firearm and ammunition surrendered by a respondent pursuant to subsection 7 of this section that remains unclaimed for one year by the lawful owner after an order to vacate the risk protection order shall be disposed of in accordance with the law enforcement agency's policies and procedures for the disposal of firearms in police custody.

9. A respondent may elect to transfer all firearms and ammunition owned by the respondent that have been surrendered to or seized by a local law enforcement agency pursuant to subsection 7 of this section to another person who is willing to receive the respondent's firearms and ammunition. The law enforcement agency shall allow such a transfer only if it is determined that the chosen recipient:

(1) Currently is eligible to own or possess a firearm and ammunition under federal and state law after confirmation through a background check;

(2) Attests to storing the firearms and ammunition in a manner such that the respondent does not have access to or control of the firearms and ammunition until the risk protection order against the respondent is vacated or ends without extension; and

(3) Attests not to transfer the firearms or ammunition back to the respondent until the risk protection order against the respondent is vacated or ends without extension.

10. (1) Within twenty-four hours after issuance, the clerk of the court shall enter any risk protection order or temporary ex parte risk protection order issued under this section into the uniform case reporting system.

(2) Within twenty-four hours after issuance, the clerk of the court shall forward a copy of an order issued under this section to the appropriate law enforcement agency specified in the order. Upon receipt of the copy of the order, the law enforcement agency shall enter the order into the Missouri Uniform Law Enforcement System (MULES) and the National Crime Information Center (NCIC). The order shall remain in each system for the period stated in the order, and the law enforcement agency may only remove an order from the systems that has ended or been vacated. Entry of the order into the MULES and NCIC constitutes notice to all law enforcement agencies of the existence of the order. The order is fully enforceable in any county in this state.

(3) The issuing court shall, within three business days after issuance of a risk protection order or temporary ex parte risk protection order, forward all available identifying information concerning the respondent, along with the date of order issuance, to the sheriff of the county in which the respondent resides. Upon receipt of the information, the sheriff shall determine if the respondent has a license to carry a concealed weapon or firearm. If the respondent does have a license to carry a concealed weapon or firearm, the sheriff shall immediately suspend the license.

(4) If a risk protection order is vacated before its end date, the clerk of the court shall, on the day of the order to vacate, forward a copy of the order to the sheriff of the county in which the respondent resides and any other law enforcement agency specified in the order to vacate. Upon receipt of the order, the law enforcement agency shall promptly remove the order from any computer-based system in which it was entered pursuant to subdivision (2) of this subsection.

11. (1) A person who makes a false statement, which he or she does not believe to be true, under oath in a hearing under this section in regard to any material matter is guilty of a class E felony.

(2) A person who has in his or her custody or control a firearm or any ammunition or who purchases, possesses, or receives a firearm or any ammunition with knowledge that he or she is prohibited from doing so by an order issued under this section is guilty of a class E felony.

12. This section does not affect the ability of a law enforcement officer to remove a firearm or ammunition or license to carry a concealed weapon or concealed firearm from any person or to conduct any search and seizure for firearms or ammunition pursuant to other lawful authority.

13. Except as provided in subsection 8 or 11 of this section, this section does not impose criminal or civil liability on any person or entity for acts or omissions related to obtaining a risk protection order or temporary ex parte risk protection order including, but not limited to, providing notice to the petitioner, a family or household member of the respondent, and any known third party who may be at risk of violence or failure to provide such notice, or reporting, declining to report, investigating, declining to investigate, filing, or declining to file, a petition under this section.

14. (1) The office of the state courts administrator shall develop and prepare instructions and informational brochures, standard petitions and risk protection order forms, and a court staff handbook on the risk protection order process. The standard petition and order forms shall be used after January 1, 2024, for all petitions filed and orders issued pursuant to this section. The office shall determine the significant non-English-speaking or limited English-speaking populations in the state and prepare the instructions and informational brochures and standard petitions and risk protection order forms in such languages. The instructions, brochures, forms, and handbook shall be prepared in consultation with interested persons, including representatives of gun violence prevention groups, judges, and law enforcement personnel. Materials shall be based on best practices and shall be available online to the public, and:

(a) The instructions shall be designed to assist petitioners in completing the petition and shall include a sample of a standard petition and order for protection forms;

(b) The instructions and standard petition shall include a means for the petitioner to identify, with only layman's knowledge, the firearms or ammunition the respondent may own, possess, receive, or have in his or her custody or control. The instructions shall provide pictures of types of firearms and ammunition that the petitioner may choose from to identify the relevant firearms or ammunition, or shall provide an equivalent means to allow petitioners to identify firearms or ammunition without requiring specific or technical knowledge regarding the firearms or ammunition;

(c) The informational brochure shall describe the use of and the process for obtaining, extending, and vacating a risk protection order under this section and shall provide relevant forms;

(d) The risk protection order form shall include, in a conspicuous location, notice of criminal penalties resulting from violation of the order and the following statement: "You have the sole responsibility to avoid or refrain from violating this order's provisions. Only the court can change the order and only upon written request."; and

(e) The court staff handbook shall allow for the addition of a community resource list by the clerk of the court.

(2) Any clerk of a court may create a community resource list of crisis intervention, mental health, substance abuse, interpreter, counseling, and other relevant resources serving the county in which the court is

located. The court may make the community resource list available as part of or in addition to the informational brochures described in subdivision (1) of this subsection.

(3) The office of the state courts administrator shall distribute a master copy of the petition and order forms, instructions, and informational brochures to the clerks of court. Distribution of all documents shall, at a minimum, be in an electronic format or formats accessible to all courts and clerks of court in the state.

(4) Within ninety days after receipt of the master copy from the office of the state courts administrator, the clerk of the court shall make available the standardized forms, instructions, and informational brochures required by this subsection.

(5) The office of the state courts administrator shall update the instructions, brochures, standard petition and risk protection order forms, and court staff handbook as necessary, including when changes in the law make an update necessary."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christofanelli	Cook	Copeland
Cupps	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Jones	Justus
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 6
Lovasco	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pollitt
Reuter	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Taylor 48	Thomas	Thompson	Titus
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Burnett
Burton	Butz	Clemens	Collins	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Nickson-Clark	Nurrenbern
Plank	Proudie	Quade	Sander	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 023

Allen	Bland Manlove	Brown 16	Brown 87	Christ
Coleman	Crossley	Davidson	Houx	Hurlbert
Keathley	Lonsdale	Marquart	Matthiesen	Mosley
Parker	Phifer	Pouche	Reedy	Schwadron
Stinnett	Toalson Reisch	Windham		

VACANCIES: 001

Representative Merideth moved that **House Amendment No. 3 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth:

AYES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Clemens
Collins	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Mann	Merideth
Mosley	Nickson-Clark	Nurrenbern	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

NOES: 096

Amato	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christofanelli	Coleman	Cook
Copeland	Cupps	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McGirl	Morse	Murphy	Myers	O'Donnell
Owen	Patterson	Perkins	Peters	Pollitt
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 018

Allen	Brown 16	Christ	Crossley	Davidson
Houx	Keathley	Lonsdale	Marquart	Matthiesen
McMullen	Oehlerking	Parker	Phifer	Pouche
Schwadron	Stinnett	Windham		

VACANCIES: 001

On motion of Representative Roberts, **House Amendment No. 1, as amended**, was adopted.

Representative Roberts, having voted on the prevailing side, moved that the vote by which the title of **SS SCS SBs 189, 36 & 37** was agreed to be reconsidered.

Which motion was adopted by the following vote:

AYES: 103

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Owen	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Taylor 48	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Plank	Quade	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 015

Bland Manlove	Crossley	Davidson	Houx	Johnson 23
Keathley	Marquart	Matthiesen	Oehlerking	Parker
Phifer	Proudie	Stinnett	Thomas	Windham

VACANCIES: 001

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 189, 36 & 37, Pages 1-2, Section 43.504, Lines 1-25, by deleting said section and lines from the bill; and

Further amend said bill, Pages 2-3, Section 43.507, Lines 1-31, by deleting said lines and inserting in lieu thereof the following:

"67.145. 1. No political subdivision of this state shall prohibit any first responder from engaging in any political activity while off duty and not in uniform, being a candidate for elected or appointed public office, or holding such office unless such political activity or candidacy is otherwise prohibited by state or federal law.

2. As used in this section, "first responder" means any person trained and authorized by law or rule to render emergency medical assistance or treatment. Such persons may include, but shall not be limited to, emergency first responders, **telecommunicator first responders,** police officers, sheriffs, deputy sheriffs, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, mobile emergency medical technicians, emergency medical technician-paramedics, registered nurses, or physicians.

70.631. 1. Each political subdivision may, by majority vote of its governing body, elect to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system. The clerk or secretary of the political subdivision shall certify an election concerning the coverage of **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system to the board within ten days after such vote. The date in which the political subdivision's election becomes effective shall be the first day of the calendar month specified by such governing body, the first day of the calendar month next following receipt by the board of the certification of the election, or the effective date of the political subdivision's becoming an employer, whichever is the latest date. Such election shall not be changed after the effective date. If the election is made, the coverage provisions shall be applicable to all past and future employment with the employer by present and future employees. If a political subdivision makes no election under this section, no **[**~~emergency~~**]** telecommunicator **first responder**, jailor, or emergency medical service personnel of the political subdivision shall be considered public safety personnel for purposes determining a minimum service retirement age as defined in section 70.600.

2. If an employer elects to cover **[**~~emergency telecommunicators~~**] telecommunicator first responders**, jailors, and emergency medical service personnel as public safety personnel members of the system, the employer's contributions shall be correspondingly changed effective the same date as the effective date of the political subdivision's election.

3. The limitation on increases in an employer's contributions provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer making an election under the provisions of this section.

84.344. 1. Notwithstanding any provisions of this chapter to the contrary, any city not within a county may establish a municipal police force on or after July 1, 2013, according to the procedures and requirements of this section. The purpose of these procedures and requirements is to provide for an orderly and appropriate transition in the governance of the police force and provide for an equitable employment transition for commissioned and civilian personnel.

2. Upon the establishment of a municipal police force by a city under sections 84.343 to 84.346, the board of police commissioners shall convey, assign, and otherwise transfer to the city title and ownership of all indebtedness and assets, including, but not limited to, all funds and real and personal property held in the name of or controlled by the board of police commissioners created under sections 84.010 to 84.340. The board of police commissioners shall execute all documents reasonably required to accomplish such transfer of ownership and obligations.

3. If the city establishes a municipal police force and completes the transfer described in subsection 2 of this section, the city shall provide the necessary funds for the maintenance of the municipal police force.

4. Before a city not within a county may establish a municipal police force under this section, the city shall adopt an ordinance accepting responsibility, ownership, and liability as successor-in-interest for contractual obligations, indebtedness, and other lawful obligations of the board of police commissioners subject to the provisions of subsection 2 of section 84.345.

5. A city not within a county that establishes a municipal police force shall initially employ, without a reduction in rank, salary, or benefits, all commissioned and civilian personnel of the board of police commissioners created under sections 84.010 to 84.340 that were employed by the board immediately prior to the date the municipal police force was established. Such commissioned personnel who previously were employed by the board may only be involuntarily terminated by the city not within a county for cause. The city shall also recognize all accrued years of service that such commissioned and civilian personnel had with the board of police commissioners. Such personnel shall be entitled to the same holidays, vacation, and sick leave they were entitled to as employees of the board of police commissioners.

6. **[**~~(1)~~**]** Commissioned and civilian personnel of a municipal police force established under this section **[**~~who are hired prior to September 1, 2023,~~**]** shall not be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

[~~(2) Commissioned and civilian personnel of a municipal police force established under this section who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the personnel to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.~~**]**

7. The commissioned and civilian personnel who retire from service with the board of police commissioners before the establishment of a municipal police force under subsection 1 of this section shall continue to be entitled to the same pension benefits provided under chapter 86 and the same benefits set forth in subsection 5 of this section.

8. If the city not within a county elects to establish a municipal police force under this section, the city shall establish a separate division for the operation of its municipal police force. The civil service commission of the city may adopt rules and regulations appropriate for the unique operation of a police department. Such rules and regulations shall reserve exclusive authority over the disciplinary process and procedures affecting commissioned officers to the civil service commission; however, until such time as the city adopts such rules and regulations, the commissioned personnel shall continue to be governed by the board of police commissioner's rules and regulations in effect immediately prior to the establishment of the municipal police force, with the police chief acting in place of the board of police commissioners for purposes of applying the rules and regulations. Unless otherwise provided for, existing civil service commission rules and regulations governing the appeal of disciplinary decisions to the civil service commission shall apply to all commissioned and civilian personnel. The civil service commission's rules and regulations shall provide that records prepared for disciplinary purposes shall be confidential, closed records available solely to the civil service commission and those who possess authority to conduct investigations regarding disciplinary matters pursuant to the civil service commission's rules and regulations. A hearing officer shall be appointed by the civil service commission to hear any such appeals that involve discipline resulting in a suspension of greater than fifteen days, demotion, or termination, but the civil service commission shall make the final findings of fact, conclusions of law, and decision which shall be subject to any right of appeal under chapter 536.

9. A city not within a county that establishes and maintains a municipal police force under this section:

(1) Shall provide or contract for life insurance coverage and for insurance benefits providing health, medical, and disability coverage for commissioned and civilian personnel of the municipal police force to the same extent as was provided by the board of police commissioners under section 84.160;

(2) Shall provide or contract for medical and life insurance coverage for any commissioned or civilian personnel who retired from service with the board of police commissioners or who were employed by the board of police commissioners and retire from the municipal police force of a city not within a county to the same extent such medical and life insurance coverage was provided by the board of police commissioners under section 84.160;

(3) Shall make available medical and life insurance coverage for purchase to the spouses or dependents of commissioned and civilian personnel who retire from service with the board of police commissioners or the municipal police force and deceased commissioned and civilian personnel who receive pension benefits under sections 86.200 to 86.366 at the rate that such dependent's or spouse's coverage would cost under the appropriate plan if the deceased were living; and

(4) May pay an additional shift differential compensation to commissioned and civilian personnel for evening and night tours of duty in an amount not to exceed ten percent of the officer's base hourly rate.

10. A city not within a county that establishes a municipal police force under sections 84.343 to 84.346 shall establish a transition committee of five members for the purpose of: coordinating and implementing the transition of authority, operations, assets, and obligations from the board of police commissioners to the city; winding down the affairs of the board; making nonbinding recommendations for the transition of the police force from the board to the city; and other related duties, if any, established by executive order of the city's mayor. Once the ordinance referenced in this section is enacted, the city shall provide written notice to the board of police commissioners and the governor of the state of Missouri. Within thirty days of such notice, the mayor shall appoint three members to the committee, two of whom shall be members of a statewide law enforcement association that represents at least five thousand law enforcement officers. The remaining members of the committee shall include the police chief of the municipal police force and a person who currently or previously served as a commissioner on the board of police commissioners, who shall be appointed to the committee by the mayor of such city.

84.480. The board of police commissioners shall appoint a chief of police who shall be the chief police administrative and law enforcement officer of such cities. The chief of police shall be chosen by the board solely on the basis of his or her executive and administrative qualifications and his or her demonstrated knowledge of police science and administration with special reference to his or her actual experience in law enforcement leadership and the provisions of section 84.420. At the time of the appointment, the chief shall **[**~~not be more than sixty years of age, shall~~**]** have had at least five years' executive experience in a governmental police agency and shall be certified by a surgeon or physician to be in a good physical condition, and shall be a citizen of the United States and shall either be or become a citizen of the state of Missouri and resident of the city in which he or she is appointed as chief of police. In order to secure and retain the highest type of police leadership within the departments of such cities, the chief shall receive a salary of not less than eighty thousand two hundred eleven dollars, nor more than **[**~~one hundred eighty-nine thousand seven hundred twenty-six dollars per annum~~**] a maximum salary amount established by the board by resolution**.

84.510. 1. For the purpose of operation of the police department herein created, the chief of police, with the approval of the board, shall appoint such number of police department employees, including police officers and civilian employees as the chief of police from time to time deems necessary.

2. The base annual compensation of police officers shall be as follows for the several ranks:

(1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one thousand nine hundred sixty-nine dollars**[**~~, nor more than one hundred forty-six thousand one hundred twenty-four dollars per annum each~~**]**;

(2) Majors at not less than sixty-four thousand six hundred seventy-one dollars**[**~~, nor more than one hundred thirty-three thousand three hundred twenty dollars per annum each~~**]**;

(3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars**[**~~, nor more than one hundred twenty-one thousand six hundred eight dollars per annum each~~**]**;

(4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars**[**~~, nor more than one hundred six thousand five hundred sixty dollars per annum each~~**]**;

(5) Master patrol officers at not less than fifty-six thousand three hundred four dollars**[**~~, nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~**]**;

(6) Master detectives at not less than fifty-six thousand three hundred four dollars**[**~~, nor more than ninety-four thousand three hundred thirty-two dollars per annum each~~**]**;

(7) Detectives, investigators, and police officers at not less than twenty-six thousand six hundred forty-three dollars**[**~~, nor more than eighty-seven thousand six hundred thirty-six dollars per annum each~~**]**.

3. The board of police commissioners has the authority by resolution to effect a comprehensive pay schedule program to provide for step increases with separate pay rates within each rank, **[**~~in~~**] using** the above-specified salary **minimums as a base for such** ranges from police officers through chief of police.

4. Officers assigned to wear civilian clothes in the performance of their regular duties may receive an additional one hundred fifty dollars per month clothing allowance. Uniformed officers may receive seventy-five dollars per month uniform maintenance allowance.

5. The chief of police, subject to the approval of the board, shall establish the total regular working hours for all police department employees, and the board has the power, upon recommendation of the chief, to pay additional compensation for all hours of service rendered in excess of the established regular working period, but the rate of overtime compensation shall not exceed one and one-half times the regular hourly rate of pay to which each member shall normally be entitled. No credit shall be given nor deductions made from payments for overtime for the purpose of retirement benefits.

6. The board of police commissioners, by majority affirmative vote, including the mayor, has the authority by resolution to authorize incentive pay in addition to the base compensation as provided for in subsection 2 of this section, to be paid police officers of any rank who they determine are assigned duties which require an extraordinary degree of skill, technical knowledge and ability, or which are highly demanding or unusual. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

7. The board of police commissioners may effect programs to provide additional compensation for successful completion of academic work at an accredited college or university. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

8. The additional pay increments provided in subsections 6 and 7 of this section shall not be considered a part of the base compensation of police officers of any rank and shall not exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections 2 and 3 of this section.

[~~9. Not more than twenty-five percent of the officers in any rank who are receiving the maximum rate of pay authorized by subsections 2 and 3 of this section may receive the additional pay increments authorized by subsections 6 and 7 of this section at any given time. However, any officer receiving a pay increment provided pursuant to the provisions of subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of the limitations of this subsection.~~**]**

106.270. 1. If any official against whom a proceeding has been filed, as provided for in sections 106.220 to 106.290, shall be found guilty of failing personally to devote his **or her** time to the performance of the duties of such office, or of any willful, corrupt or fraudulent violation or neglect of official duty, or of knowingly or willfully failing or refusing to do or perform any official act or duty which by law it is made his **or her** duty to do or perform with respect to the execution or enforcement of the criminal laws of the state, the court shall render judgment removing him **or her** from such office, and he **or she** shall not be **[**~~elected or~~**]** appointed to fill the vacancy thereby created, but the **[**~~same~~**] vacancy** shall be filled as provided by law for filling vacancies **[**~~in other cases~~**] in any state or county office**. All actions and proceedings under sections 106.220 to 106.290 shall be in the nature of civil actions, and tried as such.

2. Nothing in this section shall be construed to authorize the removal or discharge of any chief, as that term is defined in section 106.273.

3. Any official removed from his or her office as provided for in sections 106.220 to 106.290 shall not be elected or appointed to the office from which he or she was removed. Any official against whom a proceeding has been filed, as provided for in sections 106.220 to 106.290, and who resigns before the final disposition of the proceeding shall not be elected or appointed to the office from which he or she resigned.

170.310. 1. For school year 2017-18 and each school year thereafter, upon graduation from high school, pupils in public schools and charter schools shall have received thirty minutes of cardiopulmonary resuscitation instruction and training in the proper performance of the Heimlich maneuver or other first aid for choking given any time during a pupil's four years of high school.

2. Beginning in school year 2017-18, any public school or charter school serving grades nine through twelve shall provide enrolled students instruction in cardiopulmonary resuscitation. Students with disabilities may participate to the extent appropriate as determined by the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act. Instruction shall be included in the district's existing health or physical education curriculum. Instruction shall be based on a program established by the American Heart Association or the American Red Cross, or through a nationally recognized program based on the most current national evidence-based

emergency cardiovascular care guidelines, and psychomotor skills development shall be incorporated into the instruction. For purposes of this section, "psychomotor skills" means the use of hands-on practicing and skills testing to support cognitive learning.

3. The teacher of the cardiopulmonary resuscitation course or unit shall not be required to be a certified trainer of cardiopulmonary resuscitation if the instruction is not designed to result in certification of students. Instruction that is designed to result in certification being earned shall be required to be taught by an authorized cardiopulmonary instructor. Schools may develop agreements with any local chapter of a voluntary organization of first responders to provide the required hands-on practice and skills testing. **For purposes of this subsection, "first responders" shall include telecommunicator first responders as defined in section 650.320.**

4. The department of elementary and secondary education may promulgate rules to implement this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

190.091. 1. As used in this section, the following terms mean:

(1) "Bioterrorism", the intentional use of any microorganism, virus, infectious substance, or biological product that may be engineered as a result of biotechnology or any naturally occurring or bioengineered component of any microorganism, virus, infectious substance, or biological product to cause death, disease, or other biological malfunction in a human, an animal, a plant, or any other living organism to influence the conduct of government or to intimidate or coerce a civilian population;

(2) "Department", the Missouri department of health and senior services;

(3) "Director", the director of the department of health and senior services;

(4) "Disaster locations", any geographical location where a bioterrorism attack, terrorist attack, catastrophic or natural disaster, or emergency occurs;

(5) "First responders", state and local law enforcement personnel, **telecommunicator first responders,** fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies**;**

(6) "Missouri state highway patrol telecommunicator", any authorized Missouri state highway patrol communications division personnel whose primary responsibility includes directly responding to emergency communications and who meet the training requirements pursuant to section 650.340.

2. The department shall offer a vaccination program for first responders **and Missouri state highway patrol telecommunicators** who may be exposed to infectious diseases when deployed to disaster locations as a result of a bioterrorism event or a suspected bioterrorism event. The vaccinations shall include, but are not limited to, smallpox, anthrax, and other vaccinations when recommended by the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices.

3. Participation in the vaccination program shall be voluntary by the first responders **and Missouri state highway patrol telecommunicators**, except for first responders **or Missouri state highway patrol telecommunicators** who, as determined by their employer, cannot safely perform emergency responsibilities when responding to a bioterrorism event or suspected bioterrorism event without being vaccinated. The recommendations of the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices shall be followed when providing appropriate screening for contraindications to vaccination for first responders **and Missouri state highway patrol telecommunicators**. A first responder **and Missouri state highway patrol telecommunicator** shall be exempt from vaccinations when a written statement from a licensed physician is presented to their employer indicating that a vaccine is medically contraindicated for such person.

4. If a shortage of the vaccines referred to in subsection 2 of this section exists following a bioterrorism event or suspected bioterrorism event, the director, in consultation with the governor and the federal Centers for Disease Control and Prevention, shall give priority for such vaccinations to persons exposed to the disease and to first responders **or Missouri state highway patrol telecommunicators** who are deployed to the disaster location.

5. The department shall notify first responders **and Missouri state highway patrol telecommunicators** concerning the availability of the vaccination program described in subsection 2 of this section and shall provide

education to such first responders**, [**~~and~~**]** their employers**, and Missouri state highway patrol telecommunicators** concerning the vaccinations offered and the associated diseases.

6. The department may contract for the administration of the vaccination program described in subsection 2 of this section with health care providers, including but not limited to local public health agencies, hospitals, federally qualified health centers, and physicians.

7. The provisions of this section shall become effective upon receipt of federal funding or federal grants which designate that the funding is required to implement vaccinations for first responders **and Missouri state highway patrol telecommunicators** in accordance with the recommendations of the federal Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices. Upon receipt of such funding, the department shall make available the vaccines to first responders **and Missouri state highway patrol telecommunicators** as provided in this section.

190.1010. 1. As used in this section, the following terms shall mean:

(1) "Employee", a first responder employed by an employer;

(2) "Employer", the state, a unit of local government, or a public hospital or ambulance service that employs first responders;

(3) "First responder", a 911 dispatcher, paramedic, emergency medical technician, or a volunteer or full-time paid firefighter;

(4) "Peer support advisor", a person approved by the employer who voluntarily provides confidential support and assistance to employees experiencing personal or professional problems. An employer shall provide peer support advisors with an appropriate level of training in counseling to provide emotional and moral support;

(5) "Peer support counseling program", a program established by an employer to train employees to serve as peer support advisors in order to conduct peer support counseling sessions;

(6) "Peer support counseling session", communication with a peer support advisor designated by an employer. A peer support counseling session is accomplished primarily through listening, assessing, assisting with problem solving, making referrals to a professional when necessary, and conducting follow-up as needed;

(7) "Record", any record kept by a therapist or by an agency in the course of providing behavioral health care to a first responder concerning the first responder and the services provided. "Record" includes the personal notes of the therapist or agency, as well as all records maintained by a court that have been created in connection with, in preparation for, or as a result of the filing of any petition. "Record" does not include information that has been de-identified in accordance with the federal Health Insurance Portability and Accountability Act (HIPAA) and does not include a reference to the receipt of behavioral health care noted during a patient history and physical or other summary of care.

2. (1) Any communication made by an employee or peer support advisor in a peer support counseling session, as well as any oral or written information conveyed in the peer support counseling session, shall be confidential and shall not be disclosed by any person participating in the peer support counseling session or released to any person or entity. Any communication relating to a peer support counseling session made confidential under this section that is made between peer support advisors and the supervisors or staff of a peer support counseling program, or between the supervisor and staff of a peer support counseling program, shall be confidential and shall not be disclosed. The provisions of this section shall not be construed to prohibit any communications between counselors who conduct peer support counseling sessions or any communications between counselors and the supervisors or staff of a peer support counseling program.

(2) Any communication described in subdivision (1) of this subsection may be subject to a subpoena for good cause shown.

(3) The provisions of this subsection shall not apply to the following:

(a) Any threat of suicide or homicide made by a participant in a peer support counseling session or any information conveyed in a peer support counseling session related to a threat of suicide or homicide;

(b) Any information mandated by law or agency policy to be reported, including, but not limited to, domestic violence, child abuse or neglect, or elder abuse or neglect;

(c) Any admission of criminal conduct; or

(d) Any admission or act of refusal to perform duties to protect others or the employee.

(4) All communications, notes, records, and reports arising out of a peer support counseling session shall not be considered public records subject to disclosure under chapter 610.

(5) A department or organization that establishes a peer support counseling program shall develop a policy or rule that imposes disciplinary measures against a peer support advisor who violates the confidentiality of the peer support counseling program by sharing information learned in a peer support counseling session with personnel who are not supervisors or staff of the peer support counseling program unless otherwise exempted under the provisions of this subsection.

3. Any employer that creates a peer support counseling program shall be subject to the provisions of this section. An employer shall ensure that peer support advisors receive appropriate training in counseling to conduct peer support counseling sessions. An employer may refer any person to a peer support advisor within the employer's organization or, if those services are not available with the employer, to another peer support counseling program that is available and approved by the employer. Notwithstanding any other provision of law to the contrary, an employer shall not mandate that any employee participate in a peer support counseling program."; and

Further amend said bill, Page 18, Section 217.690, Line 161, by inserting after said section and line the following:

"285.040. 1. As used in this section, "public safety employee" shall mean a person trained or authorized by law or rule to render emergency medical assistance or treatment, including, but not limited to, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, emergency medical technician paramedics, dispatchers, registered nurses, physicians, and sheriffs and deputy sheriffs.

2. No public safety employee **or any other employee** of a city not within a county **[**~~who is hired prior to September 1, 2023,~~**]** shall be subject to a residency requirement of retaining a primary residence in a city not within a county but may be required to maintain a primary residence located within a one-hour response time.

[~~3. Public safety employees of a city not within a county who are hired after August 31, 2023, may be subject to a residency rule no more restrictive than a requirement of retaining a primary residence in a city not within a county for a total of seven years and of then allowing the public safety employee to maintain a primary residence outside the city not within a county so long as the primary residence is located within a one-hour response time.~~**]**

287.067. 1. In this chapter the term "occupational disease" is hereby defined to mean, unless a different meaning is clearly indicated by the context, an identifiable disease arising with or without human fault out of and in the course of the employment. Ordinary diseases of life to which the general public is exposed outside of the employment shall not be compensable, except where the diseases follow as an incident of an occupational disease as defined in this section. The disease need not to have been foreseen or expected but after its contraction it must appear to have had its origin in a risk connected with the employment and to have flowed from that source as a rational consequence.

2. An injury or death by occupational disease is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

3. An injury due to repetitive motion is recognized as an occupational disease for purposes of this chapter. An occupational disease due to repetitive motion is compensable only if the occupational exposure was the prevailing factor in causing both the resulting medical condition and disability. The "prevailing factor" is defined to be the primary factor, in relation to any other factor, causing both the resulting medical condition and disability. Ordinary, gradual deterioration, or progressive degeneration of the body caused by aging or by the normal activities of day-to-day living shall not be compensable.

4. "Loss of hearing due to industrial noise" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be a loss of hearing in one or both ears due to prolonged exposure to harmful noise in employment. "Harmful noise" means sound capable of producing occupational deafness.

5. "Radiation disability" is recognized as an occupational disease for purposes of this chapter and is hereby defined to be that disability due to radioactive properties or substances or to Roentgen rays (X-rays) or exposure to ionizing radiation caused by any process involving the use of or direct contact with radium or radioactive properties or substances or the use of or direct exposure to Roentgen rays (X-rays) or ionizing radiation.

6. Disease of the lungs or respiratory tract, hypotension, hypertension, or disease of the heart or cardiovascular system, including carcinoma, may be recognized as occupational diseases for the purposes of this chapter and are defined to be disability due to exposure to smoke, gases, carcinogens, inadequate oxygen, of paid firefighters of a paid fire department or paid police officers of a paid police department certified under chapter 590 if a direct causal relationship is established, or psychological stress of firefighters of a paid fire department or paid peace officers of a police department who are certified under chapter 590 if a direct causal relationship is established.

7. Any employee who is exposed to and contracts any contagious or communicable disease arising out of and in the course of his or her employment shall be eligible for benefits under this chapter as an occupational disease.

8. With regard to occupational disease due to repetitive motion, if the exposure to the repetitive motion which is found to be the cause of the injury is for a period of less than three months and the evidence demonstrates that the exposure to the repetitive motion with the immediate prior employer was the prevailing factor in causing the injury, the prior employer shall be liable for such occupational disease.

9. (1) (a) Posttraumatic stress disorder (PTSD), as described in the Diagnostic and Statistical Manual of Mental Health Disorders, Fifth Edition, published by the American Psychiatric Association, (DSM-5) is recognized as a compensable occupational disease for purposes of this chapter when diagnosed in a first responder, as that term is defined under section 67.145.

(b) Benefits payable to a first responder under this section shall not require a physical injury to the first responder, and are not subject to any preexisting PTSD.

(c) Benefits payable to a first responder under this section are compensable only if demonstrated by clear and convincing evidence that PTSD has resulted from the course and scope of employment, and the first responder is examined and diagnosed with PTSD by an authorized treating physician, due to the first responder experiencing one of the following qualifying events:

a. Seeing for oneself a deceased minor;

b. Witnessing directly the death of a minor;

c. Witnessing directly the injury to a minor who subsequently died prior to or upon arrival at a hospital emergency department, participating in the physical treatment of, or manually transporting, an injured minor who subsequently died prior to or upon arrival at a hospital emergency department;

d. Seeing for oneself a person who has suffered serious physical injury of a nature that shocks the conscience;

e. Witnessing directly a death, including suicide, due to serious physical injury; or homicide, including murder, mass killings, manslaughter, self-defense, misadventure, and negligence;

f. Witnessing directly an injury that results in death, if the person suffered serious physical injury that shocks the conscience;

g. Participating in the physical treatment of an injury, including attempted suicide, or manually transporting an injured person who suffered serious physical injury, if the injured person subsequently died prior to or upon arrival at a hospital emergency department; or

h. Involvement in an event that caused or may have caused serious injury or harm to the first responder or had the potential to cause the death of the first responder, whether accidental or by an intentional act of another individual.

(2) The time for notice of injury or death in cases of compensable PTSD under this section is measured from exposure to one of the qualifying stressors listed in the DSM-5 criteria, or the diagnosis of the disorder, whichever is later. Any claim for compensation for such injury shall be properly noticed within fifty-two weeks after the qualifying exposure, or the diagnosis of the disorder, whichever is later.

287.245. 1. As used in this section, the following terms shall mean:

(1) "Association", volunteer fire protection associations as defined in section 320.300;

(2) "State fire marshal", the state fire marshal selected under the provisions of sections 320.200 to 320.270;

(3) "Volunteer firefighter", the same meaning as in section 287.243;

(4) "Voluntary **[**~~firefighter cancer~~**]** **critical illness** benefits pool" or "pool", the same meaning as in section 320.400.

2. (1) Any association may apply to the state fire marshal for a grant for the purpose of funding such association's costs related to workers' compensation insurance premiums for volunteer firefighters.

(2) Any voluntary **[**~~firefighter cancer~~**]** **critical illness** benefits pool may apply to the state fire marshal for a grant for the **[**~~purpose of establishing a~~**]** voluntary **[**~~firefighter cancer~~**]** **critical illness** benefits pool. **[**~~This subdivision shall expire June 30, 2023.~~**]**

3. Subject to appropriations, the state fire marshal may disburse grants to any applying volunteer fire protection association subject to the following schedule:

(1) Associations which had zero to five volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for two thousand dollars in grant money;

(2) Associations which had six to ten volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for one thousand five hundred dollars in grant money;

(3) Associations which had eleven to fifteen volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for one thousand dollars in grant money;

(4) Associations which had sixteen to twenty volunteer firefighters receive workers' compensation benefits from claims arising out of and in the course of the prevention or control of fire or the underwater recovery of drowning victims in the preceding calendar year shall be eligible for five hundred dollars in grant money.

4. Grant money disbursed under this section shall only be used for the purpose of paying for the workers' compensation insurance premiums of volunteer firefighters or **[**~~establishing~~**]** **for the benefit of** a voluntary **[**~~firefighter cancer~~**]** **critical illness** benefits pool.

307.018. Notwithstanding any other provision of law, no court shall issue a warrant of arrest for a person's failure to respond, pay the fine assessed, or appear in court with respect to a traffic citation issued for an infraction under the provisions of this chapter. In lieu of such warrant of arrest, the court shall issue a notice of failure to respond, pay the fine assessed, or appear, and the court shall schedule a second court date for the person to respond, pay the fine assessed, or appear. A copy of the court's notice with the new court date shall be sent to the driver of the vehicle. If the driver fails to respond, pay the fine assessed, or appear on the second court date, the court shall issue a second notice of failure to respond, pay the fine assessed, or appear. A copy of the court's second notice shall be sent to the driver of the vehicle and to the director of the department of revenue. Upon application by the driver for a driver's license or driver's license renewal, the department shall deny the application until all delinquent fines and fees in connection with the traffic offense have been satisfied. Upon satisfaction of the delinquent fines and fees, the department shall issue a driver's license to the driver provided such person is otherwise eligible for such license or renewal.

320.400. 1. For purposes of this section, the following terms mean:

(1) "Covered individual", a **[**~~firefighter~~**]** **first responder** who:

(a) Is a paid employee or is a volunteer **[**~~firefighter as defined in section 320.333~~**]**;

(b) Has been assigned to at least five years of hazardous duty as a **[**~~firefighter~~**]** **paid employee or volunteer**;

(c) Was exposed to **[**~~an agent classified by the International Agency for Research on Cancer, or its successor organization, as a group 1 or 2A carcinogen, or classified as a cancer-causing agent by the American Cancer Society, the American Association for Cancer Research, the Agency for Health Care Policy and Research, the American Society for Clinical Oncology, the National Institute for Occupational Safety and Health, or the United States National Cancer Institute~~**]** **or diagnosed with a critical illness type**;

(d) Was last assigned to hazardous duty **[**~~as a firefighter~~**]** within the previous fifteen years; and

(e) **In the case of a diagnosis of cancer,** is not seventy years of age or older at the time of the diagnosis of cancer;

(2) **"Critical illness", one of the following:**

(a) In the case of a cancer claim, exposure to an agent classified by the International Agency for Research on Cancer, or its successor organization, as a group 1 or 2A carcinogen, or classified as a cancer-causing agent by the American Cancer Society, the American Association for Cancer Research, the Agency for Healthcare Research and Quality, the American Society of Clinical Oncology, the National Institute for Occupational Safety and Health, or the United States National Cancer Institute;

(b) In the case of a posttraumatic stress injury claim, such an injury that is diagnosed by a psychiatrist licensed pursuant to chapter 334 or a psychologist licensed pursuant to chapter 337 and established by a preponderance of the evidence to have been caused by the employment conditions of the first responder;

(3) "Dependent", the same meaning as in section 287.240;

[~~(3)~~**] (4) "Emergency medical technician-basic", the same meaning as in section 190.100;**

(5) "Emergency medical technician-paramedic", the same meaning as in section 190.100;

(6) "Employer", any political subdivision of the state;

[~~(4)~~**] (7) "First responder", a firefighter, emergency medical technician-basic or emergency medical technician-paramedic, or telecommunicator;**

(8) "Posttraumatic stress injury", any psychological or behavioral health injury suffered by and through the employment of an individual due to exposure to stressful and life-threatening situations and rigors of the employment, excluding any posttraumatic stress injuries that may arise solely as a result of a legitimate personnel action by an employer such as a transfer, promotion, demotion, or termination;

(9) "Telecommunicator", the same meaning as in section 650.320;

(10) "Voluntary **[**~~firefighter cancer~~**] critical illness** benefits pool" or "pool", an entity described in section 537.620 that is established for the purposes of this section**;**

(11) "Volunteer", a volunteer firefighter, as defined in section 320.333; volunteer emergency medical technician-basic; volunteer emergency medical technician-paramedic; or volunteer telecommunicator.

2. (1) Three or more employers may create a **[**~~voluntary firefighter cancer benefits~~**]** pool for the purpose of this section. **Notwithstanding the provisions of sections 537.620 to 537.650 to the contrary, a pool created pursuant to this section may allow covered individuals to join the pool.** An employer **or covered individual** may make contributions into the **[**~~voluntary firefighter cancer benefits~~**]** pool established for the purpose of this section. **Any professional organization formed for the purpose, in whole or in part, of representing or providing resources for any covered individual may make contributions to the pool on behalf of any covered individual without the professional organization itself joining the pool.** The contribution levels and award levels shall be set by the board of trustees of the pool.

(2) For **a covered individual or** an employer that chooses to make contributions into the **[**~~voluntary firefighter cancer benefits~~**]** pool, the pool shall provide the minimum benefits specified by the board of trustees of the pool to covered individuals, based on the award level of the **[**~~cancer~~**] critical illness** at the time of diagnosis, after the employer **or covered individual** becomes a participant.

(3) Benefit levels **for cancer** shall be established by the board of trustees of the pool based on the category and stage of the cancer. **Benefit levels for a posttraumatic stress injury shall be established by the board of trustees of the pool. Awards of benefits may be made to the same individual for both cancer and posttraumatic stress injury provided the qualifications for both awards are met.**

(4) In addition to **[**~~an~~**] a cancer** award pursuant to subdivision (3) of this subsection:

(a) A payment may be made from the pool to a covered individual for the actual award, up to twenty-five thousand dollars, for rehabilitative or vocational training employment services and educational training relating to the cancer diagnosis;

(b) A payment may be made to covered individual of up to ten thousand dollars if the covered individual incurs cosmetic disfigurement costs resulting from cancer.

(5) If the cancer is diagnosed as terminal cancer, the covered individual may receive a lump-sum payment of twenty-five thousand dollars as an accelerated payment toward the benefits due based on the benefit levels established pursuant to subdivision (3) of this subsection.

(6) The covered individual may receive additional awards if the cancer increases in award level, but the amount of any benefit paid earlier for the same cancer may be subtracted from the new award.

(7) If a covered individual dies while owed benefits pursuant to this section, the benefits shall be paid to the dependent or domestic partner, if any, at the time of death. If there is no dependent or domestic partner, the obligation of the pool to pay benefits shall cease.

(8) If a covered individual returns to the same position of employment after a cancer diagnosis, the covered individual may receive benefits in this section for any subsequent new type of covered cancer diagnosis.

(9) The **cancer** benefits payable pursuant to this section shall be reduced by twenty-five percent if a covered individual used a tobacco product within the five years immediately preceding the cancer diagnosis.

(10) A **cancer** claim for benefits from the pool shall be filed no later than two years after the diagnosis of the cancer. The claim for each type of cancer needs to be filed only once to allow the pool to increase the award level pursuant to subdivision (3) of this subsection.

(11) **A payment may be made from the pool to a covered individual for the actual award, up to ten thousand dollars, for seeking treatment with a psychiatrist licensed pursuant to chapter 334 or a psychologist licensed pursuant to chapter 337 and any subsequent courses of treatment recommended by such licensed individuals. If a covered individual returns to the same position of employment after a posttraumatic stress injury diagnosis, the covered individual may receive benefits in this section for the continued treatment of such injury or any subsequently covered posttraumatic stress injury diagnosis.**

(12) For purposes of all other employment policies and benefits that are not workers' compensation benefits payable under chapter 287, health insurance, and any benefits paid pursuant to chapter 208, a covered individual's **[**~~cancer~~**] critical illness** diagnosis shall be treated as an on-the-job injury or illness.

3. The board of trustees of **[**~~the pool~~**] a pool created pursuant to this section** may:

(1) Create a program description to further define or modify the benefits of this section;

(2) Modify the contribution rates, benefit levels, including the maximum amount, consistent with subdivision (1) of this subsection, and structure of the benefits based on actuarial recommendations and with input from a committee of the pool; and

(3) Set a maximum amount of benefits that may be paid to a covered individual for each **[**~~cancer~~**] critical illness** diagnosis.

4. The board of trustees of the pool shall be considered a public governmental body and shall be subject to all of the provisions of chapter 610.

5. A pool may accept or apply for any grants or donations from any private or public source.

6. (1) Any pool may apply to the state fire marshal for a grant for the **[**~~purpose of establishing a voluntary firefighter cancer benefits~~**]** pool. The state fire marshal shall disburse grants to the pool upon receipt of the application.

(2) The state fire marshal may grant money disbursed under section 287.245 to be used for the purpose of setting up a pool.

[~~(3) This subsection shall expire on June 30, 2023.~~**]**

7. (1) This **[**~~subsection~~**] section** shall not affect any determination as to whether a covered individual's **[**~~cancer~~**] critical illness** arose out of and in the course of employment and is a compensable injury pursuant to chapter 287. Receipt of benefits from **[**~~the~~**] a** pool under this section shall not be considered competent evidence or proof by itself of a compensable injury under chapter 287.

(2) Should it be determined that a covered individual's **[**~~cancer~~**] critical illness** arose out of and in the course of employment and is a compensable injury under chapter 287, the compensation and death benefit provided under chapter 287 shall be reduced one hundred percent by any benefits received from the pool under this section.

(3) The employer in any claim made pursuant to chapter 287 shall be subrogated to the right of the employee or to the dependent or domestic partner to receive benefits from **[**~~the~~**] a** pool and such employer may recover any amounts which such employee or the dependent or domestic partner would have been entitled to recover from **[**~~the~~**] a** pool under this section. Any receipt of benefits from the pool under this section shall be treated as an advance payment by the employer, on account of any future installments of benefits payable pursuant to chapter 287.

476.1300. 1. Sections 476.1300 to 476.1310 shall be known and may be cited as the "Judicial Privacy Act".

2. As used in sections 476.1300 to 476.1310, the following terms mean:

(1) "Government agency", all agencies, authorities, boards, commissions, departments, institutions, offices, and any other bodies politic and corporate of the state created by the constitution or statute, whether in the executive, judicial, or legislative branch; all units and corporate outgrowths created by executive order of the governor or any constitutional officer, by the supreme court, or by resolution of the general assembly; agencies, authorities, boards, commissions, departments, institutions, offices, and any other bodies politic and corporate of a political subdivision, including school districts; and any public governmental body as that term is defined in section 610.010;

(2) "Home address", a judicial officer's permanent residence and any secondary residences affirmatively identified by the judicial officer, but does not include a judicial officer's work address;

(3) "Immediate family", a judicial officer's spouse, child, adoptive child, foster child, parent, or any unmarried companion of the judicial officer or other familial relative of the judicial officer or the judicial officer's spouse who lives in the same residence;

(4) "Judicial officer", actively employed, formerly employed, or retired:

(a) Justices of the Supreme Court of the United States;

(b) Judges of the United States Court of Appeals;

(c) Judges and magistrate judges of the United States District Courts;

(d) Judges of the United States Bankruptcy Court;

(e) Judges of the Missouri supreme court;

(f) Judges of the Missouri court of appeals;

(g) Judges and commissioners of the Missouri circuit courts, including of the divisions of a circuit court; and

(h) Prosecuting or circuit attorney, or assistant prosecuting or circuit attorney;

(5) "Personal information", a home address, home telephone number, mobile telephone number, pager number, personal email address, Social Security number, federal tax identification number, checking and savings account numbers, credit card numbers, marital status, and identity of children under eighteen years of age;

(6) "Publicly available content", any written, printed, or electronic document or record that provides information or that serves as a document or record maintained, controlled, or in the possession of a government agency that may be obtained by any person or entity, from the internet, from the government agency upon request either free of charge or for a fee, or in response to a request pursuant to chapter 610 or the federal Freedom of Information Act, 5 U.S.C. Section 552, as amended;

(7) "Publicly post or display", to communicate to another or to otherwise make available to the general public;

(8) "Written request", written or electronic notice signed by:

(a) A state judicial officer and submitted to the clerk of the Missouri supreme court or the clerk's designee; or

(b) A federal judicial officer and submitted to that judicial officer's clerk of the court or the clerk's designee;

that is transmitted by the applicable clerk to a government agency, person, business, or association to request such government agency, person, business, or association refrain from posting or displaying publicly available content that includes the judicial officer's personal information.

476.1302. 1. A government agency shall not publicly post or display publicly available content that includes a judicial officer's personal information, provided that the government agency has received a written request that the agency refrain from disclosing the judicial officer's personal information. After a government agency has received a written request, the government agency shall remove the judicial officer's personal information from publicly available content within five business days. After the government agency has removed the judicial officer's personal information from publicly available content, the government agency shall not publicly post or display the judicial officer's personal information and the judicial officer's personal information shall be exempted from the provisions of chapter 610, unless the government agency has received written consent from the judicial officer to make the personal information available to the public.

2. If a government agency fails to comply with a written request to refrain from disclosing personal information, the judicial officer may bring an action seeking injunctive or declaratory relief in any court of competent jurisdiction. If the court grants injunctive or declaratory relief, the court may award costs and reasonable attorney's fees to the judicial officer.

3. The provisions of subsection 1 of this section shall not apply to any government agency created under section 43.020.

476.1304. 1. No person, business, or association shall publicly post or display on the internet publicly available content that includes a judicial officer's personal information, provided that the judicial officer has made a written request to the person, business, or association that it refrain from disclosing the personal information.

2. No person, business, or association shall solicit, sell, or trade on the internet a judicial officer's personal information for purposes of tampering with a judicial officer in violation of section 575.095 or with the intent to pose an imminent and serious threat to the health and safety of the judicial officer or the judicial officer's immediate family.

3. As prohibited in this section, persons, businesses, or associations posting, displaying, soliciting, selling, or trading a judicial officer's personal information on the internet includes, but is not limited to, internet phone directories, internet search engines, internet data aggregators, and internet service providers.

476.1306. 1. After a person, business, or association has received a written request from a judicial officer to protect the privacy of the officer's personal information, that person, business, or association shall have five business days to remove the personal information from the internet.

2. After a person, business, or association has received a written request from a judicial officer, that person, business, or association shall ensure that the judicial officer's personal information is not made available on any website or subsidiary website controlled by that person, business, or association.

3. After receiving a judicial officer's written request, no person, business, or association shall make public the judicial officer's personal information to any other person, business, or association through any medium.

476.1308. A judicial officer whose personal information is made public as a result of a violation of sections 476.1304 to 476.1306 may bring an action seeking injunctive or declaratory relief in any court of competent jurisdiction. If the court grants injunctive or declaratory relief, the person, business, or association responsible for the violation shall be required to pay the judicial officer's costs and reasonable attorney's fees.

476.1310. 1. No government agency, person, business, or association shall be found to have violated any provision of sections 476.1300 to 476.1310 if the judicial officer fails to submit a written request calling for the protection of the judicial officer's personal information.

2. A written request shall be valid if:

(1) The judicial officer sends a written request directly to a government agency, person, business, or association; or

(2) The judicial officer complies with a Missouri supreme court rule for a state judicial officer to file the written request with the clerk of the Missouri supreme court or the clerk's designee to notify government agencies and such notice is properly delivered by mail or electronic format.

3. In each quarter of a calendar year, the clerk of the Missouri supreme court or the clerk's designee shall provide a list of all state judicial officers who have submitted a written request under this section to the appropriate officer with ultimate supervisory authority for a government agency. The officer shall promptly provide a copy of the list to all government agencies under his or her supervision. Receipt of the written request list compiled by the clerk of the Missouri supreme court or the clerk's designee by a government agency shall constitute a written request to that government agency for the purposes of sections 476.1300 to 476.1310.

4. The chief clerk or circuit clerk of the court where the judicial officer serves may submit a written request on the judicial officer's behalf, provided that the judicial officer gives written consent to the clerk and provided that the clerk agrees to furnish a copy of that consent when a written request is made. The chief clerk or circuit clerk shall submit the written request as provided by subsection 2 of this section.

5. A judicial officer's written request shall specify what personal information shall be maintained as private. If a judicial officer wishes to identify a secondary residence as a home address, the designation shall be made in the written request. A judicial officer shall disclose the identity of his or her immediate family and indicate that the personal information of those members of the immediate family shall also be excluded to the extent that it could reasonably be expected to reveal the personal information of the judicial officer. A judicial officer shall make reasonable efforts to identify specific publicly available content in the possession of a government agency.

6. A judicial officer's written request is valid until the judicial officer provides the government agency, person, business, or association with written consent to release the personal information. A judicial officer's written request expires on such judicial officer's death.

7. The provisions of sections 476.1300 to 476.1310 shall not apply to any disclosure of personal information of a judicial officer or a member of a judicial officer's immediate family as required by Article VIII, Section 23 of the Missouri Constitution, sections 105.470 to 105.482, section 105.498, and chapter 130.

476.1313. 1. Notwithstanding any other provision of law to the contrary, a recorder of deeds shall meet the requirements of the provisions of sections 476.1300 to 476.1310 by complying with this section. As used in this section, the following terms mean:

(1) "Eligible documents", documents or instruments that are maintained by and located in the office of the recorder of deeds that are accessed electronically;

(2) "Immediate family", shall have the same meaning as in section 476.1300;

(3) "Indexes", indexes maintained by and located in the office of the recorder of deeds that are accessed electronically;

(4) "Judicial officer", shall have the same meaning as in section 476.1300;

(5) "Recorder of deeds", shall have the same meaning as in section 59.005;

(6) "Shield", "shielded", or "shielding", a prohibition against the general public's electronic access to eligible documents and the unique identifier and recording date contained in indexes for eligible documents;

(7) "Written request", written or electronic notice signed by:

(a) A state judicial officer and submitted to the clerk of the Missouri supreme court or the clerk's designee; or

(b) A federal judicial officer and submitted to that judicial officer's clerk of the court or the clerk's designee;

that is transmitted electronically by the applicable clerk to a recorder of deeds to request that eligible documents be shielded.

2. Written requests transmitted to a recorder of deeds shall only include information specific to eligible documents maintained by that county. Any written request transmitted to a recorder of deeds shall include the requesting judicial officer's full legal name or legal alias and a document locator number for each eligible document for which the judicial officer is requesting shielding. If the judicial officer is not a party to the instrument but is requesting shielding for an eligible document in which an immediate family member is a party to the instrument, the full legal name or legal alias of the immediate family member shall also be provided.

3. Not more than five business days after the date on which the recorder of deeds receives the written request, the recorder of deeds shall shield the eligible documents listed in the written request. Within five business days of receipt, the recorder of deeds shall electronically reply to the written request with a list of any document locator numbers submitted under subsection 2 of this section not found in the records maintained by that recorder of deeds.

4. If the full legal name or legal alias of the judicial officer or immediate family member provided does not appear on an eligible document listed in the written request, the recorder of deeds may electronically reply to the written request with this information. The recorder of deeds may delay shielding such eligible document until electronic confirmation is received from the applicable court clerk or judicial officer.

5. In order to shield subsequent eligible documents, the judicial officer shall present to the recorder of deeds at the time of recording a copy of his or her written request. The recorder of deeds shall ensure that the eligible document is shielded within five business days.

6. Eligible documents shall remain shielded until the recorder of deeds receives a court order or notarized affidavit signed by the judicial officer directing the recorder of deeds to terminate shielding.

7. The provisions of this section shall not prohibit access to a shielded eligible document by an individual or entity that provides to the recorder of deeds a court order or notarized affidavit signed by the judicial officer.

8. No recorder of deeds shall be liable for any damages under this section, provided the recorder of deeds made a good faith effort to comply with the provisions of this section. No recorder of deeds shall be liable for the release of any eligible document or any data from any eligible document that was released or accessed prior to the eligible document being shielded pursuant to this section.

509.520. 1. Notwithstanding any provision of law to the contrary, beginning August 28, **[**~~2009~~**] 2023**, pleadings, attachments, **[**~~or~~**]** exhibits filed with the court in any case, as well as any judgments **or orders** issued by the court, **or other records of the court** shall not include **the following confidential and personal identifying information**:

(1) The full Social Security number of any party or any child **[**~~who is the subject to an order of custody or support~~**]**;

(2) The full credit card number **[**~~or other~~**],** financial **institution** account number**, personal identification number, or password used to secure an account** of any party**;**

(3) The full motor vehicle operator license number;

(4) Victim information, including the name, address, and other contact information of the victim;

(5) Witness information, including the name, address, and other contact information of the witness;

(6) Any other full state identification number;

(7) The name, address, and date of birth of a minor and, if applicable, any next friend; or

(8) The full date of birth of any party; however, the year of birth shall be made available, except for a minor.

2. **The information provided under subsection 1 of this section shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.**

3. Nothing in this section shall preclude an entity including, but not limited to, a financial institution, insurer, insurance support organization, or consumer reporting agency that is otherwise permitted by law to access state court records from using a person's unique identifying information to match such information contained in a court record to validate that person's record.

4. The Missouri supreme court shall promulgate rules to administer this section.

5. Contemporaneously with the filing of every petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the filing party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the petitioner or movant, if a person;

(2) If known to the petitioner or movant, the name and address of the current employer and the Social Security number of the respondent; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~3.~~**] 6.** Contemporaneously with the filing of every responsive pleading petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the responding party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the responding party, if a person;

(2) If known to the responding party, the name and address of the current employer and the Social Security number of the petitioner or movant; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

[~~4.~~**] 7.** The full Social Security number of any party or child subject to an order of custody or support shall be retained by the court on the confidential case filing sheet or other confidential record maintained in conjunction with the administration of the case. The full credit card number or other financial account number of any party may be retained by the court on a confidential record if it is necessary to maintain the number in conjunction with the administration of the case.

[~~5.~~**] 8.** Any document described in subsection 1 of this section shall, in lieu of the full number, include only the last four digits of any such number.

[~~6.~~**] 9.** Except as provided in section 452.430, the clerk shall not be required to redact any document described in subsection 1 of this section issued or filed before August 28, 2009, prior to releasing the document to the public.

[~~7.~~**] 10.** For good cause shown, the court may release information contained on the confidential case filing sheet; except that, any state agency acting under authority of chapter 454 shall have access to information contained herein without court order in carrying out their official duty."; and

Further amend said bill, Page 20, Section 547.500, Line 24, by inserting after the word "**discovered**" the words "**and reliable**"; and

Further amend said bill, page, and section, Line 25, by deleting the word "**verifiable**" and inserting in lieu thereof the word "**reliable**"; and

Further amend said bill, Pages 22-32, Section 552.020, Lines 1-330, by deleting said lines and inserting in lieu thereof the following:

"552.020. 1. No person who as a result of mental disease or defect lacks capacity to understand the proceedings against him or her or to assist in his or her own defense shall be tried, convicted or sentenced for the commission of an offense so long as the incapacity endures.

2. Whenever any judge has reasonable cause to believe that the accused lacks mental fitness to proceed, the judge shall, upon his or her own motion or upon motion filed by the state or by or on behalf of the accused, by order of record, appoint one or more private psychiatrists or psychologists, as defined in section 632.005, or physicians with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness, who are neither employees nor contractors of the department of mental health for purposes of performing the examination in question, to examine the accused; or shall direct the director to have the accused so examined by one or more psychiatrists or psychologists, as defined in section 632.005, or physicians with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability, developmental disability, or mental illness. The order shall direct that a written report or reports of such examination be filed with the clerk of the court. No private physician, psychiatrist, or psychologist shall be appointed by the court unless he or she has consented to act. The examinations ordered shall be made at such time and place and under such conditions as the court deems proper; except that, if the order directs the director of the department to have the accused examined, the director, or his or her designee, shall determine the time, place and conditions under which the examination shall be conducted. The order may include provisions for the interview of witnesses and may require the provision of police reports to the department for use in evaluations. The department shall establish standards and provide training for those individuals performing examinations pursuant to this section and section 552.030. No individual who is employed by or contracts with the department shall be designated to perform an examination pursuant to this chapter unless the individual meets the qualifications so established by the department. Any examination performed pursuant to this subsection shall be completed and filed with the court within sixty days of the order unless the court for good cause orders otherwise. Nothing in this section or section 552.030 shall be construed to permit psychologists to engage in any activity not authorized by chapter 337. One pretrial evaluation shall be provided at no charge to the defendant by the department. All costs of subsequent evaluations shall be assessed to the party requesting the evaluation.

3. A report of the examination made under this section shall include:

(1) Detailed findings;

(2) An opinion as to whether the accused has a mental disease or defect;

(3) An opinion based upon a reasonable degree of medical or psychological certainty as to whether the accused, as a result of a mental disease or defect, lacks capacity to understand the proceedings against him or her or to assist in his or her own defense;

(4) **An opinion, if the accused is found to lack capacity to understand the proceedings against him or her or to assist in his or her own defense, as to whether there is a substantial probability that the accused will be mentally fit to proceed in the reasonably foreseeable future;**

(5) A recommendation as to whether the accused should be held in custody in a suitable hospital facility for treatment pending determination, by the court, of mental fitness to proceed; **[**~~and~~

~~(5)~~**] (6)** A recommendation as to whether the accused, if found by the court to be mentally fit to proceed, should be detained in such hospital facility pending further proceedings**;**

(7) A recommendation as to whether the accused, if found by the court to lack the mental fitness to proceed, should be committed to a suitable hospital facility for treatment to restore the mental fitness to proceed or if such treatments to restore the mental fitness to proceed may be provided in a county jail or other detention facility approved by the director or his or her designee; and

(8) A recommendation as to whether the accused, if found by the court to lack the mental fitness to proceed, and the accused is not charged with a dangerous felony as defined in section 556.061, or murder in the first degree pursuant to section 565.020, or rape in the second degree pursuant to section 566.031, or the attempts thereof:

(a) Should be committed to a suitable hospital facility; or

(b) May be appropriately treated in the community; and

(c) Whether the accused can comply with bond conditions as set forth by the court and can comply with treatment conditions and requirements as set forth by the director of the department or his or her designee.

4. When the court determines that the accused can comply with the bond and treatment conditions as referenced in paragraph (c) of subdivision (8) of subsection 3 of this section, the court shall order that the accused remain on bond while receiving treatment until the case is disposed of as set out in subsection 12 of this section. If, at any time, the court finds that the accused has failed to comply with the bond or treatment conditions, then the court may order that the accused be taken into law enforcement custody until such time as a department inpatient bed is available to provide treatment as set forth in this section.

[~~4.~~**] 5.** If the accused has pleaded lack of responsibility due to mental disease or defect or has given the written notice provided in subsection 2 of section 552.030, the court shall order the report of the examination conducted pursuant to this section to include, in addition to the information required in subsection 3 of this section, an opinion as to whether at the time of the alleged criminal conduct the accused, as a result of mental disease or defect, did not know or appreciate the nature, quality, or wrongfulness of his or her conduct or as a result of mental disease or defect was incapable of conforming his or her conduct to the requirements of law. A plea of not guilty by reason of mental disease or defect shall not be accepted by the court in the absence of any such pretrial evaluation which supports such a defense. In addition, if the accused has pleaded not guilty by reason of mental disease or defect, and the alleged crime is not a dangerous felony as defined in section 556.061, or those crimes set forth in subsection 10 of section 552.040, or the attempts thereof, the court shall order the report of the examination to include an opinion as to whether or not the accused should be immediately conditionally released by the court pursuant to the provisions of section 552.040 or should be committed to a mental health or developmental disability facility. If such an evaluation is conducted at the direction of the director of the department of mental health, the court shall also order the report of the examination to include an opinion as to the conditions of release which are consistent with the needs of the accused and the interest of public safety, including, but not limited to, the following factors:

(1) Location and degree of necessary supervision of housing;

(2) Location of and responsibilities for appropriate psychiatric, rehabilitation and aftercare services, including the frequency of such services;

(3) Medication follow-up, including necessary testing to monitor medication compliance;

(4) At least monthly contact with the department's forensic case monitor;

(5) Any other conditions or supervision as may be warranted by the circumstances of the case.

[~~5.~~**] 6.** If the report contains the recommendation that the accused should be committed to or held in a suitable hospital facility pending determination of the issue of mental fitness to proceed, and if the accused is not admitted to bail or released on other conditions, the court may order that the accused be committed to or held in a suitable hospital facility pending determination of the issue of mental fitness to proceed.

[~~6.~~**] 7.** The clerk of the court shall deliver copies of the report to the prosecuting or circuit attorney and to the accused or his or her counsel. The report shall not be a public record or open to the public. Within ten days after the filing of the report, both the defendant and the state shall, upon written request, be entitled to an order granting them an examination of the accused by a psychiatrist or psychologist, as defined in section 632.005, or a physician with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness, of their own choosing and at their own expense. An examination performed pursuant to this subsection shall be completed and a report filed with the court within sixty days of the date it is received by the department or private psychiatrist, psychologist or physician unless the court, for good cause, orders otherwise. A copy shall be furnished the opposing party.

[~~7.~~**] 8.** If neither the state nor the accused nor his or her counsel requests a second examination relative to fitness to proceed or contests the findings of the report referred to in subsections 2 and 3 of this section, the court **[**~~may~~**] shall** make a determination and finding on the basis of the report filed or **[**~~may~~**]** hold a hearing on its own motion. If any such opinion is contested, the court shall hold a hearing on the issue. The court shall determine the issue of mental fitness to proceed and may impanel a jury of six persons to assist in making the determination. The report or reports may be received in evidence at any hearing on the issue but the party contesting any opinion therein shall have the right to summon and to cross-examine the examiner who rendered such opinion and to offer evidence upon the issue.

[~~8.~~**] 9.** At a hearing on the issue pursuant to subsection **[**~~7~~**] 8** of this section, the accused is presumed to have the mental fitness to proceed. The burden of proving that the accused does not have the mental fitness to proceed is by a preponderance of the evidence and the burden of going forward with the evidence is on the party raising the issue. The burden of going forward shall be on the state if the court raises the issue.

[~~9.~~**] 10.** If the court determines that the accused lacks mental fitness to proceed, the criminal proceedings shall be suspended and the court shall commit him or her to the director of the department of mental health. **The director of the department, or his or her designee, shall notify the court and parties of the conditions and the secure location of treatment unless an unsecured location has otherwise been authorized by the court.** After the person has been committed, legal counsel for the department of mental health shall have standing to file motions and participate in hearings on the issue of involuntary medications.

[~~10.~~**] 11.** Any person committed pursuant to subsection **[**~~9~~**] 10** of this section shall be entitled to the writ of habeas corpus upon proper petition to the court that committed him or her. The issue of the mental fitness to proceed after commitment under subsection **[**~~9~~**] 10** of this section may also be raised by a motion filed by the director of the department of mental health or by the state, alleging the mental fitness of the accused to proceed. A report relating to the issue of the accused's mental fitness to proceed may be attached thereto. When a motion to proceed is filed, legal counsel for the department of mental health shall have standing to participate in hearings on such motions. If the motion is not contested by the accused or his or her counsel or if after a hearing on a motion the court finds the accused mentally fit to proceed, or if he or she is ordered discharged from the director's custody upon a habeas corpus hearing, the criminal proceedings shall be resumed.

[~~11.~~**] 12.** The following provisions shall apply after a commitment as provided in this section:

(1) Six months after such commitment, the court which ordered the accused committed shall order an examination by the head of the facility in which the accused is committed, or a qualified designee, to ascertain whether the accused is mentally fit to proceed and if not, whether there is a substantial probability that the accused will attain the mental fitness to proceed to trial in the foreseeable future. The order shall direct that written report or reports of the examination be filed with the clerk of the court within thirty days and the clerk shall deliver copies to the prosecuting attorney or circuit attorney and to the accused or his or her counsel. The report required by this subsection shall conform to the requirements under subsection 3 of this section **[**~~with the additional requirement that it~~**] and shall** include an opinion, if the accused lacks mental fitness to proceed, as to whether there is a substantial probability that the accused will attain the mental fitness to proceed in the foreseeable future;

(2) Within ten days after the filing of the report, both the accused and the state shall, upon written request, be entitled to an order granting them an examination of the accused by a psychiatrist or psychologist, as defined in section 632.005, or a physician with a minimum of one year training or experience in providing treatment or services to persons with an intellectual disability or developmental disability or mental illness, of their own choosing and at their own expense. An examination performed pursuant to this subdivision shall be completed and filed with the court within thirty days unless the court, for good cause, orders otherwise. A copy shall be furnished to the opposing party;

(3) If neither the state nor the accused nor his or her counsel requests a second examination relative to fitness to proceed or contests the findings of the report referred to in subdivision (1) of this subsection, the court may make a determination and finding on the basis of the report filed, or may hold a hearing on its own motion. If any such opinion is contested, the court shall hold a hearing on the issue. The report or reports may be received in evidence at any hearing on the issue but the party contesting any opinion therein relative to fitness to proceed shall have the right to summon and to cross-examine the examiner who rendered such opinion and to offer evidence upon the issue;

(4) If the accused is found mentally fit to proceed, the criminal proceedings shall be resumed;

(5) If it is found that the accused lacks mental fitness to proceed but there is a substantial probability the accused will be mentally fit to proceed in the reasonably foreseeable future, the court shall continue such commitment for a period not longer than six months, after which the court shall reinstitute the proceedings required under subdivision (1) of this subsection;

(6) If it is found that the accused lacks mental fitness to proceed and there is no substantial probability that the accused will be mentally fit to proceed in the reasonably foreseeable future, the court shall dismiss the charges without prejudice and the accused shall be discharged, but only if proper proceedings have been filed under chapter 632 or chapter 475, in which case those sections and no others will be applicable. The probate division of the circuit court shall have concurrent jurisdiction over the accused upon the filing of a proper pleading to determine if the

accused shall be involuntarily detained under chapter 632, or to determine if the accused shall be declared incapacitated under chapter 475, and approved for admission by the guardian under section 632.120 or 633.120, to a mental health or developmental disability facility. When such proceedings are filed, the criminal charges shall be dismissed without prejudice if the court finds that the accused is mentally ill and should be committed or that he or she is incapacitated and should have a guardian appointed. The period of limitation on prosecuting any criminal offense shall be tolled during the period that the accused lacks mental fitness to proceed.

[~~12.~~**] 13.** If the question of the accused's mental fitness to proceed was raised after a jury was impaneled to try the issues raised by a plea of not guilty and the court determines that the accused lacks the mental fitness to proceed or orders the accused committed for an examination pursuant to this section, the court may declare a mistrial. Declaration of a mistrial under these circumstances, or dismissal of the charges pursuant to subsection **[**~~11~~**] 12** of this section, does not constitute jeopardy, nor does it prohibit the trial, sentencing or execution of the accused for the same offense after he or she has been found restored to competency.

[~~13.~~**] 14.** The result of any examinations made pursuant to this section shall not be a public record or open to the public.

[~~14.~~**] 15.** No statement made by the accused in the course of any examination or treatment pursuant to this section and no information received by any examiner or other person in the course thereof, whether such examination or treatment was made with or without the consent of the accused or upon his or her motion or upon that of others, shall be admitted in evidence against the accused on the issue of guilt in any criminal proceeding then or thereafter pending in any court, state or federal. A finding by the court that the accused is mentally fit to proceed shall in no way prejudice the accused in a defense to the crime charged on the ground that at the time thereof he or she was afflicted with a mental disease or defect excluding responsibility, nor shall such finding by the court be introduced in evidence on that issue nor otherwise be brought to the notice of the jury.

556.021. 1. An infraction does not constitute a criminal offense and conviction of an infraction shall not give rise to any disability or legal disadvantage based on conviction of a criminal offense.

2. Except as otherwise provided by law, the procedure for infractions shall be the same as for a misdemeanor.

3. If a person fails to appear in court either solely for an infraction or for an infraction which is committed in the same course of conduct as a criminal offense for which the person is charged, or if a person fails to respond to notice of an infraction from the central violations bureau established in section 476.385, the court may issue a default judgment for court costs and fines for the infraction which shall be enforced in the same manner as other default judgments, including enforcement under sections 488.5028 and 488.5030, unless the court determines that good cause or excusable neglect exists for the person's failure to appear for the infraction. The notice of entry of default judgment and the amount of fines and costs imposed shall be sent to the person by first class mail. The default judgment may be set aside for good cause if the person files a motion to set aside the judgment within six months of the date the notice of entry of default judgment is mailed.

4. Notwithstanding subsection 3 of this section or any provisions of law to the contrary, a court may issue a warrant for failure to appear for any violation **[**~~which~~**] that** is classified **or charged** as an infraction**; except that, a court shall not issue a warrant for failure to appear for any violation that is classified or charged as an infraction under chapter 307**.

5. Judgment against the defendant for an infraction shall be in the amount of the fine authorized by law and the court costs for the offense."; and

Further amend said bill, Pages 39-41, Section 558.031, Lines 1-68, by deleting all of said lines and inserting in lieu thereof the following:

"558.031. 1. A sentence of imprisonment shall commence when a person convicted of an offense in this state is received into the custody of the department of corrections or other place of confinement where the offender is sentenced.

2. Such person shall receive credit toward the service of a sentence of imprisonment for all time in prison, jail or custody after **[**~~conviction~~**] the offense occurred** and before the commencement of the sentence, when the time in custody was related to that offense**[**~~, and the circuit court may, when pronouncing sentence, award credit for time spent in prison, jail, or custody after the offense occurred and before conviction toward the service of the sentence of imprisonment, except:~~

~~(1) Such credit shall only be applied once when sentences are consecutive;~~

~~(2) Such credit shall only be applied if the person convicted was in custody in the state of Missouri, unless such custody was compelled exclusively by the state of Missouri's action; and~~

~~(3) As provided in section 559.100~~**]. This credit shall be based upon the certification of the sheriff as provided in subdivision (3) of subsection 2 of section 217.305 and may be supplemented by a certificate of a sheriff or other custodial officer from another jurisdiction having held the person on the charge of the offense for which the sentence of imprisonment is ordered**.

3. The officer required by law to deliver a person convicted of an offense in this state to the department of corrections shall endorse upon the papers required by section 217.305 both the dates the offender was in custody and the period of time to be credited toward the service of the sentence of imprisonment, except as endorsed by such officer.

4. If a person convicted of an offense escapes from custody, such escape shall interrupt the sentence. The interruption shall continue until such person is returned to the correctional center where the sentence was being served, or in the case of a person committed to the custody of the department of corrections, to any correctional center operated by the department of corrections. An escape shall also interrupt the jail time credit to be applied to a sentence which had not commenced when the escape occurred.

5. If a sentence of imprisonment is vacated and a new sentence imposed upon the offender for that offense, all time served under the vacated sentence shall be credited against the new sentence, unless the time has already been credited to another sentence as provided in subsection 1 of this section.

6. If a person released from imprisonment on parole or serving a conditional release term violates any of the conditions of his or her parole or release, he or she may be treated as a parole violator. If the parole board revokes the parole or conditional release, the paroled person shall serve the remainder of the prison term and conditional release term, as an additional prison term, and the conditionally released person shall serve the remainder of the conditional release term as a prison term, unless released on parole.

7. Subsection 2 of this section shall be applicable to offenses **[**~~occurring~~**] for which the offender was sentenced** on or after August 28, **[**~~2021~~**] 2023**.

8. The total amount of credit given shall not exceed the number of days spent in prison, jail, or custody after the offense occurred and before the commencement of the sentence."; and

Further amend said bill, Pages 41-42, Section 565.003, Lines 1-17, by deleting said section and lines and inserting in lieu thereof the following:

"565.240. 1. A person commits the offense of unlawful posting of certain information over the internet if he or she knowingly posts the name, home address, Social Security number, telephone number, or any other personally identifiable information of any person on the internet intending to cause great bodily harm or death, or threatening to cause great bodily harm or death to such person.

2. The offense of unlawful posting of certain information over the internet is a class C misdemeanor, unless the person knowingly posts on the internet the name, home address, Social Security number, telephone number, or any other personally identifiable information of any law enforcement officer, corrections officer, parole officer, judge, commissioner, or prosecuting attorney, or of any immediate family member of such law enforcement officer, corrections officer, parole officer, judge, commissioner, or prosecuting attorney, intending to cause great bodily harm or death, or threatening to cause great bodily harm or death, in which case it is a class E felony**, and if such intention or threat results in bodily harm or death to such person or immediate family member, the offense of unlawful posting of certain information over the internet is a class D felony**."; and

Further amend said bill, Pages 46-48, Section 571.015, Lines 1-48, by deleting said lines and inserting in lieu there of the following:

"571.015. 1. Any person who commits any felony under the laws of this state by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon is also guilty of the offense of armed criminal action**; the offense of armed criminal action shall be an unclassified felony** and, upon conviction, shall be punished by imprisonment by the department of corrections for a term of not less than three years and not to exceed fifteen years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term of

not less than five years. The punishment imposed pursuant to this subsection shall be in addition to and consecutive to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon. No person convicted under this subsection shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of three calendar years.

2. Any person convicted of a second offense of armed criminal action under subsection 1 of this section shall be punished by imprisonment by the department of corrections for a term of not less than five years and not to exceed thirty years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be for a term not less than fifteen years. The punishment imposed pursuant to this subsection shall be in addition to and consecutive to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon. No person convicted under this subsection shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of five calendar years.

3. Any person convicted of a third or subsequent offense of armed criminal action under subsection 1 of this section shall be punished by imprisonment by the department of corrections for a term of not less than ten years, unless the person is unlawfully possessing a firearm, in which case the term of imprisonment shall be no less than fifteen years. The punishment imposed pursuant to this subsection shall be in addition to and consecutive to any punishment provided by law for the crime committed by, with, or through the use, assistance, or aid of a dangerous instrument or deadly weapon. No person convicted under this subsection shall be eligible for parole, probation, conditional release, or suspended imposition or execution of sentence for a period of ten calendar years."; and

Further amend said bill, Page 61, Section 579.088, Line 7, by inserting after said section and line the following:

"590.192. 1. There is hereby established the "Critical Incident Stress Management Program" within the department of public safety. The program shall provide services for peace officers **and firefighters** to assist in coping with stress and potential psychological trauma resulting from a response to a critical incident or emotionally difficult event. Such services may include consultation, risk assessment, education, intervention, and other crisis intervention services provided by the department to peace officers **and firefighters** affected by a critical incident. For purposes of this section, a "critical incident" shall mean any event outside the usual realm of human experience that is markedly distressing or evokes reactions of intense fear, helplessness, or horror and involves the perceived threat to a person's physical integrity or the physical integrity of someone else.

2. All peace officers **and firefighters** shall be required to meet with a program service provider once every three to five years for a mental health check-in. The program service provider shall send a notification to the peace officer's commanding officer **or firefighter's fire protection district director** that he or she completed such check-in.

3. Any information disclosed by a peace officer **or firefighter** shall be privileged and shall not be used as evidence in criminal, administrative, or civil proceedings against the peace officer **or firefighter** unless:

(1) A program representative reasonably believes the disclosure is necessary to prevent harm to a person who received services or to prevent harm to another person;

(2) The person who received the services provides written consent to the disclosure; or

(3) The person receiving services discloses information that is required to be reported under mandatory reporting laws.

4. (1) There is hereby created in the state treasury the "988 Public Safety Fund", which shall consist of moneys appropriated by the general assembly. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and moneys in the fund shall be used solely by the department of public safety for the purposes of providing services for peace officers **and firefighters** to assist in coping with stress and potential psychological trauma resulting from a response to a critical incident or emotionally difficult event pursuant to subsection 1 of this section. Such services may include consultation, risk assessment, education, intervention, and other crisis intervention services provided by the department to peace officers **or firefighters** affected by a critical incident. The director of public safety may prescribe rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section

536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

590.653. 1. Each city, county and city not within a county may establish a civilian review board, **division of civilian oversight, or any other entity which provides civilian review or oversight of police agencies,** or may use an existing civilian review board **or division of civilian oversight or other named entity** which has been appointed by the local governing body, with the authority to investigate allegations of misconduct by local law enforcement officers towards members of the public. The members shall not receive compensation but shall receive reimbursement from the local governing body for all reasonable and necessary expenses.

2. The board**, division, or any other such entity,** shall have the power **[**~~to receive, investigate, make~~**] solely limited to receiving, investigating, making** findings and **[**~~recommend~~**] recommending** disciplinary action upon complaints by members of the public against members of the police department that allege misconduct involving excessive use of force, abuse of authority, discourtesy, or use of offensive language, including, but not limited to, slurs relating to race, ethnicity, religion, gender, sexual orientation and disability. The findings and recommendations of the board, **division, or other entity** and the basis therefor, shall be submitted to the chief law enforcement official. No finding or recommendation shall be based solely upon an unsworn complaint or statement, nor shall prior unsubstantiated, unfounded or withdrawn complaints be the basis for any such findings or recommendations. **Only the powers specifically granted herein are authorized and any and all authority granted to future or existing boards, divisions, or entities outside the scope of the powers listed herein are expressly preempted and void as a matter of law.**"; and

Further amend said bill, Page 67, Section 595.209, Line 220, by inserting after said section and line the following:

"600.042. 1. The director shall:

(1) Direct and supervise the work of the deputy directors and other state public defender office personnel appointed pursuant to this chapter; and he or she and the deputy director or directors may participate in the trial and appeal of criminal actions at the request of the defender;

(2) Submit to the commission, between August fifteenth and September fifteenth of each year, a report which shall include all pertinent data on the operation of the state public defender system, the costs, projected needs, and recommendations for statutory changes. Prior to October fifteenth of each year, the commission shall submit such report along with such recommendations, comments, conclusions, or other pertinent information it chooses to make to the chief justice, the governor, and the general assembly. Such reports shall be a public record, shall be maintained in the office of the state public defender, and shall be otherwise distributed as the commission shall direct;

(3) With the approval of the commission, establish such divisions, facilities and offices and select such professional, technical and other personnel, including investigators, as he deems reasonably necessary for the efficient operation and discharge of the duties of the state public defender system under this chapter;

(4) Administer and coordinate the operations of defender services and be responsible for the overall supervision of all personnel, offices, divisions and facilities of the state public defender system, except that the director shall have no authority to direct or control the legal defense provided by a defender to any person served by the state public defender system;

(5) Develop programs and administer activities to achieve the purposes of this chapter;

(6) Keep and maintain proper financial records with respect to the provision of all public defender services for use in the calculating of direct and indirect costs of any or all aspects of the operation of the state public defender system;

(7) Supervise the training of all public defenders and other personnel and establish such training courses as shall be appropriate;

(8) With approval of the commission, promulgate necessary rules, regulations and instructions consistent with this chapter defining the organization of the state public defender system and the responsibilities of division directors, district defenders, deputy district defenders, assistant public defenders and other personnel;

(9) With the approval of the commission, apply for and accept on behalf of the public defender system any funds which may be offered or which may become available from government grants, private gifts, donations or bequests or from any other source. Such moneys shall be deposited in the **[**~~state general revenue~~**] public defender - federal and other** fund;

(10) Contract for legal services with private attorneys on a case-by-case basis and with assigned counsel as the commission deems necessary considering the needs of the area, for fees approved and established by the commission;

(11) With the approval and on behalf of the commission, contract with private attorneys for the collection and enforcement of liens and other judgments owed to the state for services rendered by the state public defender system.

2. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

3. The director and defenders shall, within guidelines as established by the commission and as set forth in subsection 4 of this section, accept requests for legal services from eligible persons entitled to counsel under this chapter or otherwise so entitled under the constitution or laws of the United States or of the state of Missouri and provide such persons with legal services when, in the discretion of the director or the defenders, such provision of legal services is appropriate.

4. The director and defenders shall provide legal services to an eligible person:

(1) Who is detained or charged with a felony, including appeals from a conviction in such a case;

(2) Who is detained or charged with a misdemeanor which will probably result in confinement in the county jail upon conviction, including appeals from a conviction in such a case, unless the prosecuting or circuit attorney has waived a jail sentence;

(3) Who is charged with a violation of probation when it has been determined by a judge that the appointment of counsel is necessary to protect the person's due process rights under section 559.036;

(4) Who has been taken into custody pursuant to section 632.489, including appeals from a determination that the person is a sexually violent predator and petitions for release, notwithstanding any provisions of law to the contrary;

(5) For whom the federal constitution or the state constitution requires the appointment of counsel; and

(6) Who is charged in a case in which he or she faces a loss or deprivation of liberty, and in which the federal or the state constitution or any law of this state requires the appointment of counsel; however, the director and the defenders shall not be required to provide legal services to persons charged with violations of county or municipal ordinances, or misdemeanor offenses except as provided in this section.

5. The director may:

(1) Delegate the legal representation of an eligible person to any member of the state bar of Missouri;

(2) Designate persons as representatives of the director for the purpose of making indigency determinations and assigning counsel.

6. There is hereby created within the state treasury the "Public Defender - Federal and Other Fund", which shall be funded annually by appropriation, and which shall contain moneys received from any other funds from government grants, private gifts, donations, bequests, or any other source to be used for the purpose of funding local offices of the office of the state public defender. The state treasurer shall be the custodian of the fund and shall approve disbursements from the fund upon the request of the director of the office of state public defender. Any interest or other earnings with respect to amounts transferred to the fund shall be credited to the fund. Notwithstanding the provisions of section 33.080 to the contrary, any unexpended balances in the fund at the end of any fiscal year shall not be transferred to the general revenue fund or any other fund."; and

Further amend said bill, Page 79, Section 610.140, Line 369, by inserting after said section and line the following:

"650.058. 1. Notwithstanding the sovereign immunity of the state, any individual who was found guilty of a felony in a Missouri court and was later determined to be actually innocent of such crime **[**~~solely as a result of DNA profiling analysis~~**]** may be paid restitution. The individual may receive an amount of one hundred **seventy-nine** dollars per day for each day of postconviction incarceration for the crime for which the individual is determined to be actually innocent. The petition for the payment of said restitution shall be filed with the sentencing court. For the purposes of this section, the term "actually innocent" shall mean:

(1) The individual was convicted of a felony for which a final order of release was entered by the court;

(2) All appeals of the order of release have been exhausted;

(3) The individual was not serving any term of a sentence for any other crime concurrently with the sentence for which he or she is determined to be actually innocent, unless such individual was serving another concurrent sentence because his or her parole was revoked by a court or the parole board in connection with the crime for which the person has been exonerated. Regardless of whether any other basis may exist for the revocation of the person's probation or parole at the time of conviction for the crime for which the person is later determined to be actually innocent, when the court's or the parole board's sole stated reason for the revocation in its order is the conviction for the crime for which the person is later determined to be actually innocent, such order shall, for purposes of this section only, be conclusive evidence that **[**~~their~~**] the person's** probation or parole was revoked in connection with the crime for which the person has been exonerated; and

(4) Testing ordered under section 547.035, or testing by the order of any state or federal court, if such person was exonerated on or before August 28, 2004, or testing ordered under section 650.055, if such person was or is exonerated after August 28, 2004, **or after an evidentiary hearing and finding in a habeas corpus proceeding or a proceeding held pursuant to section 547.031 which** demonstrates a person's innocence of the crime for which the person is in custody.

Any individual who receives restitution under this section shall be prohibited from seeking any civil redress from the state, its departments and agencies, or any employee thereof, or any political subdivision or its employees. This section shall not be construed as a waiver of sovereign immunity for any purposes other than the restitution provided for herein. The department of corrections shall determine the aggregate amount of restitution owed during a fiscal year. If insufficient moneys are appropriated each fiscal year to pay restitution to such persons, the department shall pay each individual who has received an order awarding restitution a pro rata share of the amount appropriated. Provided sufficient moneys are appropriated to the department, the amounts owed to such individual shall be paid on June thirtieth of each subsequent fiscal year, until such time as the restitution to the individual has been paid in full. However, no individual awarded restitution under this subsection shall receive more than **[**~~thirty-six~~**] sixty-five** thousand **[**~~five hundred~~**]** dollars during each fiscal year. No interest on unpaid restitution shall be awarded to the individual. No individual who has been determined by the court to be actually innocent shall be responsible for the costs of care under section 217.831 **and may also be awarded other nonmonetary relief, including counseling, housing assistance, and personal financial literary assistance**.

2. If **a person receives DNA testing and** the results of the DNA testing confirm the person's guilt, then the person filing for DNA testing under section 547.035, shall:

(1) Be liable for any reasonable costs incurred when conducting the DNA test, including but not limited to the cost of the test. Such costs shall be determined by the court and shall be included in the findings of fact and conclusions of law made by the court; and

(2) Be sanctioned under the provisions of section 217.262.

3. A petition for payment of restitution under this section may **[**~~only~~**]** be filed **only** by the individual determined to be actually innocent or the individual's legal guardian. No claim or petition for restitution under this section may be filed by the individual's heirs or assigns. An individual's right to receive restitution under this section is not assignable or otherwise transferrable. The state's obligation to pay restitution under this section shall cease upon the individual's death. Any beneficiary designation that purports to bequeath, assign, or otherwise convey the right to receive such restitution shall be void and unenforceable.

4. An individual who is determined to be actually innocent of a crime under this chapter shall automatically be granted an order of expungement from the court in which he or she pled guilty or was sentenced to expunge from all official records all recordations of his or her arrest, plea, trial or conviction. Upon **the court's** granting of the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the court shall be confidential and **[**~~only~~**]** available **only** to the parties or by order

of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction or expungement in response to any inquiry made of him or her for any purpose whatsoever**,** and no such inquiry shall be made for information relating to an expungement under this section.

650.320. For the purposes of sections 650.320 to 650.340, the following terms mean:

(1) "Board", the Missouri 911 service board established in section 650.325;

(2) "Public safety answering point", the location at which 911 calls are answered;

(3) "Telecommunicator **first responder**", any person employed as an emergency **[**~~telephone worker,~~**]** call taker or public safety dispatcher whose duties include receiving, processing or transmitting public safety information received through a 911 public safety answering point.

650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from the department of public safety, and the other members shall be selected as follows:

(1) One member chosen to represent an association domiciled in this state whose primary interest relates to municipalities;

(2) One member chosen to represent the Missouri 911 Directors Association;

(3) One member chosen to represent emergency medical services and physicians;

(4) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to a national emergency number;

(5) One member chosen to represent an association whose primary interest relates to issues pertaining to fire chiefs;

(6) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to issues pertaining to public safety communications officers;

(7) One member chosen to represent an association whose primary interest relates to issues pertaining to police chiefs;

(8) One member chosen to represent an association domiciled in this state whose primary interest relates to issues pertaining to sheriffs;

(9) One member chosen to represent counties of the second, third, and fourth classification;

(10) One member chosen to represent counties of the first classification, counties with a charter form of government, and cities not within a county;

(11) One member chosen to represent telecommunications service providers;

(12) One member chosen to represent wireless telecommunications service providers;

(13) One member chosen to represent voice over internet protocol service providers; and

(14) One member chosen to represent the governor's council on disability established under section 37.735.

2. Each of the members of the board shall be appointed by the governor with the advice and consent of the senate for a term of four years. Members of the committee may serve multiple terms. No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other representative serving as a member of the board. Notwithstanding subsection 1 of this section to the contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of their terms.

3. The board shall meet at least quarterly at a place and time specified by the chairperson of the board and it shall keep and maintain records of such meetings, as well as the other activities of the board. Members shall not be compensated but shall receive actual and necessary expenses for attending meetings of the board.

4. The board shall:

(1) Organize and adopt standards governing the board's formal and informal procedures;

(2) Provide recommendations for primary answering points and secondary answering points on technical and operational standards for 911 services;

(3) Provide recommendations to public agencies concerning model systems to be considered in preparing a 911 service plan;

(4) Provide requested mediation services to political subdivisions involved in jurisdictional disputes regarding the provision of 911 services, except that the board shall not supersede decision-making authority of local political subdivisions in regard to 911 services;

(5) Provide assistance to the governor and the general assembly regarding 911 services;

(6) Review existing and proposed legislation and make recommendations as to changes that would improve such legislation;

(7) Aid and assist in the timely collection and dissemination of information relating to the use of a universal emergency telephone number;

(8) Perform other duties as necessary to promote successful development, implementation and operation of 911 systems across the state, including monitoring federal and industry standards being developed for next-generation 911 systems;

(9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911 operations and ensuring compliance with federal grants for 911 funding;

(10) Elect the chair from its membership;

(11) Apply for and receive grants from federal, private, and other sources;

(12) Report to the governor and the general assembly at least every three years on the status of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and levels of service;

(13) Conduct and review an annual survey of public safety answering points in Missouri to evaluate potential for improved services, coordination, and feasibility of consolidation;

(14) Make and execute contracts or any other instruments and agreements necessary or convenient for the exercise of its powers and functions, including for the development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(15) Develop a plan and timeline of target dates for the testing, implementation, and operation of a next-generation 911 system throughout Missouri. The next-generation 911 system shall allow for the processing of electronic messages including, but not limited to, electronic messages containing text, images, video, or data;

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

(b) Promotion of consolidation where appropriate;

(c) Mapping and addressing all county locations;

(d) Ensuring primary access and texting abilities to 911 services for disabled residents;

(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019; and

(f) Development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;

(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;

(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;

(19) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation;

(20) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee;

(21) Establish criteria for consolidation prioritization of public safety answering points;

(22) In coordination with existing public safety answering points, by December 31, 2018, designate no more than eleven regional 911 coordination centers which shall coordinate statewide interoperability among public safety answering points within their region through the use of a statewide 911 emergency services network; **[**~~and~~**]**

(23) Establish an annual budget, retain records of all revenue and expenditures made, retain minutes of all meetings and subcommittees, post records, minutes, and reports on the board's webpage on the department of public safety website**; and**

(24) Promote and educate the public about the critical role of telecommunicator first responders in protecting the public and ensuring public safety.

5. The department of public safety shall provide staff assistance to the board as necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

6. The board shall promulgate rules and regulations that are reasonable and necessary to implement and administer the provisions of sections 190.455, 190.460, 190.465, 190.470, 190.475, and sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section 536.010, shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017, shall be invalid and void.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for **[**~~telecommunicators~~**]** **telecommunicator first responders** who answer 911 calls that come to public safety answering points shall be as follows:

(1) Police telecommunicator **first responder**, 16 hours;

(2) Fire telecommunicator **first responder**, 16 hours;

(3) Emergency medical services telecommunicator **first responder**, 16 hours;

(4) Joint communication center telecommunicator **first responder**, 40 hours.

3. All persons employed as a telecommunicator **first responder** in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator **first responder**. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section.

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator **or a telecommunicator first responder** after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator **or telecommunicator first responder**.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. This section shall not apply to an emergency medical dispatcher or **dispatch** agency as defined in section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hovis offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

House Substitute Amendment No. 1
for
House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 189, 36 & 37, Page 1, In the Title, Line 5, by deleting the words "criminal laws" and inserting in lieu thereof the words "public safety"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hovis, **House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Sparks	Stacy
Stephens	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Waller	West	Wilson
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Collins	Doll
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Plank	Proudie	Quade	Sander	Sauls
Sharp 37	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 021

Bland Manlove	Clemens	Crossley	Cupps	Francis
Gallick	Gray	Houx	Keathley	Marquart
Matthiesen	Oehlerking	Owen	Parker	Phifer
Smith 46	Stinnett	Taylor 48	Voss	Windham
Wright				

VACANCIES: 001

On motion of Representative Roberts, **SS SCS SBs 189, 36 & 37, as amended**, was read the third time and passed by the following vote:

AYES: 109

Allen	Amato	Atchison	Baker	Banderman
Bangert	Baringer	Billington	Black	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Ingle	Johnson 23	Jones
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
Nurrenbern	O'Donnell	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Waller
West	Wilson	Young	Mr. Speaker	

NOES: 011

Bland Manlove	Bosley	Collins	Davis	Doll
Lovasco	Plank	Proudie	Sander	Taylor 84
Terry				

PRESENT: 026

Adams	Anderson	Appelbaum	Aune	Brown 87
Burnett	Ealy	Fogle	Fountain Henderson	Gray
Hein	Johnson 12	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Nickson-Clark	Quade
Smith 46	Steinhoff	Strickler	Walsh Moore	Weber
Woods				

ABSENT WITH LEAVE: 016

Barnes	Clemens	Crossley	Gallick	Houx
Keathley	Marquart	Oehlerking	Owen	Parker
Phifer	Stinnett	Veit	Voss	Windham
Wright				

VACANCIES: 001

Speaker Plocher declared the bill passed.

SS SB 540, relating to members of the armed forces, was taken up by Representative Griffith.

Representative Griffith moved that the title of **SS SB 540** be agreed to.

Representative Hudson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 540, Page 1, In the Title, Line 3, by deleting the phrase "members of the armed forces" and inserting in lieu thereof the word "taxation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Matthiesen	Mayhew	McGaugh	McMullen
Morse	Myers	O'Donnell	Owen	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 046

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mann	Merideth	Mosley	Nickson-Clark	Nurrenbern
Plank	Proudie	Quade	Sander	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 020

Bland Manlove	Bosley	Crossley	Gallick	Gragg
Houx	Keathley	Mackey	Marquart	McGirl
Murphy	Oehlerking	Parker	Patterson	Phifer
Riggs	Sharpe 4	Stinnett	Voss	Windham

VACANCIES: 001

On motion of Representative Hudson, **House Amendment No. 1** was adopted.

Representative Hudson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Bill No. 540, Pages 1-2, Section 42.312, Lines 1-30, by deleting all of said section and lines and inserting in lieu thereof the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, **for all calendar years ending on or before December 31, 2023,** the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. **Except as otherwise provided in subsection 3 of this section and section 137.078, for all calendar years beginning on or after January 1, 2024, the assessor shall annually assess all personal property at thirty-two and eight-tenths percent of its true value in money as of January first of each calendar year.** The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-

numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than two hundred hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is

changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

6. Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. **(1) To determine the true value in money for motor vehicles,** the assessor of each county and each city not within a county shall use the **[**~~trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.~~**]** **trade-in value published in the current or any of the three immediately previous years' October issue of a nationally recognized automotive trade publication selected by the state tax commission. The assessor shall not use a value that is greater than the average trade-in value for such motor vehicle in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than the average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which, in the assessor's judgment, will fairly estimate the true value in money of the motor vehicle.**

(2) For all tax years beginning on or after January 1, 2025, the assessor shall apply the following depreciation schedule to the trade-in value of the motor vehicle as determined pursuant to subdivision (1) of this subsection:

Years since manufacture	**Percent Depreciation**
Current	**15**
1	**25**
2	**32.5**
3	**39.3**
4	**45.3**
5	**50.8**
6	**55.7**
7	**60.1**
8	**64.1**
9	**67.7**
10	**71**

11	**75.2**
12	**79.2**
13	**83.2**
14	**87.2**
15	**90**
Greater than 15	**99.9% or a minimum value of $300, whichever is higher**

Notwithstanding the provisions of this subdivision to the contrary, in no case shall the assessed value of a motor vehicle, as depreciated pursuant to this subdivision, be less than three hundred dollars.

(3) To implement the provisions of this subsection without large variations from the method in effect prior to January 1, 2024, the assessor shall assume that the last valuation tables used prior to October 1, 2024, are fair valuations and these valuations shall be depreciated from the table provided in subdivision (2) of this subsection until the end of their useful life. The state tax commission shall secure an annual appropriation from the general assembly for the publication used pursuant to subdivision (1) of this subsection. The state tax commission or the state of Missouri shall be the registered user of the publication with rights to allow all assessors access to the publication. The publication shall be available to all assessors by December fifteenth of each year.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, pursuant to subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection 11 of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

14. Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

15. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection 14 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

16. Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444.

137.1050. 1. For the purposes of this section, the following terms shall mean:

(1) "Eligible credit amount", the difference between an eligible taxpayer's real property tax liability on such taxpayer's homestead for a given tax year, minus the real property tax liability on such homestead in the year that the taxpayer became an eligible taxpayer;

(2) "Eligible taxpayer", a Missouri resident who:

(a) Is eligible for Social Security retirement benefits;

(b) Is an owner of record of a homestead or has a legal or equitable interest in such property as evidenced by a written instrument; and

(c) Is liable for the payment of real property taxes on such homestead;

(3) "Homestead", real property actually occupied by an eligible taxpayer as the primary residence. An eligible taxpayer shall not claim more than one primary residence;

(4) "Real property tax liability", the amount of revenue derived from the tax imposed on an eligible taxpayer's homestead that is:

(a) Collected by the county in which such eligible taxpayer's homestead is located; and

(b) Available under state law for appropriation by such county in such county's annual budget for county expenditures.

2. Any county authorized to impose a property tax may grant a property tax credit to eligible taxpayers residing in such county in an amount equal to the taxpayer's eligible credit amount, provided that:

(1) Such county adopts an ordinance authorizing such credit; or

(2) (a) A petition in support of a referendum on such a credit is signed by at least five percent of the registered voters of such county voting in the last gubernatorial election and the petition is delivered to the governing body of the county, which shall subsequently hold a referendum on such credit.

(b) The ballot of submission for the question submitted to the voters pursuant to paragraph (a) of this subdivision shall be in substantially the following form:

Shall the County of _____ exempt senior citizens from increases in the property tax liability due on such seniors citizens' primary residence?

☐ YES ☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the credit shall be in effect.

3. A county granting an exemption pursuant to this section shall apply such exemption when calculating the eligible taxpayer's property tax liability for the tax year. The amount of the credit shall be noted on the statement of tax due sent to the eligible taxpayer by the county collector.

4. For the purposes of calculating property tax levies pursuant to section 137.073, the total amount of credits authorized by a county pursuant to this section shall be considered tax revenue, as such term is defined in section 137.073, actually received by the county.

143.022. 1. As used in this section, "business income" means the income greater than zero arising from transactions in the regular course of all of a taxpayer's trade or business and shall be limited to the Missouri source net profit from the combination of the following:

(1) The total combined profit as properly reported to the Internal Revenue Service on each Schedule C, or its successor form, filed; **[**~~and~~**]**

(2) The total partnership and S corporation income or loss properly reported to the Internal Revenue Service on Part II of Schedule E, or its successor form**;**

(3) The total combined profit as properly reported to the Internal Revenue Service on each Schedule F, or its successor form, filed; and

(4) The total combined profit as properly reported to the Internal Revenue Service on each Form 4835, or its successor form, filed.

2. In addition to all other modifications allowed by law, there shall be subtracted from the federal adjusted gross income of an individual taxpayer a percentage of such individual's business income, to the extent that such amounts are included in federal adjusted gross income when determining such individual's Missouri adjusted gross income **and are not otherwise subtracted or deducted in determining such individual's Missouri taxable income**.

3. In the case of an S corporation described in section 143.471 or a partnership computing the deduction allowed under subsection 2 of this section, taxpayers described in subdivision (1) or (2) of this subsection shall be allowed such deduction apportioned in proportion to their share of ownership of the business as reported on the taxpayer's Schedule K-1, or its successor form, for the tax period for which such deduction is being claimed when determining the Missouri adjusted gross income of:

(1) The shareholders of an S corporation as described in section 143.471;

(2) The partners in a partnership.

4. The percentage to be subtracted under subsection 2 of this section shall be increased over a period of years. Each increase in the percentage shall be by five percent and no more than one increase shall occur in a calendar year. The maximum percentage that may be subtracted is twenty percent of business income. Any increase in the percentage that may be subtracted shall take effect on January first of a calendar year and such percentage shall continue in effect until the next percentage increase occurs. An increase shall only apply to tax years that begin on or after the increase takes effect.

5. An increase in the percentage that may be subtracted under subsection 2 of this section shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

6. The first year that a taxpayer may make the subtraction under subsection 2 of this section is 2017, provided that the provisions of subsection 5 of this section are met. If the provisions of subsection 5 of this section are met, the percentage that may be subtracted in 2017 is five percent."; and

Further amend said bill, Page 4, Section 143.175, Line 38, by inserting after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which

are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" shall mean:

(a) New or used farm tractors and such other new or used farm machinery and equipment, including utility vehicles used for any agricultural use, and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment and rotary mowers used for any agricultural purposes. For the purposes of this subdivision, "utility vehicle" shall mean any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels;

(b) Supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile; and

(c) One-half of each purchaser's purchase of diesel fuel therefor which is:

a. Used exclusively for agricultural purposes;

b. Used on land owned or leased for the purpose of producing farm products; and

c. Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or

master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, **[**~~4091,~~**]** 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales

and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of

this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under sections 67.1830 to 67.1846 or section 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016;

(46) All purchases by a company of solar photovoltaic energy systems, components used to construct a solar photovoltaic energy system, and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:

(a) Are sold or leased to an end user; or

(b) Are used to produce, collect and transmit electricity for resale or retail**;**

(47) All sales of used tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible personal property or from another consumer. For the purposes of this section, "used tangible personal property" is any tangible personal property that is sold a second time at an auction or any number of additional subsequent times after the initial point of sale at an auction, upon which a sales tax is levied. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended.

144.615. There are specifically exempted from the taxes levied in sections 144.600 to 144.745:

(1) Property, the storage, use or consumption of which this state is prohibited from taxing pursuant to the constitution or laws of the United States or of this state;

(2) Property, the gross receipts from the sale of which are required to be included in the measure of the tax imposed pursuant to the Missouri sales tax law;

(3) Tangible personal property, the sale or other transfer of which, if made in this state, would be exempt from or not subject to the Missouri sales tax pursuant to the provisions of subsection 2 of section 144.030;

(4) Motor vehicles, trailers, boats, and outboard motors subject to the tax imposed by section 144.020;

(5) Tangible personal property which has been subjected to a tax by any other state in this respect to its sales or use; provided, if such tax is less than the tax imposed by sections 144.600 to 144.745, such property, if otherwise taxable, shall be subject to a tax equal to the difference between such tax and the tax imposed by sections 144.600 to 144.745;

(6) Tangible personal property held by processors, retailers, importers, manufacturers, wholesalers, or jobbers solely for resale in the regular course of business;

(7) Personal and household effects and farm machinery used while an individual was a bona fide resident of another state and who thereafter became a resident of this state, or tangible personal property brought into the state by a nonresident for his own storage, use or consumption while temporarily within the state**;**

(8) Tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible personal property or from another consumer. For the purposes of this section, "used tangible personal property" is any tangible personal property that is sold a second time at an auction or any number of additional subsequent times after the initial point of sale at an auction, upon which a sales tax is levied. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri.

Section B. Because immediate action is necessary to protect taxpayers from inflated values and rapidly increasing prices, the repeal and reenactment of section 137.115 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 137.115 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Shields offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Substitute for Senate Bill No. 540, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""135.1310. 1. This section shall be known and may be cited as the "Child Care Contribution Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Child care", the same as defined in section 210.201;

(2) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(3) "Child care provider", a child care provider as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(4) "Contribution", an eligible donation of cash, stock, bonds or other marketable securities, or real property;

(5) "Department", the Missouri department of economic development;

(6) "Person related to the taxpayer", an individual connected with the taxpayer by blood, adoption, or marriage, or an individual, corporation, partnership, limited liability company, trust, or association

controlled by, or under the control of, the taxpayer directly, or through an individual, corporation, limited liability company, partnership, trust, or association under the control of the taxpayer;

(7) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(8) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer under chapter 143 and chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer under chapter 143;

(9) "Tax credit", a credit against the taxpayer's state tax liability;

(10) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or individuals or partnerships subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2023, a taxpayer may claim the tax credit authorized in this section against the taxpayer's state tax liability for the tax year in which a verified contribution was made in an amount up to seventy-five percent of the verified contribution to a child care provider. Any tax credit issued shall not be less than one hundred dollars and shall not exceed two hundred thousand dollars per tax year.

(1) The child care provider receiving a contribution shall, within sixty days of the date it received the contribution, issue the taxpayer a contribution verification and file a copy of the contribution verification with the department. The contribution verification shall be in the form established by the department and shall include the taxpayer's name, taxpayer's state or federal tax identification number or last four digits of the taxpayer's Social Security number, amount of tax credit, amount of contribution, legal name and address of the child care provider receiving the tax credit, the child care provider's federal employer identification number, the child care provider's departmental vendor number or license number, and the date the child care provider received the contribution from the taxpayer. The contribution verification shall include a signed attestation stating the child care provider will use the contribution solely to promote child care.

(2) The failure of the child care provider to timely issue the contribution verification to the taxpayer or file it with the department shall entitle the taxpayer to a refund of the contribution from the child care provider.

4. A donation is eligible when:

(1) The donation is used directly by a child care provider to promote child care for children twelve years of age or younger, including by acquiring or improving child care facilities, equipment, or services, or improving staff salaries, staff training, or the quality of child care;

(2) The donation is made to a child care provider in which the taxpayer or a person related to the taxpayer does not have a direct financial interest; and

(3) The donation is not made in exchange for care of a child or children in the case of an individual taxpayer that is not an employer making a contribution on behalf of its employees.

5. A child care provider that uses the contribution for an ineligible purpose shall repay to the department the value of the tax credit for the contribution amount used for an ineligible purpose.

6. The tax credits authorized by this section shall not be refundable and shall not be transferred, sold, or otherwise conveyed. Any amount of approved tax credits that a taxpayer is prohibited by this subsection from using for the tax year in which the credit is first claimed may be carried back to the taxpayer's immediately prior tax year and carried forward to the taxpayer's subsequent tax year for up to five succeeding tax years.

7. Notwithstanding any provision of subsection 6 of this section to the contrary, a taxpayer that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt taxpayer may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt taxpayer is not required to file a tax return under the provisions of chapter 143, the exempt taxpayer may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

8. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year. A taxpayer shall apply to the department for the child care contribution tax credit by submitting a copy of the contribution verification provided by a child care provider to such taxpayer. Upon receipt of the contribution verification, the department shall issue a tax credit certificate to the applicant.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for contributions made to child care providers located in a child care desert. The director of the department shall publish such adjusted amount.

9. The tax credits allowed under this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

10. All action and communication undertaken or required under this section shall be exempt from section 105.1500.

11. The department may promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

12. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

135.1325. 1. This section shall be known and may be cited as the "Employer Provided Child Care Assistance Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(2) "Child care facility", a child care facility as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(3) "Department", the Missouri department of economic development;

(4) "Employer matching contribution", a contribution made by the taxpayer to a cafeteria plan, as that term is used in 26 U.S.C. Section 125, of an employee of the taxpayer, that matches a dollar amount or percentage of the employee's contribution to the cafeteria plan, but this term does not include the amount of any salary reduction or other compensation foregone by the employee in connection with the cafeteria plan;

(5) "Qualified child care expenditure", an amount paid of reasonable costs incurred that meet any of the following:

(a) To acquire, construct, rehabilitate, or expand property that will be, or is, used as part of a child care facility that is either operated by the taxpayer or contracted with by the taxpayer and which does not constitute part of the principal residence of the taxpayer or any employee of the taxpayer;

(b) For the operating costs of a child care facility of the taxpayer, including costs relating to the training of employees, scholarship programs, and for compensation to employees;

(c) Under a contract with a child care facility to provide child care services to employees of the taxpayer; or

(d) As an employer matching contribution, but only to the extent such employer matching contribution is restricted by the taxpayer solely for the taxpayer's employee to obtain child care services at a child care facility and is used for that purpose during the tax year;

(6) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(7) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer under the provisions of chapter 143 and chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer under the provisions of chapter 143;

(8) "Tax credit", a credit against the taxpayer's state tax liability;

(9) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or individuals or partnerships subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2023, a taxpayer may claim a tax credit authorized in this section in an amount equal to thirty percent of the qualified child care expenditures paid or incurred with respect to a child care facility. The maximum amount of any tax credit issued under this section shall not exceed two hundred thousand dollars per taxpayer per tax year.

4. A facility shall not be treated as a child care facility with respect to a taxpayer unless the following conditions have been met:

(1) Enrollment in the facility is open to employees of the taxpayer during the tax year; and

(2) If the facility is the principal business of the taxpayer, at least thirty percent of the enrollees of such facility are dependents of employees of the taxpayer.

5. The tax credits authorized by this section shall not be refundable or transferable. The tax credits shall not be sold, assigned, or otherwise conveyed. Any amount of approved tax credits that a taxpayer is prohibited by this subsection from using for the tax year in which the credit is first claimed may be carried back to the taxpayer's immediately prior tax year and carried forward to the taxpayer's subsequent tax year for up to five succeeding tax years.

6. Notwithstanding any provision of subsection 5 of this section to the contrary, a taxpayer that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt taxpayer may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt taxpayer is not required to file a tax return under the provisions of chapter 143, the exempt taxpayer may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

7. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for qualified child care expenditures for child care facilities located in a child care desert. The director of the department shall publish such adjusted amount.

8. A taxpayer who has claimed a tax credit under this section shall notify the department within sixty days of any cessation of operation, change in ownership, or agreement to assume recapture liability as such terms are defined by 26 U.S.C. Section 45F, in the form and manner prescribed by department rule or instruction. If there is a cessation of operation or change in ownership relating to a child care facility, the taxpayer shall repay the department the applicable recapture percentage of the credit allowed under this section, but this recapture amount shall be limited to the tax credit allowed under this section. The recapture amount shall be considered a tax liability arising on the tax payment due date for the tax year in which the

cessation of operation, change in ownership, or agreement to assume recapture liability occurred and shall be assessed and collected under the same provisions that apply to a tax liability under chapter 143 or chapter 148.

9. The tax credit allowed under this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

10. All action and communication undertaken or required under this section shall be exempt from section 105.1500.

11. The department may promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

12. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

135.1350. 1. This section shall be known and may be cited as the "Child Care Providers Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Capital expenditures", expenses incurred by a child care provider, during the tax year for which a tax credit is claimed under this section, for the construction, renovation, or rehabilitation of a child care facility to the extent necessary to operate a child care facility and comply with applicable child care facility regulations promulgated by the department of elementary and secondary education;

(2) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(3) "Child care facility", a child care facility as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(4) "Child care provider", a child care provider as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(5) "Department", the department of elementary and secondary education;

(6) "Eligible employer withholding tax", the total amount of tax that the child care provider was required, under section 143.191, to deduct and withhold from the wages it paid to employees during the tax year for which the child care provider is claiming a tax credit under this section, to the extent actually paid;

(7) "Employee", an employee, as that term is used in subsection 2 of section 143.191, of a child care provider who worked for the child care provider for an average of at least ten hours per week for at least a three-month period during the tax year for which a tax credit is claimed under this section and who is not an immediate family member of the child care provider;

(8) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(9) "State tax liability", any liability incurred by the taxpayer under the provisions of chapter 143, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions;

(10) "Tax credit", a credit against the taxpayer's state tax liability;

(11) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or an individual or partnership subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2024, a child care provider with three or more employees may claim a tax credit authorized in this section in an amount equal to the child care provider's eligible employer withholding tax, and may also claim a tax credit in an amount up to thirty percent of the child care provider's capital expenditures. No tax credit for capital expenditures shall be allowed if the capital expenditures are less than one thousand dollars. The amount of any tax credit issued under this section shall not exceed two hundred thousand dollars per child care provider per tax year.

4. To claim a tax credit authorized under this section, a child care provider shall submit to the department, for preliminary approval, an application for the tax credit on a form provided by the department and at such times as the department may require. If the child care provider is applying for a tax credit for capital expenditures, the child care provider shall present proof acceptable to the department that the child care provider's capital expenditures satisfy the requirements of subdivision (1) of subsection 2 of this section. Upon final approval of an application, the department shall issue the child care provider a certificate of tax credit.

5. The tax credits authorized by this section shall not be refundable and shall not be transferred, sold, assigned, or otherwise conveyed. Any amount of credit that exceeds the child care provider's state tax liability for the tax year for which the tax credit is issued may be carried back to the child care provider's immediately prior tax year or carried forward to the child care provider's subsequent tax year for up to five succeeding tax years.

6. Notwithstanding any provision of subsection 5 of this section to the contrary, a child care provider that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt child care provider may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt child care provider is not required to file a tax return under the provisions of chapter 143, the exempt child care provider may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

7. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for child care providers located in a child care desert. The director of the department shall publish such adjusted amount.

8. The tax credit authorized by this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

9. All action and communication undertaken or required with respect to this section shall be exempt from section 105.1500. Notwithstanding section 32.057 or any other tax confidentiality law to the contrary, the department of revenue may disclose tax information to the department for the purpose of the verification of a child care provider's eligible employer withholding tax under this section.

10. The department may promulgate rules and adopt statements of policy, procedures, forms, and guidelines to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

11. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Allen	Atchison	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Owen	Patterson	Perkins
Peters	Pollitt	Pouche	Reedy	Reuter
Richey	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Smith 155
Smith 163	Sparks	Stacy	Stephens	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Brown 87
Burnett	Burton	Butz	Clemens	Collins
Doll	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mann
Matthiesen	Mosley	Nickson-Clark	Nurrenbern	Plank
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 021

Amato	Bland Manlove	Casteel	Crossley	Ealy
Gallick	Gragg	Houx	Johnson 23	Keathley
Mackey	Marquart	Merideth	Oehlerking	Parker
Phifer	Riggs	Shields	Stinnett	Voss
Windham				

VACANCIES: 001

On motion of Representative Shields, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Owen	Patterson	Perkins
Peters	Pouche	Reedy	Reuter	Richey
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 163
Sparks	Stacy	Stephens	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Burnett
Burton	Butz	Clemens	Collins	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Johnson 12	Lavender	Mann	Matthiesen	Merideth
Nickson-Clark	Nurrenbern	Plank	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 025

Bland Manlove	Brown 87	Buchheit-Courtway	Copeland	Crossley
Gallick	Hinman	Houx	Ingle	Johnson 23
Keathley	Lewis 25	Mackey	Marquart	Mosley
Oehlerking	Parker	Phifer	Pollitt	Riggs
Smith 155	Stinnett	Veit	Voss	Windham

VACANCIES: 001

On motion of Representative Hudson, **House Amendment No. 2, as amended**, was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Evans	Farnan
Francis	Gragg	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
O'Donnell	Owen	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Waller	West	Wilson	Wright	Mr. Speaker

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Barnes	Bosley	Brown 27	Burnett	Burton
Butz	Clemens	Collins	Doll	Ealy
Fogle	Fountain Henderson	Gray	Hein	Johnson 12
Lavender	Lewis 25	Mann	Merideth	Nickson-Clark
Nurrenbern	Plank	Proudie	Quade	Sander
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 025

Baringer	Bland Manlove	Brown 87	Casteel	Crossley
Dinkins	Falkner	Gallick	Gregory	Houx
Ingle	Johnson 23	Keathley	Mackey	Marquart
Mosley	Myers	Oehlerking	Parker	Phifer
Richey	Riggs	Stinnett	Voss	Windham

VACANCIES: 001

On motion of Representative Griffith, **SS SB 540, as amended**, was read the third time and passed by the following vote:

AYES: 122

Allen	Amato	Anderson	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Francis	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Hovis	Hudson	Ingle	Johnson 12	Jones
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Lavender	Lewis 6	Lonsdale	Lovasco	Mackey
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	Nurrenbern	O'Donnell
Owen	Patterson	Perkins	Peters	Pollitt
Pouche	Quade	Reedy	Reuter	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Steinhoff	Stephens	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Waller
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 005

Burnett	Hurlbert	Richey	Stacy	Taylor 84

PRESENT: 021

Adams	Appelbaum	Bland Manlove	Bosley	Clemens
Collins	Doll	Fountain Henderson	Gray	Johnson 23
Lewis 25	Mann	Merideth	Mosley	Nickson-Clark
Plank	Proudie	Strickler	Terry	Unsicker
Walsh Moore				

ABSENT WITH LEAVE: 014

Brown 87	Casteel	Crossley	Gallick	Houx
Keathley	Marquart	Oehlerking	Parker	Phifer
Riggs	Stinnett	Voss	Windham	

VACANCIES: 001

Speaker Plocher declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 101

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Owen	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 050

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Butz	Chappell
Clemens	Collins	Doll	Ealy	Fogle
Fountain Henderson	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Plank
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 011

Crossley	Gallick	Houx	Keathley	Marquart
Oehlerking	Parker	Phifer	Stinnett	Voss
Windham				

VACANCIES: 001

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, which reviewed tax credits pursuant to Section 33.282, RSMo, begs leave to report it has examined the same and has adopted the accompanying motion by the following vote:

Ayes (25): Black, Boggs, Brown (149), Cupps, Deaton, Evans, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lewis (6), O'Donnell, Owen, Reuter, Richey, Riggs, Sharpe (4), Shields, Smith (163), Steinhoff, Taylor (84), Taylor (48), Voss and West

Noes (5): Burnett, Fogle, Lavender, Merideth and Nurrenbern

Present (4): Boyd, Ealy, Proudie and Windham

Absent (3): Christ, Crossley and Sander

Fiscal Year 2024 Tax Credit Motion

Having reviewed the estimates of new tax credits for Fiscal Year 2024 submitted to the Chairman of the House Budget Committee by the Budget Director pursuant to Section 33.282, RSMo, the Committee on Budget, under the authority of said section, hereby approves those estimated new tax credits for any tax year beginning on or after July 1, 2023 and on or before June 30, 2024, with the following exceptions:

1. No credits are approved for grape and wine producers, pursuant to Section 135.700, RSMo, for any tax year beginning on or after July 1, 2023 and on or before June 30, 2024;
2. No credits are approved for qualified beef, pursuant to Section 135.679, RSMo, for any tax year beginning on or after July 1, 2023 and on or before June 30, 2024;
3. An amount of credits no greater than 72.5% of the federal low-income housing tax credit allocation to Missouri are approved for Missouri low-income housing projects that are not financed with tax-exempt bond issuance, pursuant to Sections 135.350 through 135.363, RSMo, for any tax year beginning on or after July 1, 2023 and on or before June 30, 2024, provided that said amount shall be increased by:
    (1) Any amount of state tax credits that are recaptured under the provisions of Section 135.355, RSMo; and
    (2) $6,000,000, reduced by the amount of credits authorized for projects that are financed with tax-exempt bond issuance; and

    Further provided that up to 100% of all credits issued shall be issued under the accelerated redemption pilot program. Projects selected for the pilot program will be issued credits equal to the federal Low-Income Housing Tax Credit (LIHTC) credits for the first five years of the redemption period, with the remainder of state LIHTC credits equally distributed over years six through ten;
4. No more than $6,000,000 of credits are approved for Missouri low-income housing projects that are financed with tax-exempt bond issuance, pursuant to Sections 135.350 through 135.363, RSMo, for any tax year beginning on or after July 1, 2023 and on or before June 30, 2024;
5. No more than $120,000,000 of credits are approved for historic structures rehabilitation, pursuant to Sections 253.545 through 253.559, RSMo, for any tax year beginning on or after July 1, 2023 and on or before June 30, 2024;
6. No more than $12,000,000 of credits are approved for new and expanded business facilities, pursuant to Sections 135.100 through 135.155, RSMo, for any tax year beginning on or after July 1, 2023 and on or before June 30, 2024.

The Committee on Budget directs the Chairman of the Committee to report adoption of this Motion to the Chief Clerk of the House and request that the Motion be printed in the Journal of the House.

Committee on Consent and House Procedure, Chairman Pouche reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 1815**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Appelbaum, Falkner, Hovis, Johnson (12) and Pouche

Noes (0)

Absent (4): Buchheit-Courtway, Evans, Sharp (37) and Thompson

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HS HCS SS SCS SB 133**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Houx, Hudson, Kelly (141), Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Francis reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 13**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baker, Francis, Griffith, Houx and Myers

Noes (0)

Present (1): Smith (46)

Absent (4): Bland Manlove, Copeland, Haden and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 80**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baker, Francis, Griffith, Houx and Myers

Noes (0)

Present (1): Smith (46)

Absent (4): Bland Manlove, Copeland, Haden and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS#2 SCS SB 88**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baker, Francis, Griffith, Houx and Myers

Noes (0)

Present (1): Smith (46)

Absent (4): Bland Manlove, Copeland, Haden and Mackey

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 115**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Francis, Griffith, Haden and Myers

Noes (2): Mackey and Smith (46)

Absent (4): Baker, Bland Manlove, Copeland and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 122**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Copeland, Francis, Griffith, Haden, Myers and Smith (46)

Noes (1): Mackey

Absent (3): Baker, Bland Manlove and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 148**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Houx

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 213**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Copeland, Francis, Griffith, Haden, Mackey, Myers and Smith (46)

Noes (0)

Absent (3): Baker, Bland Manlove and Houx

Committee on Rules - Regulatory Oversight, Chairman Gregory reporting:

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **SJR 21**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Gregory, Ingle, O'Donnell, Riley, Roberts and Strickler

Noes (0)

Absent (4): Cupps, Evans, Haffner and Proudie

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS SS SB 245**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Cupps, Evans, Gregory, Haffner, Ingle, O'Donnell, Proudie, Roberts and Strickler

Noes (0)

Absent (1): Riley

Mr. Speaker: Your Committee on Rules - Regulatory Oversight, to which was referred **HCS SS SCS SBs 411 & 230**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Cupps, Evans, Haffner, O'Donnell, Riley and Roberts

Noes (3): Gregory, Ingle and Strickler

Absent (1): Proudie

REFERRAL OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolutions were referred to the Committee indicated:

SS SJR 3 - Fiscal Review
SJR 21 - Fiscal Review
SJR 26 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SB 80 - Fiscal Review
HCS SS#2 SCS SB 88 - Fiscal Review
HCS SS SCS SBs 411 & 230 - Fiscal Review

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 72

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72 with House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10, House Amendment No. 1 to House Amendment No. 11, House Amendment No. 11, as amended, House Amendment Nos. 2 and 3 to House Amendment No. 12, House Amendment No. 12, as amended, and House Amendment No. 13, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 72;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 72 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Curtis Trent
/s/ Senator Tony Luetkemeyer
/s/ Senator Mary Elizabeth Coleman
/s/ Senator Karla May
/s/ Senator Steven Roberts

FOR THE HOUSE:

/s/ Representative Phil Christofanelli
/s/ Representative David Evans
/s/ Representative Brad Banderman
/s/ Representative Marlon Anderson
/s/ Representative Robert Sauls

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 109

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 109, with House Amendment Nos. 1, 2, 3, 4, 5, & 6, House Amendment No. 1 to House Amendment No. 7, and House Amendment No. 7, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 109, as amended;

2. That the Senate recede from its position on Senate Bill No. 109;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 109 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Mike Bernskoetter
/s/ Senator Holly Thompson Rehder
/s/ Senator Sandy Crawford
/s/ Senator Tracy McCreery
/s/ Senator Barbara Washington

FOR THE HOUSE:

/s/ Representative Dan Houx
/s/ Representative Jeff Knight
/s/ Representative Bob Bromley
/s/ Representative Emily Weber
/s/ Representative Yolanda Young

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 222

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 222, with House Amendment Nos. 1, 2, 3, 4, 5, 6, House Amendment No. 1 to House Amendment No. 7, House Amendment No. 7, as amended, House Amendment Nos. 1 & 2 to House Amendment No. 8, House Amendment No. 8, as amended, House Amendment Nos. 1, 2, & 3 to House Amendment No. 9, House Amendment No. 9, as amended, House Amendment Nos. 1 & 2 to House Amendment No. 10, House Amendment No. 10, as amended, House Amendment Nos. 11 & 12, House Amendment No. 1 to House Amendment No. 13, House Amendment No. 13, as amended, House Amendment No. 14, House Amendment No. 1 to House Amendment No. 15, House Amendment No. 15, as amended, House Amendment No. 1 to House Amendment No. 17, House Amendment No. 17, as amended, and House Amendment No. 18, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 222, as amended;

2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 222;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 222 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Curtis Trent
/s/ Senator Tony Luetkemeyer
/s/ Senator Mary Elizabeth Coleman
/s/ Senator Doug Beck
/s/ Senator Tracy McCreery

FOR THE HOUSE:

/s/ Representative Chris Brown
/s/ Representative Cameron Parker
/s/ Representative Alex Riley
/s/ Representative Raychel Proudie
/s/ Representative Gretchen Bangert

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SS SCS SB 72, as amended - Fiscal Review
CCR HCS SB 109, as amended - Fiscal Review
CCR HCS SS SB 222, as amended - Fiscal Review

BILLS DROPPED FROM INFORMAL CALENDAR

Pursuant to Rule 47, the following bills, having remained on the Informal Calendar for ten legislative days, were laid on the table and dropped from the Calendar: **HCS HB 109**, **HB 775**, **HCS HB 959**, **HCS HB 960**, **HCS HB 968** and **HCS HB 1129**.

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:00 a.m., Thursday, May 11, 2023.

COMMITTEE HEARINGS

FISCAL REVIEW
Thursday, May 11, 2023, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

FISCAL REVIEW
Friday, May 12, 2023, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Thursday, May 11, 2023, 8:00 AM, Joint Hearing Room (117).
Department of Health and Senior Services proposed rules in Chapter 19 CSR 100-1.
A vote may be taken to hold a closed meeting pursuant to Section 610.021 (1) relating to communications between a public governmental body and its attorney.
Executive session may follow.
CANCELLED

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Friday, May 12, 2023, 8:00 AM, Joint Hearing Room (117).
Department of Health and Senior Services proposed rules in Chapter 19 CSR 100-1. A vote may be taken to hold a closed meeting pursuant to Section 610.021 (1) relating to communications between a public governmental body and its attorney.
Executive session may follow.

HOUSE CALENDAR

SEVENTY-FIRST DAY, THURSDAY, MAY 11, 2023

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 992, with HA 1, pending - Lewis (6)
HB 152 - Thomas
HB 369 - West
HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs

HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx
HB 1028 - Smith (155)
HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 367 - Seitz

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 48 - Haley
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE JOINT RESOLUTIONS FOR THIRD READING

SS SJR 3, (Fiscal Review 5/10/23) - Davidson
SJR 21, (Fiscal Review 5/10/23) - Reuter
SJR 26, (Fiscal Review 5/10/23) - Hausman

SENATE BILLS FOR THIRD READING

SS SB 227 - Evans
SB 63 - Perkins
HCS SS SB 82, (Fiscal Review 5/9/23) - Riley
HCS SS SB 116 - Houx

HCS SS SCS SB 129 - Murphy
HCS SS SCS SB 100, (Fiscal Review 5/9/23) - Deaton
SS SB 35, (Fiscal Review 5/9/23) - Evans
SCS SB 13 - Owen
SS SB 80, (Fiscal Review 5/10/23) - O'Donnell
HCS SS#2 SCS SB 88, (Fiscal Review 5/10/23) - Christofanelli
HCS SB 122 - Schwadron
HCS SS SB 148 - Mosley
HCS SS SB 213 - Kelly (141)
HCS SS SB 245 - Evans
HCS SS SCS SBs 411 & 230, (Fiscal Review 5/10/23) - Deaton

SENATE BILLS FOR THIRD READING - INFORMAL

HS HCS SS SCS SB 133 - Baker
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli
HCS SS SCS SBs 56 & 61, as amended - Hovis
HCS SS#3 SB 22, E.C. - Evans
HCS SS SB 23, E.C. - O'Donnell
HCS SS SB 25, as amended, with HA 5 as amended, pending - McGirl
SS SCS SB 41 - Cook
SB 34 - Baker

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 10 - Patterson
SCS SCR 4 - Schnelting
SCR 6 - Brown (16)

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS#3 HCS HB 268, as amended (Fiscal Review 5/9/23) - Riley
SCS HCS HBs 802, 807 & 886, (Fiscal Review 5/10/23) - Dinkins

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 655, as amended (request Senate recede/grant conference) - Knight

BILLS IN CONFERENCE

CCR SS SCS HCS HBs 903, 465, 430 & 499, as amended (Fiscal Review 5/4/23), E.C. - Haffner
CCR SS SCS SB 127, with HA 1, HA 2, HA 1 HA 3, HA 3, as amended, HA 4, HA 1 HA 5, HA 2 HA 5, and HA 5, as amended (Fiscal Review 5/5/23) - Francis
CCR HCS SB 186, as amended (Fiscal Review 5/5/23) - Riley

CCR HCS SS SB 222, as amended (exceeded differences) (Fiscal Review 5/10/23) - Brown (16)
CCR HCS SS SCS SBs 45 & 90, as amended, E.C. - Stinnett
HCS SB 247, as amended - Baker
CCR HCS SS SB 111, as amended - Griffith
CCR HCS SS SCS SB 72, as amended (Fiscal Review 5/10/23) - Christofanelli
CCR SB 20, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 9, and HA 10 - Hovis
CCR HS HCS SS#2 SCS SB 96, as amended (Fiscal Review 5/9/23) - Baker
CCR HCS SS SCS SB 157, as amended - Coleman
CCR HCS SB 109, as amended (Fiscal Review 5/10/23) - Houx
HCS SCS SB 187, as amended - Owen
HCS SB 47, as amended - Riley

HOUSE RESOLUTIONS

HCS HR 12 - Owen

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

JOURNAL OF THE HOUSE

First Regular Session, 102nd General Assembly

SEVENTY-FIRST DAY, THURSDAY, MAY 11, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"In every nation he who fears God and does what is right is acceptable to Him." (Acts 10:35)

O God, who has called us to let our light so shine before others that they may see our good works and glorify You, give us grace to be faithful leaders of our people, thoughtful in our thinking, wise in our wisdom, genuine in our goodness, and with hearts ever open to You. Weave our lives and the life of our State into the struggle for freedom and justice and peace.

Awaken in our citizens an abounding zeal and tie it to an adventurous willingness to work with You for the good of all in our Show Me State as we race to the end of session.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventieth day was approved as corrected.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HBs 802, 807 & 886**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fogle, Houx, Hudson, Kelly (141) and Pollitt

Noes (0)

Absent (2): Baringer and Owen

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 72, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fogle, Houx, Hudson, Kelly (141) and Pollitt

Noes (0)

Absent (2): Baringer and Owen

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 222, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Kelly (141) and Pollitt

Noes (1): Fogle

Absent (2): Baringer and Owen

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 47, as amended**.

Senators: Gannon, Crawford, Brown (16), Razer, McCreery

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SCS SB 187, as amended**.

Senators: Brown (16), Cierpiot, Bernskoetter, Razer, Roberts

Representative Patterson suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 066

Amato	Anderson	Atchison	Barnes	Billington
Black	Boggs	Bonacker	Brown 149	Brown 16
Brown 27	Busick	Butz	Christ	Cook
Copeland	Cupps	Davidson	Davis	Doll
Evans	Farnan	Francis	Gallick	Haden
Haffner	Haley	Hardwick	Hinman	Houx
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Lovasco	Marquart	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Nurrenbern	Owen
Perkins	Peters	Richey	Riggs	Roberts
Sander	Sassmann	Seitz	Sharpe 4	Shields
Sparks	Stinnett	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	West	Woods
Wright				

NOES: 000

PRESENT: 086

Adams	Allen	Aune	Baker	Banderman
Bangert	Baringer	Bosley	Boyd	Bromley
Brown 87	Buchheit-Courtway	Burger	Burnett	Byrnes
Casteel	Chappell	Christofanelli	Clemens	Coleman
Crossley	Deaton	Diehl	Dinkins	Ealy
Falkner	Fogle	Fountain Henderson	Gragg	Gray
Gregory	Griffith	Hausman	Hein	Henderson
Hicks	Hovis	Hudson	Hurlbert	Johnson 12
Jones	Keathley	Lavender	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Matthiesen	Merideth
Mosley	Myers	Nickson-Clark	O'Donnell	Oehlerking
Parker	Patterson	Plank	Pouche	Proudie
Quade	Reedy	Reuter	Riley	Sauls
Schnelting	Schulte	Schwadron	Smith 155	Smith 163
Smith 46	Stacy	Steinhoff	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Unsicker	Waller
Walsh Moore	Weber	Wilson	Windham	Young
Mr. Speaker				

ABSENT WITH LEAVE: 010

Appelbaum	Bland Manlove	Burton	Collins	Ingle
Johnson 23	Phifer	Pollitt	Sharp 37	Stephens

VACANCIES: 001

On motion of Representative Patterson, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 100**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Kelly (141) and Pollitt

Noes (1): Fogle

Absent (2): Baringer and Owen

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 202** entitled:

An act to repeal sections 60.401, 60.410, 60.421, 60.431, 60.441, 60.451, 60.471, 60.480, 60.491, 60.510, 135.775, 135.778, 143.022, 143.121, 192.945, 192.947, 195.203, 195.207, 195.740, 195.743, 195.746, 195.749, 195.752, 195.756, 195.758, 195.764, 195.767, 195.773, 196.311, 196.316, 261.265, 304.180, 323.100, 340.341, 340.345, 340.381, 340.384, 340.387, and 413.225, RSMo, and to enact in lieu thereof twenty-five new sections relating to environmental regulation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 20, as amended**, and has taken up and passed **CCS SB 20**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 186, as amended**, and has taken up and passed **CCS HCS SB 186**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has concurred in **House Amendment No. 1, as amended**, and **House Substitute Amendment No. 1 for House Amendment No. 2**, to **SS SCS SBs 189, 36 & 37** and has taken up and passed **SS SCS SBs 189, 36 & 37, with House Amendment No. 1, as amended, and House Substitute Amendment No. 1 for House Amendment No. 2**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SB 111, as amended**, and has taken up and passed **CCS HCS SS SB 111**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 157, as amended**, and has taken up and passed **CCS HCS SS SCS SB 157**.

Emergency clause adopted.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS HB 202 - Fiscal Review

THIRD READING OF SENATE BILLS

SS SB 227, **SB 63**, **HCS SS SB 82** and **HCS SS SB 116** were placed on the Informal Calendar.

HCS SS SCS SB 129, relating to child custody, was taken up by Representative Murphy.

On motion of Representative Murphy, the title of **HCS SS SCS SB 129** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 129, Page 2, Section 452.375, Line 15, by inserting after the word "child" the phrase "**after establishing that the court has jurisdiction pursuant to section 452.740 or 452.750**"; and

Further amend said bill and section, Page 3, Lines 68-69, by inserting after each instance of the word "parent" the words "**or third party**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Brown 87	Burnett	Burton	Clemens	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Gray	Hein	Ingle	Johnson 12	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Plank	Proudie	Quade
Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 006

Butz	Hovis	Johnson 23	Lewis 6	Phifer
Windham				

VACANCIES: 001

Representative Unsicker moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Murphy, **HCS SS SCS SB 129** was adopted.

On motion of Representative Murphy, **HCS SS SCS SB 129** was read the third time and passed by the following vote:

AYES: 139

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Boggs	Bonacker
Boyd	Bromley	Brown 149	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burger	Burton	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Hicks	Hinman	Houx	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pollitt	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Strickler
Taylor 84	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	Weber
West	Wilson	Young	Mr. Speaker	

NOES: 010

Burnett	Doll	Henderson	Lavender	Lewis 25
Mackey	Mann	Steinhoff	Unsicker	Wright

PRESENT: 007

Appelbaum	Bland Manlove	Bosley	Smith 46	Terry
Walsh Moore	Woods			

ABSENT WITH LEAVE: 006

Butz	Hovis	McGaugh	Phifer	Taylor 48
Windham				

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 116, relating to the disposition of the dead, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HCS SS SB 116** was agreed to.

Representative Houx moved that **HCS SS SB 116** be adopted.

Which motion was defeated.

On motion of Representative Houx, the title of **SS SB 116**, relating to the disposition of the dead, was agreed to.

On motion of Representative Houx, **SS SB 116** was truly agreed to and finally passed by the following vote:

AYES: 155

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Byrnes	Casteel
Chappell	Christ	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls

Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 001

Unsicker

PRESENT: 000

ABSENT WITH LEAVE: 006

Bland Manlove	Butz	Christofanelli	Hovis	Phifer
Windham				

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 100, relating to mediums of exchange, was taken up by Representative Deaton.

On motion of Representative Deaton, the title of **HCS SS SCS SB 100** was agreed to.

Representative Christofanelli offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 100, Pages 8-9, Section 408.900, Lines 1-37, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lovasco offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 100, Page 1, Line 2, by inserting after the number "100," the following:

"Pages 1-3, Section 137.100, Lines 1-49, by deleting all of said section and lines from the bill"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Smith 163	Sparks
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Voss	Waller
West	Wilson	Wright	Mr. Speaker	

NOES: 042

Adams	Anderson	Aune	Bangert	Baringer
Bosley	Brown 27	Brown 87	Burnett	Burton
Collins	Crossley	Doll	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Plank	Sander	Sauls
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 016

Appelbaum	Baker	Barnes	Bland Manlove	Buchheit-Courtway
Butz	Clemens	Ealy	Gray	Hovis
McGaugh	Phifer	Proudie	Quade	Stacy
Veit				

VACANCIES: 001

On motion of Representative Lovasco, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Christ offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 100, Page 1, Line 2, by inserting after the number "100," the following:

"Page 7, Section 408.010, Line 6, by inserting after the word "**coinage**" the words "**, except for foreign coinage,**"; and

Further amend said amendment and page, Line 9, by inserting at the end of said line the following:

"**For purposes of this section, "foreign coinage" means coinage minted by a foreign government or an entity on behalf of a foreign government.**"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 16	Buchheit-Courtway
Burger	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Collins	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 155	Sparks	Stephens
Stinnett	Taylor 48	Taylor 84	Thomas	Titus
Toalson Reisch	Van Schoiack	Voss	Waller	West
Wilson	Wright	Mr. Speaker		

NOES: 042

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Brown 27	Brown 87	Burnett	Burton
Clemens	Crossley	Doll	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley

Nurrenbern	Plank	Proudie	Quade	Sander
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes	Bland Manlove	Butz	Ealy	Gray
Hovis	Nickson-Clark	Phifer	Smith 163	Stacy
Thompson	Veit			

VACANCIES: 001

On motion of Representative Christ, **House Amendment No. 2 to House Amendment No. 1** was adopted.

HCS SS SCS SB 100, with House Amendment No. 1, as amended, pending, was laid over.

RECESS

On motion of Representative Patterson, the House recessed until 4:15 p.m.

The hour of recess having expired, the House was called to order by Speaker Plocher.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 25, as amended, with House Amendment No. 5, as amended, pending, relating to taxable income, was taken up by Representative McGirl.

House Amendment No. 5, as amended, was withdrawn.

Representative McGirl moved that **HCS SS SB 25, as amended**, be adopted.

Which motion was defeated.

On motion of Representative McGirl, the title of **SS SB 25**, relating to a tax exemption for certain federal grants, was agreed to.

Representative Baker raised a point of order that a member was in violation of Rule 84.

The Chair advised members to keep comments confined to the question under debate.

On motion of Representative McGirl, **SS SB 25** was truly agreed to and finally passed by the following vote:

AYES: 130

Allen	Amato	Atchison	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Clemens	Coleman	Cook	Copeland
Crossley	Cupps	Davidson	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Kalberloh	Kelley 127	Kelly 141
Knight	Lavender	Lewis 6	Lonsdale	Mackey
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Mosley	Murphy	Myers
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Proudie	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Thomas	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	Walsh Moore	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 016

Adams	Anderson	Bland Manlove	Burton	Collins
Davis	Doll	Lewis 25	Lovasco	Mann
Merideth	Nickson-Clark	Plank	Quade	Steinhoff
Terry				

PRESENT: 007

Appelbaum	Aune	Bosley	Brown 87	Fountain Henderson
Unsicker	Weber			

ABSENT WITH LEAVE: 009

Butz	Ealy	Hovis	Justus	Keathley
Phifer	Sharp 37	Thompson	Windham	

VACANCIES: 001

Speaker Plocher declared the bill passed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 202**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 109, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fogle, Houx, Hudson, Kelly (141) and Pollitt

Noes (0)

Absent (2): Baringer and Owen

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 186, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (4): Houx, Hudson, Owen and Pollitt

Noes (2): Baringer and Fogle

Absent (1): Kelly (141)

Committee on Fiscal Review, Vice Chair Owen reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HCS HBs 903, 465, 430 & 499, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Baringer, Fogle, Hudson, Owen and Pollitt

Noes (0)

Absent (2): Houx and Kelly (141)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS SB 127**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 1 to House Amendment No. 3**, **House Amendment No. 3, as amended**, **House Amendment No. 4**, **House Amendment No. 1 to House Amendment No. 5**, **House Amendment No. 2 to House Amendment No. 5**, and **House Amendment No. 5, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCR 7** and has taken up and passed **HCS SCR 7**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 40** and has taken up and passed **HCS SS SCS SB 40**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 109, as amended**, and has taken up and passed **CCS HCS SB 109**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HS HCS SS SB 138, as amended**, and has taken up and passed **HS HCS SS SB 138, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 398, as amended**, and has taken up and passed **HCS SS SCS SB 398, as amended**.

BILLS IN CONFERENCE

CCR SS SCS SB 127, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 1 to House Amendment No. 3**, **House Amendment No. 3, as amended**, **House Amendment No. 4**, **House Amendment No. 1 to House Amendment No. 5**, **House Amendment No. 2 to House Amendment No. 5**, and **House Amendment No. 5, as amended**, relating to state designations marked by the department of transportation, was taken up by Representative Francis.

On motion of Representative Francis, **CCR SS SCS SB 127**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 1 to House Amendment No. 3**, **House Amendment No. 3, as amended**, **House Amendment No. 4**, **House Amendment No. 1 to House Amendment No. 5**, **House Amendment No. 2 to House Amendment No. 5**, and **House Amendment No. 5, as amended**, was adopted by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway

Burger	Burnett	Burton	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hudson	Hurlbert	Ingle	Johnson 23
Jones	Kalberloh	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Plank	Pollitt	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Butz	Doll	Ealy	Gragg	Hovis
Johnson 12	Justus	Keathley	Parker	Phifer
Thompson	Windham			

VACANCIES: 001

On motion of Representative Francis, **CCS SS SCS SB 127** was truly agreed to and finally passed by the following vote:

AYES: 154

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks

Hinman	Houx	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Kalberloh	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Billington	Butz	Ealy	Hovis	Justus
Keathley	Phifer	Windham		

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR HCS SB 186, as amended, relating to public safety, was taken up by Representative Riley.

On motion of Representative Riley, **CCR HCS SB 186, as amended**, was adopted by the following vote:

AYES: 123

Allen	Amato	Atchison	Aune	Baker
Banderman	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Bromley	Brown 149	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burger	Burton
Busick	Byrnes	Casteel	Chappell	Christ
Clemens	Coleman	Cook	Copeland	Crossley
Cupps	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Fogle	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hudson	Hurlbert
Ingle	Johnson 12	Jones	Kalberloh	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson

Perkins	Peters	Plank	Pollitt	Pouche
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 155	Sparks	Stacy
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Woods	Wright	Mr. Speaker		

NOES: 006

Boyd	Christofanelli	Collins	Davis	Lovasco
Smith 163				

PRESENT: 025

Adams	Anderson	Appelbaum	Bangert	Bland Manlove
Bosley	Burnett	Doll	Fountain Henderson	Gray
Johnson 23	Lavender	Lewis 25	Mackey	Merideth
Mosley	Nickson-Clark	Proudie	Smith 46	Steinhoff
Terry	Unsicker	Walsh Moore	Weber	Young

ABSENT WITH LEAVE: 008

Butz	Davidson	Ealy	Hovis	Justus
Keathley	Phifer	Windham		

VACANCIES: 001

On motion of Representative Riley, **CCS HCS SB 186** was truly agreed to and finally passed by the following vote:

AYES: 127

Allen	Amato	Atchison	Aune	Baker
Banderman	Bangert	Baringer	Barnes	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burton	Busick	Casteel	Chappell
Christ	Clemens	Coleman	Cook	Copeland
Crossley	Cupps	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Fogle	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hudson
Hurlbert	Ingle	Johnson 12	Jones	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 155

Sparks	Stacy	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	West	Wilson	Woods
Wright	Mr. Speaker			

NOES: 005

Christofanelli	Collins	Davis	Lovasco	Smith 163

PRESENT: 021

Adams	Anderson	Appelbaum	Bland Manlove	Bosley
Burnett	Doll	Fountain Henderson	Gray	Johnson 23
Lavender	Lewis 25	Merideth	Mosley	Nickson-Clark
Proudie	Smith 46	Steinhoff	Terry	Weber
Young				

ABSENT WITH LEAVE: 009

Butz	Byrnes	Davidson	Ealy	Hovis
Justus	Keathley	Phifer	Windham	

VACANCIES: 001

Speaker Plocher declared the bill passed.

COMMITTEE CHANGES

May 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

Pursuant to RSMo 21.790, I hereby appoint the following to serve on the Task Force on Substance Abuse Prevention and Treatment.

Representative John Black
Representative Dave Griffith
Representative Dale Wright
Representative Melanie Stinnett
Representative LaDonna Appelbaum
Representative Del Taylor

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

May 11, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

Pursuant to RSMo 386.885, I hereby appoint Representative Brad Banderman to serve on the Task Force on Distributed Energy Resources and Net Metering.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 47

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 47 with House Amendment Nos. 1, 2, 3, 5, 6, 7, 8, and 9, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 47, as amended;

2. That the Senate recede from its position on Senate Bill No. 47;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 47 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Elaine Gannon
/s/ Senator Sandy Crawford
/s/ Senator Justin Brown (16)
/s/ Senator Greg Razer
/s/ Senator Tracy McCreery

FOR THE HOUSE:

/s/ Representative Alex Riley
/s/ Representative Chad Perkins
/s/ Representative Justin Hicks
/s/ Representative Deb Lavender
/s/ Representative Ashley Bland Manlove

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR HCS SB 47, as amended - Fiscal Review

BILLS DROPPED FROM INFORMAL CALENDAR

Pursuant to Rule 47, the following bills, having remained on the Informal Calendar for ten legislative days, were laid on the table and dropped from the Calendar: **HB 152**, **HB 369** and **HCS HB 992**.

RECESS

On motion of Representative Patterson, the House recessed until such time as **CCR HCS SCS SB 187, as amended**, is distributed or 8:00 p.m., whichever is earlier, and then stand adjourned until 9:00 a.m., Friday, May 12, 2023.

CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 187

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187 with House Amendment Nos. 1, 2, 3, 4, and 5, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment Nos. 1, 2, and 3 to House Amendment No. 7, House Amendment No. 7, as amended, and House Amendment No. 8, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187, as amended;

2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 187;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 187 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Senator Justin Brown (16)
/s/ Senator Mike Cierpiot
/s/ Senator Mike Bernskoetter
/s/ Senator Greg Razer
/s/ Senator Steven Roberts

FOR THE HOUSE:

/s/ Representative Bill Owen
/s/ Representative Michael O'Donnell
/s/ Representative Terry Thompson
Representative Doug Clemens
Representative Steve Butz

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR HCS SCS SB 187, as amended - Fiscal Review

ADJOURNMENT

Pursuant to the motion of Representative Patterson, the House adjourned until 9:00 a.m., Friday, May 12, 2023.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Robert Sauls, District 21, hereby state and affirm that on Page 3228 of the Journal of the House, my vote by which House Amendment No. 2 to House Amendment No. 5 to HCS SS SB 25 was adopted, was incorrectly recorded as "Absent with Leave". Pursuant to House Rule 93, I am requesting that the Journal be corrected to show that I was in fact present in the chamber when the vote was taken. I did in fact vote, my vote was incorrectly recorded, and should have been recorded as "Yes".

IN WITNESS THEREOF, I have hereunto subscribed my hand to this affidavit on this 11th day of May, 2023.

/s/ Robert Sauls
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn before me this 11th of May in the year 2023.

/s/ Sandra Kay Melton
Notary Public

COMMITTEE HEARINGS

FISCAL REVIEW
Friday, May 12, 2023, 9:45 AM, House Lounge.
Executive session may be held on any matter referred to the committee.
Pending bill referral.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
Friday, May 12, 2023, 8:00 AM, Joint Hearing Room (117).
Department of Health and Senior Services proposed rules in Chapter 19 CSR 100-1. A vote may be taken to hold a closed meeting pursuant to Section 610.021 (1) relating to communications between a public governmental body and its attorney.
Executive session may follow.
CANCELLED

HOUSE CALENDAR

SEVENTY-SECOND DAY, FRIDAY, MAY 12, 2023

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 355, (Legislative Review 4/4/23) - Davidson
HCS HB 736 - Riggs
HB 920 - Anderson
HCS HBs 348, 285 & 407 - Coleman
HB 44, (Legislative Review 3/21/23) - Haley
HB 67, (Legislative Review 3/21/23) - Terry
HB 487, (Legislative Review 3/21/23) - Francis
HB 528, (Legislative Review 3/21/23) - Murphy
HB 547, (Legislative Review 3/21/23) - Roberts
HS HB 1021 - Baker
HB 1055, (Legislative Review 3/21/23) - Mayhew
HB 512 - Mayhew
HCS HB 584 - Owen
HCS HB 586 - Owen
HCS HB 824 - O'Donnell
HB 1154, with HA 1, pending - Houx
HB 102 - Baringer
HB 212 - Smith (46)
HCS HB 271 - Riley
HB 436 - Nickson-Clark
HCS HB 714 - Kelly (141)
HB 999 - Anderson
HB 1078 - Chappell
HCS HB 464 - Gregory
HB 1052 - Haffner
HB 234 - Bangert
HCS HB 250 - Haley
HCS HB 262 - Sander
HCS HB 336 - Boggs
HCS HBs 404 & 501 - Haden
HCS HB 580 - Houx
HB 1028 - Smith (155)

HB 770 - Thompson
HB 571 - Allen
HCS HB 157 - O'Donnell
HCS HB 342 - Pouche
HCS HB 425 - Perkins
HB 513 - Mayhew
HCS HB 134 - Hudson
HCS HBs 604 & 180 - Reedy
HB 696 - Hovis
HB 1370 - Mayhew
HCS HBs 185 & 281 - Murphy
HB 516 - Mayhew

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 11 - Schnelting

HOUSE BILLS FOR THIRD READING

HCS HB 367 - Seitz

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 48 - Haley
HCS HBs 700 & 445 - Hardwick
HCS HB 719, E.C. - Riley

HOUSE BILLS FOR THIRD READING - CONSENT

HB 746 - Sauls

SENATE JOINT RESOLUTIONS FOR THIRD READING

SS SJR 3, (Fiscal Review 5/10/23) - Davidson
SJR 21, (Fiscal Review 5/10/23) - Reuter
SJR 26, (Fiscal Review 5/10/23) - Hausman

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 100, with HA 1, as amended, pending - Deaton
SS SB 35, (Fiscal Review 5/9/23) - Evans
SCS SB 13 - Owen
SS SB 80, (Fiscal Review 5/10/23) - O'Donnell
HCS SS#2 SCS SB 88, (Fiscal Review 5/10/23) - Christofanelli
HCS SB 122 - Schwadron

HCS SS SB 148 - Mosley
HCS SS SB 213 - Kelly (141)
HCS SS SB 245 - Evans
HCS SS SCS SBs 411 & 230, (Fiscal Review 5/10/23) - Deaton

SENATE BILLS FOR THIRD READING - INFORMAL

HS HCS SS SCS SB 133 - Baker
HCS SS#2 SCS SBs 4, 42 & 89, (Fiscal Review 4/27/23) - Christofanelli
HCS SS SCS SBs 56 & 61, as amended - Hovis
HCS SS#3 SB 22, E.C. - Evans
HCS SS SB 23, E.C. - O'Donnell
SS SCS SB 41 - Cook
SB 34 - Baker
SS SB 227 - Evans
SB 63 - Perkins
HCS SS SB 82, (Fiscal Review 5/9/23) - Riley

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 10 - Patterson
SCS SCR 4 - Schnelting
SCR 6 - Brown (016)

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HBs 115 & 99 - Shields
SS#3 HCS HB 268, as amended (Fiscal Review 5/9/23) - Riley
SCS HCS HBs 802, 807 & 886 - Dinkins
SS HB 202 - Francis

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 655, as amended (request Senate recede/grant conference) - Knight

BILLS IN CONFERENCE

CCR SS SCS HCS HBs 903, 465, 430 & 499, as amended, E.C. - Haffner
CCR HCS SS SB 222, as amended (exceeded differences) - Brown (16)
CCR HCS SS SCS SBs 45 & 90, as amended, E.C. - Stinnett
HCS SB 247, as amended - Baker
CCR HCS SS SB 111, as amended - Griffith
CCR HCS SS SCS SB 72, as amended - Christofanelli
CCR SB 20, with HA 1, HA 2, HA 3, HA 4, HA 5, HA 6, HA 7, HA 8, HA 9, and HA 10 - Hovis
CCR HS HCS SS#2 SCS SB 96, as amended (Fiscal Review 5/9/23) - Baker

CCR HCS SS SCS SB 157, as amended, E.C. - Coleman
CCR HCS SB 109, as amended - Houx
CCR HCS SCS SB 187, as amended (Fiscal Review 5/11/23) - Owen
CCR HCS SB 47, as amended (Fiscal Review 5/11/23) - Riley

HOUSE RESOLUTIONS

HCS HR 12 - Owen

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 3001 - Smith (163)
CCS SS SCS HCS HB 3002 - Smith (163)
CCS SS SCS HCS HB 3003 - Smith (163)
CCS SCS HCS HB 3004 - Smith (163)
CCS SCS HCS HB 3005 - Smith (163)
CCS SCS HCS HB 3006 - Smith (163)
CCS SCS HCS HB 3007 - Smith (163)
CCS SS SCS HCS HB 3008 - Smith (163)
CCS SCS HCS HB 3009 - Smith (163)
CCS SS SCS HCS HB 3010 - Smith (163)
CCS SS SCS HCS HB 3011 - Smith (163)
CCS SS SCS HCS HB 3012 - Smith (163)
CCS SCS HCS HB 3013 - Smith (163)
SCS HCS HB 3017 - Smith (163)
SCS HCS HB 3018 - Smith (163)
SCS HCS HB 3019 - Smith (163)
SS SCS HCS HB 3020 - Smith (163)

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JOURNAL OF THE HOUSE

First Regular Session, 102nd General Assembly

SEVENTY-SECOND DAY, FRIDAY, MAY 12, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"All things come from Thee, O Lord, and of Thine own have we given Thee." (I Chronicles 29:14)

O God whose wisdom is so wise that we often doubt it, whose love is so loving we often deny it, and whose truth is so true we often fear it, grant to us such a full measure of Your spirit today that we may never doubt Your wisdom, never deny Your love, and never fear Your truth.

You have called us to legislate together in cooperation on this final full day. Let Your presence so move in us that our citizens may find support for many practical procedures in their endeavors to establish justice, to maintain order, to develop understanding, and to build bridges between the state and people, House and Senate, and legislature and courts.

Teach us to unite what we ought to do with what we will do, that walking in the way of Your word and obeying Your commandments, we may have life more abundant, liberty more abounding, and love more abiding – all to the glory of Missouri!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Henley Gregory and Violet Noble.

The Journal of the seventy-first day was approved as printed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 63, relating to financial institutions, was taken up by Representative Perkins.

Representative Perkins moved that the title of **SB 63** be agreed to.

Representative O'Donnell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 63, Page 1, In the Title, Line 2, by deleting the word "institutions" and inserting in lieu thereof the word "affairs"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 1** was adopted.

Representative O'Donnell offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 63, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"30.753. 1. The state treasurer may invest in linked deposits; however, the total amount so deposited at any one time shall not exceed, in the aggregate, **[**~~eight hundred million~~**] one billion** dollars. **[**~~No more than three hundred thirty million dollars of~~**]** The aggregate deposit shall be used for linked deposits to eligible farming operations, eligible locally owned businesses, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, **[**~~and~~**]** eligible facility borrowers, **[**~~no more than one hundred ninety million of the aggregate deposit shall be used for linked deposits to~~**] and eligible** small businesses**[**~~,~~**].** No more than **[**~~twenty million dollars~~**] five percent** shall be used for linked deposits to eligible multitenant development enterprises, and no more than **[**~~twenty million dollars~~**] five percent** of the aggregate deposit shall be used for linked deposits to eligible residential property developers and eligible residential property owners, **and** no more than **[**~~two hundred twenty million dollars~~**] twenty percent** of the aggregate deposit shall be used for linked deposits to eligible job enhancement businesses**,** and no more than **[**~~twenty million dollars~~**] five percent** of the aggregate deposit shall be used for linked deposit loans to eligible water systems. Linked deposit loans may be made to eligible student borrowers, eligible alternative energy operations, eligible alternative energy consumers, and eligible governmental entities from the aggregate deposit. If demand for a particular type of linked deposit exceeds the initial allocation, and funds initially allocated to another type are available and not in demand, the state treasurer may commingle allocations among the types of linked deposits.

2. The minimum deposit to be made by the state treasurer to an eligible lending institution for eligible job enhancement business loans shall be ninety thousand dollars. Linked deposit loans for eligible job enhancement businesses may be made for the purposes of assisting with relocation expenses, working capital, interim construction, inventory, site development, machinery and equipment, or other expenses necessary to create or retain jobs in the recipient firm.

130.011. As used in this chapter, unless the context clearly indicates otherwise, the following terms mean:

(1) "Appropriate officer" or "appropriate officers", the person or persons designated in section 130.026 to receive certain required statements and reports;

(2) "Ballot measure" or "measure", any proposal submitted or intended to be submitted to qualified voters for their approval or rejection, including any proposal submitted by initiative petition, referendum petition, or by the general assembly or any local governmental body having authority to refer proposals to the voter;

(3) "Candidate", an individual who seeks nomination or election to public office. The term "candidate" includes an elected officeholder who is the subject of a recall election, an individual who seeks nomination by the individual's political party for election to public office, an individual standing for retention in an election to an office to which the individual was previously appointed, an individual who seeks nomination or election whether or not the specific elective public office to be sought has been finally determined by such individual at the time the individual meets the conditions described in paragraph (a) or (b) of this subdivision, and an individual who is a write-in candidate as defined in subdivision (28) of this section. A candidate shall be deemed to seek nomination or election when the person first:

(a) Receives contributions or makes expenditures or reserves space or facilities with intent to promote the person's candidacy for office; or

(b) Knows or has reason to know that contributions are being received or expenditures are being made or space or facilities are being reserved with the intent to promote the person's candidacy for office; except that, such

individual shall not be deemed a candidate if the person files a statement with the appropriate officer within five days after learning of the receipt of contributions, the making of expenditures, or the reservation of space or facilities disavowing the candidacy and stating that the person will not accept nomination or take office if elected; provided that, if the election at which such individual is supported as a candidate is to take place within five days after the person's learning of the above-specified activities, the individual shall file the statement disavowing the candidacy within one day; or

(c) Announces or files a declaration of candidacy for office;

(4) "Cash", currency, coin, United States postage stamps, or any negotiable instrument which can be transferred from one person to another person without the signature or endorsement of the transferor;

(5) "Check", a check drawn on a state or federal bank, or a draft on a negotiable order of withdrawal account in a savings and loan association or a share draft account in a credit union;

(6) "Closing date", the date through which a statement or report is required to be complete;

(7) "Committee", a person or any combination of persons, who accepts contributions or makes expenditures for the primary or incidental purpose of influencing or attempting to influence the action of voters for or against the nomination or election to public office of one or more candidates or the qualification, passage or defeat of any ballot measure or for the purpose of paying a previously incurred campaign debt or obligation of a candidate or the debts or obligations of a committee or for the purpose of contributing funds to another committee:

(a) "Committee", does not include:

a. A person or combination of persons, if neither the aggregate of expenditures made nor the aggregate of contributions received during a calendar year exceeds five hundred dollars and if no single contributor has contributed more than two hundred fifty dollars of such aggregate contributions;

b. An individual, other than a candidate, who accepts no contributions and who deals only with the individual's own funds or property;

c. A corporation, cooperative association, partnership, proprietorship, or joint venture organized or operated for a primary or principal purpose other than that of influencing or attempting to influence the action of voters for or against the nomination or election to public office of one or more candidates or the qualification, passage or defeat of any ballot measure, and it accepts no contributions, and all expenditures it makes are from its own funds or property obtained in the usual course of business or in any commercial or other transaction and which are not contributions as defined by subdivision (12) of this section;

d. A labor organization organized or operated for a primary or principal purpose other than that of influencing or attempting to influence the action of voters for or against the nomination or election to public office of one or more candidates, or the qualification, passage, or defeat of any ballot measure, and it accepts no contributions, and expenditures made by the organization are from its own funds or property received from membership dues or membership fees which were given or solicited for the purpose of supporting the normal and usual activities and functions of the organization and which are not contributions as defined by subdivision (12) of this section;

e. A person who acts as an authorized agent for a committee in soliciting or receiving contributions or in making expenditures or incurring indebtedness on behalf of the committee if such person renders to the committee treasurer or deputy treasurer or candidate, if applicable, an accurate account of each receipt or other transaction in the detail required by the treasurer to comply with all record-keeping and reporting requirements of this chapter;

f. Any department, agency, board, institution or other entity of the state or any of its subdivisions or any officer or employee thereof, acting in the person's official capacity;

(b) The term "committee" includes, but is not limited to, each of the following committees: campaign committee, candidate committee, continuing committee and political party committee;

(8) "Campaign committee", a committee, other than a candidate committee, which shall be formed by an individual or group of individuals to receive contributions or make expenditures and whose sole purpose is to support or oppose the qualification and passage of one or more particular ballot measures in an election or the retention of judges under the nonpartisan court plan, such committee shall be formed no later than thirty days prior to the election for which the committee receives contributions or makes expenditures, and which shall terminate the later of either thirty days after the general election or upon the satisfaction of all committee debt after the general election, except that no committee retiring debt shall engage in any other activities in support of a measure for which the committee was formed;

(9) "Candidate committee", a committee which shall be formed by a candidate to receive contributions or make expenditures in behalf of the person's candidacy and which shall continue in existence for use by an elected candidate or which shall terminate the later of either thirty days after the general election for a candidate who was not elected or upon the satisfaction of all committee debt after the election, except that no committee retiring debt shall engage in any other activities in support of the candidate for which the committee was formed. Any candidate for elective office shall have only one candidate committee for the elective office sought, which is controlled directly by the candidate for the purpose of making expenditures. A candidate committee is presumed to be under the control and direction of the candidate unless the candidate files an affidavit with the appropriate officer stating that the committee is acting without control or direction on the candidate's part;

(10) "Continuing committee", a committee of continuing existence which is not formed, controlled or directed by a candidate, and is a committee other than a candidate committee or campaign committee, whose primary or incidental purpose is to receive contributions or make expenditures to influence or attempt to influence the action of voters whether or not a particular candidate or candidates or a particular ballot measure or measures to be supported or opposed has been determined at the time the committee is required to file any statement or report pursuant to the provisions of this chapter. "Continuing committee" includes, but is not limited to, any committee organized or sponsored by a business entity, a labor organization, a professional association, a trade or business association, a club or other organization and whose primary purpose is to solicit, accept and use contributions from the members, employees or stockholders of such entity and any individual or group of individuals who accept and use contributions to influence or attempt to influence the action of voters. Such committee shall be formed no later than sixty days prior to the election for which the committee receives contributions or makes expenditures;

(11) "Connected organization", any organization such as a corporation, a labor organization, a membership organization, a cooperative, or trade or professional association which expends funds or provides services or facilities to establish, administer or maintain a committee or to solicit contributions to a committee from its members, officers, directors, employees or security holders. An organization shall be deemed to be the connected organization if more than fifty percent of the persons making contributions to the committee during the current calendar year are members, officers, directors, employees or security holders of such organization or their spouses;

(12) "Contribution", a payment, gift, loan, advance, deposit, or donation of money or anything of value for the purpose of supporting or opposing the nomination or election of any candidate for public office or the qualification, passage or defeat of any ballot measure, or for the support of any committee supporting or opposing candidates or ballot measures or for paying debts or obligations of any candidate or committee previously incurred for the above purposes. A contribution of anything of value shall be deemed to have a money value equivalent to the fair market value. "Contribution" includes, but is not limited to:

(a) A candidate's own money or property used in support of the person's candidacy other than expense of the candidate's food, lodging, travel, and payment of any fee necessary to the filing for public office;

(b) Payment by any person, other than a candidate or committee, to compensate another person for services rendered to that candidate or committee;

(c) Receipts from the sale of goods and services, including the sale of advertising space in a brochure, booklet, program or pamphlet of a candidate or committee and the sale of tickets or political merchandise;

(d) Receipts from fund-raising events including testimonial affairs;

(e) Any loan, guarantee of a loan, cancellation or forgiveness of a loan or debt or other obligation by a third party, or payment of a loan or debt or other obligation by a third party if the loan or debt or other obligation was contracted, used, or intended, in whole or in part, for use in an election campaign or used or intended for the payment of such debts or obligations of a candidate or committee previously incurred, or which was made or received by a committee;

(f) Funds received by a committee which are transferred to such committee from another committee or other source, except funds received by a candidate committee as a transfer of funds from another candidate committee controlled by the same candidate but such transfer shall be included in the disclosure reports;

(g) Facilities, office space or equipment supplied by any person to a candidate or committee without charge or at reduced charges, except gratuitous space for meeting purposes which is made available regularly to the public, including other candidates or committees, on an equal basis for similar purposes on the same conditions;

(h) The direct or indirect payment by any person, other than a connected organization, of the costs of establishing, administering, or maintaining a committee, including legal, accounting and computer services, fund raising and solicitation of contributions for a committee;

(i) "Contribution" does not include:

a. Ordinary home hospitality or services provided without compensation by individuals volunteering their time in support of or in opposition to a candidate, committee or ballot measure, nor the necessary and ordinary personal expenses of such volunteers incidental to the performance of voluntary activities, so long as no compensation is directly or indirectly asked or given;

b. An offer or tender of a contribution which is expressly and unconditionally rejected and returned to the donor within ten business days after receipt or transmitted to the state treasurer;

c. Interest earned on deposit of committee funds;

d. The costs incurred by any connected organization listed pursuant to subdivision (4) of subsection 5 of section 130.021 for establishing, administering or maintaining a committee, or for the solicitation of contributions to a committee which solicitation is solely directed or related to the members, officers, directors, employees or security holders of the connected organization;

(13) "County", any one of the several counties of this state or the city of St. Louis;

(14) "Disclosure report", an itemized report of receipts, expenditures and incurred indebtedness which is prepared on forms approved by the Missouri ethics commission and filed at the times and places prescribed;

(15) "Election", any primary, general or special election held to nominate or elect an individual to public office, to retain or recall an elected officeholder or to submit a ballot measure to the voters, and any caucus or other meeting of a political party or a political party committee at which that party's candidate or candidates for public office are officially selected. A primary election and the succeeding general election shall be considered separate elections;

(16) **"Electronic means", any instrument, device, or service that facilitates an electronic withdrawal of funds from a bank account including, but not limited to, credit cards, debit cards, and the presentation of a credit or debit card account number;**

(17) "Expenditure", a payment, advance, conveyance, deposit, donation or contribution of money or anything of value for the purpose of supporting or opposing the nomination or election of any candidate for public office or the qualification or passage of any ballot measure or for the support of any committee which in turn supports or opposes any candidate or ballot measure or for the purpose of paying a previously incurred campaign debt or obligation of a candidate or the debts or obligations of a committee; a payment, or an agreement or promise to pay, money or anything of value, including a candidate's own money or property, for the purchase of goods, services, property, facilities or anything of value for the purpose of supporting or opposing the nomination or election of any candidate for public office or the qualification or passage of any ballot measure or for the support of any committee which in turn supports or opposes any candidate or ballot measure or for the purpose of paying a previously incurred campaign debt or obligation of a candidate or the debts or obligations of a committee. An expenditure of anything of value shall be deemed to have a money value equivalent to the fair market value. "Expenditure" includes, but is not limited to:

(a) Payment by anyone other than a committee for services of another person rendered to such committee;

(b) The purchase of tickets, goods, services or political merchandise in connection with any testimonial affair or fund-raising event of or for candidates or committees, or the purchase of advertising in a brochure, booklet, program or pamphlet of a candidate or committee;

(c) The transfer of funds by one committee to another committee;

(d) The direct or indirect payment by any person, other than a connected organization for a committee, of the costs of establishing, administering or maintaining a committee, including legal, accounting and computer services, fund raising and solicitation of contributions for a committee; but

(e) "Expenditure" does not include:

a. Any news story, commentary or editorial which is broadcast or published by any broadcasting station, newspaper, magazine or other periodical without charge to the candidate or to any person supporting or opposing a candidate or ballot measure;

b. The internal dissemination by any membership organization, proprietorship, labor organization, corporation, association or other entity of information advocating the election or defeat of a candidate or candidates or the passage or defeat of a ballot measure or measures to its directors, officers, members, employees or security holders, provided that the cost incurred is reported pursuant to subsection 2 of section 130.051;

c. Repayment of a loan, but such repayment shall be indicated in required reports;

d. The rendering of voluntary personal services by an individual of the sort commonly performed by volunteer campaign workers and the payment by such individual of the individual's necessary and ordinary personal expenses incidental to such volunteer activity, provided no compensation is, directly or indirectly, asked or given;

e. The costs incurred by any connected organization listed pursuant to subdivision (4) of subsection 5 of section 130.021 for establishing, administering or maintaining a committee, or for the solicitation of contributions to a committee which solicitation is solely directed or related to the members, officers, directors, employees or security holders of the connected organization;

f. The use of a candidate's own money or property for expense of the candidate's personal food, lodging, travel, and payment of any fee necessary to the filing for public office, if such expense is not reimbursed to the candidate from any source;

[~~(17)~~**] (18)** "Exploratory committees", a committee which shall be formed by an individual to receive contributions and make expenditures on behalf of this individual in determining whether or not the individual seeks elective office. Such committee shall terminate no later than December thirty-first of the year prior to the general election for the possible office;

[~~(18)~~**] (19)** "Fund-raising event", an event such as a dinner, luncheon, reception, coffee, testimonial, rally, auction or similar affair through which contributions are solicited or received by such means as the purchase of tickets, payment of attendance fees, donations for prizes or through the purchase of goods, services or political merchandise;

[~~(19)~~**] (20)** "In-kind contribution" or "in-kind expenditure", a contribution or expenditure in a form other than money;

[~~(20)~~**] (21)** "Labor organization", any organization of any kind, or any agency or employee representation committee or plan, in which employees participate and which exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work;

[~~(21)~~**] (22)** "Loan", a transfer of money, property or anything of ascertainable monetary value in exchange for an obligation, conditional or not, to repay in whole or in part and which was contracted, used, or intended for use in an election campaign, or which was made or received by a committee or which was contracted, used, or intended to pay previously incurred campaign debts or obligations of a candidate or the debts or obligations of a committee;

[~~(22)~~**] (23)** "Person", an individual, group of individuals, corporation, partnership, committee, proprietorship, joint venture, any department, agency, board, institution or other entity of the state or any of its political subdivisions, union, labor organization, trade or professional or business association, association, political party or any executive committee thereof, or any other club or organization however constituted or any officer or employee of such entity acting in the person's official capacity;

[~~(23)~~**] (24)** "Political merchandise", goods such as bumper stickers, pins, hats, ties, jewelry, literature, or other items sold or distributed at a fund-raising event or to the general public for publicity or for the purpose of raising funds to be used in supporting or opposing a candidate for nomination or election or in supporting or opposing the qualification, passage or defeat of a ballot measure;

[~~(24)~~**] (25)** "Political party", a political party which has the right under law to have the names of its candidates listed on the ballot in a general election;

[~~(25)~~**] (26)** "Political party committee", a state, district, county, city, or area committee of a political party, as defined in section 115.603, which may be organized as a not-for-profit corporation under Missouri law, and which committee is of continuing existence, and has the primary or incidental purpose of receiving contributions and making expenditures to influence or attempt to influence the action of voters on behalf of the political party;

[~~(26)~~**] (27)** "Public office" or "office", any state, judicial, county, municipal, school or other district, ward, township, or other political subdivision office or any political party office which is filled by a vote of registered voters;

[~~(27)~~**] (28)** "Regular session", includes that period beginning on the first Wednesday after the first Monday in January and ending following the first Friday after the second Monday in May;

[~~(28)~~**] (29)** "Write-in candidate", an individual whose name is not printed on the ballot but who otherwise meets the definition of candidate in subdivision (3) of this section.

130.021. 1. Every committee shall have a treasurer who, except as provided in subsection 10 of this section, shall be a resident of this state and reside in the district or county in which the committee sits. A committee may also have a deputy treasurer who, except as provided in subsection 10 of this section, shall be a resident of this state and reside in the district or county in which the committee sits, to serve in the capacity of committee treasurer in the event the committee treasurer is unable for any reason to perform the treasurer's duties.

2. Every candidate for offices listed in subsection 1 of section 130.016 who has not filed a statement of exemption pursuant to that subsection and every candidate for offices listed in subsection 6 of section 130.016 who is not excluded from filing a statement of organization and disclosure reports pursuant to subsection 6 of section 130.016 shall form a candidate committee and appoint a treasurer. Thereafter, all contributions on hand and all further contributions received by such candidate and any of the candidate's own funds to be used in support of the person's candidacy shall be deposited in a candidate committee depository account established pursuant to the provisions of subsection 4 of this section, and all expenditures shall be made through the candidate, treasurer or deputy treasurer of the person's candidate committee. Nothing in this chapter shall prevent a candidate from appointing himself or herself as a committee of one and serving as the person's own treasurer, maintaining the candidate's own records and filing all the reports and statements required to be filed by the treasurer of a candidate committee.

3. A candidate who has more than one candidate committee supporting the person's candidacy shall designate one of those candidate committees as the committee responsible for consolidating the aggregate contributions to all such committees under the candidate's control and direction as required by section 130.041.

4. (1) Every committee shall have a single official fund depository within this state which shall be a federally or state-chartered bank, a federally or state-chartered savings and loan association, or a federally or state-chartered credit union in which the committee shall open and thereafter maintain at least one official depository account in its own name. An "official depository account" shall be a checking account or some type of negotiable draft or negotiable order of withdrawal account, and the official fund depository shall, regarding an official depository account, be a type of financial institution which provides a record of deposits, cancelled checks or other cancelled instruments of withdrawal evidencing each transaction by maintaining copies within this state of such instruments and other transactions. All contributions which the committee receives in money, checks and other negotiable instruments shall be deposited in a committee's official depository account. Contributions shall not be accepted and expenditures shall not be made by a committee except by or through an official depository account and the committee treasurer, deputy treasurer or candidate**; however, a committee may utilize a credit card or debit card in the name of the committee when authorized by the treasurer, deputy treasurer, or candidate, provided that all expenditures made by the committee through a credit card are paid through the official depository account**. Contributions received by a committee shall not be commingled with any funds of an agent of the committee, a candidate or any other person, except that contributions from a candidate of the candidate's own funds to the person's candidate committee shall be deposited to an official depository account of the person's candidate committee. No expenditure shall be made by a committee when the office of committee treasurer is vacant except that when the office of a candidate committee treasurer is vacant, the candidate shall be the treasurer until the candidate appoints a new treasurer.

(2) A committee treasurer, deputy treasurer or candidate may withdraw funds from a committee's official depository account and deposit such funds in one or more savings accounts in the committee's name in any bank, savings and loan association or credit union within this state, and may also withdraw funds from an official depository account for investment in the committee's name in any certificate of deposit, bond or security. Proceeds from interest or dividends from a savings account or other investment or proceeds from withdrawals from a savings account or from the sale of an investment shall not be expended or reinvested, except in the case of renewals of certificates of deposit, without first redepositing such proceeds in an official depository account. Investments, other than savings accounts, held outside the committee's official depository account at any time during a reporting period shall be disclosed by description, amount, any identifying numbers and the name and address of any institution or person in which or through which it is held in an attachment to disclosure reports the committee is required to file. Proceeds from an investment such as interest or dividends or proceeds from its sale, shall be reported by date and amount. In the case of the sale of an investment, the names and addresses of the persons involved in the transaction shall also be stated. Funds held in savings accounts and investments, including interest earned, shall be included in the report of money on hand as required by section 130.041.

(3) Notwithstanding any other provision of law to the contrary, funds held in candidate committees, campaign committees, debt service committees, and exploratory committees shall be liquid such that these funds shall be readily available for the specific and limited purposes allowed by law. These funds may be invested only in short-term treasury instruments or short-term bank certificates with durations of one year or less, or that allow the removal of funds at any time without any additional financial penalty other than the loss of interest income.

Continuing committees, political party committees, and other committees such as out-of-state committees not formed for the benefit of any single candidate or ballot issue shall not be subject to the provisions of this subdivision. This subdivision shall not be interpreted to restrict the placement of funds in an interest-bearing checking account.

5. The treasurer or deputy treasurer acting on behalf of any person or organization or group of persons which is a committee by virtue of the definitions of committee in section 130.011 and any candidate who is not excluded from forming a committee in accordance with the provisions of section 130.016 shall file a statement of organization with the appropriate officer within twenty days after the person or organization becomes a committee but no later than the date for filing the first report required pursuant to the provisions of section 130.046. The statement of organization shall contain the following information:

(1) The name, mailing address and telephone number, if any, of the committee filing the statement of organization. If the committee is deemed to be affiliated with a connected organization as provided in subdivision (11) of section 130.011, the name of the connected organization, or a legally registered fictitious name which reasonably identifies the connected organization, shall appear in the name of the committee. If the committee is a candidate committee, the name of the candidate shall be a part of the committee's name;

(2) The name, mailing address and telephone number of the candidate;

(3) The name, mailing address and telephone number of the committee treasurer, and the name, mailing address and telephone number of its deputy treasurer if the committee has named a deputy treasurer;

(4) **[**~~The names, mailing addresses and titles of its officers, if any;~~

~~(5)~~**]** The name and mailing address of any connected organizations with which the committee is affiliated;

(5) The names, mailing addresses and titles of its officers, if any;

(6) The name and mailing address of its depository, **[**~~and~~**]** the name and account number of each account the committee has in the depository**, and the account number and issuer of any credit card in the committee's name**. The account number of each account shall be redacted prior to disclosing the statement to the public;

(7) Identification of the major nature of the committee such as a candidate committee, campaign committee, continuing committee, political party committee, incumbent committee, or any other committee according to the definition of committee in section 130.011;

(8) In the case of the candidate committee designated in subsection 3 of this section, the full name and address of each other candidate committee which is under the control and direction of the same candidate, together with the name, address and telephone number of the treasurer of each such other committee;

(9) The name and office sought of each candidate supported or opposed by the committee;

(10) The ballot measure concerned, if any, and whether the committee is in favor of or opposed to such measure.

6. A committee may omit the information required in subdivisions (9) and (10) of subsection 5 of this section if, on the date on which it is required to file a statement of organization, the committee has not yet determined the particular candidates or particular ballot measures it will support or oppose.

7. A committee which has filed a statement of organization and has not terminated shall not be required to file another statement of organization, except that when there is a change in any of the information previously reported as required by subdivisions (1) to (8) of subsection 5 of this section an amended statement of organization shall be filed within twenty days after the change occurs, but no later than the date of the filing of the next report required to be filed by that committee by section 130.046.

8. Upon termination of a committee, a termination statement indicating dissolution shall be filed not later than ten days after the date of dissolution with the appropriate officer or officers with whom the committee's statement of organization was filed. The termination statement shall include: the distribution made of any remaining surplus funds and the disposition of any deficits; and the name, mailing address and telephone number of the individual responsible for preserving the committee's records and accounts as required in section 130.036.

9. Any statement required by this section shall be signed and attested by the committee treasurer or deputy treasurer, and by the candidate in the case of a candidate committee.

10. A committee domiciled outside this state shall be required to file a statement of organization and appoint a treasurer residing in this state and open an account in a depository within this state; provided that either of the following conditions prevails:

(1) The aggregate of all contributions received from persons domiciled in this state exceeds twenty percent in total dollar amount of all funds received by the committee in the preceding twelve months; or

(2) The aggregate of all contributions and expenditures made to support or oppose candidates and ballot measures in this state exceeds one thousand five hundred dollars in the current calendar year.

11. If a committee domiciled in this state receives a contribution of one thousand five hundred dollars or more from any committee domiciled outside of this state, the committee domiciled in this state shall file a disclosure report with the commission. The report shall disclose the full name, mailing address, telephone numbers and domicile of the contributing committee and the date and amount of the contribution. The report shall be filed within forty-eight hours of the receipt of such contribution if the contribution is received after the last reporting date before the election.

12. Each legislative and senatorial district committee shall retain only one address in the district it sits for the purpose of receiving contributions.

130.031. 1. No contribution of cash in an amount of more than one hundred dollars shall be made by or accepted from any single contributor for any election by a continuing committee, a campaign committee, a political party committee, an exploratory committee or a candidate committee.

2. **[**~~Except for expenditures from a petty cash fund which is established and maintained by withdrawals of funds from the committee's depository account and with records maintained pursuant to the record-keeping requirements of section 130.036 to account for expenditures made from petty cash,~~**]** Each expenditure of more than fifty dollars, except an in-kind expenditure, shall be made by check **signed by the committee treasurer, deputy treasurer, or candidate or by other electronic means authorized by the treasurer, deputy treasurer, or candidate and** drawn on the committee's depository **[**~~and signed by the committee treasurer, deputy treasurer or candidate~~**] or credit card in the name of the committee and authorized by the treasurer, deputy treasurer, or candidate**. A single expenditure **[**~~from a petty~~**] of** cash **[**~~fund~~**]** shall not exceed fifty dollars, and the aggregate of all expenditures **[**~~from a petty~~**] of** cash **[**~~fund~~**]** during a calendar year shall not exceed the lesser of five thousand dollars or ten percent of all expenditures made by the committee during that calendar year. **[**~~A check made payable to "cash" shall not be made except to replenish a petty cash fund.~~**]**

3. No contribution shall be made or accepted and no expenditure shall be made or incurred, directly or indirectly, in a fictitious name, in the name of another person, or by or through another person in such a manner as to conceal the identity of the actual source of the contribution or the actual recipient and purpose of the expenditure. Any person who receives contributions for a committee shall disclose to that committee's treasurer, deputy treasurer or candidate the recipient's own name and address and the name and address of the actual source of each contribution such person has received for that committee. Any person who makes expenditures for a committee shall disclose to that committee's treasurer, deputy treasurer or candidate such person's own name and address, the name and address of each person to whom an expenditure has been made and the amount and purpose of the expenditures the person has made for that committee.

4. No anonymous contribution of more than twenty-five dollars shall be made by any person, and no anonymous contribution of more than twenty-five dollars shall be accepted by any candidate or committee. If any anonymous contribution of more than twenty-five dollars is received, it shall be returned immediately to the contributor, if the contributor's identity can be ascertained, and if the contributor's identity cannot be ascertained, the candidate, committee treasurer or deputy treasurer shall immediately transmit that portion of the contribution which exceeds twenty-five dollars to the state treasurer and it shall escheat to the state.

5. The maximum aggregate amount of anonymous contributions which shall be accepted in any calendar year by any committee shall be the greater of five hundred dollars or one percent of the aggregate amount of all contributions received by that committee in the same calendar year. If any anonymous contribution is received which causes the aggregate total of anonymous contributions to exceed the foregoing limitation, it shall be returned immediately to the contributor, if the contributor's identity can be ascertained, and, if the contributor's identity cannot be ascertained, the committee treasurer, deputy treasurer or candidate shall immediately transmit the anonymous contribution to the state treasurer to escheat to the state.

6. Notwithstanding the provisions of subsection 5 of this section, contributions from individuals whose names and addresses cannot be ascertained which are received from a fund-raising activity or event, such as defined in section 130.011, shall not be deemed anonymous contributions, provided the following conditions are met:

(1) There are twenty-five or more contributing participants in the activity or event;

(2) The candidate, committee treasurer, deputy treasurer or the person responsible for conducting the activity or event makes an announcement that it is illegal for anyone to make or receive a contribution in excess of one hundred dollars unless the contribution is accompanied by the name and address of the contributor;

(3) The person responsible for conducting the activity or event does not knowingly accept payment from any single person of more than one hundred dollars unless the name and address of the person making such payment is obtained and recorded pursuant to the record-keeping requirements of section 130.036;

(4) A statement describing the event shall be prepared by the candidate or the treasurer of the committee for whom the funds were raised or by the person responsible for conducting the activity or event and attached to the disclosure report of contributions and expenditures required by section 130.041. The following information to be listed in the statement is in addition to, not in lieu of, the requirements elsewhere in this chapter relating to the recording and reporting of contributions and expenditures:

(a) The name and mailing address of the person or persons responsible for conducting the event or activity and the name and address of the candidate or committee for whom the funds were raised;

(b) The date on which the event occurred;

(c) The name and address of the location where the event occurred and the approximate number of participants in the event;

(d) A brief description of the type of event and the fund-raising methods used;

(e) The gross receipts from the event and a listing of the expenditures incident to the event;

(f) The total dollar amount of contributions received from the event from participants whose names and addresses were not obtained with such contributions and an explanation of why it was not possible to obtain the names and addresses of such participants;

(g) The total dollar amount of contributions received from contributing participants in the event who are identified by name and address in the records required to be maintained pursuant to section 130.036.

7. No candidate or committee in this state shall accept contributions from any out-of-state committee unless the out-of-state committee from whom the contributions are received has filed a statement of organization pursuant to section 130.021 or has filed the reports required by sections 130.049 and 130.050, whichever is applicable to that committee.

8. Any person publishing, circulating, or distributing any printed matter relative to any candidate for public office or any ballot measure shall on the face of the printed matter identify in a clear and conspicuous manner the person who paid for the printed matter with the words "Paid for by" followed by the proper identification of the sponsor pursuant to this section. For the purposes of this section, "printed matter" shall be defined to include any pamphlet, circular, handbill, sample ballot, advertisement, including advertisements in any newspaper or other periodical, sign, including signs for display on motor vehicles, or other imprinted or lettered material; but "printed matter" is defined to exclude materials printed and purchased prior to May 20, 1982, if the candidate or committee can document that delivery took place prior to May 20, 1982; any sign personally printed and constructed by an individual without compensation from any other person and displayed at that individual's place of residence or on that individual's personal motor vehicle; any items of personal use given away or sold, such as campaign buttons, pins, pens, pencils, book matches, campaign jewelry, or clothing, which is paid for by a candidate or committee which supports a candidate or supports or opposes a ballot measure and which is obvious in its identification with a specific candidate or committee and is reported as required by this chapter; and any news story, commentary, or editorial printed by a regularly published newspaper or other periodical without charge to a candidate, committee or any other person.

(1) In regard to any printed matter paid for by a candidate from the candidate's personal funds, it shall be sufficient identification to print the first and last name by which the candidate is known.

(2) In regard to any printed matter paid for by a committee, it shall be sufficient identification to print the name of the committee as required to be registered by subsection 5 of section 130.021 and the name and title of the committee treasurer who was serving when the printed matter was paid for.

(3) In regard to any printed matter paid for by a corporation or other business entity, labor organization, or any other organization not defined to be a committee by subdivision (7) of section 130.011 and not organized especially for influencing one or more elections, it shall be sufficient identification to print the name of the entity, the name of the principal officer of the entity, by whatever title known, and the mailing address of the entity, or if the entity has no mailing address, the mailing address of the principal officer.

(4) In regard to any printed matter paid for by an individual or individuals, it shall be sufficient identification to print the name of the individual or individuals and the respective mailing address or addresses, except that if more than five individuals join in paying for printed matter it shall be sufficient identification to print the words "For a list of other sponsors contact:" followed by the name and address of one such individual responsible for causing the matter to be printed, and the individual identified shall maintain a record of the names

and amounts paid by other individuals and shall make such record available for review upon the request of any person. No person shall accept for publication or printing nor shall such work be completed until the printed matter is properly identified as required by this subsection.

9. Any broadcast station transmitting any matter relative to any candidate for public office or ballot measure as defined by this chapter shall identify the sponsor of such matter as required by federal law.

10. The provisions of subsection 8 or 9 of this section shall not apply to candidates for elective federal office, provided that persons causing matter to be printed or broadcast concerning such candidacies shall comply with the requirements of federal law for identification of the sponsor or sponsors.

11. It shall be a violation of this chapter for any person required to be identified as paying for printed matter pursuant to subsection 8 of this section or paying for broadcast matter pursuant to subsection 9 of this section to refuse to provide the information required or to purposely provide false, misleading, or incomplete information.

12. It shall be a violation of this chapter for any committee to offer chances to win prizes or money to persons to encourage such persons to endorse, send election material by mail, deliver election material in person or contact persons at their homes; except that, the provisions of this subsection shall not be construed to prohibit hiring and paying a campaign staff.

130.036. 1. The candidate, treasurer or deputy treasurer of a committee shall maintain accurate records and accounts on a current basis. The records and accounts shall be maintained in accordance with accepted normal bookkeeping procedures and shall contain the bills, receipts, deposit records, cancelled checks**, credit card statements, and records** and other detailed information necessary to prepare and substantiate any statement or report required to be filed pursuant to this chapter. Every person who acts as an agent for a committee in receiving contributions, making expenditures or incurring indebtedness for the committee shall, on request of that committee's treasurer, deputy treasurer or candidate, but in any event within five days after any such action, render to the candidate, committee treasurer or deputy treasurer a detailed account thereof, including names, addresses, dates, exact amounts and any other details required by the candidate, treasurer or deputy treasurer to comply with this chapter. Notwithstanding the provisions of subsection 4 of section 130.021 prohibiting commingling of funds, an individual, trade or professional association, business entity, or labor organization which acts as an agent for a committee in receiving contributions may deposit contributions received on behalf of the committee to the agent's account within a financial institution within this state, for purposes of facilitating transmittal of the contributions to the candidate, committee treasurer or deputy treasurer. Such contributions shall not be held in the agent's account for more than five days after the date the contribution was received by the agent, and shall not be transferred to the account of any other agent or person, other than the committee treasurer.

2. Unless a contribution is rejected by the candidate or committee and returned to the donor or transmitted to the state treasurer within ten business days after its receipt, it shall be considered received and accepted on the date received, notwithstanding the fact that it was not deposited by the closing date of a reporting period.

3. Notwithstanding the provisions of section 130.041 that only contributors of more than one hundred dollars shall be reported by name and address for all committees, the committee's records shall contain a listing of each contribution received by the committee, including those accepted and those which are rejected and either returned to the donor or transmitted to the state treasurer. Each contribution, regardless of the amount, shall be recorded by date received, name and address of the contributor and the amount of the contribution, except that any contributions from unidentifiable persons which are received through fund-raising activities and events as permitted in subsection 6 of section 130.031 shall be recorded to show the dates and amounts of all such contributions received together with information contained in statements required by subsection 6 of section 130.031. The procedure for recording contributions shall be of a type which enables the candidate, committee treasurer or deputy treasurer to maintain a continuing total of all contributions received from any one contributor.

4. **[**~~Notwithstanding the provisions of section 130.041 that certain expenditures need not be identified in reports by name and address of the payee,~~**]** The committee's records shall include a listing of each expenditure made and each contract, promise or agreement to make an expenditure, showing the date and amount of each transaction, the name and address of the person to whom the expenditure was made or promised, and the purpose of each expenditure made or promised.

5. In the case of a committee which makes expenditures for both the support or opposition of any candidate and the passage or defeat of a ballot measure, the committee treasurer shall maintain records segregated according to each candidate or measure for which the expenditures were made.

6. Records shall indicate which transactions, either contributions received or expenditures made, were cash transactions or in-kind transactions.

7. Any candidate who, pursuant to section 130.016, is exempt from the requirements to form a committee shall maintain records of each contribution received or expenditure made in support of his candidacy. Any other person or combination of persons who, although not deemed to be a committee according to the definition of the term "committee" in section 130.011, accepts contributions or makes expenditures, other than direct contributions from the person's own funds, for the purpose of supporting or opposing the election or defeat of any candidate or for the purpose of supporting or opposing the qualifications, passage or defeat of any ballot measure shall maintain records of each contribution received or expenditure made. The records shall include name, address and amount pertaining to each contribution received or expenditure made and any bills, receipts, cancelled checks or other documents relating to each transaction.

8. All records and accounts of receipts and expenditures shall be preserved for at least three years after the date of the election to which the records pertain. Records and accounts regarding supplemental disclosure reports or reports not required pursuant to an election shall be preserved for at least three years after the date of the report to which the records pertain. Such records shall be available for inspection by the **[**~~campaign finance review board~~**]** **Missouri ethics commission** and its duly authorized representatives.

130.041. 1. Except as provided in subsection 5 of section 130.016, the candidate, if applicable, treasurer or deputy treasurer of every committee which is required to file a statement of organization, shall file a legibly printed or typed disclosure report of receipts and expenditures. The reports shall be filed with the appropriate officer designated in section 130.026 at the times and for the periods prescribed in section 130.046. Except as provided in sections 130.049 and 130.050, each report shall set forth:

(1) The full name, as required in the statement of organization pursuant to subsection 5 of section 130.021, and mailing address of the committee filing the report and the full name, mailing address and telephone number of the committee's treasurer and deputy treasurer if the committee has named a deputy treasurer;

(2) The amount of money, including cash on hand at the beginning of the reporting period;

(3) Receipts for the period, including:

(a) Total amount of all monetary contributions received which can be identified in the committee's records by name and address of each contributor. In addition, the candidate committee shall make a reasonable effort to obtain and report the employer, or occupation if self-employed or notation of retirement, of each person from whom the committee received one or more contributions which in the aggregate total in excess of one hundred dollars and shall make a reasonable effort to obtain and report a description of any contractual relationship over five hundred dollars between the contributor and the state if the candidate is seeking election to a state office or between the contributor and any political subdivision of the state if the candidate is seeking election to another political subdivision of the state;

(b) Total amount of all anonymous contributions accepted;

(c) Total amount of all monetary contributions received through fund-raising events or activities from participants whose names and addresses were not obtained with such contributions, with an attached statement or copy of the statement describing each fund-raising event as required in subsection 6 of section 130.031;

(d) Total dollar value of all in-kind contributions received;

(e) A separate listing by name and address and employer, or occupation if self-employed or notation of retirement, of each person from whom the committee received contributions, in money or any other thing of value, aggregating more than one hundred dollars, together with the date and amount of each such contribution;

(f) A listing of each loan received by name and address of the lender and date and amount of the loan. For each loan of more than one hundred dollars, a separate statement shall be attached setting forth the name and address of the lender and each person liable directly, indirectly or contingently, and the date, amount and terms of the loan;

(4) Expenditures for the period, including:

(a) The total dollar amount of expenditures made by check drawn on the committee's depository;

(b) The total dollar amount of expenditures made in cash;

(c) The total dollar value of all in-kind expenditures made;

(d) **The total dollar amount of expenditures made via electronic means;**

(e) The full name and mailing address of each person to whom an expenditure of money or any other thing of value in the amount of more than one hundred dollars has been made, contracted for or incurred, together with the date, amount and purpose of each expenditure. Expenditures of one hundred dollars or less may be grouped and

listed by categories of expenditure showing the total dollar amount of expenditures in each category, except that the report shall contain an itemized listing of each payment made to campaign workers by name, address, date, amount and purpose of each payment and the aggregate amount paid to each such worker;

[~~(e)~~**] (f)** A list of each loan made, by name and mailing address of the person receiving the loan, together with the amount, terms and date;

(5) The total amount of cash on hand as of the closing date of the reporting period covered, including amounts in depository accounts and in petty cash fund;

(6) The total amount of outstanding indebtedness as of the closing date of the reporting period covered;

(7) The amount of expenditures for or against a candidate or ballot measure during the period covered and the cumulative amount of expenditures for or against that candidate or ballot measure, with each candidate being listed by name, mailing address and office sought. For the purpose of disclosure reports, expenditures made in support of more than one candidate or ballot measure or both shall be apportioned reasonably among the candidates or ballot measure or both. In apportioning expenditures to each candidate or ballot measure, political party committees and continuing committees need not include expenditures for maintaining a permanent office, such as expenditures for salaries of regular staff, office facilities and equipment or other expenditures not designed to support or oppose any particular candidates or ballot measures; however, all such expenditures shall be listed pursuant to subdivision (4) of this subsection;

(8) A separate listing by full name and address of any committee including a candidate committee controlled by the same candidate for which a transfer of funds or a contribution in any amount has been made during the reporting period, together with the date and amount of each such transfer or contribution;

(9) A separate listing by full name and address of any committee, including a candidate committee controlled by the same candidate from which a transfer of funds or a contribution in any amount has been received during the reporting period, together with the date and amount of each such transfer or contribution;

(10) Each committee that receives a contribution which is restricted or designated in whole or in part by the contributor for transfer to a particular candidate, committee or other person shall include a statement of the name and address of that contributor in the next disclosure report required to be filed after receipt of such contribution, together with the date and amount of any such contribution which was so restricted or designated by that contributor, together with the name of the particular candidate or committee to whom such contribution was so designated or restricted by that contributor and the date and amount of such contribution.

2. For the purpose of this section and any other section in this chapter except sections 130.049 and 130.050 which requires a listing of each contributor who has contributed a specified amount, the aggregate amount shall be computed by adding all contributions received from any one person during the following periods:

(1) In the case of a candidate committee, the period shall begin on the date on which the candidate became a candidate according to the definition of the term "candidate" in section 130.011 and end at 11:59 p.m. on the day of the primary election, if the candidate has such an election or at 11:59 p.m. on the day of the general election. If the candidate has a general election held after a primary election, the next aggregating period shall begin at 12:00 midnight on the day after the primary election day and shall close at 11:59 p.m. on the day of the general election. Except that for contributions received during the thirty-day period immediately following a primary election, the candidate shall designate whether such contribution is received as a primary election contribution or a general election contribution;

(2) In the case of a campaign committee, the period shall begin on the date the committee received its first contribution and end on the closing date for the period for which the report or statement is required;

(3) In the case of a political party committee or a continuing committee, the period shall begin on the first day of January of the year in which the report or statement is being filed and end on the closing date for the period for which the report or statement is required; except, if the report or statement is required to be filed prior to the first day of July in any given year, the period shall begin on the first day of July of the preceding year.

3. The disclosure report shall be signed and attested by the committee treasurer or deputy treasurer and by the candidate in case of a candidate committee.

4. The words "consulting or consulting services, fees, or expenses", or similar words, shall not be used to describe the purpose of a payment as required in this section. The reporting of any payment to such an independent contractor shall be on a form supplied by the appropriate officer, established by the ethics commission and shall include identification of the specific service or services provided including, but not limited to, public opinion

polling, research on issues or opposition background, print or broadcast media production, print or broadcast media purchase, computer programming or data entry, direct mail production, postage, rent, utilities, phone solicitation, or fund raising, and the dollar amount prorated for each service.

170.281. 1. As used in this section, "personal finance" means a course consisting of financial literacy and up-to-date tools, resources, and discipline necessary to succeed in a personal and professional capacity in the current economy; personal finance may include courses offered in vocational or technical curricula.

2. The department of elementary and secondary education shall convene a work group to develop and recommend academic performance standards relating to the one-half unit of credit of personal finance required by the state board of education. The work group shall include, but not be limited to, educators providing instruction in personal finance, a representative from the Missouri Association of Career and Technical Education, and representatives from the department of elementary and secondary education, banking industry, entrepreneurs, and nonprofit organizations that focus on educating young professionals and entrepreneurs.

3. The state board of education shall adopt and implement academic performance standards relating to personal finance for the 2024-25 school year and all subsequent school years, except that academic performance standards relating to personal finance shall be reviewed every seven years to determine if the performance standards need to be updated to reflect trends and best practices in the current economy.

4. (1) For the 2024-25 school year and all subsequent school years, each school district shall require that after the completion of grade nine each student satisfactorily completes such one-half unit of credit of personal finance before receiving a high school diploma or certificate of graduation.

(2) A school district may elect to waive the requirements of subdivision (1) of this subsection for a student who transfers from outside the state to a Missouri high school if the student can furnish documentation deemed acceptable by the school district of the student's successful completion of a substantially similar course of instruction.

(3) A school district may allow a student in grade nine to complete such one-half unit of credit of personal finance if, on the recommendation of a school counselor, completing such one-half unit of credit of personal finance is beneficial and appropriate for such student's personal plan of study or career academic plan.

5. The requirements of section 160.514 shall not apply to this section.

361.020. 1. The division of finance shall have charge of the execution of**:**

(1) The laws relating to banks, trust companies, and the banking business of this state; **[**~~credit unions; and of~~**]**

(2) The laws relating to persons**[**~~, copartnerships and corporations~~**] or entities** engaged in the small loan **or consumer credit** business in this state**;**

(3) The laws relating to persons and entities engaged in the mortgage loan business in this state; and

(4) The laws relating to persons and entities engaged in any other financial-services-related business over which the division of finance is granted express authority.

2. The director of finance may institute, in the name of the state of Missouri, and defend suits in the courts of this state and the United States.

361.098. 1. The members of the state banking and savings and loan board shall receive as compensation for their services the sum of one hundred dollars per day while discharging their duties**[**~~,~~**]** and shall be entitled to receive their necessary traveling and other expenses incurred while actually engaged in the performance of their duties as such members**, which shall be paid out of the division of finance fund**.

2. **[**~~A majority of the~~**] Any three** members of the board shall constitute a quorum for the transaction of any business, for the performance of any duty**,** or for the exercise of any power of the board.

3. The board may meet and exercise its powers in any place in this state and shall meet at any time upon the call of its chairman or of the director of the division of finance or of any two members of the board.

4. The board shall have an official seal bearing the inscription, "State Banking and Savings and Loan Board of the State of Missouri", which shall be judicially noticed.

5. The division of finance may provide administrative services to the board to assist the board with fulfilling its statutory responsibilities.

361.106. 1. As used in this section, the following terms mean:

(1) "Bulletin", an informal written communication to inform or educate individuals or entities licensed, chartered, or regulated by the division of finance and the general public about a regulatory topic or issue. A "bulletin" is informational in nature and is not an evaluation of specific facts and circumstances;

(2) "Industry letter", a written communication from the director of finance in response to a specific individual or entity chartered, licensed, or regulated by the division of finance that provides the position of the division of finance on a particular regulatory topic or issue with respect to a specific set of facts and circumstances.

2. Notwithstanding any law to the contrary, the director of finance may at his or her discretion issue bulletins addressing the business of the individuals and entities licensed, chartered, or regulated by the division in this state. Bulletins shall not have the force or effect of law and shall not be considered statements of general applicability that would require promulgation by rule.

3. Notwithstanding any law to the contrary, the director of finance may at his or her discretion issue industry letters in response to a written request from an individual or entity licensed, chartered, or regulated by the division that seeks the position of the division of finance on the application of law. In addition to any materials or information requested by the division, the written request for an industry letter shall include:

(1) A brief summary of the applicable laws and rules that pertain to the request;

(2) A detailed statement of facts regarding every relevant aspect of the proposed business activity, transaction, event, or circumstance;

(3) A discussion of current statutes, rules, and legal principles relevant to the facts set forth;

(4) A statement by the person or entity requesting the industry letter of the person's own opinion regarding the matter and the basis for such opinion; and

(5) A statement that the proposed business activity or transaction has not commenced or, if it has commenced, the present status of the proposed business activity or transaction.

4. With respect to the requesting person or entity, an industry letter is binding on the division. The requesting person or entity shall not be subject to any administrative proceeding or penalty for any acts or omissions done in reliance on an industry letter, so long as no change in any material fact or law has occurred and so long as the requesting person or entity did not misrepresent or omit a material fact.

5. An industry letter request and response shall be confidential, but the director may publish an industry letter with nonidentifying facts and information from the request.

6. After redacting all identifying information, the director may publish industry letters for informational purposes. Because the division may have a different position in response to similar but nonidentical facts and circumstances, published industry letters shall not have the force or effect of law, shall not be binding on the division, and shall not be considered statements of general applicability that would require promulgation by rule.

7. Industry letters issued under this section are distinct from letters issued by the director under subsection 5 of section 362.106, and this section shall not apply to section 362.106.

361.160. 1. The director of finance at least once each year, either personally or by a deputy or examiner appointed by the director, shall visit and examine every bank and trust company organized and doing business under the laws of this state, and every other corporation which is by law required to report to the director; except, for banks or trust companies receiving a Camel/MOECA 1 or Camel/MOECA 2 rating from the division of finance, the director of finance at least once each eighteen calendar months, or for a private trust company at least once each thirty-six months, either personally or by a deputy or examiner appointed by the director, shall visit and examine such bank or trust company, and the director of finance, at the director's discretion, may conduct the director's examination, or any part thereof, on the basis of information contained in examination reports of other states, the Federal Deposit Insurance Corporation or the Federal Reserve Board or in audits performed by certified public accountants. For purposes of this subsection, a private trust company is one that does not engage in trust company business with the general public or otherwise hold itself out as a trustee or fiduciary for hire by advertising, solicitation, or other means and instead operates for the primary benefit of a family, relative of same family, or single family lineage, regardless of whether compensation is received or anticipated. The director shall be afforded prompt and free access to any workpapers upon which a certified public accountant bases an audit. A certified public accountant shall retain workpapers for a minimum of three years after the date of issuance of the certified public accountant's report to the bank or trust company. The director or the director's agent may concentrate the examinations on institutions which the director believes have safety or soundness concerns.

2. The director, or the deputy or examiners designated by the director for that purpose, shall have power to examine any such corporation whenever, in the director's judgment, it may be deemed necessary or expedient, and

shall have power to examine every agency located in this state of any foreign banking corporation and every branch in this state of any out-of-state bank, for the purpose of ascertaining whether it has violated any law of this state, and for such other purposes and as to such other matters as the director may prescribe.

3. The director and the director's deputy and examiners shall have power to administer oaths to any person whose testimony may be required in such examination or investigation of any such corporation or agency, and to compel the appearance and attendance of any person for the purpose of any such examination or investigation.

4. On every such examination inquiry shall be made as to the condition and resources of such corporation, the mode of conducting and managing its affairs, the actions of its directors or trustees, the investment of its funds, the safety and prudence of its management, the security afforded to its creditors, and whether the requirements of its charter and of law have been complied with in the administration of its affairs, and as to such other matters as the director may prescribe.

5. The director may also make such special investigations as the director deems necessary to determine whether any individual or corporation has violated any of the provisions of this law.

6. Such examination may be made and such inquiry instituted or continued in the discretion of the director after the director has taken possession of the property and business of any such corporation, until it shall resume business or its affairs shall be finally liquidated in accordance with the provisions of this chapter.

7. The result of each examination shall be certified by the director or the examiner upon the records of the corporation examined **[**~~and the result of all examinations during the biennial period shall be embodied in the report to be made by the director of the department of commerce and insurance to the legislature~~**]**.

8. The director may contract with regulators in other states to provide for the examination of Missouri branches of out-of-state banks and branches of banks whose home state is Missouri. The agreements may provide for the payment by the home state of the cost of examinations conducted by the host state at the request of the home state regulators.

361.260. 1. Whenever the director shall have reason to believe that the capital stock of any corporation subject to the provisions of this chapter is reduced by impairment or otherwise, below the amount required by law, or by its certificates or articles of agreement, **[**~~he~~**] the director** shall issue a notice of charges in respect thereof.

2. Whenever **[**~~it shall appear to~~**]** the director **has reason to believe**, from any examination **or investigation** made by **[**~~him~~**] the director** or his **or her** examiners, that any corporation subject to the provisions of this chapter, or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation, or any foreign corporation licensed by the director to do business under this chapter or chapter 362 is engaging in **[**~~or~~**],** has engaged in, or **[**~~there is reasonable cause to believe that the corporation or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation~~**]** is about to engage in**[**~~,~~**]:**

(1) An unsafe or unsound practice in conducting the business of such corporation **[**~~or is violating or has violated, or there is reasonable cause to believe that the corporation or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation is about to violate~~**];**

(2) A **violation of** law, rule, **or director-imposed written** condition **[**~~imposed, in writing, by the director in connection with the granting of any application or other request by the corporation or~~**];**

(3) A violation of any written agreement entered into with the director**[**~~,~~**];** or

(4) A violation of the corporation's charter,

the director may issue and serve upon the corporation or such director, officer, employee, agent, or other person a notice of charges in respect thereof.

3. Whenever it shall appear to the director that any corporation subject to the provisions of this chapter does not keep its books and accounts in such manner as to enable him **or her** readily to ascertain its true condition or that wrong entries or unlawful uses of the funds of the corporation have been made, the director may issue and serve upon the corporation or any appropriate director, officer, employee, agent, or other person a notice of charges in respect thereof.

4. The notice of charges shall contain a statement of the facts constituting the deficiencies, **[**~~the~~**]** alleged violation or violations, improper use of funds, or **[**~~the~~**]** unsafe or unsound practice or practices**[**~~,~~**]** and shall fix a time and place at which a **contested** hearing will be held to determine whether an order to cease and desist therefrom should **[**~~issue~~**] be issued** against the corporation or the director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation.

5. In the event the party or parties so served shall fail to appear at the hearing, or shall consent to the cease and desist order, or in the event the director shall find that the fact of any deficiency, violation, unsafe or unsound practice, inadequate recordkeeping, or improper use of funds specified has been established, the director may issue and serve upon the corporation or the director, officer, employee, agent, or other person participating in the conduct of the affairs of the corporation an order to cease and desist from the actions, violations, or practices charged.

6. The **cease and desist** order**:**

(1) May require the corporation or its directors, officers, employees, agents, and other persons participating in the conduct of the affairs of such corporation to cease and desist from **[**~~same and, further,~~**] such actions, violations, or practices;**

(2) May require the corporation or its directors, officers, employees, agents, and other persons participating in the conduct of the affairs of such corporation to take affirmative action to correct the conditions resulting from any such actions, violations, or practices**[**~~.~~**];**

(3) Shall require that, if the director determines that the capital of the corporation is impaired, **[**~~the order shall require that~~**]** the corporation make good the deficiency forthwith or within a time specified in the order**[**~~.~~**];**

(4) May, if the director determines that the corporation does not keep adequate records, **[**~~the order may~~**]** determine and prescribe such books of account as the director, in his **or her** discretion, shall require of the corporation for the purpose of keeping accurate and convenient records of the transactions and accounts**[**~~.~~**]; and**

(5) Shall, if the director **[**~~shall determine~~**] determines** that wrong entries or unlawful uses of the funds of the corporation have been made, **[**~~he shall~~**]** order that the entries shall be corrected**[**~~,~~**]** and **that** the sums unlawfully paid out **be** restored by the person or persons responsible for the wrongful or illegal payment thereof.

[~~6.~~**] 7.** If a notice of charges served under this section specifies, on the basis of particular facts and circumstances, that a corporation's books and records are so incomplete or inaccurate that the director is unable, through the normal supervisory process, to determine the financial condition of that corporation or the details or purpose of any transaction or transactions that may have a material effect on the financial condition of that corporation, the director may issue a temporary order requiring the cessation of any activity or practice which gave rise, whether in whole or in part, to the incomplete or inaccurate state of the books or records, or affirmative action to restore such books or records to a complete and accurate state, until the completion of the proceedings under this section. Any temporary order issued under this subsection shall become effective upon service and, unless set aside, limited or suspended by a court, shall remain in effect and enforceable until the earlier of the completion of the proceedings initiated under this section or the date on which the director determines by examination or otherwise that the corporation's books and records are accurate and reflect the financial condition of the corporation.

[~~7.~~**] 8.** Whenever it shall appear to the director that the violation or threatened violation or the unsafe or unsound practice or practices specified in the notice of charges served upon the corporation or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation pursuant to subsection 4 of this section, or the continuation thereof, is likely to cause insolvency or significant dissipation of assets or earnings of the corporation, or is likely to weaken the condition of the corporation or otherwise prejudice the interests of its depositors prior to the completion of the proceedings conducted pursuant to said subsection, the director may issue a temporary order, effective immediately, requiring the corporation or such director, officer, employee, agent, or other person to cease and desist from any such violation or practice and to take affirmative action to prevent such insolvency, dissipation, condition, or prejudice pending completion of such proceedings. Such order shall remain effective and enforceable pending the completion of the administrative proceedings pursuant to such notice and until such time as the director shall dismiss the charges specified in such notice or if a cease and desist order is issued against the corporation or such director, officer, employee, agent, or other person, until the effective date of such order. The corporation, director, officer, employee, agent, or other person may, within ten days after having been served with a temporary cease and desist order, apply to the circuit court of Cole County for an order setting aside, limiting, or suspending the enforcement, operation, or effectiveness of such order.

[~~8.~~**] 9.** If any corporation, or any director, officer, employee, agent, or other person participating in the conduct of the affairs of such corporation shall fail or refuse to comply with any duly issued order provided for in this chapter and chapter 362, the corporation or such director, officer, employee, agent, or other person shall pay a civil penalty of not more than one thousand dollars per day for each day the failure or refusal shall continue. The penalty shall be assessed and collected by the director of the division. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the size of the financial resources

and good faith of the corporation or person charged, the gravity of the violation, the history of previous violations, and such other matters as justice may require. In addition to the penalty, the director may, in his **or her** discretion, report the delinquency to the attorney general, with a request that **[**~~he~~**] the attorney general** proceed as provided in section 361.270, and in the event of such request, the attorney general shall proceed.

361.262. 1. Whenever it shall appear to the director, from any examination **or investigation** made by **[**~~him~~**] the director** or **[**~~his~~**] the director's** examiners, that**:**

(1) Any director, officer, or any other person participating in the conduct of the affairs of a corporation subject to this chapter has **[**~~committed any violation of~~**]:**

(a) Violated a law or regulation **[**~~or of~~**];**

(b) Violated a cease and desist order**[**~~, or has violated~~**];**

(c) Violated any **director-imposed written** condition **[**~~imposed in writing by the director~~**]** in connection with the grant of any application or other request by such corporation **[**~~or~~**];**

(d) Violated any written agreement between such corporation and the director**[**~~, or has~~**];**

(e) Engaged or participated in any unsafe or unsound practice in connection with the corporation**[**~~, or has~~**]; or**

(f) Committed or engaged in any act, omission, or practice **[**~~which~~**] that** constitutes a breach of his **or her** fiduciary duty to the corporation**[**~~,~~**];** and

(2) The director determines that**:**

(a) The corporation has suffered or will probably suffer financial loss or other damage **[**~~or that~~**];**

(b) The interests of its depositors**, beneficiaries, or other customers** could be prejudiced by reason of such violation or practice or breach of fiduciary duty**[**~~,~~**];** or **[**~~that~~**]**

(c) The director **[**~~or~~**],** officer**,** or other person has received financial gain by reason of **[**~~such~~**] his or her** violation or practice or breach of fiduciary duty**[**~~,~~**];** and

(3) The director determines that such violation or practice or breach of fiduciary duty is**:**

(a) One involving personal dishonesty on the part of such director, officer**,** or other person**[**~~,~~**];** or

(b) One **[**~~which~~**] that** demonstrates a willful or continuing disregard for the safety or soundness of the corporation,

the director may serve upon such director, officer, or other person a written notice of **[**~~his~~**] the director's** intention to remove him **or her** from office.

2. **[**~~When~~**] If** it **[**~~shall appear~~**] appears** to the director**,** from any examination **[**~~made by him or his examiners~~**] or investigation,** that **the conduct or practice of** any director or officer of a corporation subject to this chapter, **[**~~by conduct or practice~~**]** with respect to **[**~~another~~**]** such corporation or **[**~~any~~**] other corporation or** business institution **[**~~which~~**]:**

(1) Resulted in financial loss or other damage**[**~~, has~~**];**

(2) Evidenced either **[**~~his~~**]:**

(a) Personal dishonesty**;** or

(b) A willful or continuing disregard for **[**~~its~~**] the corporation's** safety and soundness**;** and**[**~~, in addition, has~~**]**

(3) Evidenced his **or her** unfitness to continue as a director or officer **[**~~and whenever it shall appear to the director that any other person participating in the conduct of the affairs of a corporation subject to this chapter, by conduct or practice with respect to such corporation or other corporation or other business institution which resulted in financial loss or other damage, has evidenced either his personal dishonesty or willful or continuing disregard for its safety and soundness and, in addition, has evidenced his unfitness to participate in the conduct of the affairs of such corporation~~**]**,

then the director may serve upon such director**[**~~,~~**]** or officer**[**~~, or other person~~**]** a written notice of intention to remove him **or her** from office or to prohibit his **or her** further participation in any manner in the conduct of the affairs of the corporation or from any other banking, savings, or trust institution supervised by the director.

3. If it appears to the director, from any examination or investigation, that the conduct or practice of any person participating in the affairs of a corporation subject to this chapter, with respect to the corporation or other corporation or business institution:

(1) Resulted in financial loss or other damage;

(2) Evidenced either:

(a) Personal dishonesty; or

(b) A willful or continuing disregard for safety and sound practices; and

(3) Evidenced the person's unfitness to participate in the affairs of the corporation,

then the director may serve upon such person a written notice of intention to remove him or her from office or to prohibit him or her from any further participation in the affairs of the corporation or of any other banking, savings, or trust institution supervised by the director.

[~~3.~~**] 4.** Whenever it shall appear to the director to be necessary for the protection of any corporation or its depositors, **[**~~he~~**] beneficiaries, or other customers, the director** may, by written notice to such effect served upon any director, officer, or other person referred to in subsection 1**, 2,** or **[**~~2~~**] 3** of this section, suspend him **or her** from office or prohibit him **or her** from further participation in any manner in the conduct of the affairs of the corporation. Such suspension or prohibition shall become effective upon service of such notice and shall remain in effect pending the completion of the administrative proceedings pursuant to the notice served under subsection 1**, 2,** or **[**~~2~~**] 3** of this section and until such time as the director shall dismiss the charges specified in such notice or, if an order of removal or prohibition is issued against the director or officer or other person, until the effective date of any such order. Copies of any such notice shall also be served upon the corporation of which he **or she** is a director or officer or in the conduct of whose affairs he **or she** has participated.

[~~4.~~**] 5.** Except as provided in subsection **[**~~5~~**] 6** of this section, any person who, pursuant to an order issued under this section, has been removed or suspended from office in a corporation or prohibited from participating in the conduct of the affairs of a corporation may not, while such order is in effect, continue or commence to hold any office in, or participate in any manner in, the conduct of the affairs of any other corporation subject to the provisions of this chapter.

[~~5.~~**] 6.** If, on or after the date an order is issued under this section **[**~~which~~**] that** removes or suspends from office any person or prohibits such person from participating in the conduct of the affairs of a corporation**[**~~,~~**] and** such party receives the written consent of the director, subsection **[4] 5** of this section shall, to the extent of such consent, cease to apply to such person with respect to the **[**~~corporation~~**] terms and conditions** described in the written consent and the director shall publicly disclose such consent. Any violation of subsection **[4] 5** of this section by any person who is subject to an order described in such subsection shall be treated as a violation of the order.

361.715. 1. Upon the filing of the application, the filing of a certified audit, the payment of the investigation fee and the approval by the director of the necessary bond, the director shall cause, investigate, and determine whether the character, responsibility, and general fitness of the principals of the applicant or any affiliates are such as to command confidence and warrant belief that the business of the applicant will be conducted honestly and efficiently and that the applicant is in compliance with all other applicable state and federal laws. If satisfied, the director shall issue to the applicant a license pursuant to the provisions of sections 361.700 to 361.727. In processing a renewal license, the director shall require the same information and follow the same procedures described in this subsection.

2. Each licensee shall pay to the director before the issuance of the license, and annually thereafter on or before April fifteenth of each year, a license fee of **[**~~three~~**] four** hundred dollars.

3. The director may assess a reasonable charge, not to exceed **[**~~three~~**] four** hundred dollars, for any application to amend and reissue an existing license.

361.749. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:

(1) "Commissioner", the commissioner of the division of finance;

(2) "Consumer", any individual;

(3) "Consumer-directed wage access services", the business of offering or providing earned wage access services directly to a consumer based on the consumer's representation and the provider's reasonable determination of the consumer's earned but unpaid income;

(4) "Division", the Missouri division of finance within the department of commerce and insurance;

(5) "Earned but unpaid income", salary, wages, compensation, or other income that a consumer or an employer has represented, and that a provider has reasonably determined, has been earned or has accrued to the benefit of the consumer in exchange for the consumer's provision of services to the employer or on behalf of the employer, including on an hourly, project-based, piecework, or other basis and including where

the consumer is acting as an independent contractor of the employer, but has not, at the time of the payment of proceeds, been paid to the consumer by the employer;

(6) "Earned wage access services", the business of providing consumer-directed wage access services, employer-integrated wage access services, or both;

(7) "Employer":

(a) A person who employs a consumer; or

(b) Any other person who is contractually obligated to pay a consumer earned but unpaid income in exchange for a consumer's provision of services to the employer or on behalf of the employer, including on an hourly, project-based, piecework, or other basis and including where the consumer is acting as an independent contractor with respect to the employer.

"Employer" does not include a customer of an employer or any other person whose obligation to make a payment of salary, wages, compensation, or other income to a consumer is not based on the provision of services by that consumer for or on behalf of such person;

(8) "Employer-integrated wage access services", the business of delivering to consumers access to earned but unpaid income that is based on employment, income, and attendance data obtained directly or indirectly from an employer;

(9) "Fee":

(a) A fee imposed by a provider for delivery or expedited delivery of proceeds to a consumer;

(b) A subscription or membership fee imposed by a provider for a bona fide group of services that includes earned wage access services; or

(c) An amount paid by an employer to a provider on a consumer's behalf, which entitles the consumer to receive proceeds at reduced or no cost to the consumer.

A voluntary tip, gratuity, or donation shall not be deemed a fee;

(10) "Outstanding proceeds", a payment of proceeds to a consumer by a provider that has not yet been repaid to that provider;

(11) "Person", a partnership, corporation, association, sole proprietorship, limited liability company, or nonprofit or governmental entity;

(12) "Proceeds", a payment of funds to a consumer by a provider that is based on earned but unpaid income;

(13) "Provider", a person who is in the business of offering and providing earned wage access services to consumers.

2. (1) No person shall engage in the business of earned wage access services in this state without first registering as an earned wage access services provider with the division.

(2) The annual registration fee shall be one thousand dollars payable to the division as of the first day of July of each year. The division may establish a biennial registration arrangement, but in no case shall the registration fee be payable for more than one year at a time.

(3) Registration shall be made on forms prepared by the commissioner and shall contain the following information:

(a) Name, business address, and telephone number of the earned wage access services provider;

(b) Name and business address of corporate officers and directors or principals or partners;

(c) A sworn statement by an appropriate officer, principal, or partner of the earned wage access services provider that:

a. The provider is financially capable of engaging in the business of earned wage access services; and

b. If a corporation, that the corporation is authorized to transact business in this state.

If any material change occurs in the information contained in the registration form, a revised statement shall be submitted to the commissioner.

(4) A certificate of registration shall be issued by the commissioner within thirty calendar days after the date on which all registration materials have been received by the commissioner and shall not be assignable or transferable, except as approved by the commissioner.

(5) Each certificate of registration shall remain in full force and effect until surrendered, revoked, or suspended.

3. This section shall not apply to:

(1) A bank or savings and loan association whose deposits or accounts are eligible for insurance by the Federal Deposit Insurance Corporation, or a subsidiary of such a bank or savings and loan association;

(2) A credit union doing business in this state; or

(3) A person authorized to make loans or extensions of credit under the laws of this state or the United States, who is subject to regulation and supervision by this state or the United States.

4. Each provider shall:

(1) Develop and implement policies and procedures to respond to questions raised by consumers and address complaints from consumers in an expedient manner;

(2) Before entering into an agreement with a consumer for the provision of earned wage access services, provide a consumer with a written paper or electronic document, which can be included as part of the contract to provide earned wage access services and which meets all of the following requirements:

(a) Informs the consumer of his or her rights under the agreement; and

(b) Fully and clearly discloses all fees associated with the earned wage access services;

(3) Inform the consumer of the fact of any material changes to the terms and conditions of the earned wage access services before implementing those changes for that consumer;

(4) Provide proceeds to a consumer by any means mutually agreed upon by the consumer and provider;

(5) Comply with all local, state, and federal privacy and information security laws;

(6) In any case in which the provider will seek repayment of outstanding proceeds, fees, or other payments, including voluntary tips, gratuities, or other donations from a consumer's account at a depository institution and including via electronic funds transfer:

(a) Comply with applicable provisions of the federal Electronic Funds Transfer Act and its implementing regulations; and

(b) Reimburse the consumer for the full amount of any overdraft or nonsufficient funds fees imposed on a consumer by the consumer's depository institution that were caused by the provider attempting to seek payment of any outstanding proceeds, fees, voluntary tips, gratuities, or other donations on a date before, or in an incorrect amount from, the date or amount disclosed to the consumer.

The provisions of this subdivision shall not apply with respect to payments of outstanding proceeds, fees, tips, gratuities, or other donations incurred by a consumer through fraudulent or other means; and

(7) If a provider solicits, charges, or receives a tip, gratuity, or donation from a consumer:

(a) Clearly and conspicuously disclose to the consumer immediately prior to each transaction that a tip, gratuity, or donation amount may be zero and is voluntary;

(b) Clearly and conspicuously disclose in its service contract with the consumer and elsewhere that tips, gratuities, or donations are voluntary and that the offering of earned wage access services, including the amount of the proceeds a consumer is eligible to request and the frequency with which proceeds are provided to a consumer, is not contingent on whether the consumer pays any tip, gratuity, or donation or on the size of any tip, gratuity, or donation;

(c) Refrain from misleading or deceiving consumers about the voluntary nature of such tips, gratuities, or donations; and

(d) Refrain from making representations that tips or gratuities will benefit any specific, individual person.

5. A provider shall not:

(1) Share with an employer any fees, voluntary tips, gratuities, or other donations that were received from or charged to a consumer for earned wage access services;

(2) Charge interest for failure to repay outstanding proceeds, fees, voluntary tips, gratuities, or other donations;

(3) Report any information about the consumer regarding the inability of the provider to be repaid outstanding proceeds, fees, voluntary tips, gratuities, or other donations to a consumer credit reporting agency or a debt collector;

(4) Require a consumer's credit report or credit score to determine a consumer's eligibility for earned wage access services;

(5) Accept payment from a consumer of outstanding proceeds, fees, voluntary tips, gratuities, or other donations via credit card or charge card; or

(6) Compel or attempt to compel repayment by a consumer of outstanding proceeds, fees, voluntary tips, gratuities, or other donations through any of the following means:

(a) A suit against the consumer in a court of competent jurisdiction;

(b) Use of a third party to pursue collection from the consumer on the provider's behalf; or

(c) Sale of outstanding amounts to a third-party collector or debt buyer for collection from the consumer.

The provisions of this subdivision shall not apply to payments of outstanding proceeds, fees, tips, gratuities, or other donations incurred by a consumer through fraudulent or other means or preclude a provider from pursuing an employer for breach of its contractual obligations to the provider.

6. For purposes of the laws of this state:

(1) Earned wage access services offered and provided by a registered provider shall not be considered to be any of the following:

(a) A violation of or noncompliance with the laws governing the sale or assignment of or an order for earned but unpaid income;

(b) A loan or other form of credit, and the provider shall not be considered a creditor or a lender;

(c) Money transmission, and the provider shall not be considered a money transmitter;

(2) Fees, voluntary tips, gratuities, or other donations shall not be considered interest or finance charges.

7. The commissioner, or his or her duly authorized representative, may make such investigation as is deemed necessary and, to the extent necessary for this purpose, may examine the registrant or any other person having personal knowledge of the matters under investigation, and shall have the power to compel the production of all relevant books, records, accounts, and documents by registrants.

8. (1) An earned wage access services provider shall maintain records of its earned wage access services transactions and shall preserve its records for at least two years after the final date on which it provides proceeds to a consumer.

(2) Records required by this section may be maintained electronically.

9. The division may promulgate rules as may be necessary for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

10. (1) Any provider registered pursuant to this section who fails, refuses, or neglects to comply with the provisions of this section or commits any criminal act may have its registration suspended or revoked by the commissioner, after a hearing before the commissioner on an order of the commissioner to show cause why such order of suspension or revocation should not be entered specifying the grounds therefor, which shall be served on the registrant at least ten days prior to the hearing.

(2) Whenever it shall appear to the commissioner that any provider registered pursuant to this section is failing, refusing, or neglecting to make a good faith effort to comply with the provisions of this section, the commissioner may issue an order to cease and desist, which order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure, or refusal shall continue. The penalty shall be assessed and collected by the commissioner. In determining the amount of the penalty, the commissioner shall take into account the appropriateness of the penalty with respect to the gravity of the violation, the history of previous violations, and such other matters as justice may require.

11. All revenues collected by or paid to the commissioner pursuant to this section shall be forwarded immediately to the director of revenue, who shall deposit them in the division of finance fund.

12. Any earned wage access services provider knowingly and willfully violating the provisions of this section shall be guilty of a class A misdemeanor.

13. If there is a conflict between the provisions of this section and any other state statute, the provisions of this section shall control.

361.900. Sections 361.900 to 361.1035 shall be known and may be cited as the "Money Transmission Modernization Act of 2023".

361.903. Sections 361.900 to 361.1035 are designed to replace existing state money transmission laws currently codified in law and to:

(1) Ensure states may coordinate in all areas of regulation, licensing, and supervision to eliminate unnecessary regulatory burden and more effectively utilize regulator resources;

(2) Protect the public from financial crime;

(3) Standardize the types of activities that are subject to licensing or otherwise exempt from licensing; and

(4) Modernize safety and soundness requirements to ensure customer funds are protected in an environment that supports innovative and competitive business practices.

361.906. For purposes of sections 361.900 to 361.1035, the following terms shall mean:

(1) "Acting in concert", persons knowingly acting together with a common goal of jointly acquiring control of a licensee, regardless of whether under an express agreement;

(2) "Authorized delegate", a person that a licensee designates to engage in money transmission on behalf of the licensee;

(3) "Average daily money transmission liability", the amount of the licensee's outstanding money transmission obligations in this state at the end of each day in a given period of time, added together, and divided by the total number of days in the given period of time. For purposes of calculating average daily money transmission liability under sections 361.900 to 361.1035 for any licensee required to do so, the given period of time shall be the quarters ending March thirty-first, June thirtieth, September thirtieth, and December thirty-first;

(4) "Bank Secrecy Act", the Bank Secrecy Act, 31 U.S.C. Section 5311 et seq., and its implementing regulations, as amended and recodified from time to time;

(5) "Closed loop stored value", stored value that is redeemable by the issuer only for goods or services provided by the issuer or its affiliate or franchisees of the issuer or its affiliate, except to the extent required by applicable law to be redeemable in cash for its cash value;

(6) "Commissioner", the commissioner of the Missouri division of finance;

(7) "Control":

(a) The power to vote, directly or indirectly, at least twenty-five percent of the outstanding voting shares or voting interests of a licensee or person in control of a licensee;

(b) The power to elect or appoint a majority of key individuals or executive officers, managers, directors, trustees, or other persons exercising managerial authority of a person in control of a licensee; or

(c) The power to exercise, directly or indirectly, a controlling influence over the management or policies of a licensee or person in control of a licensee.

A person is presumed to exercise a controlling influence if the person holds the power to vote, directly or indirectly, at least ten percent of the outstanding voting shares or voting interests of a licensee or person in control of a licensee. A person presumed to exercise a controlling influence as defined under this subdivision can rebut the presumption of control if the person is a passive investor. For purposes of determining the percentage of a person controlled by any other person, the person's interest shall be aggregated with the interest of any other immediate family member, including the person's spouse, parents, children, siblings, mothers- and fathers-in law, sons- and daughters-in-law, brothers- and sisters-in-law, and any other person who shares such person's home;

(8) "Eligible rating", a credit rating of any of the three highest rating categories provided by an eligible rating service. Each category may include rating category modifiers such as "plus" or "minus" for Standard and Poor's or the equivalent for any other eligible rating service;

(9) "Eligible rating service", any nationally recognized statistical rating organization (NRSRO) as defined by the United States Securities and Exchange Commission and any other organization designated by rule or order;

(10) "Federally insured depository financial institution", a bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank, or industrial loan company organized under the laws of the United States or any state of the United States if such bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank, or industrial loan company has federally insured deposits;

(11) "In this state", at a physical location within this state for a transaction requested in person. For a transaction requested electronically or by phone, the provider of money transmission may determine if the person requesting the transaction is in this state by relying on other information provided by the person regarding the location of the individual's residential address or a business entity's principal place of business or other physical address location, and any records associated with the person that the provider of money transmission may have that indicate such location including, but not limited to, an address associated with an account;

(12) "Individual", a natural person;

(13) "Key individual", any individual ultimately responsible for establishing or directing policies and procedures of the licensee, such as an executive officer, manager, director, or trustee;

(14) "Licensee", a person licensed under sections 361.900 to 361.1035;

(15) "Material litigation", litigation that, according to United States generally accepted accounting principles, is significant to a person's financial health and would be required to be disclosed in the person's annual audited financial statements, report to shareholders, or similar records;

(16) "Monetary value", a medium of exchange, regardless of whether redeemable in money;

(17) "Money", a medium of exchange that is authorized or adopted by the United States or a foreign government. The term includes a monetary unit of account established by an intergovernmental organization or by agreement between two or more governments;

(18) "Money transmission", any of the following:

(a) Selling or issuing payment instruments to a person located in this state;

(b) Selling or issuing stored value to a person located in this state; or

(c) Receiving money for transmission from a person located in this state.

The term includes payroll processing services. The term does not include the provision solely of online or telecommunications services or network access;

(19) "Multistate licensing process", any agreement entered into by and among state regulators relating to coordinated processing of applications for money transmission licenses, applications for the acquisition of control of a licensee, control determinations, or notice and information requirements for a change of key individuals;

(20) "NMLS", the Nationwide Multistate Licensing System and Registry developed by the Conference of State Bank Supervisors and the American Association of Residential Mortgage Regulators and owned and operated by the State Regulatory Registry LLC or any successor or affiliated entity for the licensing and registration of persons in financial services industries;

(21) "Outstanding money transmission obligations":

(a) Any payment instrument or stored value issued or sold by the licensee to a person located in the United States or reported as sold by an authorized delegate of the licensee to a person that is located in the United States that has not yet been paid or refunded by or for the licensee or escheated in accordance with applicable abandoned property laws; or

(b) Any money received for transmission by the licensee or an authorized delegate in the United States from a person located in the United States that has not been received by the payee or refunded to the sender, or escheated in accordance with applicable abandoned property laws.

For purposes of this subdivision, "in the United States" shall include, to the extent applicable, a person in any state, territory, or possession of the United States; the District of Columbia; the Commonwealth of Puerto Rico; or a U.S. military installation that is located in a foreign country;

(22) "Passive investor", a person that:

(a) Does not have the power to elect a majority of key individuals or executive officers, managers, directors, trustees, or other persons exercising managerial authority of a person in control of a licensee;

(b) Is not employed by and does not have any managerial duties of the licensee or person in control of a licensee;

(c) Does not have the power to exercise, directly or indirectly, a controlling influence over the management or policies of a licensee or person in control of a licensee; and

(d) Either:

a. Attests to paragraphs (a), (b), and (c) of this subdivision, in a form and in a medium prescribed by the commissioner; or

b. Commits to the passivity characteristics of paragraphs (a), (b), and (c) of this subdivision in a written document;

(23) "Payment instrument", a written or electronic check, draft, money order, traveler's check, or other written or electronic instrument for the transmission or payment of money or monetary value, regardless of whether negotiable. The term does not include stored value or any instrument that:

(a) Is redeemable by the issuer only for goods or services provided by the issuer or its affiliate or franchisees of the issuer or its affiliate, except to the extent required by applicable law to be redeemable in cash for its cash value; or

(b) Is not sold to the public but issued and distributed as part of a loyalty, rewards, or promotional program;

(24) "Payroll processing services", receiving money for transmission under a contract with a person to deliver wages or salaries, make payment of payroll taxes to state and federal agencies, make payments relating to employee benefit plans, or make distributions of other authorized deductions from wages or salaries. The term does not include an employer performing payroll processing services on its own behalf or on behalf of its affiliate or a professional employer organization subject to regulation under sections 285.700 to 285.750;

(25) "Person", any individual, general partnership, limited partnership, limited liability company, corporation, trust, association, joint stock corporation, or other corporate entity identified by the commissioner;

(26) "Receiving money for transmission" or "money received for transmission", receiving money or monetary value in the United States for transmission within or outside the United States by electronic or other means;

(27) "Stored value", monetary value representing a claim against the issuer evidenced by an electronic or digital record and that is intended and accepted for use as a means of redemption for money or monetary value or payment for goods or services. The term includes, but is not limited to, "prepaid access" as defined under 31 C.F.R. Section 1010.100, as amended or recodified from time to time. Notwithstanding the provisions of this subdivision, the term does not include a payment instrument or closed loop stored value, or stored value not sold to the public but issued and distributed as part of a loyalty, rewards, or promotional program;

(28) "Tangible net worth", the aggregate assets of a licensee excluding all intangible assets, less liabilities, as determined in accordance with United States generally accepted accounting principles.

361.909. Sections 361.900 to 361.1035 shall not apply to:

(1) An operator of a payment system to the extent that it provides processing, clearing, or settlement services between or among persons exempted under this section or licensees in connection with wire transfers, credit card transactions, debit card transactions, stored value transactions, automated clearing house transfers, or similar funds transfers;

(2) A person appointed as an agent of a payee to collect and process a payment from a payer to the payee for goods or services, other than money transmission itself, provided to the payer by the payee, provided that:

(a) There exists a written agreement between the payee and the agent directing the agent to collect and process payments from a payer on the payee's behalf;

(b) The payee holds the agent out to the public as accepting payments for goods or services on the payee's behalf; and

(c) Payment for the goods and services is treated as received by the payee upon receipt by the agent so that the payer's obligation is extinguished and there is no risk of loss to the payer if the agent fails to remit the funds to the payee;

(3) A person that acts as an intermediary by processing payments between an entity that has directly incurred an outstanding money transmission obligation to a sender and the sender's designated recipient, provided that the entity:

(a) Is properly licensed or exempt from licensing requirements under sections 361.900 to 361.1035;

(b) Provides a receipt, electronic record, or other written confirmation to the sender identifying the entity as the provider of money transmission in the transaction; and

(c) Bears sole responsibility to satisfy the outstanding money transmission obligation to the sender, including the obligation to make the sender whole in connection with any failure to transmit the funds to the sender's designated recipient;

(4) The United States or a department, agency, or instrumentality thereof, or its agent;

(5) Money transmission by the United States Postal Service or by an agent of the United States Postal Service;

(6) A state, county, city, or any other governmental agency or governmental subdivision or instrumentality of a state, or its agent;

(7) A federally insured depository financial institution, bank holding company, office of an international banking corporation, foreign bank that establishes a federal branch under the International Bank Act, 12 U.S.C. Section 3102, as amended or recodified from time to time, corporation organized under the Bank Service Corporation Act, 12 U.S.C. Sections 1861-1867, as amended or recodified from time to time, or corporation organized under the Edge Act, 12 U.S.C. Sections 611-633, as amended or recodified from time to time, under the laws of a state or the United States;

(8) Electronic funds transfer of governmental benefits for a federal, state, county, or governmental agency by a contractor on behalf of the United States or a department, agency, or instrumentality thereof, or on behalf of a state or governmental subdivision, agency, or instrumentality thereof;

(9) A board of trade designated as a contract market under the federal Commodity Exchange Act, 7 U.S.C. Sections 1-25, as amended or recodified from time to time, or a person that, in the ordinary course of business, provides clearance and settlement services for a board of trade to the extent of its operation as or for such a board;

(10) A registered futures commission merchant under the federal commodities laws to the extent of its operation as such a merchant;

(11) A person registered as a securities broker-dealer under federal or state securities laws to the extent of its operation as such a broker-dealer;

(12) An individual employed by a licensee, authorized delegate, or any person exempted from the licensing requirements under sections 361.900 to 361.1035 if acting within the scope of employment and under the supervision of the licensee, authorized delegate, or exempted person as an employee and not as an independent contractor; and

(13) A person expressly appointed as a third party service provider to or agent of an entity exempt under subdivision (7) of this subsection solely to the extent that:

(a) Such service provider or agent is engaging in money transmission on behalf of and under a written agreement with the exempt entity that sets forth the specific functions that the service provider or agent is to perform; and

(b) The exempt entity assumes all risk of loss and all legal responsibility for satisfying the outstanding money transmission obligations owed to purchasers and holders of the outstanding money transmission obligations upon receipt of the purchaser's or holder's money or monetary value by the service provider or agent.

361.912. The commissioner may require that any person claiming to be exempt from licensing under section 361.909 provide information and documentation to the commissioner demonstrating that the person qualifies for any claimed exemption.

361.915. 1. In order to carry out the purposes of sections 361.900 to 361.1035, the commissioner may, subject to the provisions of subsections 1 and 2 of section 361.918:

(1) Enter into agreements or relationships with other government officials or federal and state regulatory agencies and regulatory associations in order to improve efficiencies and reduce regulatory burden by standardizing methods or procedures, and sharing resources, records, or related information obtained under sections 361.900 to 361.1035;

(2) Use, hire, contract, or employ analytical systems, methods, or software to examine or investigate any person subject to sections 361.900 to 361.1035;

(3) Accept, from other state or federal government agencies or officials, licensing, examination, or investigation reports made by such other state or federal government agencies or officials; and

(4) Accept audit reports made by an independent certified public accountant or other qualified third-party auditor for an applicant or licensee and incorporate the audit report in any report of examination or investigation.

2. The commissioner shall have the broad administrative authority to:

(1) Administer, interpret, and enforce sections 361.900 to 361.1035 and promulgate rules or regulations implementing sections 361.900 to 361.1035; and

(2) To recover the cost of administering and enforcing sections 361.900 to 361.1035 by imposing and collecting proportionate and equitable fees and costs associated with applications, examinations, investigations, and other actions required to achieve the purpose of sections 361.900 to 361.1035.

3. The commissioner shall promulgate all necessary rules and regulations for the administration of sections 361.900 to 361.1035. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

361.918. 1. Except as otherwise provided in subsection 2 of this section, all information or reports obtained by the commissioner from an applicant, licensee, or authorized delegate and all information contained in or related to an examination, investigation, operating report, or condition report prepared by, on behalf of, or for the use of the commissioner, or financial statements, balance sheets, or authorized delegate information, are confidential and are not subject to disclosure under chapter 610.

2. The commissioner may disclose information not otherwise subject to disclosure under subsection 1 of this section to representatives of state or federal agencies who shall confirm in writing that they will maintain the confidentiality of the information.

3. This section does not prohibit the commissioner from disclosing to the public a list of all licensees or the aggregated financial or transactional data concerning those licensees.

361.921. 1. The commissioner may conduct an examination or investigation of a licensee or authorized delegate or otherwise take independent action authorized by sections 361.900 to 361.1035 or by a rule adopted or order issued under sections 361.900 to 361.1035 as reasonably necessary or appropriate to administer and enforce sections 361.900 to 361.1035, regulations implementing sections 361.900 to 361.1035, and other applicable law, including the Bank Secrecy Act and the USA PATRIOT Act. The commissioner may:

(1) Conduct an examination either onsite or offsite as the commissioner may reasonably require;

(2) Conduct an examination in conjunction with an examination conducted by representatives of other state agencies or agencies of another state or of the federal government;

(3) Accept the examination report of another state agency or an agency of another state or of the federal government, or a report prepared by an independent accounting firm, which on being accepted is considered for all purposes as an official report of the commissioner; and

(4) Summon and examine under oath a key individual or employee of a licensee or authorized delegate and require the person to produce records regarding any matter related to the condition and business of the licensee or authorized delegate.

2. A licensee or authorized delegate shall provide, and the commissioner shall have full and complete access to, all records the commissioner may reasonably require to conduct a complete examination. The records shall be provided at the location and in the format specified by the commissioner. The commissioner may utilize multistate record production standards and examination procedures when such standards will reasonably achieve the requirements of this subsection.

3. Unless otherwise directed by the commissioner, a licensee shall pay all costs reasonably incurred in connection with an examination of the licensee or the licensee's authorized delegates.

361.924. 1. To efficiently and effectively administer and enforce sections 361.900 to 361.1035 and to minimize regulatory burden, the commissioner is authorized to participate in multistate supervisory processes established between states or coordinated through the Conference of State Bank Supervisors, Money Transmitter Regulators Association, and affiliates and successors thereof for all licensees that hold licenses in this state and other states. As a participant in multistate supervision, the commissioner may:

(1) Cooperate, coordinate, and share information with other state and federal regulators in accordance with section 361.918;

(2) Enter into written cooperation, coordination, or information-sharing contracts or agreements with organizations the membership of which is made up of state or federal governmental agencies; and

(3) Cooperate, coordinate, and share information with organizations the membership of which is made up of state or federal governmental agencies, provided that the organizations agree in writing to maintain the confidentiality and security of the shared information in accordance with this section.

2. The commissioner shall not waive and nothing in this section constitutes a waiver of the commissioner's authority to conduct an examination or investigation or otherwise take independent action authorized by sections 361.900 to 361.1035 or a rule adopted or order issued under sections 361.900 to 361.1035 to enforce compliance with applicable state or federal law.

3. A joint examination or investigation, or acceptance of an examination or investigation report, does not waive an examination assessment provided for in sections 361.900 to 361.1035.

361.927. 1. In the event state money transmission jurisdiction is conditioned on a federal law, any inconsistencies between a provision of sections 361.900 to 361.1035 and the federal law governing money transmission shall be governed by the applicable federal law to the extent of the inconsistency.

2. In the event of any inconsistencies between sections 361.900 to 361.1035 and a federal law that governs under subsection 1 of this section, the commissioner may provide interpretive guidance that:

(1) Identifies the inconsistency; and

(2) Identifies the appropriate means of compliance with federal law.

361.930. 1. A person shall not engage in the business of money transmission or advertise, solicit, or hold itself out as providing money transmission unless the person is licensed under sections 361.900 to 361.1035.

2. Subsection 1 of this section shall not apply to:

(1) A person that is an authorized delegate of a person licensed under sections 361.900 to 361.1035 acting within the scope of authority conferred by a written contract with the licensee; or

(2) A person that is exempt under section 361.909 and does not engage in money transmission outside the scope of such exemption.

3. A license issued under section 361.942 shall not be transferable or assignable.

361.933. 1. To establish consistent licensing between this state and other states, the commissioner is authorized to:

(1) Implement those licensing provisions of sections 361.900 to 361.1035 in a manner that is consistent with other states that have adopted the money transmission modernizations act or multistate licensing processes; and

(2) Participate in nationwide protocols for licensing cooperation and coordination among state regulators, provided that such protocols are consistent with sections 361.900 to 361.1035.

2. In order to fulfill the purposes of sections 361.900 to 361.1035, the commissioner is authorized to establish relationships or contracts with NMLS, other entities designated by NMLS, or other third parties to enable the commissioner to:

(1) Collect and maintain records;

(2) Coordinate multistate licensing processes and supervision processes;

(3) Process fees; and

(4) Facilitate communication between this state and licensees or other persons subject to sections 361.900 to 361.1035.

3. The commissioner is authorized to utilize NMLS for all aspects of licensing in accordance with sections 361.900 to 361.1035 including, but not limited to, license applications, applications for acquisitions of control, surety bonds, reporting, criminal history background checks, credit checks, fee processing, and examinations.

4. The commissioner is authorized to utilize NMLS forms, processes, and functionalities in accordance with sections 361.900 to 361.1035.

5. (1) The commissioner is authorized to establish and adopt, by rule or regulation, requirements for participation by applicants and licensees in NMLS upon the division of finance's determination that each requirement is consistent with law, public interest, and the purposes of this section.

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

361.936. 1. Applicants for a license shall apply in a form and in a medium as prescribed by the commissioner. Each such form shall contain content as set forth by rule, regulation, instruction, or procedure of the commissioner and may be changed or updated by the commissioner in accordance with applicable law in order to carry out the purposes of sections 361.900 to 361.1035 and maintain consistency with licensing standards and practices. The application shall state or contain, as applicable:

(1) The legal name and residential and business addresses of the applicant and any fictitious or trade name used by the applicant in conducting its business;

(2) Whether the applicant has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering;

(3) A description of any money transmission previously provided by the applicant and the money transmission that the applicant seeks to provide in this state;

(4) A list of the applicant's proposed authorized delegates and the locations in this state where the applicant and its authorized delegates propose to engage in money transmission;

(5) A list of other states in which the applicant is licensed to engage in money transmission and any license revocations, suspensions, or other disciplinary action taken against the applicant in another state;

(6) Information concerning any bankruptcy or receivership proceedings affecting the licensee or a person in control of a licensee;

(7) A sample form of contract for authorized delegates, if applicable;

(8) A sample form of payment instrument or stored value, as applicable;

(9) The name and address of any federally insured depository financial institution through which the applicant plans to conduct money transmission;

(10) A list of any material litigation in which the applicant has been involved in the ten-year period next preceding the submission of the application; and

(11) Any other information the commissioner reasonably requires with respect to the applicant.

2. If an applicant is a corporation, limited liability company, partnership, or other legal entity, the applicant shall also provide:

(1) The date of the applicant's incorporation or formation and state or country of incorporation or formation;

(2) If applicable, a certificate of good standing from the state or country in which the applicant is incorporated or formed;

(3) A brief description of the structure or organization of the applicant, including any parents or subsidiaries of the applicant, and whether any parents or subsidiaries are publicly traded;

(4) The legal name, any fictitious or trade name, all business and residential addresses, and the employment, as applicable, in the ten-year period next preceding the submission of the application of each key individual and person in control of the applicant;

(5) Whether the applicant has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering;

(6) A copy of audited financial statements of the applicant for the most recent fiscal year and for the two-year period next preceding the submission of the application or, if determined to be acceptable to the commissioner, certified unaudited financial statements for the most recent fiscal year or other period acceptable to the commissioner;

(7) A certified copy of unaudited financial statements of the applicant for the most recent fiscal quarter;

(8) If the applicant is a publicly traded corporation, a copy of the most recent report filed with the United States Securities and Exchange Commission under Section 13 of the federal Securities Exchange Act of 1934, 15 U.S.C. Section 78m, as amended or recodified from time to time;

(9) If the applicant is a wholly owned subsidiary of:

(a) A corporation publicly traded in the United States, a copy of audited financial statements for the parent corporation for the most recent fiscal year or a copy of the parent corporation's most recent report filed under Section 13 of the U.S. Securities Exchange Act of 1934, 15 U.S.C. Section 78m, as amended or recodified from time to time; or

(b) A corporation publicly traded outside the United States, a copy of similar documentation filed with the regulator of the parent corporation's domicile outside the United States;

(10) The name and address of the applicant's registered agent in this state;

(11) A list of any material litigation in which the applicant has been involved in the ten-year period next preceding the submission of the application; and

(12) Any other information the commissioner reasonably requires with respect to the applicant.

3. A nonrefundable application fee and license fee, as determined by the commissioner, shall accompany an application for a license under this section.

4. The commissioner may waive one or more requirements of subsections 1 and 2 of this section or permit an applicant to submit other information in lieu of the required information.

361.939. 1. Any individual in control of a licensee or applicant, any individual that seeks to acquire control of a licensee, and each key individual shall furnish to the commissioner through NMLS the following:

(1) The individual's fingerprints for submission to the Federal Bureau of Investigation and the commissioner for purposes of a national criminal history background check unless the person currently resides outside of the United States and has resided outside of the United States for the last ten years; and

(2) Personal history and experience in a form and in a medium prescribed by the commissioner, to obtain the following:

(a) An independent credit report from a consumer reporting agency unless the individual does not have a Social Security number, in which case, this requirement shall be waived;

(b) Whether the individual has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering; and

(c) Information related to any regulatory or administrative action and any civil litigation involving claims of fraud, misrepresentation, conversion, mismanagement of funds, breach of fiduciary duty, or breach of contract.

2. If the individual has resided outside of the United States at any time in the last ten years, the individual shall also provide an investigative background report prepared by an independent search firm that meets the following requirements:

(1) At a minimum, the search firm shall:

(a) Demonstrate that it has sufficient knowledge and resources and employs accepted and reasonable methodologies to conduct the research of the background report; and

(b) Not be affiliated with or have an interest with the individual it is researching; and

(2) At a minimum, the investigative background report shall be written in the English language and shall contain the following:

(a) If available in the individual's current jurisdiction of residency, a comprehensive credit report, or any equivalent information obtained or generated by the independent search firm to accomplish such report, including a search of the court data in the countries, provinces, states, cities, towns, and contiguous areas where the individual resided and worked;

(b) Criminal records information for the past ten years including, but not limited to, felonies, misdemeanors, or similar convictions for violations of law in the countries, provinces, states, cities, towns, and contiguous areas where the individual resided and worked;

(c) Employment history;

(d) Media history, including an electronic search of national and local publications, wire services, and business applications; and

(e) Financial services-related regulatory history including but not limited to, money transmission, securities, banking, insurance, and mortgage-related industries.

361.942. 1. If an application for an original license under sections 361.900 to 361.1035 appears to include all the items and addresses and all of the matters that are required, the application is complete and the commissioner shall promptly notify the applicant in a record of the date on which the application is determined to be complete, and:

(1) The commissioner shall approve or deny the application within one hundred twenty days after the completion date; or

(2) If the application is not approved or denied within one hundred twenty days after the completion date:

(a) The application is approved; and

(b) The license takes effect as of the first business day after expiration of the one hundred twenty-day period.

The commissioner may for good cause extend the application period.

2. A determination by the commissioner that an application is complete and is accepted for processing means only that the application, on its face, appears to include all of the items, including the Criminal Background Check response from the Federal Bureau of Investigation, and address all of the matters that are required, and is not an assessment of the substance of the application or of the sufficiency of the information provided.

3. If an application is filed and considered complete under this section, the commissioner shall investigate the applicant's financial condition and responsibility, financial and business experience, character, and general fitness. The commissioner may conduct an onsite investigation of the applicant, the reasonable cost of which the applicant shall pay. The commissioner shall issue a license to an applicant under this section if the commissioner finds that all of the following conditions have been fulfilled:

(1) The applicant has complied with the provisions of sections 361.929 and 361.936; and

(2) The financial condition and responsibility, financial and business experience, competence, character, and general fitness of the applicant; and the competence, experience, character, and general fitness of the key individuals and persons in control of the applicant indicate that it is in the interest of the public to permit the applicant to engage in money transmission.

4. If an applicant avails itself or is otherwise subject to a multistate licensing process:

(1) The commissioner shall be authorized to accept the investigation results of a lead investigative state for the purpose of subsection 3 of this section if the lead investigative state has sufficient staffing, expertise, and minimum standards; or

(2) If this state is a lead investigative state, the commissioner shall be authorized to investigate the applicant under subsection 3 of this section and the time frames established by agreement through the multistate licensing process, provided however, that in no case shall such time frame be noncompliant with the application period in subdivision (1) of subsection 1 of this section.

5. The commissioner shall issue a formal written notice of the denial of a license application within thirty days of the decision to deny the application. The commissioner shall set forth in the notice of denial the specific reasons for the denial of the application. An applicant whose application is denied by the commissioner under this subsection may appeal within thirty days after receipt of the written notice of the denial under chapter 536.

6. The initial license term shall begin on the day the application is approved. The license shall expire on December thirty-first of the year in which the license term began unless the initial license date is between November first and December thirty-first, in which instance the initial license term shall run through December thirty-first of the following year.

361.945. 1. A license under sections 361.900 to 361.1035 shall be renewed annually. An annual renewal fee to be determined by the commissioner shall be paid no more than sixty days before the license expiration. The renewal term shall be for a period of one year and shall begin on January first of each year after the initial license term and shall expire on December thirty-first of the year the renewal term begins.

2. A licensee shall submit a renewal report with the renewal fee, in a form and in a medium prescribed by the commissioner. The renewal report shall state or contain a description of each material change in information submitted by the licensee in its original license application that has not been reported to the commissioner.

3. The commissioner for good cause may grant an extension of the renewal date.

4. The commissioner shall be authorized to utilize NMLS to process license renewals provided that such functionality is consistent with this section.

361.948. 1. If a licensee does not continue to meet the qualifications or satisfy the requirements that apply to an applicant for a new money transmission license, the commissioner may suspend or revoke the licensee's license in accordance with the procedures established under sections 361.900 to 361.1035 or other applicable state law for such suspension or revocation.

2. An applicant for a money transmission license shall demonstrate that it meets or will meet, and a money transmission licensee shall at all times meet, the requirements in sections 361.999, 361.1002, and 361.1005.

361.951. 1. Any person, or group of persons acting in concert, seeking to acquire control of a licensee shall obtain the written approval of the commissioner prior to acquiring control. An individual is not deemed to acquire control of a licensee and is not subject to the acquisition of control provisions when that individual becomes a key individual in the ordinary course of business.

2. A person, or group of persons acting in concert, seeking to acquire control of a licensee shall, in cooperation with the licensee:

(1) Submit an application in a form and in a medium prescribed by the commissioner; and

(2) Submit a nonrefundable fee to be determined by the commissioner with the request for approval.

3. Upon request, the commissioner may permit a licensee or a person, or group of persons acting in concert, to submit some or all information required by the commissioner under subdivision (1) of subsection 2 of this section without using NMLS.

4. The application required under subdivision (1) of subsection 2 of this section shall include information required under section 361.939 for any new key individuals that have not previously completed the requirements of section 361.939 for a licensee.

5. When an application for acquisition of control under this section appears to include all the items and address all of the matters that are required, the application shall be considered complete. The commissioner shall promptly notify the applicant in a record of the date on which the application was determined to be complete, and:

(1) The commissioner shall approve or deny the application within sixty days after the completion date; or

(2) If the application is not approved or denied within sixty days after the completion date:

(a) The application is approved; and

(b) The person, or group of persons acting in concert, are not prohibited from acquiring control; and

(3) The commissioner may for good cause extend the application period.

6. A determination by the commissioner that an application is complete and is accepted for processing means only that the application, on its face, appears to include all of the items and address all of the matters that are required, and is not an assessment of the substance of the application or of the sufficiency of the information provided.

7. If an application is filed and considered complete under subsection 5 of this section, the commissioner shall investigate the financial condition and responsibility, financial and business experience, character, and general fitness of the person, or group of persons acting in concert, seeking to acquire control. The commissioner shall approve an acquisition of control under this section if the commissioner finds that all of the following conditions have been fulfilled:

(1) The requirements of subsections 2 and 4 of this section have been met, as applicable; and

(2) The financial condition and responsibility, financial and business experience, competence, character, and general fitness of the person, or group of persons acting in concert, seeking to acquire control and the competence, experience, character, and general fitness of the key individuals and persons that would be in control of the licensee after the acquisition of control indicate that it is in the interest of the public to permit the person, or group of persons acting in concert, to control the licensee.

8. If an applicant avails itself or is otherwise subject to a multistate licensing process:

(1) The commissioner is authorized to accept the investigation results of a lead investigative state for the purpose of subsection 7 of this section if the lead investigative state has sufficient staffing, expertise, and minimum standards; or

(2) If this state is a lead investigative state, the commissioner is authorized to investigate the applicant under subsection 7 of this section and the time frames established by agreement through the multistate licensing process.

9. The commissioner shall issue a formal written notice of the denial of an application to acquire control within thirty days of the decision to deny the application. The commissioner shall set forth in the notice of denial the specific reasons for the denial of the application. An applicant whose application is denied by the commissioner under this subsection may appeal within thirty days after receipt of the written notice of the denial under chapter 536.

10. The requirements of subsections 1 and 2 of this section shall not apply to any of the following:

(1) A person that acts as a proxy for the sole purpose of voting at a designated meeting of the shareholders or holders of voting shares or voting interests of a licensee or a person in control of a licensee;

(2) A person that acquires control of a licensee by devise or descent;

(3) A person that acquires control of a licensee as a personal representative, custodian, guardian, conservator, or trustee, or as an officer appointed by a court of competent jurisdiction or by operation of law;

(4) A person that is exempt under subsection 7 of section 361.909;

(5) A person that the commissioner determines is not subject to subsection 1 of this section based on the public interest;

(6) A public offering of securities of a licensee or a person in control of a licensee; or

(7) An internal reorganization of a person in control of the licensee where the ultimate person in control of the licensee remains the same.

11. Persons in subdivisions (2), (3), (4), (6), and (7) of subsection 10 of this section in cooperation with the licensee shall notify the commissioner within fifteen days after the acquisition of control.

12. (1) The requirements of subsections 1 and 2 of this section shall not apply to a person that has complied with and received approval to engage in money transmission under sections 361.900 to 361.1035 or was identified as a person in control in a prior application filed with and approved by the commissioner or by another state under a multistate licensing process, provided that:

(a) The person has not had a license revoked or suspended or controlled a licensee that has had a license revoked or suspended while the person was in control of the licensee in the previous five years;

(b) If the person is a licensee, the person is well managed and has received at least a satisfactory rating for compliance at its most recent examination by another state if such rating was given;

(c) The licensee to be acquired is projected to meet the requirements of sections 361.999, 361.1002, and 361.1005 after the acquisition of control is completed, and if the person acquiring control is a licensee, that licensee is also projected to meet the requirements of sections 361.999, 361.1002, and 361.1005 after the acquisition of control is completed;

(d) The licensee to be acquired will not implement any material changes to its business plan as a result of the acquisition of control, and if the person acquiring control is a licensee, that licensee also will not implement any material changes to its business plan as a result of the acquisition of control; and

(e) The person provides notice of the acquisition in cooperation with the licensee and attests to paragraphs (a) to (d) of this subdivision in a form and in a medium prescribed by the commissioner.

(2) If the notice is not disapproved within thirty days after the date on which the notice was determined to be complete, the notice is deemed approved.

13. Before filing an application for approval to acquire control of a licensee, a person may request in writing a determination from the commissioner as to whether the person would be considered a person in control of a licensee upon consummation of a proposed transaction. If the commissioner determines that the person would not be a person in control of a licensee, the proposed person and transaction is not subject to the requirements of subsections 1 and 2 of this subsection.

14. If a multistate licensing process includes a determination under subsection 13 of this section and an applicant avails itself or is otherwise subject to the multistate licensing process:

(1) The commissioner is authorized to accept the control determination of a lead investigative state with sufficient staffing, expertise, and minimum standards for the purpose of subsection 13 of this section; or

(2) If this state is a lead investigative state, the commissioner is authorized to investigate the applicant under subsection 13 of this section and the time frames established by agreement through the multistate licensing process.

361.954. 1. A licensee adding or replacing any key individual shall:

(1) Provide notice in a manner prescribed by the commissioner within fifteen days after the effective date of the key individual's appointment; and

(2) Provide information as required by section 361.939 within forty-five days of the effective date.

2. Within ninety days of the date on which the notice provided under subsection 1 of this section was determined to be complete, the commissioner may issue a notice of disapproval of a key individual if the competence, experience, character, or integrity of the individual would not be in the best interests of the public or the customers of the licensee to permit the individual to be a key individual of such licensee.

3. A notice of disapproval shall contain a statement of the basis for disapproval and shall be sent to the licensee and the disapproved individual. A licensee may appeal a notice of disapproval under chapter 536 within thirty days after receipt of such notice of disapproval.

4. If the notice provided under subsection 1 of this section is not disapproved within ninety days after the date on which the notice was determined to be complete, the key individual is deemed approved.

5. If a multistate licensing process includes a key individual notice review and disapproval process under this section and the licensee avails itself or is otherwise subject to the multistate licensing process:

(1) The commissioner is authorized to accept the determination of another state if the investigating state has sufficient staffing, expertise, and minimum standards for the purpose of this section; or

(2) If this state is a lead investigative state, the commissioner is authorized to investigate the applicant under subsection 2 of this section and the time frames established by agreement through the multistate licensing process.

361.957. 1. Each licensee shall submit a report of condition within forty days of the end of the calendar quarter or within any extended time as the commissioner may prescribe.

2. The report of condition shall include:

(1) Financial information at the licensee level;

(2) Nationwide and state-specific money transmission transaction information in every jurisdiction in the United States where the licensee is licensed to engage in money transmission;

(3) Permissible investments report;

(4) Transaction destination country reporting for money received for transmission, if applicable; and

(5) Any other information the commissioner reasonably requires with respect to the licensee. The commissioner is authorized to utilize NMLS for the submission of the report required by subsection 1 of this section and is authorized to update as necessary the requirements of this section to carry out the purposes of sections 361.900 to 361.1035 and maintain consistency with NMLS reporting.

3. The information required under subdivision (4) of subsection 2 of this section shall be included only in a report of condition submitted within forty-five days of the end of the fourth calendar quarter.

361.960. 1. Each licensee shall, within ninety days after the end of each fiscal year or within any extended time as the commissioner may prescribe, file with the commissioner:

(1) An audited financial statement of the licensee for the fiscal year prepared in accordance with United States generally accepted accounting principles; and

(2) Any other information as the commissioner may reasonably require.

2. The audited financial statement shall be prepared by an independent certified public accountant or independent public accountant who is satisfactory to the commissioner.

3. The audited financial statements shall include or be accompanied by a certificate of opinion of the independent certified public accountant or independent public accountant that is satisfactory in form and content to the commissioner. If the certificate or opinion is qualified, the commissioner may order the licensee to take any action as the commissioner may find necessary to enable the independent certified public accountant or independent public accountant to remove the qualification.

361.963. 1. Each licensee shall submit a report of authorized delegates within forty-five days of the end of the calendar quarter. The commissioner is authorized to utilize NMLS for the submission of the report required under this section, provided that such functionality is consistent with the requirements of this section.

2. The authorized delegate report shall include, at a minimum, each authorized delegate's:

(1) Company legal name;

(2) Taxpayer employer identification number;

(3) Principal provider identifier;

(4) Physical address, if any;

(5) Mailing address;

(6) Any business conducted in other states;

(7) Any fictitious or trade name;

(8) Contact person name, phone number, and email;

(9) Start date as licensee's authorized delegate;

(10) End date acting as licensee's authorized delegate, if applicable; and

(11) Any other information the commissioner reasonably requires with respect to the authorized delegate.

361.966. 1. A licensee shall file a report with the commissioner within one business day after the licensee has reason to know of the occurrence of any of the following events:

(1) The filing of a petition by or against the licensee under the United States Bankruptcy Code, 11 U.S.C. Section 101-110, as amended or recodified from time to time, for bankruptcy or reorganization;

(2) The filing of a petition by or against the licensee for receivership, the commencement of any other judicial or administrative proceeding for its dissolution or reorganization, or the making of a general assignment for the benefit of its creditors; or

(3) The commencement of a proceeding to revoke or suspend its license in a state or country in which the licensee engages in business or is licensed.

2. A licensee shall notify the commissioner within three business days after the licensee has reason to know that:

(1) The licensee, or a key individual or person in control of the licensee, has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering; or

(2) An authorized delegate has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering.

361.969. A licensee and an authorized delegate shall file all reports required by federal currency reporting, record keeping, and suspicious activity reporting requirements as set forth in the Bank Secrecy Act and other federal and state laws pertaining to money laundering. The timely filing of a complete and accurate report required under this section with the appropriate federal agency is deemed compliant with the requirements of this section.

361.972. 1. A licensee shall maintain the following records for determining its compliance with sections 361.900 to 361.1035 for at least three years:

(1) A record of each outstanding money transmission obligation sold;

(2) A general ledger posted at least monthly containing all asset, liability, capital, income, and expense accounts;

(3) Bank statements and bank reconciliation records;

(4) Records of outstanding money transmission obligations;

(5) Records of each outstanding money transmission obligation paid within the three-year period;

(6) A list of the last known names and addresses of all of the licensee's authorized delegates; and

(7) Any other records the commissioner reasonably requires by rule.

2. The items specified in subsection 1 of this section may be maintained in any form of record.

3. Records specified in subsection 1 of this section may be maintained outside this state if the records are made accessible to the commissioner on seven business-days' notice that is sent in a record.

4. All records maintained by the licensee as required in subsections 1 to 3 of this section are open to inspection by the commissioner under subsection 1 of section 361.921.

361.975. 1. As used in this section, "remit" means to make direct payments of money to a licensee or its representative authorized to receive money or to deposit money in a bank in an account specified by the licensee.

2. Before a licensee is authorized to conduct business through an authorized delegate, or allows a person to act as the licensee's authorized delegate, the licensee shall:

(1) Adopt, and update as necessary, written policies and procedures reasonably designed to ensure that the licensee's authorized delegates comply with applicable state and federal law;

(2) Enter into a written contract that complies with subsection 4 of this section; and

(3) Conduct a reasonable risk-based background investigation sufficient for the licensee to determine whether the authorized delegate has complied and will likely comply with applicable state and federal law.

3. An authorized delegate shall operate in full compliance with sections 361.900 to 361.1035.

4. The written contract required under subsection 2 of this section shall be signed by the licensee and the authorized delegate and, at a minimum, shall:

(1) Appoint the person signing the contract as the licensee's authorized delegate with the authority to conduct money transmission on behalf of the licensee;

(2) Set forth the nature and scope of the relationship between the licensee and the authorized delegate and the respective rights and responsibilities of the parties;

(3) Require the authorized delegate to agree to fully comply with all applicable state and federal laws, rules, and regulations pertaining to money transmission, including sections 361.900 to 361.1035 and regulations implementing sections 361.900 to 361.1035, relevant provisions of the Bank Secrecy Act, and the USA PATRIOT Act;

(4) Require the authorized delegate to remit and handle money and monetary value in accordance with the terms of the contract between the licensee and the authorized delegate;

(5) Impose a trust on money and monetary value net of fees received for money transmission for the benefit of the licensee;

(6) Require the authorized delegate to prepare and maintain records as required by sections 361.900 to 361.1035 or regulations implementing sections 361.900 to 361.1035, or as reasonably requested by the commissioner;

(7) Acknowledge that the authorized delegate consents to examination or investigation by the commissioner;

(8) State that the licensee is subject to regulation by the commissioner and that, as part of that regulation, the commissioner may suspend or revoke an authorized delegate designation or require the licensee to terminate an authorized delegate designation; and

(9) Acknowledge receipt of the written policies and procedures required under subdivision (1) of subsection 1 of this section.

5. If the licensee's license is suspended, revoked, surrendered, or expired, the licensee shall, within five business days, provide documentation to the commissioner that the licensee has notified all applicable authorized delegates of the licensee whose names are in a record filed with the commissioner of the suspension, revocation, surrender, or expiration of a license. Upon suspension, revocation, surrender, or expiration of a license, applicable authorized delegates shall immediately cease to provide money transmission as an authorized delegate of the licensee.

6. An authorized delegate of a licensee holds in trust for the benefit of the licensee all money net of fees received from money transmission. If any authorized delegate commingles any funds received from money transmission with any other funds or property owned or controlled by the authorized delegate, all commingled funds and other property shall be considered held in trust in favor of the licensee in an amount equal to the amount of money net of fees received from money transmission.

7. An authorized delegate shall not use a subdelegate to conduct money transmission on behalf of a licensee.

361.978. A person shall not engage in the business of money transmission on behalf of a person not licensed under sections 361.900 to 361.1035 or not exempt under sections 361.909 and 361.912. A person that engages in such activity provides money transmission to the same extent as if the person were a licensee and shall be jointly and severally liable with the unlicensed or nonexempt person.

361.981. 1. The circuit court in an action brought by a licensee shall have jurisdiction to grant appropriate equitable or legal relief, including without limitation prohibiting the authorized delegate from directly or indirectly acting as an authorized delegate for any licensee in this state and the payment of restitution, damages, or other monetary relief, if the circuit court finds that an authorized delegate failed to remit money in accordance with the written contract required by subsection 2 of section 361.1275 or as otherwise directed by the licensee or required by law.

2. If the circuit court issues an order prohibiting a person from acting as an authorized delegate for any licensee under subsection 1 of this section, the licensee that brought the action shall report the order to the commissioner within thirty days and shall report the order through NMLS within ninety days.

3. An authorized delegate who holds money in trust for the benefit of a licensee and knowingly fails to remit more than one thousand dollars of such money is guilty of a class E felony.

4. An authorized delegate who holds money in trust for the benefit of a licensee and knowingly fails to remit no more than one thousand dollars of such money is guilty of a class A misdemeanor.

361.984. 1. Every licensee shall forward all money received for transmission in accordance with the terms of the agreement between the licensee and the sender unless the licensee has a reasonable belief or a reasonable basis to believe that the sender may be a victim of fraud or that a crime or violation of law, rule, or regulation has occurred, is occurring, or may occur.

2. If a licensee fails to forward money received for transmission in accordance with this section, the licensee shall respond to inquiries by the sender with the reason for the failure unless providing a response would violate a state or federal law, rule, or regulation.

361.987. 1. This section shall not apply to:

(1) Money received for transmission subject to the federal Remittance Rule, 12 C.F.R. Part 1005, Subpart B, as amended or recodified from time to time; or

(2) Money received for transmission under a written agreement between the licensee and payee to process payments for goods or services provided by the payee.

2. Every licensee shall refund to the sender within ten days of receipt of the sender's written request for a refund any and all money received for transmission unless any of the following occurs:

(1) The money has been forwarded within ten days of the date on which the money was received for transmission;

(2) Instructions have been given committing an equivalent amount of money to the person designated by the sender within ten days of the date on which the money was received for transmission;

(3) The agreement between the licensee and the sender instructs the licensee to forward the money at a time that is beyond ten days of the date on which the money was received for transmission. If funds have not yet been forwarded in accordance with the terms of the agreement between the licensee and the sender, the licensee shall issue a refund in accordance with the other provisions of this section;

(4) The refund is requested for a transaction that the licensee has not completed based on a reasonable belief or a reasonable basis to believe that a crime or violation of law, rule, or regulation has occurred, is occurring, or may occur; or

(5) The refund request does not enable the licensee to:

(a) Identify the sender's name and address or telephone number; or

(b) Identify the particular transaction to be refunded in the event the sender has multiple transactions outstanding.

361.990. 1. This section shall not apply to:

(1) Money received for transmission subject to the federal Remittance Rule, 12 C.F.R. Part 1005, Subpart B, as amended or recodified from time to time;

(2) Money received for transmission that is not primarily for personal, family, or household purposes;

(3) Money received for transmission under a written agreement between the licensee and payee to process payments for goods or services provided by the payee; or

(4) Payroll processing services.

2. For purposes of this section, "receipt" means a paper receipt, electronic record, or other written confirmation. For a transaction conducted in person, the receipt may be provided electronically if the sender

requests or agrees to receive an electronic receipt. For a transaction conducted electronically or by phone, a receipt may be provided electronically. All electronic receipts shall be provided in a retainable form.

3. (1) Every licensee or its authorized delegate shall provide the sender a receipt for money received for transmission. The receipt shall contain the following information, as applicable:

(a) The name of the sender;

(b) The name of the designated recipient;

(c) The date of the transaction;

(d) The unique transaction or identification number;

(e) The name of the licensee, NMLS unique identifier, the licensee's business address, and the licensee's customer service telephone number;

(f) The amount of the transaction in United States dollars;

(g) Any fee charged by the licensee to the sender for the transaction; and

(h) Any taxes collected by the licensee from the sender for the transaction.

(2) The receipt required by this section shall be in English and in the language principally used by the licensee or authorized delegate to advertise, solicit, or negotiate, either orally or in writing, for a transaction conducted in person, electronically, or by phone, if other than English.

361.996. 1. A licensee that provides payroll processing services shall:

(1) Issue reports to clients detailing client payroll obligations in advance of the payroll funds being deducted from an account; and

(2) Make available worker paystubs or an equivalent statement to workers.

2. Subsection 1 of this section shall not apply to a licensee providing payroll processing services if the licensee's client designates the intended recipients to the licensee and is responsible for providing the disclosures required by subdivision (2) of subsection 1 of this section.

361.999. 1. A licensee under sections 361.900 to 361.1035 shall maintain at all times a tangible net worth of the greater of one hundred thousand dollars or three percent of total assets for the first one hundred million dollars, two percent of additional assets for one hundred million dollars to one billion dollars, and one-half of one percent of additional assets for over one billion dollars.

2. Tangible net worth shall be demonstrated at initial application by the applicant's most recent audited or unaudited financial statements under subdivision (6) of subsection 2 of section 361.936.

361.1002. 1. An applicant for a money transmission license shall provide, and a licensee at all times shall maintain, security consisting of a surety bond in a form satisfactory to the commissioner.

2. The amount of the required security shall be:

(1) The greater of one hundred thousand dollars or an amount equal to one hundred percent of the licensee's average daily money transmission liability in this state calculated for the most recently completed three-month period, up to a maximum of five hundred thousand dollars; or

(2) In the event that the licensee's tangible net worth exceeds ten percent of the total assets, a surety bond of one hundred thousand dollars.

3. A licensee that maintains a bond in the maximum amount provided for in subsection 2 of this section shall not be required to calculate its average daily money transmission liability in this state for purposes of this section.

361.1005. 1. A licensee shall maintain at all times permissible investments that have a market value computed in accordance with United States generally accepted accounting principles of not less than the aggregate amount of all of its outstanding money transmission obligations.

2. Except for permissible investments enumerated in subsection 1 of section 361.1008, the commissioner, with respect to any licensee, may by rule limit the extent to which a specific investment maintained by a licensee within a class of permissible investments may be considered a permissible investment if the specific investment represents undue risk to customers not reflected in the market value of investments.

3. Permissible investments, even if commingled with other assets of the licensee, are held in trust for the benefit of the purchasers and holders of the licensee's outstanding money transmission obligations in the event of insolvency, the filing of a petition by or against the licensee under the United States Bankruptcy Code, 11 U.S.C. Section 101-110, as amended or recodified from time to time, for bankruptcy or reorganization, the filing of a petition by or against the licensee for receivership, the commencement of any

other judicial or administrative proceeding for its dissolution or reorganization, or in the event of an action by a creditor against the licensee who is not a beneficiary of the statutory trust. No permissible investments impressed with a trust under this subsection shall be subject to attachment, levy of execution, or sequestration by order of any court, except for a beneficiary of the statutory trust.

4. Upon the establishment of a statutory trust in accordance with subsection 3 of this section or when any funds are drawn on a letter of credit under subdivision (4) of subsection 1 of section 361.1008, the commissioner shall notify the applicable regulator of each state in which the licensee is licensed to engage in money transmission, if any, of the establishment of the trust or the funds drawn on the letter of credit, as applicable. Notice shall be deemed satisfied if performed under a multistate agreement or through NMLS. Funds drawn on a letter of credit, and any other permissible investments held in trust for the benefit of the purchasers and holders of the licensee's outstanding money transmission obligations, are deemed held in trust for the benefit of such purchasers and holders on a pro rata and equitable basis in accordance with statutes under which permissible investments are required to be held in this state, and other states, as applicable. Any statutory trust established under this subsection shall be terminated upon extinguishment of all of the licensee's outstanding money transmission obligations.

5. The commissioner by rule or by order may allow other types of investments that the commissioner determines are of sufficient liquidity and quality to be a permissible investment. The commissioner is authorized to participate in efforts with other state regulators to determine that other types of investments are of sufficient liquidity and quality to be a permissible investment.

361.1008. 1. The following investments are permissible under section 361.1005:

(1) Cash, including demand deposits, savings deposits, and funds in such accounts held for the benefit of the licensee's customers in a federally insured depository financial institution, and cash equivalents, including automated clearing house items in transit to the licensee and automated clearing house items or international wires in transit to a payee, cash in transit via armored car, cash in smart safes, cash in licensee-owned locations, debit card or credit card-funded transmission receivables owed by any bank, or money market mutual funds rated AAA by Standard & Poor's, or the equivalent from any eligible rating service;

(2) Certificates of deposit or senior debt obligations of an insured depository institution, as defined under the Federal Deposit Insurance Act, 12 U.S.C. Section 1813, as amended or recodified from time to time, or as defined under the federal Credit Union Act, 12 U.S.C. Section 1781, as amended or recodified from time to time;

(3) An obligation of the United States or a commission, agency, or instrumentality thereof; an obligation that is guaranteed fully as to principal and interest by the United States; or an obligation of a state or a governmental subdivision, agency, or instrumentality thereof;

(4) One hundred percent of the surety bond provided for under section 361.1002 that exceeds the average daily money transmission liability in this state; and

(5) The full drawable amount of an irrevocable standby letter of credit for which the stated beneficiary is the commissioner that stipulates that the beneficiary need draw only a sight draft under the letter of credit and present it to obtain funds up to the letter of credit amount within seven days of presentation of the items required by paragraph (d) of this subdivision. The letter of credit shall:

(a) Be issued by a federally insured depository financial institution, a foreign bank that is authorized under federal law to maintain a federal agency or federal branch office in a state or states, or a foreign bank that is authorized under state law to maintain a branch in a state that:

a. Bears an eligible rating or whose parent company bears an eligible rating; and

b. Is regulated, supervised, and examined by United States federal or state authorities having regulatory authority over banks, credit unions, and trust companies;

(b) Be irrevocable, unconditional, and indicate that it is not subject to any condition or qualifications outside of the letter of credit;

(c) Not contain references to any other agreements, documents or entities, or otherwise provide for any security interest in the licensee; and

(d) Contain an issue date and expiration date, and expressly provide for automatic extension, without a written amendment, for an additional period of one year from the present or each future expiration date unless the issuer of the letter of credit notifies the commissioner in writing by certified or registered mail

or courier mail or other receipted means, at least sixty days prior to any expiration date, that the irrevocable letter of credit will not be extended.

2. In the event of any notice of expiration or nonextension of a letter of credit issued under paragraph (d) of subdivision (4) of subsection 1 of this section, the licensee shall be required to demonstrate to the satisfaction of the commissioner, fifteen days prior to expiration, that the licensee maintains and will maintain permissible investments in accordance with subsection 1 of section 361.1005 upon the expiration of the letter of credit. If the licensee is not able to do so, the commissioner may draw on the letter of credit in an amount up to the amount necessary to meet the licensee's requirements to maintain permissible investments in accordance with subsection 1 of section 361.1005. Any such draw shall be offset against the licensee's outstanding money transmission obligations. The drawn funds shall be held in trust by the commissioner or the commissioner's designated agent, to the extent authorized by law, as agent for the benefit of the purchasers and holders of the licensee's outstanding money transmission obligations.

3. The letter of credit shall provide that the issuer of the letter of credit will honor, at sight, a presentation made by the beneficiary to the issuer of the following documents on or prior to the expiration date of the letter of credit:

(1) The original letter of credit, including any amendments; and

(2) A written statement from the beneficiary stating that any of the following events have occurred:

(a) The filing of a petition by or against the licensee under the United States Bankruptcy Code, 11 U.S.C. Section 101-110, as amended or recodified from time to time, for bankruptcy or reorganization;

(b) The filing of a petition by or against the licensee for receivership, or the commencement of any other judicial or administrative proceeding for its dissolution or reorganization;

(c) The seizure of assets of a licensee by the commissioner under an emergency order issued in accordance with applicable law, on the basis of an action, violation, or condition that has caused or is likely to cause the insolvency of the licensee; or

(d) The beneficiary has received notice of expiration or nonextension of a letter of credit and the licensee failed to demonstrate to the satisfaction of the beneficiary that the licensee will maintain permissible investments in accordance with subsection 1 of section 361.1005 upon the expiration or nonextension of the letter of credit.

4. The commissioner may designate an agent to serve on the commissioner's behalf as beneficiary to a letter of credit so long as the agent and letter of credit meet requirements established by the commissioner. The commissioner's agent may serve as agent for multiple licensing authorities for a single irrevocable letter of credit if the proceeds of the drawable amount for the purposes of this subsection are assigned to the commissioner.

5. The commissioner is authorized to participate in multistate processes designed to facilitate the issuance and administration of letters of credit including, but not limited to, services provided by the NMLS, State Regulatory Registry LLC, or other third parties.

6. Unless permitted by the commissioner by rule or by order to exceed the limit as set forth herein, the following investments are permissible under section 361.1005 to the extent specified:

(1) Receivables that are payable to a licensee from its authorized delegates in the ordinary course of business that are less than seven days old, up to fifty percent of the aggregate value of the licensee's total permissible investments. Of the receivables permissible under this subdivision, receivables that are payable to a licensee from a single authorized delegate in the ordinary course of business shall not exceed ten percent of the aggregate value of the licensee's total permissible investments;

(2) The following investments, up to twenty percent per category and combined up to fifty percent of the aggregate value of the licensee's total permissible investments:

(a) A short-term investment bearing an eligible rating. For purposes of this paragraph, "short-term" means up to six months;

(b) Commercial paper bearing an eligible rating;

(c) A bill, note, bond, or debenture bearing an eligible rating;

(d) United States triparty repurchase agreements collateralized at one hundred percent or more with United States government or agency securities, municipal bonds, or other securities bearing an eligible rating;

(e) Money market mutual funds rated less than "AAA" and equal to or higher than "A-" by Standard & Poor's, or the equivalent from any other eligible rating service; and

(f) A mutual fund or other investment fund composed solely and exclusively of one or more permissible investments listed in subdivisions (1) to (3) of subsection 1 of this section; and

(3) Cash, including demand deposits, savings deposits, and funds in such accounts held for the benefit of the licensee's customers, at foreign depository institutions to ten percent of the aggregate value of the licensee's total permissible investments if the licensee has received a satisfactory rating in its most recent examination and the foreign depository institution:

(a) Has an eligible rating;

(b) Is registered under the Foreign Account Tax Compliance Act;

(c) Is not located in any country subject to sanctions from the Office of Foreign Asset Control; and

(d) Is not located in a high risk or noncooperative jurisdiction as designated by the Financial Action Task Force.

361.1011. 1. The commissioner may suspend or revoke a license or order a licensee to revoke the designation of an authorized delegate if:

(1) The licensee violates sections 361.900 to 361.1035 or a rule adopted or an order issued under sections 361.900 to 361.1035;

(2) The licensee does not cooperate with an examination or investigation by the commissioner;

(3) The licensee engages in fraud, intentional misrepresentation, or gross negligence;

(4) An authorized delegate is convicted of or enters a plea of guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering or violates a rule adopted or an order issued under sections 361.900 to 361.1035 as a result of the licensee's willful misconduct or willful blindness;

(5) The competence, experience, character, or general fitness of the licensee, authorized delegate, person in control of a licensee, key individual, or responsible person of the authorized delegate indicates that it is not in the public interest to permit the person to provide money transmission;

(6) The licensee engages in an unsafe or unsound practice;

(7) The licensee is insolvent, suspends payment of its obligations, or makes a general assignment for the benefit of its creditors; or

(8) The licensee does not remove an authorized delegate after the commissioner issues and serves upon the licensee a final order including a finding that the authorized delegate has violated sections 361.900 to 361.1035.

2. In determining whether a licensee is engaging in an unsafe or unsound practice, the commissioner may consider the size and condition of the licensee's money transmission, the magnitude of the loss, the gravity of the violation of sections 361.900 to 361.1035, and the previous conduct of the person involved.

361.1014. 1. The commissioner may issue an order suspending or revoking the designation of an authorized delegate, if the commissioner finds that:

(1) The authorized delegate violated sections 361.900 to 361.1035 or a rule adopted or an order issued under sections 361.900 to 361.1035;

(2) The authorized delegate did not cooperate with an examination or investigation by the commissioner;

(3) The authorized delegate engaged in fraud, intentional misrepresentation, or gross negligence;

(4) The authorized delegate has been convicted of or pled guilty or nolo contendere to a felony involving an act of fraud, dishonesty, or a breach of trust or money laundering;

(5) The competence, experience, character, or general fitness of the authorized delegate or a person in control of the authorized delegate indicates that it is not in the public interest to permit the authorized delegate to provide money transmission; or

(6) The authorized delegate is engaging in an unsafe or unsound practice.

2. In determining whether an authorized delegate is engaging in an unsafe or unsound practice, the commissioner may consider the size and condition of the authorized delegate's provision of money transmission, the magnitude of the loss, the gravity of the violation of sections 361.900 to 361.1035 or a rule adopted or order issued under sections 361.900 to 361.1035, and the previous conduct of the authorized delegate.

3. An authorized delegate may apply for relief from a suspension or revocation of designation as an authorized delegate according to procedures prescribed by the commissioner.

361.1017. 1. If the commissioner determines that a violation of sections 361.900 to 361.1035 or of a rule adopted or an order issued under sections 361.900 to 361.1035 by a licensee or authorized delegate is likely to cause immediate and irreparable harm to the licensee, its customers, or the public as a result of the violation, or cause insolvency or significant dissipation of assets of the licensee, the commissioner may issue an order requiring the licensee or authorized delegate to cease and desist from the violation. The order becomes effective upon service to the licensee or authorized delegate.

2. The commissioner may issue an order against a licensee to cease and desist from providing money transmission through an authorized delegate that is the subject of a separate order by the commissioner.

3. An order to cease and desist remains effective and enforceable pending the completion of an administrative proceeding under chapter 536.

4. A licensee or an authorized delegate that is served with an order to cease and desist may petition the circuit court with jurisdiction for a judicial order setting aside, limiting, or suspending the enforcement, operation, or effectiveness of the order pending the completion of an administrative proceeding under chapter 536.

5. An order to cease and desist expires unless the commissioner commences an administrative proceeding under chapter 536 within ten days after it is issued.

361.1020. The commissioner may enter into a consent order at any time with a person to resolve a matter arising under sections 361.900 to 361.1035 or a rule adopted or order issued under sections 361.900 to 361.1035. A consent order shall be signed by the person to whom it is issued or by the person's authorized representative and shall indicate agreement with the terms contained in the order. A consent order may provide that it does not constitute an admission by a person that sections 361.900 to 361.1035 or a rule adopted or an order issued under sections 361.900 to 361.1035 has been violated.

361.1023. 1. A person that intentionally makes a false statement, misrepresentation, or false certification in a record filed or required to be maintained under sections 361.900 to 361.1035 or that intentionally makes a false entry or omits a material entry in such a record is guilty of a class E felony.

2. A person that knowingly engages in an activity for which a license is required under sections 361.900 to 361.1035 without being licensed under sections 361.900 to 361.1035 and who receives more than five hundred dollars in compensation within a thirty-day period for this activity is guilty of a class E felony.

3. A person that knowingly engages in an activity for which a license is required under sections 361.900 to 361.1035 without being licensed under sections 361.900 to 361.1035 and who receives no more than five hundred dollars in compensation within a thirty-day period for this activity is guilty of a class A misdemeanor.

361.1026. The commissioner may assess a civil penalty against a person that violates sections 361.900 to 361.1035 or a rule adopted or an order issued under sections 361.900 to 361.1035 in an amount not to exceed one thousand dollars per day for each day the violation is outstanding, plus this state's costs and expenses for the investigation and prosecution of the matter, including reasonable attorney's fees.

361.1029. 1. If the commissioner has reason to believe that a person has violated or is violating section 361.930, the commissioner may issue an order to show cause why an order to cease and desist shall not be issued requiring that the person cease and desist from the violation of section 361.930.

2. In an emergency, the commissioner may petition the circuit court with jurisdiction for the issuance of a temporary restraining order under the rules of civil procedure.

3. An order to cease and desist becomes effective upon service to the person.

4. An order to cease and desist remains effective and enforceable pending the completion of an administrative proceeding under chapter 536.

5. A person that is served with an order to cease and desist for violating section 361.930 may petition the circuit court with jurisdiction for a judicial order setting aside, limiting, or suspending the enforcement, operation, or effectiveness of the order pending the completion of an administrative proceeding under chapter 536.

6. An order to cease and desist expires unless the commissioner commences an administrative proceeding within ten days after it is issued.

361.1032. In applying and construing sections 361.900 to 361.1035, consideration shall be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

361.1035. 1. A person licensed in this state to engage in the business of money transmission shall not be subject to the provisions of sections 361.900 to 361.1035 to the extent that they conflict with current law or establish new requirements not imposed under current law, until such time as the licensee renews the licensee's current license.

2. Notwithstanding subsection 1 of this section, a licensee shall only be required to amend its authorized delegate contracts for contracts entered into or amended after the effective date or the completion of any transition period contemplated under subsection 1 of this section. Nothing herein shall be construed as limiting an authorized delegate's obligations to operate in full compliance with sections 361.900 to 361.1035 as required by subsection 3 of section 361.975."; and

Further amend said bill, Page 2, Section 362.034, Line 43, by inserting after all of said section and line the following:

"362.245. 1. The affairs and business of the corporation shall be managed by a board of directors, consisting of not less than five nor more than thirty-five stockholders who shall be elected annually; except, that trust companies in existence on October 13, 1967, may continue to divide the directors into three classes of equal number, as near as may be, and to elect one class each year for three-year terms. Notwithstanding any provision of this chapter to the contrary, a director who is not a stockholder shall have all the rights, privileges, and duties of a director who is a stockholder.

2. Each director shall be a citizen of the United States, and **except for a private trust company as described under section 361.160,** at least a majority of the directors must be residents of this state at the time of their election and during their continuance in office; provided, however, that if a director actually resides within a radius of one hundred miles of the banking house of said bank or trust company, even though his or her residence be in another state adjoining and contiguous to the state of Missouri, he or she shall for the purposes of this section be considered as a resident of this state and in the event such director shall be a nonresident of the state of Missouri he or she shall upon his or her election as a director file with the president of the banking house or such other chief executive **[**~~office~~**] officer** as otherwise permitted by this chapter written consent to service of legal process upon him in his or her capacity as a director by service of the legal process upon the president as though the same were personally served upon the director in Missouri.

3. If at a time when not more than a majority of the directors are residents of this state, **except for a private trust company as described under section 361.160,** any director shall cease to be a resident of this state or adjoining state as **[**~~defined~~**] described** in subsection 2 of this section, he or she shall forthwith cease to be a director of the bank or trust company and his or her office shall be vacant.

4. No person shall be a director in any bank or trust company against whom such bank or trust company shall hold a judgment.

5. Cumulative voting shall only be permitted at any meeting of the members or stockholders in electing directors when it is provided for in the articles of incorporation or bylaws.

364.030. 1. No person shall engage in the business of a financing institution in this state without a license therefor as provided in this chapter; except, however, that no bank, trust company, loan and investment company, licensed sales finance company, registrant under the provisions of sections 367.100 to 367.200, or person who makes only occasional purchases of retail time contracts or accounts under retail charge agreements and which purchases are not being made in the course of repeated or successive purchase of retail installment contracts from the same seller, shall be required to obtain a license under this chapter but shall comply with all the laws of this state applicable to the conduct and operation of a financing institution.

2. The application for the license shall be in writing, under oath and in the form prescribed by the director. The application shall contain the name of the applicant; date of incorporation, if incorporated; the address where the business is or is to be conducted and similar information as to any branch office of the applicant; the name and resident address of the owner or partners or, if a corporation or association, of the directors, trustees and principal officers, and other pertinent information as the director may require.

3. The license fee for each calendar year or part thereof shall be the sum of **[**~~five~~**] six** hundred dollars for each place of business of the licensee in this state which shall be paid into the general revenue fund. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time.

4. Each license shall specify the location of the office or branch and must be conspicuously displayed therein. In case the location is changed, the director shall either endorse the change of location of the license or mail the licensee a certificate to that effect, without charge.

5. Upon the filing of an application, and the payment of the fee, the director shall issue a license to the applicant to engage in the business of a financing institution under and in accordance with the provisions of this chapter for a period which shall expire the last day of December next following the date of its issuance. The license shall not be transferable or assignable. No licensee shall transact any business provided for by this chapter under any other name.

364.105. 1. No person shall engage in the business of a premium finance company in this state without first registering as a premium finance company with the director.

2. The annual registration fee shall be **[**~~five~~**] six** hundred dollars payable to the director as of the first day of July of each year. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time.

3. Registration shall be made on forms prepared by the director and shall contain the following information:

(1) Name, business address and telephone number of the premium finance company;

(2) Name and business address of corporate officers and directors or principals or partners;

(3) A sworn statement by an appropriate officer, principal or partner of the premium finance company that:

(a) The premium finance company is financially capable to engage in the business of insurance premium financing; and

(b) If a corporation, that the corporation is authorized to transact business in this state;

(4) If any material change occurs in the information contained in the registration form, a revised statement shall be submitted to the director accompanied by an additional fee of three hundred dollars.

365.030. 1. No person shall engage in the business of a sales finance company in this state without a license as provided in this chapter; except, that no bank, trust company, savings and loan association, loan and investment company or registrant under the provisions of sections 367.100 to 367.200 authorized to do business in this state is required to obtain a license under this chapter but shall comply with all of the other provisions of this chapter.

2. The application for the license shall be in writing, under oath and in the form prescribed by the director. The application shall contain the name of the applicant; date of incorporation, if incorporated; the address where the business is or is to be conducted and similar information as to any branch office of the applicant; the name and resident address of the owner or partners or, if a corporation or association, of the directors, trustees and principal officers, and such other pertinent information as the director may require.

3. The license fee for each calendar year or part thereof shall be the sum of **[**~~five~~**] six** hundred dollars for each place of business of the licensee in this state. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time.

4. Each license shall specify the location of the office or branch and must be conspicuously displayed there. In case the location is changed, the director shall either endorse the change of location on the license or mail the licensee a certificate to that effect, without charge.

5. Upon the filing of the application, and the payment of the fee, the director shall issue a license to the applicant to engage in the business of a sales finance company under and in accordance with the provisions of this chapter for a period which shall expire the last day of December next following the date of its issuance. The license shall not be transferable or assignable. No licensee shall transact any business provided for by this chapter under any other name.

367.140. 1. Every lender shall, at the time of filing application for certificate of registration as provided in section 367.120 hereof, pay the sum of **[**~~five~~**] six** hundred dollars as an annual registration fee for the period ending the thirtieth day of June next following the date of payment and in full payment of all expenses for investigations, examinations and for the administration of sections 367.100 to 367.200, except as provided in section 367.160, and thereafter a like fee shall be paid on or before June thirtieth of each year; provided, that if a lender is supervised by the commissioner of finance under any other law, the charges for examination and supervision required to be paid under said law shall be in lieu of the annual fee for registration and examination required under this section. The fee shall be made payable to the director of revenue. If the initial registration fee for any certificate of registration is for a period of less than twelve months, the registration fee shall be prorated according to the number of months that

said period shall run. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time.

2. Upon receipt of such fee and application for registration, and provided the bond, if required by the director, has been filed, the director shall issue to the lender a certificate containing the lender's name and address and reciting that such lender is duly and properly registered to conduct the supervised business. The lender shall keep this certificate of registration posted in a conspicuous place at the place of business recited in the registration certificate. Where the lender engages in the supervised business at or from more than one office or place of business, such lender shall obtain a separate certificate of registration for each such office or place of business.

3. Certificates of registration shall not be assignable or transferable except that the lender named in any such certificate may obtain a change of address of the place of business therein set forth. Each certificate of registration shall remain in full force and effect until surrendered, revoked, or suspended as herein provided.

407.640. 1. A credit services organization shall file a registration statement with the director of finance before conducting business in this state. The registration statement must contain:

(1) The name and address of the credit services organization; and

(2) The name and address of any person who directly or indirectly owns or controls ten percent or more of the outstanding shares of stock in the credit services organization.

2. The registration statement must also contain either:

(1) A full and complete disclosure of any litigation or unresolved complaint filed by or with a governmental authority of this state relating to the operation of the credit services organization; or

(2) A notarized statement that states that there has been no litigation or unresolved complaint filed by or with a governmental authority of this state relating to the operation of the credit services organization.

3. The credit services organization shall update the statement not later than the ninetieth day after the date on which a change in the information required in the statement occurs.

4. Each credit services organization registering under this section shall maintain a copy of the registration statement in the office of the credit services organization. The credit services organization shall allow a buyer to inspect the registration statement on request.

5. The director of finance may charge each credit services organization that files a registration statement with the director of finance a reasonable fee not to exceed **[**~~three~~**] four** hundred dollars to cover the cost of filing. The director of finance may not require a credit services organization to provide information other than that provided in the registration statement as part of the registration process.

408.145. 1. To encourage competitive equality, lenders issuing credit cards in this state pursuant to the authority of section 408.100 or 408.200**[**~~,~~**]** may **[**~~in addition to lawful interest, contract for, charge and collect fees for~~**] issue** such credit cards **[**~~which~~**] under such terms and conditions that** any lender in any contiguous state is permitted to **[**~~charge~~**] utilize** for credit cards issued in such contiguous state by such state's statutes. State-chartered lenders **[**~~charging such fees~~**] issuing credit cards** in reliance on this subsection shall file a copy of the pertinent statutes of one contiguous state authorizing credit card **[**~~fees~~**] terms and conditions** with the director of finance or such lender's principal state regulator. The director of finance or other principal state regulator shall, within thirty days after receipt of the filing, approve or disapprove of such **[**~~fees~~**] terms and conditions** on the sole basis of whether the statutes of such contiguous state permit such **[**~~fees,~~**] terms and conditions** and without regard to the restrictions placed upon credit cards by subsection 2 of this section. When the lender is chartered by the federal government, or any agency thereunder, or is unregulated, such lender shall file with and be approved by the Missouri attorney general under the same provision as provided a state-chartered lender.

2. "Credit card" as used in this section shall mean a credit device defined as such in the federal Consumer Credit Protection Act and regulations thereunder, except:

(1) The term shall be limited to credit devices which permit the holder to purchase goods and service upon presentation to third parties whether or not the credit card also permits the holder to obtain loans of any other type; and

(2) Such credit device shall only provide credit which is not secured by real or personal property.

3. "Lender" as used in this section shall mean any category of depository or nondepository creditor. Notwithstanding the provisions of **[**~~section 408.140~~**] sections 408.100 to 408.190 to the contrary**, the lender shall declare on each credit card contract whether the credit card **[**~~fees are governed by section 408.140, or by~~**] is issued pursuant to** this section.

408.500. 1. Lenders, other than banks, trust companies, credit unions, savings banks and savings and loan companies, in the business of making unsecured loans of five hundred dollars or less shall obtain a license from the director of the division of finance. An annual license fee of **[**~~five~~**] six** hundred dollars per location shall be required. The license year shall commence on January first each year and the license fee may be prorated for expired months. The director may establish a biennial licensing arrangement**,** but in no case shall the fees be payable for more than one year at a time. The provisions of this section shall not apply to pawnbroker loans, consumer credit loans as authorized under chapter 367, nor to a check accepted and deposited or cashed by the payee business on the same or the following business day. The disclosures required by the federal Truth in Lending Act and regulation Z shall be provided on any loan, renewal or extension made pursuant to this section and the loan, renewal or extension documents shall be signed by the borrower.

2. Entities making loans pursuant to this section shall contract for and receive simple interest and fees in accordance with sections 408.100 and 408.140. Any contract evidencing any fee or charge of any kind whatsoever, except for bona fide clerical errors, in violation of this section shall be void. Any person, firm or corporation who receives or imposes a fee or charge in violation of this section shall be guilty of a class A misdemeanor.

3. Notwithstanding any other law to the contrary, cost of collection expenses, which include court costs and reasonable attorneys fees, awarded by the court in suit to recover on a bad check or breach of contract shall not be considered as a fee or charge for purposes of this section.

4. Lenders licensed pursuant to this section shall conspicuously post in the lobby of the office, in at least fourteen-point bold type, the maximum annual percentage rates such licensee is currently charging and the statement:

NOTICE:

This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

5. The lender shall provide the borrower with a notice in substantially the following form set forth in at least ten-point bold type, and receipt thereof shall be acknowledged by signature of the borrower:

(1) This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

(2) You may cancel this loan without costs by returning the full principal balance to the lender by the close of the lender's next full business day.

6. The lender shall renew the loan upon the borrower's written request and the payment of any interest and fees due at the time of such renewal; however, upon the first renewal of the loan agreement, and each subsequent renewal thereafter, the borrower shall reduce the principal amount of the loan by not less than five percent of the original amount of the loan until such loan is paid in full. However, no loan may be renewed more than six times.

7. When making or negotiating loans, a licensee shall consider the financial ability of the borrower to reasonably repay the loan in the time and manner specified in the loan contract. All records shall be retained at least two years.

8. A licensee who ceases business pursuant to this section must notify the director to request an examination of all records within ten business days prior to cessation. All records must be retained at least two years.

9. Any lender licensed pursuant to this section who fails, refuses or neglects to comply with the provisions of this section, or any laws relating to consumer loans or commits any criminal act may have its license suspended or revoked by the director of finance after a hearing before the director on an order of the director to show cause why such order of suspension or revocation should not be entered specifying the grounds therefor which shall be served on the licensee at least ten days prior to the hearing.

10. Whenever it shall appear to the director that any lender licensed pursuant to this section is failing, refusing or neglecting to make a good faith effort to comply with the provisions of this section, or any laws relating to consumer loans, the director may issue an order to cease and desist which order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure or refusal shall continue. The penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect to the gravity of the violation, the history of previous violations, and such other matters as justice may require.

427.300. 1. This section shall be known, and may be cited as, the "Commercial Financing Disclosure Law".

2. For purposes of this section, the following terms mean:

(1) "Account":

(a) Includes:

a. A right to payment of a monetary obligation, whether or not earned by performance, for one of the following:

(i) Property that has been or is to be sold, leased, licensed, assigned, or otherwise disposed of;

(ii) Services rendered or to be rendered;

(iii) A policy of insurance issued or to be issued;

(iv) A secondary obligation incurred or to be incurred;

(v) Energy provided or to be provided;

(vi) The use or hire of a vessel under a charter or other contract;

(vii) Arising out of the use of a credit or charge card or information contained on or for use with the card; or

(viii) As winnings in a lottery or other game of chance operated or sponsored by a state, governmental unit of a state, or person licensed or authorized to operate the game by a state or governmental unit of a state; and

b. Health care insurance receivables; and

(b) Shall not include:

a. Rights to payment evidenced by chattel paper or an instrument;

b. Commercial tort claims;

c. Deposit accounts;

d. Investment property;

e. Letter-of-credit rights or letters of credit; or

f. Rights to payment for moneys or funds advanced or sold, other than rights arising out of the use of a credit or charge card or information contained on or for use with the card;

(2) "Accounts receivable purchase transaction", any transaction in which the business forwards or otherwise sells to the provider all or a portion of the business's accounts or payment intangibles at a discount to their expected value. For purposes of this section, the provider's characterization of an accounts receivable purchase transaction as a purchase is conclusive that the accounts receivable purchase transaction is not a loan or a transaction for the use, forbearance, or detention of moneys;

(3) "Broker", any person who, for compensation or the expectation of compensation, obtains a commercial financing product or an offer for a commercial financing product from a third party that would, if executed, be binding upon that third party and communicates that offer to a business located in this state. The term "broker" excludes a "provider", or any individual or entity whose compensation is not based or dependent upon the terms of the specific commercial financing product obtained or offered;

(4) "Business", an individual or group of individuals, sole proprietorship, corporation, limited liability company, trust, estate, cooperative, association, or limited or general partnership engaged in a business activity;

(5) "Business purpose transaction", any transaction where the proceeds are provided to a business or are intended to be used to carry on a business and not for personal, family, or household purposes. For purposes of determining whether a transaction is a business purpose transaction, the provider may rely on any written statement of intended purpose signed by the business. The statement may be a separate statement or may be contained in an application, agreement, or other document signed by the business or the business owner or owners;

(6) "Commercial financing product", any commercial loan, accounts receivable purchase transaction, commercial open-end credit plan, or each to the extent the transaction is a business purpose transaction;

(7) "Commercial loan", a loan to a business, whether secured or unsecured;

(8) "Commercial open-end credit plan", commercial financing extended by any provider under a plan in which:

(a) The provider reasonably contemplates repeat transactions; and

(b) The amount of financing that may be extended to the business during the term of the plan, up to any limit set by the provider, is generally made available to the extent that any outstanding balance is repaid;

(9) "Depository institution", any of the following:

(a) A bank, trust company, or industrial loan company doing business under the authority of, or in accordance with, a license, certificate, or charter issued by the United States, this state, or any other state, district, territory, or commonwealth of the United States that is authorized to transact business in this state;

(b) A federally chartered savings and loan association, federal savings bank, or federal credit union that is authorized to transact business in this state; and

(c) A savings and loan association, savings bank, or credit union organized under the laws of this or any other state that is authorized to transact business in this state;

(10) "General intangible", any personal property, including things in action, other than accounts, chattel paper, commercial tort claims, deposit accounts, documents, goods, instruments, investment property, letter-of-credit rights, letters of credit, moneys, and oil, gas, or other minerals before extraction. "General intangible" also includes payment intangibles and software;

(11) "Payment intangible", a general intangible under which the account debtor's principal obligation is a monetary obligation;

(12) "Provider", a person who consummates more than five commercial financing products to a business located in this state in any calendar year. "Provider" also includes a person who enters into a written agreement with a depository institution to arrange for the extension of a commercial financing product by the depository institution to a business via an online lending platform administered by the person. The fact that a provider extends a specific offer for a commercial financing product on behalf of a depository institution shall not be construed to mean that the provider engaged in lending or financing or originated such loan or financing.

3. (1) A provider who consummates a commercial financing product shall disclose the terms of the commercial financing product as required by this section. The disclosures shall be provided at or before consummation of the transaction. Only one disclosure is required for each commercial financing product, and a disclosure is not required as a result of the modification, forbearance, or change to a consummated commercial financing product.

(2) A provider shall disclose the following in connection with each commercial financing product:

(a) The total amount of funds provided to the business under the terms of the commercial financing product. This disclosure shall be labeled "Total Amount of Funds Provided";

(b) The total amount of funds disbursed to the business under the terms of the commercial financing product, if less than the total amount of funds provided, as a result of any fees deducted or withheld at disbursement and any amount paid to a third party on behalf of the business. This disclosure shall be labeled "Total Amount of Funds Disbursed";

(c) The total amount to be paid to the provider pursuant to the commercial financing product agreement. This disclosure shall be labeled "Total of Payments";

(d) The total dollar cost of the commercial financing product under the terms of the agreement, derived by subtracting the total amount of funds provided from the total of payments. This calculation shall include any fees or charges deducted by the provider from the "Total Amount of Funds Provided". This disclosure shall be labeled "Total Dollar Cost of Financing";

(e) The manner, frequency, and amount of each payment. This disclosure shall be labeled "Payments". If the payments may vary, the provider shall instead disclose the manner, frequency, and the estimated amount of the initial payment labeled "Estimated Payments", and the commercial financing product agreement shall include a description of the methodology for calculating any variable payment and the circumstances when payments may vary; and

(f) A statement of whether there are any costs or discounts associated with prepayment of the commercial financing product, including a reference to the paragraph in the agreement that creates the contractual rights of the parties related to prepayment. This disclosure shall be labeled "Prepayment".

4. This section shall not apply to the following:

(1) A provider that is a depository institution or a subsidiary or service corporation that is:

(a) Owned and controlled by a depository institution; and

(b) Regulated by a federal banking agency;

(2) A provider that is a lender regulated under the federal Farm Credit Act, 12 U.S.C. Sec. 2001 et seq.;

(3) A commercial financing product that is:

(a) Secured by real property;

(b) A lease; or

(c) A purchase-money obligation that is incurred as all or part of the price of the collateral or for value given to enable the business to acquire rights in or the use of the collateral if the value is in fact so used;

(4) A commercial financing product in which the recipient is a motor vehicle dealer or an affiliate of such a dealer, or a vehicle rental company, or an affiliate of such a company, pursuant to a commercial loan or commercial open-end credit plan of at least fifty thousand dollars or a commercial financing product offered by a person in connection with the sale or lease of products or services that such person manufactures, licenses, or distributes, or whose parent company or any of its directly or indirectly owned and controlled subsidiaries manufactures, licenses, or distributes;

(5) A commercial financing product that is a factoring transaction, purchase, sale, advance, or similar of accounts receivables owed to a health care provider because of a patient's personal injury treated by the health care provider;

(6) A provider who is licensed as a money transmitter in accordance with a license, certificate, or charter issued by this state, or any other state, district, territory, or commonwealth of the United States; or

(7) A provider who consummates no more than five commercial financing products in this state in a twelve-month period.

5. (1) No person shall engage in business as a broker for commercial financing within this state, for compensation, unless prior to conducting such business, the person has filed a registration with the division of finance within the department of commerce and insurance and has on file a good and sufficient bond as specified in this subsection. The registration shall be effective upon receipt by the division of finance of a completed registration form and the required registration fee, and shall remain effective until the time of renewal.

(2) After filing an initial registration form, a broker shall file, on or before January thirty-first of each year, a renewal registration form along with the required renewal registration fee.

(3) The broker shall pay a one-hundred-dollar registration fee upon the filing of an initial registration and a fifty-dollar renewal fee upon the filing of a renewal registration.

(4) The registration form required by this subsection shall include:

(a) The name of the broker;

(b) The name in which the broker is transacted if different from that stated in paragraph (a) of this subdivision;

(c) The address of the broker's principal office, which may be outside this state;

(d) Whether any officer, director, manager, operator, or principal of the broker has been convicted of a felony involving an act of fraud, dishonesty, breach of trust, or money laundering; and

(e) The name and address in this state of a designated agent upon whom service of process may be made.

(5) If information in a registration form changes or otherwise becomes inaccurate after filing, the broker shall not be required to file a further registration form prior to the time of renewal.

(6) Each broker shall obtain a surety bond issued by a surety company authorized to do business in this state. The amount of the bond shall be ten thousand dollars. The bond shall be in favor of the state of Missouri. Any person damaged by the broker's breach of contract or of any obligation arising therefrom, or by any violation of this section, may bring an action against the bond to recover damages suffered. The aggregate liability of the surety shall be only for actual damages and in no event shall exceed the amount of the bond.

(7) Employees regularly employed by a broker who has complied with this subsection shall not be required to file a registration or obtain a surety bond when acting within the scope of their employment for the broker.

6. (1) Any person who violates any provision of this section shall be punished by a fine of five hundred dollars per incident, not to exceed twenty thousand dollars for all aggregated violations arising from the use of the transaction documentation or materials found to be in violation of this section. Any person who

violates any provision of this section after receiving written notice of a prior violation from the attorney general shall be punished by a fine of one thousand dollars per incident, not to exceed fifty thousand dollars for all aggregated violations arising from the use of the transaction documentation or materials found to be in violation of this section.

(2) Violation of any provision of this section shall not affect the enforceability or validity of the underlying agreement.

(3) This section shall not create a private right of action against any person or other entity based upon compliance or noncompliance with its provisions.

(4) Authority to enforce compliance with this section is vested exclusively in the attorney general of this state.

7. The requirements of subsections 3 and 5 of this section shall take effect upon the earlier of:

(1) Six months after the division of finance finalizes promulgating rules, if the division intends to promulgate rules; or

(2) February 28, 2024, if the division does not promulgate rules.

8. The division of finance may promulgate rules implementing this section. If the division of finance intends to promulgate rules, it shall declare its intent to do so no later than February 28, 2024. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

436.550. Sections 436.550 to 436.572 shall be known and may be cited as the "Consumer Legal Funding Act".

436.552. As used in sections 436.550 to 436.572, the following terms mean:

(1) "Advertise", publishing or disseminating any written, electronic, or printed communication or any communication by means of recorded telephone messages or transmitted on radio, television, the internet, or similar communications media, including film strips, motion pictures, and videos, published, disseminated, circulated, or placed before the public, directly or indirectly, for the purpose of inducing a consumer to enter into a consumer legal funding contract;

(2) "Affiliate", as defined in section 515.505;

(3) "Charges", the amount of moneys to be paid to the consumer legal funding company by or on behalf of the consumer above the funded amount provided by or on behalf of the company to a consumer under sections 436.550 to 436.572. Charges include all administrative, origination, underwriting, or other fees, no matter how denominated;

(4) "Commissioner", the commissioner of the division of finance within the department of commerce and insurance;

(5) "Consumer", a natural person who has a legal claim and resides or is domiciled in Missouri;

(6) "Consumer legal funding company" or "company", a person or entity that enters into a consumer legal funding contract with a consumer for an amount less than five hundred thousand dollars. The term shall not include:

(a) An immediate family member of the consumer;

(b) A bank, lender, financing entity, or other special purpose entity:

a. That provides financing to a consumer legal funding company; or

b. To which a consumer legal funding company grants a security interest or transfers any rights or interest in a consumer legal funding; or

(c) An attorney or accountant who provides services to a consumer;

(7) "Consumer legal funding contract", a nonrecourse contractual transaction in which a consumer legal funding company purchases and a consumer assigns to the company a contingent right to receive an amount of the potential proceeds of a settlement, judgment, award, or verdict obtained in the consumer's legal claim, so long as all of the following apply:

(a) The consumer, at their sole discretion, shall use the funds to address personal needs or household expenses;

(b) The consumer shall not use the funds to pay for attorneys' fees, legal filings, legal marketing, legal document preparation or drafting, appeals, expert testimony, or other litigation-related expenses;

(8) "Division", the division of finance within the department of commerce and insurance;

(9) "Funded amount", the amount of moneys provided to or on behalf of the consumer in the consumer legal funding contract. "Funded amount" shall not include charges;

(10) "Funding date", the date on which the funded amount is transferred to the consumer by the consumer legal funding company either by personal delivery, via wire, automated clearing house transfer, or other electronic means, or by insured, certified, or registered United States mail;

(11) "Immediate family member", a parent; sibling; child by blood, adoption, or marriage; spouse; grandparent; or grandchild;

(12) "Legal claim", a bona fide civil claim or cause of action;

(13) "Medical provider", any person or business providing medical services of any kind to a consumer including, but not limited to, physicians, nurse practitioners, hospitals, physical therapists, chiropractors, or radiologists as well as any of their employees or contractors or any practice groups, partnerships, or incorporations of the same;

(14) "Resolution date", the date the amount funded to the consumer, plus the agreed-upon charges, is delivered to the consumer legal funding company.

436.554. 1. All consumer legal funding contracts shall meet the following requirements:

(1) The contract shall be completely filled in when presented to the consumer for signature;

(2) The contract shall contain, in bold and boxed type, a right of rescission allowing the consumer to cancel the contract without penalty or further obligation if, within ten business days after the funding date, the consumer either:

(a) Returns the full amount of the disbursed funds to the consumer legal funding company by delivering the company's uncashed check to the company's office in person; or

(b) Mails a notice of cancellation by insured, certified, or registered United States mail to the address specified in the contract and includes a return of the full amount of disbursed funds in such mailing in the form of the company's uncashed check or a registered or certified check or money order;

(3) The contract shall contain the initials of the consumer on each page; and

(4) The contract shall require the consumer to give nonrevocable written direction to the consumer's attorney requiring the attorney to notify the consumer legal funding company when the legal claim has been resolved. Once the consumer legal funding company confirms in writing the amount due under the contract, the consumer's attorney shall pay, from the proceeds of the resolution of the legal claim, the consumer legal funding company the amount due within ten business days.

2. The consumer legal funding company shall provide the consumer's attorney with a written notification of the consumer legal funding contract provided to the consumer within three business days of the funding date by way of postal mail, courier service, facsimile, or other means of proof of delivery method.

3. A consumer legal funding contract shall be entered into only if the contract involves an existing legal claim in which the consumer is represented by an attorney.

436.556. No consumer legal funding company shall:

(1) Pay or offer to pay commissions, referral fees, or other forms of consideration to any attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees for referring a consumer to the company;

(2) Accept any commissions, referral fees, rebates, or other forms of consideration from an attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees;

(3) Intentionally advertise materially false or misleading information regarding its products or services;

(4) Refer, in furtherance of an initial legal funding, a customer or potential customer to a specific attorney, law firm, medical provider, chiropractor, or physical therapist or any of their employees. However, the company may refer the customer to a local or state bar association referral service if a customer needs legal representation;

(5) Fail to promptly supply a copy of the executed contract to the consumer's attorney;

(6) Knowingly provide funding to a consumer who has previously assigned or sold a portion of the right to proceeds from the consumer's legal claim unless the consumer legal funding company pays or purchases the entire unsatisfied funded amount and contracted charges from the prior consumer legal funding company or the two companies agree to a lesser amount in writing. However, multiple companies may agree to contemporaneously provide funding to a consumer, provided that the consumer and the consumer's attorney consent to the arrangement in writing;

(7) Receive any right to or make any decisions with respect to the conduct of the underlying legal claim or any settlement or resolution thereof. The right to make such decisions shall remain solely with the consumer and the attorney in the legal claim;

(8) Knowingly pay or offer to pay for court costs, filing fees, or attorney's fees either during or after the resolution of the legal claim by using funds from the consumer legal funding contract. The consumer legal funding contract shall include a provision advising the consumer that the funding shall not be used for such costs or fees; or

(9) Sell a consumer litigation funding contract in whole or in part to a third party. However, if the consumer legal funding company retains responsibility for collecting payment, administering, and otherwise enforcing the consumer legal funding contract, the provisions of this subdivision shall not apply to any of the following:

(a) An assignment to a wholly owned subsidiary of the consumer legal funding company;

(b) An assignment to an affiliate of the consumer legal funding company that is under common control;

(c) The granting of a security interest under Article 9 of the Uniform Commercial Code, or as otherwise permitted by law.

436.558. 1. The contracted amount to be paid to the consumer legal funding company shall be set as a predetermined amount based upon intervals of time from the funding date to the resolution date and shall not be determined as a percentage of the recovery from the legal claim.

2. No consumer legal funding contract shall be valid if its terms exceed a period of forty-eight months. No consumer legal funding contract shall be automatically renewed.

436.560. All consumer legal funding contracts shall contain the disclosures specified in this section, which shall constitute material terms of the contract. Unless otherwise specified, the disclosures shall be typed in at least twelve-point bold-type font and be placed clearly and conspicuously within the contract, as follows:

(1) On the front page under appropriate headings, language specifying:

(a) The funded amount to be paid to the consumer by the consumer legal funding company;

(b) An itemization of one-time charges;

(c) The total amount to be assigned by the consumer to the company, including the funded amount and all charges; and

(d) A payment schedule to include the funded amount and charges, listing all dates and the amount due at the end of each six-month period from the funding date until the date the maximum amount due to the company by the consumer to satisfy the amount due pursuant to the contract;

(2) Within the body of the contract, in accordance with the provisions under subdivision (2) of subsection 1 of section 436.554: "Consumer's Right to Cancellation: You may cancel this contract without penalty or further obligation within ten business days after the funding date if you either:

(a) Return the full amount of the disbursed funds to the consumer legal funding company by delivering the company's uncashed check to the company's office in person; or

(b) Mail a notice of cancellation by insured, certified, or registered United States mail to the company at the address specified in the contract and include a return of the full amount of disbursed funds in such mailing in the form of the company's uncashed check or a registered or certified check or money order.";

(3) Within the body of the contract, a statement that the company has no influence over any aspect of the consumer's legal claim or any settlement or resolution of the consumer's legal claim and that all decisions related to the consumer's legal claim remain solely with the consumer and the consumer's attorney;

(4) Within the body of the contract, in all capital letters and in at least twelve-point bold-type font contained within a box: "THE FUNDED AMOUNT AND AGREED-UPON CHARGES SHALL BE PAID ONLY FROM THE PROCEEDS OF YOUR LEGAL CLAIM AND SHALL BE PAID ONLY TO THE

EXTENT THAT THERE ARE AVAILABLE PROCEEDS FROM YOUR LEGAL CLAIM. IF THERE IS NO RECOVERY OF ANY DAMAGES FROM YOUR LEGAL CLAIM OR IF THERE IS NOT ENOUGH MONEY TO PAY BACK THE CONSUMER LEGAL FUNDING COMPANY IN FULL, YOU WILL NOT BE OBLIGATED TO PAY THE CONSUMER LEGAL FUNDING COMPANY ANYTHING IN EXCESS OF YOUR RECOVERY UNLESS YOU HAVE VIOLATED THIS CONTRACT. YOU WILL NOT OWE (INSERT NAME OF THE CONSUMER LEGAL FUNDING COMPANY) ANYTHING IF THERE ARE NO PROCEEDS FROM YOUR LEGAL CLAIM UNLESS YOU OR YOUR ATTORNEY HAVE VIOLATED ANY MATERIAL TERM OF THIS CONTRACT OR UNLESS YOU HAVE COMMITTED FRAUD AGAINST THE CONSUMER LEGAL FUNDING COMPANY."; and

(5) Located immediately above the place on the contract where the consumer's signature is required, in twelve-point font: "Do not sign this contract before you read it completely or if it contains any blank spaces. You are entitled to a completely filled-in copy of the contract. Before you sign this contract, you should obtain the advice of an attorney. Depending on the circumstances, you may want to consult a tax, public or private benefits planning, or financial professional. You acknowledge that your attorney in the legal claim has provided no tax, public or private benefit planning, or financial advice regarding this transaction.".

436.562. 1. Nothing in sections 436.550 to 436.572 shall be construed to restrict the exercise of powers or the performance of the duties of the state attorney general that he or she is authorized to exercise or perform by law.

2. If a court of competent jurisdiction determines that a consumer legal funding company has intentionally violated the provisions of sections 436.550 to 436.572 in a consumer legal funding contract, the consumer legal funding contract shall be voided.

436.564. 1. The contingent right to receive an amount of the potential proceeds of a legal claim is assignable.

2. Nothing contained in sections 436.550 to 436.572 shall be construed to cause any consumer legal funding contract conforming to sections 436.550 436.572 to be deemed a loan or to be subject to any of the provisions governing loans. A consumer legal funding contract that complies with sections 436.550 to 436.572 is not subject to any other statutory or regulatory provisions governing loans or investment contracts. To the extent that sections 436.550 to 436.572 conflict with any other law, such sections shall supersede the other law for the purposes of regulating consumer legal funding in this state.

3. Only attorney's liens related to the legal claim, Medicare, or other statutory liens related to the legal claim shall take priority over claims to proceeds from the consumer legal funding company. All other liens and claims shall take priority by normal operation of law.

4. No consumer legal funding company shall report a consumer to a credit reporting agency if insufficient funds remain from the net proceeds to repay the company.

436.566. An attorney or law firm retained by the consumer in the legal claim shall not have a financial interest in the consumer legal funding company offering consumer legal funding to that consumer. Additionally, any practicing attorney who has referred the consumer to his or her retained attorney shall not have a financial interest in the consumer legal funding company offering consumer legal funding to that consumer.

436.568. No communication between the consumer's attorney in the legal claim and the consumer legal funding company necessary to ascertain the status of a legal claim or a legal claim's expected value shall be discoverable by a party with whom the claim is filed or against whom the claim is asserted. This section does not limit, waive, or abrogate the scope or nature of any statutory or common-law privilege, including the work-product doctrine and attorney-client privilege.

436.570. 1. A consumer legal funding company shall not engage in the business of consumer legal funding in this state unless it has first obtained a license from the division of finance.

2. A consumer legal funding company's initial or renewal license application shall be in writing, made under oath, and on a form provided by the commissioner.

3. Every consumer legal funding company, at the time of filing a license application, shall pay the sum of five hundred fifty dollars for the period ending the thirtieth day of June next following the date of payment; thereafter, a like fee shall be paid on or before June thirtieth of each year and shall be credited to the division of finance fund established under section 361.170.

4. A consumer legal funding license shall not be issued unless the division of finance, upon investigation, finds that the character and fitness of the applicant company, and of the officers and directors thereof, are such as to warrant belief that the business shall operate honestly and fairly within the purposes of sections 436.550 to 436.572.

5. Every applicant shall also, at the time of filing such application, file a bond satisfactory to the division of finance in an amount not to exceed fifty thousand dollars. The bond shall provide that the applicant shall faithfully conform to and abide by the provisions of sections 436.550 to 436.572, to all rules lawfully made by the commissioner under sections 436.550 to 436.572, and the bond shall act as a surety for any person or the state for any and all amount of moneys that may become due or owing from the applicant under and by virtue of sections 436.550 to 436.572, which shall include the result of any action that occurred while the bond was in place for the applicable period of limitations under statute and so long as the bond is not exhausted by valid claims.

6. If an action is commenced on a licensee's bond, the commissioner may require the filling of a new bond. Immediately upon any recovery on the bond, the licensee shall file a new bond.

7. To ensure the effective supervision and enforcement of sections 436.550 to 436.572, the commissioner may, under chapter 536:

(1) Deny, suspend, revoke, condition, or decline to renew a license for a violation of sections 436.550 to 436.572, rules issued under sections 436.550 to 436.572, or order or directive entered under sections 436.550 to 436.572;

(2) Deny, suspend, revoke, condition, or decline to renew a license if an applicant or licensee fails at any to time meet the requirements of sections 436.550 to 436.572, or withholds information or makes a material misstatement in an application for a license or renewal of a license;

(3) Order restitution against persons subject to sections 436.550 to 436.572 for violations of sections 436.550 to 436.572; and

(4) Order or direct such other affirmative action as the commissioner deems necessary.

8. Any letter issued by the commissioner and declaring grounds for denying or declining to grant or renew a license may be appealed to the circuit court of Cole County. All other matters presenting a contested case involving a licensee may be heard by the commissioner under chapter 536.

9. Notwithstanding the prior approval requirement of subsection 1 of this section, a consumer legal funding company that has applied with the division of finance between the effective date of sections 436.550 to 436.572, or when the division of finance has made applications available to the public, whichever is later, and six months thereafter may engage in consumer legal funding while the license application of the company or an affiliate of the company is awaiting approval by the division of finance and until such time as the applicant has pursued all appellate remedies and procedures for any denial of such application. All funding contracts in effect prior to the effective date of sections 436.550 to 436.572 are not subject to the terms of sections 436.550 to 436.572.

10. If it appears to the commissioner that any consumer legal funding company is failing, refusing, or neglecting to make a good faith effort to comply with the provisions of sections 436.550 to 436.572, or any laws or rules relating to consumer legal funding, the commissioner may issue an order to cease and desist, which may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure, or refusal continues. The penalty shall be assessed and collected by the commissioner. In determining the amount of the penalty, the commissioner shall take into account the appropriateness of the penalty with respect to the gravity of the violation, any history of previous violations, and any other matters justice may require.

11. If any consumer legal funding company fails, refuses, or neglects to comply with the provisions of sections 436.550 to 436.572, or of any laws or rules relating to consumer legal funding, its license may be suspended or revoked by order of the commissioner after a hearing before said commissioner on any order to show cause why such order of suspension or revocation should not be entered and that specifies the grounds therefor. Such an order shall be served on the particular consumer legal funding company at least ten days prior to the hearing. Any order made and entered by the commissioner may be appealed to the circuit court of Cole County.

12. (1) The division shall conduct an examination of each consumer funding company at least once every twenty-four months and at such other times as the commissioner may determine.

(2) For any such investigation or examination, the commissioner and his or her representatives shall have free and immediate access to the place or places of business and the books and records, and shall have the authority to place under oath all persons whose testimony may be required relative to the affairs and business of the consumer legal funding company.

(3) The commissioner may also make such special investigations or examination as the commissioner deems necessary to determine whether any consumer legal funding company has violated any of the provisions of sections 436.550 to 436.572 or rules promulgated thereunder, and the commissioner may assess the reasonable costs of any investigation or examination incurred by the division to the company.

13. The division of finance shall have the authority to promulgate rules to carry out the provisions of sections 436.550 to 436.572. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

436.572. A consumer legal funding contract is a fact subject to the usual rules of discovery.

475.040. If it appears to the court, acting on the petition of the guardian, the conservator, the respondent or of a ward over the age of fourteen, or on its own motion, at any time before the termination of the guardianship or conservatorship, that the proceeding was commenced in the wrong county, or that the domicile **[**~~or residence~~**]** of the ward or protectee has **[**~~been~~**]** changed to another county, or in case of conservatorship of the estate that it would be for the best interest of the ward or disabled person and his estate, the court may order the proceeding with all papers, files and a transcript of the proceedings transferred to the probate division of the circuit court of another county. The court to which the transfer is made shall take jurisdiction of the case, place the transcript of record and proceed to the final settlement of the case as if the appointment originally had been made by it.

475.275. 1. The conservator, at the time of filing any settlement with the court, shall exhibit all securities or investments held by him to an officer of the bank or other depositary wherein the securities or investments are held for safekeeping or to an authorized representative of the corporation which is surety on his bond, or to the judge or clerk of a court of record in this state, or upon request of the conservator or other interested party, to any other reputable person designated by the court, who shall certify in writing that he has examined the securities or investments and identified them with those described in the account and shall note any omission or discrepancies. If the depositary is the conservator, the certifying officer shall not be the officer verifying the account. The conservator may exhibit the securities or investments to the judge of the court, who shall endorse on the account and copy thereof, a certificate that the securities or investments shown therein as held by the conservator were each in fact exhibited to him and that those exhibited to him were the same as those in the account and noting any omission or discrepancy. The certificate, and the certificate of an official of the bank in which are deposited any funds for which the conservator is accountable, showing the amount on deposit, shall be prepared and signed in duplicate and one of each shall be filed by the conservator with his account.

2. (1) As used in and pursuant to this section, a "pooled account" is an account within the meaning of this section and means any account maintained by a fiduciary for more than one principal and is established for the purpose of managing and investing and to manage and invest the funds of such principals. No fiduciary shall or may place funds into a pooled account unless the account meets the following criteria:

(a) The pooled account is maintained at a bank or savings and loan institution;

(b) The pooled account is titled in such a way as to reflect that the account is being held by a fiduciary in a custodial capacity;

(c) The fiduciary maintains, or causes to be maintained, records containing information as to the name and ownership interest of each principal in the pooled account;

(d) The fiduciary's records contain a statement of all accretions and disbursements; and

(e) The fiduciary's records are maintained in the ordinary course of business and in good faith.

(2) The public administrator of any county **[**~~with a charter form of government and with more than six hundred thousand but less than seven hundred thousand inhabitants~~**]** serving as a conservator **or personal representative** and using and utilizing pooled accounts for the investing**[**~~, investment,~~**]** and management of

[~~conservatorship~~**] estate** funds shall have any such accounts **[**~~audited~~**] examined** on at least an annual basis **[**~~and no less than one time per year~~**]** by an independent certified public accountant. **[**~~The audit provided shall review the records of the receipts and disbursements of each estate account. Upon completion of the investigation, the certified public accountant shall render a report to the judge of record in this state showing the receipts, disbursements, and account balances as to each estate and as well as the total assets on deposit in the pooled account on the last calendar day of each year.~~**] The examination shall:**

(a) Compare the pooled account's year-end bank statement and obtain the reconciliation of the pooled account from the bank statement to the fiduciary's general ledger balance on the same day;

(b) Reconcile the total of individual accounts in the fiduciary's records to the reconciled pooled account's balance and note any difference;

(c) Confirm if collateral is pledged to secure amounts on deposit in the pooled account in excess of Federal Deposit Insurance Corporation coverage; and

(d) Confirm the account balance with the financial institution.

(3) A public administrator using and utilizing pooled accounts as provided by this section shall certify by affidavit that he or she has met the conditions for establishing a pooled account as set forth in subdivision (2) of this subsection.

(4) The county shall provide for the expense of **[**~~such audit~~**] the report**. If and where the public administrator has provided the judge with **[**~~the audit~~**] the report** pursuant to and required by this subsection and section, the public administrator shall not be required to obtain the written **[**~~certification~~**] verification** of an officer of a bank or other depository on any estate asset maintained within the pooled account as otherwise required in and under subsection 1 of this section.

[~~361.700. 1. Sections 361.700 to 361.727 shall be known and may be cited as the "Sale of Checks Law".~~

~~2. For the purposes of sections 361.700 to 361.727, the following terms mean:~~

~~(1) "Check", any instrument for the transmission or payment of money and shall also include any electronic means of transmitting or paying money;~~

~~(2) "Director", the director of the division of finance;~~

~~(3) "Licensee", any person duly licensed by the director pursuant to sections 361.700 to 361.727;~~

~~(4) "Person", any individual, partnership, association, trust or corporation.~~**]**

[~~361.705. 1. No person shall issue checks in this state for a consideration without first obtaining a license from the director; provided, however, that sections 361.700 to 361.727 shall not apply to the receipt of money by an incorporated telegraph company at any office or agency of such company for immediate transmission by telegraph nor to any bank, trust company, savings and loan association, credit union, or agency of the United States government.~~

~~2. Any person who violates any of the provisions of sections 361.700 to 361.727 or attempts to sell or issue checks without having first obtained a license from the director shall be deemed guilty of a class A misdemeanor.~~**]**

[~~361.707. 1. Each application for a license pursuant to sections 361.700 to 361.727 shall be in writing and under oath to the director in such form as he may prescribe. The application shall state the full name and business address of:~~

~~(1) The proprietor, if the applicant is an individual;~~

~~(2) Every member, if the applicant is a partnership or association;~~

~~(3) The corporation and each officer and director thereof, if the applicant is a corporation.~~

~~2. Each application for a license shall be accompanied by an investigation fee of three hundred dollars. If the license is granted the investigation fee shall be applied to the license fee for the first year. No investigation fee shall be refunded.~~**]**

[~~361.711. Each application for a license shall be accompanied by a corporate surety bond in the principal sum of one hundred thousand dollars. The bond shall be in form satisfactory to the director and shall be issued by a bonding company or insurance company~~

~~authorized to do business in this state, to secure the faithful performance of the obligations of the applicant and the agents and subagents of the applicant with respect to the receipt, transmission, and payment of money in connection with the sale or issuance of checks and also to pay the costs incurred by the division to remedy any breach of the obligations of the applicant subject to the bond or to pay examination costs of the division owed and not paid by the applicant. Upon license renewal, the required amount of bond shall be as follows:~~

~~(1) For all licensees selling payment instruments or stored value cards, five times the high outstanding balance from the previous year with a minimum of one hundred thousand dollars and a maximum of one million dollars;~~

~~(2) For all licensees receiving money for transmission, five times the greatest amount transmitted in a single day during the previous year with a minimum of one hundred thousand dollars and a maximum of one million dollars.~~

~~If in the opinion of the director the bond shall at any time appear to be inadequate, insecure, exhausted, or otherwise doubtful, additional bond in form and with surety satisfactory to the director shall be filed within fifteen days after notice of the requirement is given to the licensee by the director. An applicant or licensee may, in lieu of filing any bond required under this section, provide the director with an irrevocable letter of credit, as defined in section 400.5-103, issued by any state or federal financial institution. Whenever in the director's judgment it is necessary or expedient, the director may perform a special examination of any person licensed under sections 361.700 to 361.727 with all authority under section 361.160 as though the licensee were a bank. The cost of such examination shall be paid by the licensee.~~**]**

[~~361.715. 1. Upon the filing of the application, the filing of a certified audit, the payment of the investigation fee and the approval by the director of the necessary bond, the director shall cause, investigate, and determine whether the character, responsibility, and general fitness of the principals of the applicant or any affiliates are such as to command confidence and warrant belief that the business of the applicant will be conducted honestly and efficiently and that the applicant is in compliance with all other applicable state and federal laws. If satisfied, the director shall issue to the applicant a license pursuant to the provisions of sections 361.700 to 361.727. In processing a renewal license, the director shall require the same information and follow the same procedures described in this subsection.~~

~~2. Each licensee shall pay to the director before the issuance of the license, and annually thereafter on or before April fifteenth of each year, a license fee of three hundred dollars.~~

~~3. The director may assess a reasonable charge, not to exceed three hundred dollars, for any application to amend and reissue an existing license.~~**]**

[~~361.718. Every licensee shall at all times have on demand deposit in a federally insured depository institution or in the form of cash on hand or in the hands of his agents or in readily marketable securities an amount equal to all outstanding unpaid checks sold by him or his agents in Missouri, in addition to the amount of his bond. Upon demand by the director, licensees must immediately provide proof of such funds or securities. The director may make such demand as often as reasonably necessary and shall make such demand to each licensee, without prior notice, at least twice each license year.~~**]**

[~~361.720. Each licensee may conduct business at one or more locations within this state and by means of employees, agents, subagents or representatives as such licensee may designate. No license under sections 361.700 to 361.727 shall be required of any such employee, agent, subagent or representative who sells checks in behalf of a licensee. Each such agent, subagent or representative shall upon demand transfer and deliver to the licensee the proceeds of the sale of licensee's checks less the fees, if any, due such agent, subagent or representative.~~**]**

[361.723. Each licensee shall file with the director annually on or before April fifteenth of each year a statement listing the locations of the offices of the licensee and the names and locations of the agents or subagents authorized by the licensee to engage in the sale of checks of which the licensee is the issuer.]

[361.725. The director may at any time suspend or revoke a license, for any reason he might refuse to grant a license, for failure to pay an annual fee or for a violation of any provision of sections 361.700 to 361.727. No license shall be denied, revoked or suspended except on ten days' notice to the applicant or licensee. Upon receipt of such notice the applicant or licensee may, within five days of such receipt, make written demand for a hearing. The director shall thereafter hear and determine the matter in accordance with the provisions of chapter 536.]

[361.727. The director shall issue regulations necessary to carry out the intent and purposes of sections 361.700 to 361.727, pursuant to the provisions of section 361.105 and chapter 536.]

[469.409. 1. Any claim for breach of a trustee's duty to impartially administer a trust related, directly or indirectly, to an adjustment made by a fiduciary to the allocation between principal and income pursuant to subsection 1 of section 469.405 or any allocation made by the fiduciary pursuant to any authority or discretion specified in subsection 1 of section 469.403, unless previously barred by adjudication, consent or other limitation, shall be barred as provided in this section.

(1) Any such claim brought by a qualified beneficiary is barred if not asserted in a judicial proceeding commenced within two years after the trustee has sent a report to that qualified beneficiary that adequately discloses the facts constituting the claim.

(2) Any such claim brought by a beneficiary (other than a qualified beneficiary) with any interest whatsoever in the trust, no matter how remote or contingent, or whether or not the beneficiary is ascertainable or has the capacity to contract, is barred if not asserted in a judicial proceeding commenced within two years after the first to occur of:

(a) The date the trustee sent a report to all qualified beneficiaries that adequately discloses the facts constituting the claim; or

(b) The date the trustee sent a report to a person that represents the beneficiary under the provisions of subdivision (2) of subsection 2 of this section.

2. For purposes of this section the following rules shall apply:

(1) A report adequately discloses the facts constituting a claim if it provides sufficient information so that the beneficiary should know of the claim or reasonably should have inquired into its existence;

(2) Section 469.402 shall apply in determining whether a beneficiary (including a qualified beneficiary) has received notice for purposes of this section;

(3) The determination of the identity of all qualified beneficiaries shall be made on the date the report is deemed to have been sent; and

(4) This section does not preclude an action to recover for fraud or misrepresentation related to the report.]

[469.411. 1. (1) If the provisions of this section apply to a trust, the unitrust amount determined for each accounting year of the trust shall be a percentage between three and five percent of the average net fair market value of the trust, as of the first day of the trust's current accounting year. The percentage applicable to a trust shall be that percentage specified by the terms of the governing instrument or by the election made in accordance with subdivision (2) of subsection 5 of this section.

(2) The unitrust amount for the current accounting year computed pursuant to this section shall be proportionately reduced for any distributions, in whole or in part, other than distributions of the unitrust amount, and for any payments of expenses, including debts, disbursements and taxes, from the trust within a current accounting year that the trustee determines to be material and substantial, and shall be proportionately increased for the receipt,

~~other than a receipt that represents a return on investment, of any additional property into the trust within a current accounting year.~~

~~(3) For purposes of this section, the net fair market values of the assets held in the trust on the first business day of a prior accounting quarter shall be adjusted to reflect any reduction, in the case of a distribution or payment, or increase, in the case of a receipt, for the prior accounting year pursuant to subdivision (1) of this subsection, as if the distribution, payment or receipt had occurred on the first day of the prior accounting year.~~

~~(4) In the case of a short accounting period, the trustee shall prorate the unitrust amount on a daily basis.~~

~~(5) In the case where the net fair market value of an asset held in the trust has been incorrectly determined in any quarter, the unitrust amount shall be increased in the case of an undervaluation, or be decreased in the case of an overvaluation, by an amount equal to the difference between the unitrust amount determined based on the correct valuation of the asset and the unitrust amount originally determined.~~

~~2. As used in this section, the following terms mean:~~

~~(1) "Average net fair market value", a rolling average of the fair market value of the assets held in the trust on the first business day of the lessor of the number of accounting quarters of the trust from the date of inception of the trust to the determination of the trust's average net fair market value, or twelve accounting quarters of the trust, regardless of whether this section applied to the ascertainment of net income for all valuation quarters;~~

~~(2) "Current accounting year", the accounting period of the trust for which the unitrust amount is being determined.~~

~~3. In determining the average net fair market value of the assets held in the trust, there shall not be included the value of:~~

~~(1) Any residential property or any tangible personal property that, as of the first business day of the current valuation year, one or more income beneficiaries of the trust have or had the right to occupy, or have or had the right to possess or control, other than in a capacity as trustee, and instead the right of occupancy or the right to possession or control shall be deemed to be the unitrust amount with respect to the residential property or the tangible personal property; or~~

~~(2) Any asset specifically given to a beneficiary under the terms of the trust and the return on investment on that asset, which return on investment shall be distributable to the beneficiary.~~

~~4. In determining the average net fair market value of the assets held in the trust pursuant to subsection 1 of this section, the trustee shall, not less often than annually, determine the fair market value of each asset of the trust that consists primarily of real property or other property that is not traded on a regular basis in an active market by appraisal or other reasonable method or estimate, and that determination, if made reasonably and in good faith, shall be conclusive as to all persons interested in the trust. Any claim based on a determination made pursuant to this subsection shall be barred if not asserted in a judicial proceeding brought by any beneficiary with any interest whatsoever in the trust within two years after the trustee has sent a report to all qualified beneficiaries that adequately discloses the facts constituting the claim. The rules set forth in subsection 2 of section 469.409 shall apply to the barring of claims pursuant to this subsection.~~

~~5. This section shall apply to the following trusts:~~

~~(1) Any trust created after August 28, 2001, with respect to which the terms of the trust clearly manifest an intent that this section apply;~~

~~(2) Any trust created under an instrument that became irrevocable on, before, or after August 28, 2001, if the trustee, in the trustee's discretion, elects to have this section apply unless the instrument creating the trust specifically prohibits an election under this subdivision. The trustee shall deliver notice to all qualified beneficiaries and the settlor of the trust, if he or she is then living, of the trustee's intent to make such an election at least sixty days before making that election. The trustee shall have sole authority to make the election. Section 469.402 shall apply for all purposes of this subdivision. An action or order by any court shall~~

not be required. The election shall be made by a signed writing delivered to the settlor of the trust, if he or she is then living, and to all qualified beneficiaries. The election is irrevocable, unless revoked by order of the court having jurisdiction of the trust. The election may specify the percentage used to determine the unitrust amount pursuant to this section, provided that such percentage is between three and five percent, or if no percentage is specified, then that percentage shall be three percent. In making an election pursuant to this subsection, the trustee shall be subject to the same limitations and conditions as apply to an adjustment between income and principal pursuant to subsections 3 and 4 of section 469.405; and

(3) No action of any kind based on an election made by a trustee pursuant to subdivision (2) of this subsection shall be brought against the trustee by any beneficiary of that trust three years from the effective date of that election.

6. (1) Once the provisions of this section become applicable to a trust, the net income of the trust shall be the unitrust amount.

(2) Unless otherwise provided by the governing instrument, the unitrust amount distributed each year shall be paid from the following sources for that year up to the full value of the unitrust amount in the following order:

(a) Net income as determined if the trust were not a unitrust;

(b) Other ordinary income as determined for federal income tax purposes;

(c) Assets of the trust principal for which there is a readily available market value; and

(d) Other trust principal.

(3) Additionally, the trustee may allocate to trust income for each taxable year of the trust, or portion thereof:

(a) Net short-term capital gain described in the Internal Revenue Code, 26 U.S.C. Section 1222(5), for such year, or portion thereof, but only to the extent that the amount so allocated together with all other amounts to trust income, as determined under the provisions of this chapter without regard to this section, for such year, or portion thereof, does not exceed the unitrust amount for such year, or portion thereof;

(b) Net long-term capital gain described in the Internal Revenue Code, 26 U.S.C. Section 1222(7), for such year, or portion thereof, but only to the extent that the amount so allocated together with all other amounts, including amounts described in paragraph (a) of this subdivision, allocated to trust income for such year, or portion thereof, does not exceed the unitrust amount for such year, or portion thereof.

7. A trust with respect to which this section applies on August 28, 2011, may calculate the unitrust amount in accordance with the provisions of this section, as it existed either before or after such date, as the trustee of such trust shall determine in a writing kept with the records of the trust in the trustee's discretion.**]**

[469.461. 1. A fiduciary may make adjustments between principal and income to offset the shifting of economic interests or tax benefits between income beneficiaries and remainder beneficiaries which arise from:

(1) Elections and decisions, other than those described in subsection 2 of this section, that the fiduciary makes from time to time regarding tax matters;

(2) An income tax or any other tax that is imposed upon the fiduciary or a beneficiary as a result of a transaction involving or a distribution from the estate or trust; or

(3) The ownership by an estate or trust of an interest in an entity whose taxable income, whether or not distributed, is includable in the taxable income of the estate, trust or a beneficiary.

2. If the amount of an estate tax marital deduction or charitable contribution deduction is reduced because a fiduciary deducts an amount paid from principal for income tax purposes instead of deducting it for estate tax purposes, and as a result estate taxes paid from principal are increased and income taxes paid by an estate, trust or beneficiary are decreased, each estate, trust or beneficiary that benefits from the decrease in income tax shall reimburse the principal from which the increase in estate tax is paid. The total reimbursement shall equal the increase in the estate tax to the extent that the principal used to pay the increase would have qualified for a marital deduction or charitable contribution deduction but for the payment. The

~~proportionate share of the reimbursement for each estate, trust or beneficiary whose income taxes are reduced shall be the same as its proportionate share of the total decrease in income tax. An estate or trust shall reimburse principal from income.~~**]**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative O'Donnell, **House Amendment No. 2** was adopted.

On motion of Representative Perkins, **SB 63, as amended**, was read the third time and passed by the following vote:

AYES: 152

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Cook	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pollitt	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Smith 163	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	West	Wilson	Woods	Wright
Young	Mr. Speaker			

NOES: 003

Collins	Smith 46	Terry

PRESENT: 000

ABSENT WITH LEAVE: 007

Bosley	Copeland	Ealy	Kelly 141	Phifer
Sharp 37	Windham			

VACANCIES: 001

Speaker Plocher declared the bill passed.

Representative Hudson assumed the Chair.

RECESS

On motion of Representative Patterson, the House recessed until 10:05 a.m.

The hour of recess having expired, the House was called to order by Representative Hudson.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 23, relating to commerce, was taken up by Representative O'Donnell.

On motion of Representative O'Donnell, the title of **HCS SS SB 23** was agreed to.

Representative O'Donnell moved that **HCS SS SB 23** be adopted.

Which motion was defeated.

On motion of Representative O'Donnell, the title of **SS SB 23**, relating to the processing of motor vehicle sales tax by licensed motor vehicle dealers, was agreed to.

Representative O'Donnell offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 23, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"32.115. 1. The department of revenue shall grant a tax credit, to be applied in the following order until used, against:

(1) The annual tax on gross premium receipts of insurance companies in chapter 148;

(2) The tax on banks determined pursuant to subdivision (2) of subsection 2 of section 148.030;

(3) The tax on banks determined in subdivision (1) of subsection 2 of section 148.030;

(4) The tax on other financial institutions in chapter 148;

(5) The corporation franchise tax in chapter 147;

(6) The state income tax in chapter 143; and

(7) The annual tax on gross receipts of express companies in chapter 153.

2. For proposals approved pursuant to section 32.110:

(1) The amount of the tax credit shall not exceed **[**~~fifty~~**]** **seventy** percent of the total amount contributed during the taxable year by the business firm or, in the case of a financial institution, where applicable, during the relevant income period in programs approved pursuant to section 32.110;

(2) Except as provided in subsection 2 or 5 of this section, a tax credit of up to seventy percent may be allowed for contributions to programs where activities fall within the scope of special program priorities as defined with the approval of the governor in regulations promulgated by the director of the department of economic development;

(3) Except as provided in subsection 2 or 5 of this section, the tax credit allowed for contributions to programs located in any community shall be equal to seventy percent of the total amount contributed where such community is a city, town or village which has fifteen thousand or less inhabitants as of the last decennial census and is located in a county which is either located in:

(a) An area that is not part of a standard metropolitan statistical area;

(b) A standard metropolitan statistical area but such county has only one city, town or village which has more than fifteen thousand inhabitants; or

(c) A standard metropolitan statistical area and a substantial number of persons in such county derive their income from agriculture.

Such community may also be in an unincorporated area in such county as provided in subdivision (1), (2) or (3) of this subsection. Except in no case shall the total economic benefit of the combined federal and state tax savings to the taxpayer exceed the amount contributed by the taxpayer during the tax year;

(4) Such tax credit allocation, equal to seventy percent of the total amount contributed, shall not exceed four million dollars in fiscal year 1999 and six million dollars in fiscal year 2000 and any subsequent fiscal year. When the maximum dollar limit on the seventy percent tax credit allocation is committed, the tax credit allocation for such programs shall then be equal to fifty percent credit of the total amount contributed. Regulations establishing special program priorities are to be promulgated during the first month of each fiscal year and at such times during the year as the public interest dictates. Such credit shall not exceed two hundred and fifty thousand dollars annually except as provided in subdivision (5) of this subsection. No tax credit shall be approved for any bank, bank and trust company, insurance company, trust company, national bank, savings association, or building and loan association for activities that are a part of its normal course of business. Any tax credit not used in the period the contribution was made may be carried over the next five succeeding calendar or fiscal years until the full credit has been claimed. Except as otherwise provided for proposals approved pursuant to section 32.111, 32.112 or 32.117, in no event shall the total amount of all other tax credits allowed pursuant to sections 32.100 to 32.125 exceed thirty-two million dollars in any one fiscal year, of which six million shall be credits allowed pursuant to section 135.460. If six million dollars in credits are not approved, then the remaining credits may be used for programs approved pursuant to sections 32.100 to 32.125;

(5) The credit may exceed two hundred fifty thousand dollars annually and shall not be limited if community services, crime prevention, education, job training, physical revitalization or economic development, as defined by section 32.105, is rendered in an area defined by federal or state law as an impoverished, economically distressed, or blighted area or as a neighborhood experiencing problems endangering its existence as a viable and stable neighborhood, or if the community services, crime prevention, education, job training, physical revitalization or economic development is limited to impoverished persons.

3. For proposals approved pursuant to section 32.111:

(1) The amount of the tax credit shall not exceed fifty-five percent of the total amount invested in affordable housing assistance activities or market rate housing in distressed communities as defined in section 135.530 by a business firm. Whenever such investment is made in the form of an equity investment or a loan, as opposed to a donation alone, tax credits may be claimed only where the loan or equity investment is accompanied by a donation which is eligible for federal income tax charitable deduction, and where the total value of the tax credits herein plus the value of the federal income tax charitable deduction is less than or equal to the value of the donation. Any tax credit not used in the period for which the credit was approved may be carried over the next ten succeeding calendar or fiscal years until the full credit has been allowed. If the affordable housing units or market rate housing units in distressed communities for which a tax is claimed are within a larger structure, parts of which are not the subject of a tax credit claim, then expenditures applicable to the entire structure shall be reduced on a prorated basis in proportion to the ratio of the number of square feet devoted to the affordable housing units or market rate housing units in distressed communities, for purposes of determining the amount of the tax credit. The total amount of tax credit granted for programs approved pursuant to section 32.111 for the fiscal year beginning July 1, 1991, shall not exceed two million dollars, to be increased by no more than two million dollars each succeeding fiscal year, until the total tax credits that may be approved reaches ten million dollars in any fiscal year;

(2) For any year during the compliance period indicated in the land use restriction agreement, the owner of the affordable housing rental units for which a credit is being claimed shall certify to the commission that all tenants renting claimed units are income eligible for affordable housing units and that the rentals for each claimed unit are in compliance with the provisions of sections 32.100 to 32.125. The commission is authorized, in its discretion, to audit the records and accounts of the owner to verify such certification;

(3) In the case of owner-occupied affordable housing units, the qualifying owner occupant shall, before the end of the first year in which credits are claimed, certify to the commission that the occupant is income eligible during the preceding two years, and at the time of the initial purchase contract, but not thereafter. The qualifying owner occupant shall further certify to the commission, before the end of the first year in which credits are claimed, that during the compliance period indicated in the land use restriction agreement, the cost of the affordable housing unit to the occupant for the claimed unit can reasonably be projected to be in compliance with the provisions of sections 32.100 to 32.125. Any succeeding owner occupant acquiring the affordable housing unit during the compliance period indicated in the land use restriction agreement shall make the same certification;

(4) If at any time during the compliance period the commission determines a project for which a proposal has been approved is not in compliance with the applicable provisions of sections 32.100 to 32.125 or rules promulgated therefor, the commission may within one hundred fifty days of notice to the owner either seek injunctive enforcement action against the owner, or seek legal damages against the owner representing the value of the tax credits, or foreclose on the lien in the land use restriction agreement, selling the project at a public sale, and paying to the owner the proceeds of the sale, less the costs of the sale and less the value of all tax credits allowed herein. The commission shall remit to the director of revenue the portion of the legal damages collected or the sale proceeds representing the value of the tax credits. However, except in the event of intentional fraud by the taxpayer, the proposal's certificate of eligibility for tax credits shall not be revoked.

4. For proposals approved pursuant to section 32.112, the amount of the tax credit shall not exceed fifty-five percent of the total amount contributed to a neighborhood organization by business firms. Any tax credit not used in the period for which the credit was approved may be carried over the next ten succeeding calendar or fiscal years until the full credit has been allowed. The total amount of tax credit granted for programs approved pursuant to section 32.112 shall not exceed one million dollars for each fiscal year. **In the event the total amount of tax credits granted for programs approved under section 32.111 for the fiscal year is less than ten million dollars, such amount may be granted for programs approved under section 32.112 such that the combined amount awarded under sections 32.111 and 32.112 annually does not exceed eleven million dollars.**

5. The total amount of tax credits used for market rate housing in distressed communities pursuant to sections 32.100 to 32.125 shall not exceed thirty percent of the total amount of all tax credits authorized pursuant to sections 32.111 and 32.112.

135.457. 1. This section shall be known and may be cited as the "Intern and Apprentice Recruitment Act".

2. As used in this section, the following terms mean:

(1) "Apprentice", an individual registered and participating in a qualified apprenticeship program in Missouri who has completed at least one year in such qualified apprenticeship program;

(2) "Intern", a student who is enrolled at an approved private or public institution, as defined in section 173.1102, and who has completed a minimum of thirty credit hours;

(3) "Qualified apprenticeship program", an approved apprenticeship program, as defined under 29 CFR Part 29 and 29 U.S.C. Section 50, certified by the United States Department of Labor, in partnership with the Missouri department of higher education and workforce development, and conducted in Missouri;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(5) "Taxpayer", any individual, firm, partner in a firm, corporation, partnership, shareholder in an S corporation, or member of a limited liability company subject to the state income tax imposed under chapter 143, 147, 148, or 153, excluding the withholding tax imposed under sections 143.191 to 143.265, and that engages in business in the apprentice's or intern's chosen field of study.

3. For all tax years beginning on or after January 1, 2024, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to one thousand five hundred dollars for each intern or apprentice hired at a pay rate equal to or greater than minimum wage, provided that the following criteria are met:

(1) The total number of interns or apprentices employed for the tax year that the credit is claimed exceeds the average number of interns or apprentices employed by the taxpayer over the previous three years;

(2) Interns shall work a minimum of sixty hours per month for two consecutive months during the tax year for which the credit is claimed and a copy of each intern's official transcript is submitted with the claim for such tax credit; and

(3) Apprentices comply with all federal requirements of a qualified apprenticeship including completing a minimum of two thousand hours of on-the-job training and one hundred forty-four hours of required technical instruction in a calendar year and a copy of the qualified apprenticeship program.

4. Notwithstanding any provision of section 32.057 or any other confidentiality provision of state tax law to the contrary, the department of revenue may reveal the names and other necessary information of all prior employers who have claimed an individual as an intern or apprentice under this section, including the tax years in which such individual was claimed as a qualified apprentice.

5. The total amount of tax credits claimed by a taxpayer under this section shall not exceed nine thousand dollars in any given tax year.

6. The cumulative amount of tax credits allowed to all taxpayers under this section shall not exceed one million dollars per tax year. If the amount of tax credits claimed in a tax year under this section exceeds one million dollars, priority shall be given to taxpayers that have been in business for less than five years, with the remaining tax credits to be distributed based on the order in which they are claimed.

7. Tax credits issued under the provisions of this section shall not be refundable. No tax credit claimed under this section shall be carried forward to any subsequent tax year.

8. No tax credit claimed under this section shall be assigned, transferred, sold, or otherwise conveyed.

9. The application for the tax credits under this section shall be made to the department of economic development and shall include information on participation in the qualified apprenticeship program or a copy of the official transcript for the intern being claimed, if applicable, and any other such information that the department deems necessary. The department of economic development shall prescribe the method for claiming the tax credits allowed in this section and shall certify to the department of revenue each applicant that qualifies for a tax credit under this section.

10. The department of economic development shall prepare an annual report containing statistical information regarding the tax credits issued under this section for the previous tax year, including the total amount of tax credits claimed in the tax year, the average number of tax credits claimed per taxpayer, the total number of interns claimed, the total number of apprentices claimed, and the total amount expended on the program.

11. The department of economic development shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

12. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

135.465. 1. As used in this section, the following terms mean:

(1) "Federal work opportunity credit", the work opportunity tax credit allowed under 26 U.S.C. Section 51, as amended;

(2) "Qualified taxpayer", any individual or entity subject to the state income tax imposed under chapter 143, 147, 148, or 153, excluding the withholding tax imposed under sections 143.191 to 143.265, who is an employer that incurred or paid wages to an individual who is in a targeted group and was employed in the state during the tax year for which the tax credit under this section is claimed;

(3) "Targeted group", the same meaning as defined in 26 U.S.C. Section 51, as amended;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, 147, 148, or 153, excluding withholding tax imposed under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2024, a qualified taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability for wages incurred or paid by the qualified taxpayer during the tax year to an individual who is in a targeted group and who is employed in the state in an amount equal to the lesser of:

(1) One hundred percent of the federal work opportunity credit properly claimed for the tax year by the qualified taxpayer on such taxpayer's federal income tax return with respect to such wages, excluding any amount carried back or forward from another tax year in accordance with 26 U.S.C. Section 51, as amended; or

(2) The Missouri state income tax liability of the taxpayer for that tax year, except in the case of an employer that is an organization exempt from taxation under 26 U.S.C. Section 501(c), as amended.

3. An employer that is an organization exempt from taxation under 26 U.S.C. Section 501(c), as amended may apply the credit authorized under this section as a credit for the payment of taxes that the organization is required to withhold from the wages of employees and required to pay to the state.

4. Tax credits issued under the provisions of this section shall not be refundable. No tax credit claimed under this section shall be carried forward to any subsequent tax year.

5. No tax credit claimed under this section shall be assigned, transferred, sold, or otherwise conveyed.

6. The cumulative amount of tax credits allowed to all taxpayers under this section shall not exceed ten million dollars per tax year. If the amount of tax credits claimed in a tax year under this section exceeds ten million dollars, tax credits shall be allowed based on the order in which they are claimed.

7. The department of revenue shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

8. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

137.1050. 1. For the purposes of this section, the following terms shall mean:

(1) "Eligible credit amount", the difference between an eligible taxpayer's real property tax liability on such taxpayer's homestead for a given tax year, minus the real property tax liability on such homestead in the year that the taxpayer became an eligible taxpayer;

(2) "Eligible taxpayer", a Missouri resident who:

(a) Is eligible for Social Security retirement benefits;

(b) Is an owner of record of a homestead or has a legal or equitable interest in such property as evidenced by a written instrument; and

(c) Is liable for the payment of real property taxes on such homestead;

(3) "Homestead", real property actually occupied by an eligible taxpayer as the primary residence. An eligible taxpayer shall not claim more than one primary residence;

(4) "Real property tax liability", the amount of revenue derived from the tax imposed on an eligible taxpayer's homestead that is:

(a) Collected by the county in which such eligible taxpayer's homestead is located; and

(b) Available under state law for appropriation by such county in such county's annual budget for county expenditures.

2. Any county authorized to impose a property tax may grant a property tax credit to eligible taxpayers residing in such county in an amount equal to the taxpayer's eligible credit amount, provided that:

(1) Such county adopts an ordinance authorizing such credit; or

(2) (a) A petition in support of a referendum on such a credit is signed by at least five percent of the registered voters of such county voting in the last gubernatorial election and the petition is delivered to the governing body of the county, which shall subsequently hold a referendum on such credit.

(b) The ballot of submission for the question submitted to the voters pursuant to paragraph (a) of this subdivision shall be in substantially the following form:

Shall the County of _____ exempt senior citizens from increases in the property tax liability due on such seniors citizens' primary residence?

☐ YES ☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the credit shall be in effect.

3. A county granting an exemption pursuant to this section shall apply such exemption when calculating the eligible taxpayer's property tax liability for the tax year. The amount of the credit shall be noted on the statement of tax due sent to the eligible taxpayer by the county collector.

4. For the purposes of calculating property tax levies pursuant to section 137.073, the total amount of credits authorized by a county pursuant to this section shall be considered tax revenue, as such term is defined in section 137.073, actually received by the county.

143.022. 1. As used in this section, "business income" means the income greater than zero arising from transactions in the regular course of all of a taxpayer's trade or business and shall be limited to the Missouri source net profit from the combination of the following:

(1) The total combined profit as properly reported to the Internal Revenue Service on each Schedule C, or its successor form, filed; **[**~~and~~**]**

(2) The total partnership and S corporation income or loss properly reported to the Internal Revenue Service on Part II of Schedule E, or its successor form**;**

(3) The total combined profit as properly reported to the Internal Revenue Service on each Schedule F, or its successor form, filed; and

(4) The total combined profit as properly reported to the Internal Revenue Service on each Form 4835, or its successor form, filed.

2. In addition to all other modifications allowed by law, there shall be subtracted from the federal adjusted gross income of an individual taxpayer a percentage of such individual's business income, to the extent that such amounts are included in federal adjusted gross income when determining such individual's Missouri adjusted gross income **and are not otherwise subtracted or deducted in determining such individual's Missouri taxable income**.

3. In the case of an S corporation described in section 143.471 or a partnership computing the deduction allowed under subsection 2 of this section, taxpayers described in subdivision (1) or (2) of this subsection shall be allowed such deduction apportioned in proportion to their share of ownership of the business as reported on the taxpayer's Schedule K-1, or its successor form, for the tax period for which such deduction is being claimed when determining the Missouri adjusted gross income of:

(1) The shareholders of an S corporation as described in section 143.471;

(2) The partners in a partnership.

4. The percentage to be subtracted under subsection 2 of this section shall be increased over a period of years. Each increase in the percentage shall be by five percent and no more than one increase shall occur in a calendar year. The maximum percentage that may be subtracted is twenty percent of business income. Any increase in the percentage that may be subtracted shall take effect on January first of a calendar year and such percentage shall continue in effect until the next percentage increase occurs. An increase shall only apply to tax years that begin on or after the increase takes effect.

5. An increase in the percentage that may be subtracted under subsection 2 of this section shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

6. The first year that a taxpayer may make the subtraction under subsection 2 of this section is 2017, provided that the provisions of subsection 5 of this section are met. If the provisions of subsection 5 of this section are met, the percentage that may be subtracted in 2017 is five percent."; and

Further amend said bill, Page 5, Section 144.020, Line 133, by inserting after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the

production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve

or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" shall mean:

(a) New or used farm tractors and such other new or used farm machinery and equipment, including utility vehicles used for any agricultural use, and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment and rotary mowers used for any agricultural purposes. For the purposes of this subdivision, "utility vehicle" shall mean any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels;

(b) Supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile; and

(c) One-half of each purchaser's purchase of diesel fuel therefor which is:

a. Used exclusively for agricultural purposes;

b. Used on land owned or leased for the purpose of producing farm products; and

c. Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, **[**~~4091,~~**]** 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to

collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under sections 67.1830 to 67.1846 or section 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016;

(46) All purchases by a company of solar photovoltaic energy systems, components used to construct a solar photovoltaic energy system, and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:

(a) Are sold or leased to an end user; or

(b) Are used to produce, collect and transmit electricity for resale or retail**;**

(47) All sales of used tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible property. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended."; and

Further amend said bill, Page 9, Section 144.070, Line 134, by deleting the word "may" and inserting in lieu thereof the words "**[**~~may~~**] shall**"; and

Further amend said bill and section, Pages 10-11, Lines 159-179, by deleting said lines and inserting in lieu thereof the following:

"**11. (1) Every motor vehicle dealer licensed under section 301.560, as soon as technologically possible following the development and maintenance of a modernized, integrated system for the titling of vehicles, issuance and renewal of vehicle registrations, issuance and renewal of driver's licenses and identification cards, and perfection and release of liens and encumbrances on vehicles, to be funded by the motor vehicle administration technology fund as created in section 301.558, shall collect and remit the sales tax required under this section on all motor vehicles that such dealer sells. In collecting and remitting this sales tax, motor vehicle dealers shall be subject to all applicable provisions under sections 144.010 to 144.527.**

(2) The director of revenue may promulgate all necessary rules and regulations for the administration of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subsection shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This subsection and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter

536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

Further amend said bill and section, Page 11, Line 179, by inserting after all of said section and line the following:

"144.615. There are specifically exempted from the taxes levied in sections 144.600 to 144.745:

(1) Property, the storage, use or consumption of which this state is prohibited from taxing pursuant to the constitution or laws of the United States or of this state;

(2) Property, the gross receipts from the sale of which are required to be included in the measure of the tax imposed pursuant to the Missouri sales tax law;

(3) Tangible personal property, the sale or other transfer of which, if made in this state, would be exempt from or not subject to the Missouri sales tax pursuant to the provisions of subsection 2 of section 144.030;

(4) Motor vehicles, trailers, boats, and outboard motors subject to the tax imposed by section 144.020;

(5) Tangible personal property which has been subjected to a tax by any other state in this respect to its sales or use; provided, if such tax is less than the tax imposed by sections 144.600 to 144.745, such property, if otherwise taxable, shall be subject to a tax equal to the difference between such tax and the tax imposed by sections 144.600 to 144.745;

(6) Tangible personal property held by processors, retailers, importers, manufacturers, wholesalers, or jobbers solely for resale in the regular course of business;

(7) Personal and household effects and farm machinery used while an individual was a bona fide resident of another state and who thereafter became a resident of this state, or tangible personal property brought into the state by a nonresident for his own storage, use or consumption while temporarily within the state**;**

(8) Tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible property. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri.

407.812. 1. Any franchisor obtaining or renewing its license after August 28, 2010, shall be bound by the provisions of the MVFP act and shall comply with it, and no franchise agreement made, entered, modified, or renewed after August 28, 2010, shall avoid the requirements of the MVFP act, or violate its provisions, and no franchise agreement shall be performed after the date the franchisor's license is issued or renewed in such a manner that the franchisor avoids or otherwise does not conform or comply with the requirements of the MVFP act. Notwithstanding the effective date of any franchise agreement, all franchisor licenses and renewals thereof are issued subject to all provisions of the MVFP act and chapter 301 and any regulations in effect upon the date of issuance, as well as all future provisions of the MVFP act and chapter 301 and any regulations which may become effective during the term of the license.

2. The provisions of the MVFP act shall apply to each franchise that a franchisor, manufacturer, importer, or distributor has with a franchisee and all agreements between a franchisee and a common entity or any person that is controlled by a franchisor.

3. No dealer or manufacturer licensed in this state under sections 301.550 to 301.573 shall allow any subsidiary or related entity to engage in the business of selling motor vehicles, as defined in section 301.010, to retail consumers in this state, except as otherwise permitted by law. Any dealer or manufacturer licensed in this state shall have standing to enforce the provisions of this subsection, provided that a franchise relationship exists between the parties.

4. No entity controlling, controlled by, or sharing a common parent entity or sibling entity with a licensed dealer or manufacturer shall engage in the business of selling motor vehicles to retail consumers in this state, except as permitted by sections 301.550 to 301.575 and the MVFP act. Any dealer or manufacturer licensed in this state shall have standing to enforce the provisions of this subsection.

5. No dealer or manufacturer not licensed in this state under sections 301.550 to 301.575 shall engage in the business of selling motor vehicles to retail consumers in this state, except as permitted by sections

301.550 to 301.575 and the MVFP act. Any dealer or manufacturer in this state shall have standing to enforce the provisions of this subsection, provided that a franchise relationship exists between the parties.

6. Notwithstanding any provision of sections 301.550 to 301.575 to the contrary, a manufacturer, importer, or distributor may engage in the business of selling motor vehicles to retail consumers in this state from a dealership if the manufacturer, importer, or distributor owned the dealership and initially submitted a dealer license application to the Missouri department of revenue on or before August 28, 2023, provided that the license is subsequently granted, and the ownership or controlling interest of such dealership is not transferred, sold, or conveyed to another person or entity required to be licensed under this chapter.

407.828. 1. Notwithstanding any provision in a franchise to the contrary, each franchisor shall specify in writing to each of its franchisees in this state the franchisee's obligations for preparation, delivery, and warranty service on its products. The franchisor shall fairly and reasonably compensate the franchisee for preparation, delivery, and warranty service required of the franchisee by the franchisor. The franchisor shall provide the franchisee with the schedule of compensation to be paid to the franchisee for parts, labor, and service, and the time allowance for the performance of the labor and service for the franchisee's obligations for preparation, delivery, and warranty service.

2. The schedule of compensation shall include reasonable compensation for diagnostic work, as well as repair service and labor for the franchisee to meet its obligations for preparation, delivery, and warranty service. The schedule shall also include reasonable and adequate time allowances for the diagnosis and performance of preparation, delivery, and warranty service to be performed in a careful and professional manner. In the determination of what constitutes reasonable compensation for labor and service pursuant to this section, the principal factor to be given consideration shall be the prevailing wage rates being charged for similar labor and service by **[**~~franchisees in the market in which the franchisee is doing business, and in no event shall the compensation of a franchisee for labor and service be less than the rates charged by~~**]** the franchisee for similar labor and service to retail customers for nonwarranty labor and service**[**~~, provided that such rates are reasonable~~**]**. The primary factor in determining **[**~~a fair and~~**]** reasonable compensation for parts under this section shall be the **[**~~prevailing amount charged for similar parts by other same line-make franchisees in the market in which the franchisee is doing business and the fair and reasonable compensation for parts shall not be less than the~~**]** amount charged by the franchisee for similar parts to retail customers for nonwarranty parts**[**~~, provided that such rates are reasonable. If another same line-make franchisee is not available within the market, then the prevailing amount charged for similar parts by other franchisees in the market shall be used as the primary factor~~**]**.

3. A franchisor shall perform all warranty obligations, including recall notices; include in written notices of franchisor recalls to new motor vehicle owners and franchisees the expected date by which necessary parts and equipment will be available to franchisees for the correction of the defects; and **[**~~reasonably~~**]** compensate any of the franchisees in this state for repairs required by the recall. **[**~~Reasonable~~**]** Compensation for parts**[**~~,~~**]** **and** labor**[**~~, and service~~**]** **for recall repairs** shall be determined under subsection 2 of this section.

4. No franchisor shall require a franchisee to submit a claim authorized under this section sooner than thirty days after the franchisee completes the preparation, delivery, or warranty service authorizing the claim for preparation, delivery, or warranty service. All claims made by a franchisee under this section shall be paid within thirty days after their approval. All claims shall be either approved or disapproved by the franchisor within thirty days after their receipt on a proper form generally used by the franchisor and containing the usually required information therein. Any claims not specifically disapproved in writing within thirty days after the receipt of the form shall be considered to be approved and payment shall be made within fifteen days thereafter. A franchisee shall not be required to maintain defective parts for more than thirty days after submission of a claim.

5. A franchisor shall compensate the franchisee for franchisor-sponsored sales or service promotion events, including but not limited to, rebates, programs, or activities in accordance with established written guidelines for such events, programs, or activities, which guidelines shall be provided to each franchisee.

6. No franchisor shall require a franchisee to submit a claim authorized under subsection 5 of this section sooner than thirty days after the franchisee becomes eligible to submit the claim. All claims made by a franchisee pursuant to subsection 5 of this section for promotion events, including but not limited to rebates, programs, or activities shall be paid within ten days after their approval. All claims shall be either approved or disapproved by the franchisor within thirty days after their receipt on a proper form generally used by the franchisor and containing the usually required information therein. Any claim not specifically disapproved in writing within thirty days after the receipt of this form shall be considered to be approved and payment shall be made within **[**~~ten~~**]** **fifteen** days.

7. In calculating the retail rate customarily charged by the franchisee for parts, service, and labor, the following work shall not be included in the calculation:

(1) Repairs for franchisor, manufacturer, or distributor special events, specials, or promotional discounts for retail customer repairs;

(2) Parts sold at wholesale;

(3) Engine assemblies and transmission assemblies;

(4) Routine maintenance not covered under any retail customer warranty, such as fluids, filters, and belts not provided in the course of repairs;

(5) Nuts, bolts, fasteners, and similar items that do not have an individual part number;

(6) Tires; and

(7) Vehicle reconditioning.

8. If a franchisor, manufacturer, importer, or distributor furnishes a part or component to a franchisee, at no cost, to use in performing repairs under a recall, campaign service action, or warranty repair, the franchisor shall compensate the franchisee for the part or component in the same manner as warranty parts compensation under this section by compensating the franchisee at the average markup on the cost for the part or component as listed in the price schedule of the franchisor, manufacturer, importer, or distributor, less the cost for the part or component. **This subsection shall not apply to entire engine assemblies, propulsion engine assemblies, including electric vehicle batteries, or entire transmission assemblies.**

9. A franchisor shall not require a franchisee to establish the retail rate customarily charged by the franchisee for parts, service, or labor by an unduly burdensome or time-consuming method or by requiring information that is unduly burdensome or time consuming to provide, including, but not limited to, part-by-part or transaction-by-transaction calculations. A franchisee shall not request a franchisor to approve a different labor rate or parts rate more than twice in one calendar year.

10. If a franchisee submits any claim under this section to a franchisor that is incomplete, inaccurate, or lacking any information usually required by the franchisor, then the franchisor shall promptly notify the franchisee, and the time limit to submit the claim shall be extended for a reasonable length of time, not less than five business days following notice by the franchisor to the franchisee, for the franchisee to provide the complete, accurate, or lacking information to the franchisor.

11. (1) A franchisor may only audit warranty, sales, or incentive claims and charge-back to the franchisee unsubstantiated claims for a period of twelve months following payment, subject to all of the provisions of this section. Furthermore, if the franchisor has good cause to believe that a franchisee has submitted fraudulent claims, then the franchisor may only audit suspected fraudulent warranty, sales, or incentive claims and charge-back to the franchisee fraudulent claims for a period of two years following payment, subject to all provisions of this section.

(2) A franchisor shall not require documentation for warranty, sales, or incentive claims more than twelve months after the claim was paid.

(3) Prior to requiring any charge-back, reimbursement, or credit against a future transaction arising out of an audit, the franchisor shall submit written notice to the franchisee along with a copy of its audit and the detailed reason for each intended charge-back, reimbursement, or credit.

12. A franchisee may file a complaint with the administrative hearing commission **pursuant to section 407.822** within **[**~~thirty~~**] sixty** days after receipt of any **[**~~such~~**]** written notice **[**~~challenging such action~~**] by a franchisor of any adverse decision on any claim for reimbursement submitted pursuant to this section, including, but not limited to, specific claims for reimbursement in individual warranty repair transactions, and requests for an increase in labor or parts rate**. If a complaint is filed within the **[**~~thirty~~**] sixty** days, then the **[**~~charge-back, reimbursement, or credit~~**] denial or reduction of reimbursement, denial of a request for an increase in labor or parts rate, charge-back, or other determination by a franchisor which is adverse to a franchisee** shall be stayed pending a hearing and determination of the matter under section 407.822. **The franchisor shall file an answer to the complaint within thirty days after service of the complaint.** If**, following a hearing which shall be held within sixty days following service of the franchisor's answer,** the administrative hearing commission determines that **[**~~any portion of the charge-back, reimbursement, or credit is improper, then that portion of the charge-back, reimbursement, or credit shall be void and not allowed~~**] a franchisor has violated any requirements of this section, then the denial or reduction of reimbursement, denial of a request for an increase in labor or parts rate, or charge-back shall be void and the franchisor shall, within fifteen days of the**

commission's order, fairly compensate the franchisee as required by the provisions of this section. Section 407.835 shall apply to proceedings pursuant to this section.

415.415. 1. The operator of a self-service storage facility has a lien on all personal property stored within each leased space for rent, labor, or other charges, and for expenses reasonably incurred in sale of such personal property, as provided in sections 415.400 to 415.425. The lien established by this subsection shall have priority over all other liens except those liens that have been perfected and recorded on personal property. The rental agreement shall contain a statement, in bold type, advising the occupant of the existence of such lien and that property stored in the leased space may be sold to satisfy such lien if the occupant is in default, and that any proceeds from the sale of the property which remain after satisfaction of the lien will be paid to the state treasurer if unclaimed by the occupant within one year after the sale of the property.

2. If the occupant is in default for a period of more than forty-five days, the operator may enforce the lien granted in subsection 1 of this section and sell the property stored in the leased space for cash. Sale of the property stored on the premises may be done at a public or private sale, may be done as a unit or in parcels, or may be by way of one or more contracts, and may be at any time or place and on any terms as long as the sale is done in a commercially reasonable manner in accordance with the provisions of section 400.9-627. The operator may otherwise dispose of any property which has no commercial value.

3. The proceeds of any sale made under this subsection shall be applied to satisfy the lien, with any surplus being held for delivery on demand to the occupant or any other lienholders which the operator knows of or which are contained in the statement filed by the occupant pursuant to subsection 3 of section 415.410 for a period of one year after receipt of proceeds of the sale and satisfaction of the lien. No proceeds shall be paid to an occupant until such occupant files a sworn affidavit with the operator stating that there are no other valid liens outstanding against the property sold and that he or she, the occupant, shall indemnify the operator for any damages incurred or moneys paid by the operator due to claims arising from other lienholders of the property sold. After the one-year period set in this subsection, any proceeds remaining after satisfaction of the lien shall be considered abandoned property to be reported and paid to the state treasurer in accordance with laws pertaining to the disposition of unclaimed property.

4. Before conducting a sale under subsection 2 of this section, the operator shall:

(1) At least forty-five days before any disposition of property under this section, which shall run concurrently with subsection 2 of this section, notify the occupant and each lienholder which is contained in any statement filed by the occupant pursuant to subsection 3 of section 415.410 of the default by first-class mail or electronic mail at the occupant's or lienholder's last known address, and shall notify any third-party owner identified by the occupant pursuant to subsection 3 of section 415.410;

(2) No sooner than ten days after mailing the notice required in subdivision (1) of this subsection, mail a second notice of default, by verified mail or electronic mail, to the occupant at the occupant's or lienholder's last known address, which notice shall include:

(a) A statement that the contents of the occupant's leased space are subject to the operator's lien;

(b) A statement of the operator's claim, indicating the charges due on the date of the notice, the amount of any additional charges which shall become due before the date of release for sale and the date those additional charges shall become due;

(c) A demand for payment of the charges due within a specified time, not less than ten days after the date on which the second notice was mailed;

(d) A statement that unless the claim is paid within the time stated, the contents of the occupant's space will be sold after a specified time; and

(e) The name, street address and telephone number of the operator, or a designated agent whom the occupant may contact, to respond to the notice;

(3) At least seven days before the sale, advertise the time, place**,** and terms of the sale in **the classified section of** a newspaper of general circulation in the jurisdiction where the sale is to be held **or in any other commercially reasonable manner**. **[**~~Such~~**] The manner of** advertisement shall be **[**~~in the classified section of the newspaper and shall state that the items will be released for sale~~**] deemed commercially reasonable if at least three independent bidders attend or view the sale at the time and place advertised**.

5. If the property is a vehicle, watercraft, or trailer and rent and other charges remain unpaid for sixty days, the owner may treat the vehicle, watercraft, or trailer as an abandoned vehicle and have the vehicle, watercraft, or trailer towed from the self-service storage facility. When the vehicle, watercraft, or trailer is towed from the self-

service storage facility, the owner shall not be liable for the vehicle, watercraft, or trailer for any damages to the motor vehicle, watercraft, or trailer once the tower takes possession of the property.

6. At any time before a sale under this section, the occupant may pay the amount necessary to satisfy the lien and redeem the occupant's personal property."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gregory offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to Senate Substitute for Senate Bill No. 23, Page 21, Line 9, by inserting after said line the following:

"348.273. 1. This section and section 348.274 shall be known and may be cited as the "Missouri Angel Investment Incentive Act".

2. As used in this section and section 348.274, the following terms mean:

(1) "Cash investment", moneys or money-equivalent contribution;

(2) "Department", the department of economic development;

(3) "Investor":

(a) One of the following persons or entities:

a. A natural person who is an accredited investor as defined under 17 CFR 230.501(a)(5) or 230.501(a)(6), as in effect on August 28, 2013;

b. A permitted entity investor who is an accredited investor as defined under 17 CFR 230.501(a)(8), as in effect on August 28, 2013; or

c. A natural person or permitted entity investor making an investment who qualifies under the federal Jumpstart Our Business Startups (JOBS) Act, Pub. L. 112-106, as in effect on August 28, 2013;

(b) The term "investor" shall not include any person who serves as an executive, officer, or employee of the business in which an otherwise qualified cash investment is made, and such person shall not qualify for the issuance of tax credits for such investment. However, an investor who serves solely as a director may qualify for the issuance of tax credits;

(4) "MTC", the Missouri technology corporation established under section 348.251;

(5) "Owner", any natural person who is, directly or indirectly, a partner, stockholder, or member in a permitted entity investor;

(6) "Permitted entity investor", any general partnership; limited partnership; corporation that has in effect a valid election to be taxed as an S corporation under the Internal Revenue Code of 1986, as amended; revocable living trust; nonprofit corporation; or limited liability company that has elected to be taxed as a partnership under the Internal Revenue Code of 1986, as amended, and that was established and is operated for the purpose of making investments in other entities;

(7) "Qualified knowledge-based company", a company engaged in the research, development, implementation, and commercialization of innovative technologies, products, and services for use in the commercial marketplace;

(8) "Qualified Missouri business", a Missouri business that is approved and certified as a qualified knowledge-based company by the MTC that meets at least one of the following criteria:

(a) Any business owned by an individual;

(b) Any partnership, association, or corporation domiciled in Missouri; or

(c) Any corporation, even if a wholly owned subsidiary of a foreign corporation, that has its business operations located primarily in Missouri or does substantially all of such business's production in Missouri;

(9) "Qualified securities", a cash investment through any one or more forms of financial assistance as provided under this subdivision that has been approved in form and substance by the MTC. Forms of such financial assistance include, but are not limited to:

(a) Any form of equity, such as:

a. A general or limited partnership interest;

b. Common stock;

c. Preferred stock, with or without voting rights, without regard to seniority position, and whether convertible into common stock; or

d. Any form of subordinate or convertible debt, or both, with warrants or other means of equity conversion attached; or

(b) A debt instrument, such as a note or debenture that is secured or unsecured, subordinated to the general creditors of the debtor and requiring no payments of principal, other than principal payments required to be made out of any future profits of the debtor, for at least a seven-year period after the commencement of such debt instrument's term;

(10) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, chapter 147, 148, or 153.

3. (1) For all tax years beginning on or after January 1, 2023, a tax credit shall be allowed for an investor's cash investment in the qualified securities of a qualified Missouri business. The credit shall be in a total amount equal to fifty percent of such investor's cash investment in any qualified Missouri business, subject to the limitations set forth in this subsection. If the amount by which that portion of the credit allowed by this section exceeds the investor's tax liability in any one tax year, the remaining portion of the credit may be carried forward five years or until the total amount of the credit is used, whichever occurs first. If the investor is a permitted entity investor, the credit provided by this section shall be claimed by the owners of the permitted entity investor in proportion to such owners' equity investment in the permitted entity investor.

(2) A cash investment in a qualified security shall be deemed to have been made on the date of acquisition of the qualified security, as such date is determined in accordance with the provisions of the Internal Revenue Code of 1986, as amended.

(3) The department and the MTC shall not allow tax credits of more than fifty thousand dollars for a single qualified Missouri business per investor who is a natural person or a permitted entity investor and shall not allow a total of two hundred fifty thousand dollars in tax credits for a single year per investor who is a natural person or a permitted entity investor. No tax credit authorized by this section or section 348.274 shall be allowed for any cash investments in qualified securities made in any year beginning after December 31, 2032. The total amount of tax credits that may be allowed under this section shall not exceed six million dollars during either tax years 2023 or 2024. For each tax year thereafter, the total amount of tax credits allowed under this section shall be increased by twenty percent of the total amount of tax credits allowed in the immediately preceding tax year, so long as the total amount of tax credits allowed in the immediately preceding tax year was issued during the immediately preceding tax year. The balance of unissued tax credits may be carried over for issuance in future years until December 31, 2032. The balance of unissued tax credits carried over, if any, shall not be used in the calculation of the total amount of tax credits allowed in a given tax year.

(4) At the beginning of each calendar year, the MTC shall equally designate the total tax credits available during that calendar year to each geographic region comprised of the boundaries of each congressional district, as such boundaries may be amended from time to time. At the beginning of each calendar quarter, the MTC shall make available one-fourth of the total annual tax credits for each region for investments made in qualified Missouri businesses located in each such region. As soon as practicable at the end of each calendar quarter, the MTC shall prepare and issue a report to the director of the department designating all tax credit awards for that quarter, so that the department may issue such tax credits in accordance with the provisions of this section and section 348.274. The report shall aggregate any unissued tax credits allocated to any region for any calendar quarter and divide such unissued tax credits equally over each other region and make such credits available for the following calendar quarter, which shall be in addition to the new allocation of tax credits available to that region for the calendar quarter.

(5) During the fourth calendar quarter, any unissued tax credits allocated to any region, which shall include the aggregate tax credits that have been reallocated under this section and section 348.274 and any unissued tax credits allocated for the fourth quarter, may be awarded in any region.

4. (1) Before an investor may be entitled to receive tax credits under this section and section 348.274, such investor shall have made a cash investment in a qualified security of a qualified Missouri business. The business shall have been approved as a qualified Missouri business before the date on which the cash investment was made. To be designated as a qualified Missouri business, a business shall apply to the MTC.

(2) The application by a business shall be in the form and substance as required by the MTC, in coordination with the department by and through its service on the MTC board of directors, but shall include at least the following:

(a) The name of the business and certified copies of the organizational documents of the business;

(b) A business plan, including a description of the business and the management, product, market, and financial plan of the business;

(c) A statement of the potential economic impact of the business, including the number, location, and types of jobs expected to be created;

(d) A description of the qualified securities to be issued, the consideration to be paid for the qualified securities, and the amount of any tax credits requested;

(e) A statement of the amount, timing, and projected use of the proceeds to be raised from the proposed sale of qualified securities; and

(f) Such other information as may be reasonably requested.

(3) The designation of a business as a qualified Missouri business shall be made by the MTC, and such designation shall be renewed annually. A business shall be so designated if the MTC determines, based upon the application submitted by the business and any additional information provided in connection with such application, that such business meets established criteria, including at least the following:

(a) The business shall not have had annual gross revenues of more than five million dollars in the most recent tax year of the business;

(b) Businesses that are not bioscience businesses shall have been in operation for less than five years, and bioscience businesses shall have been in operation for less than ten years;

(c) The ability of investors in the business to receive tax credits for cash investments in qualified securities of the business is beneficial to advancing the goals of this section and section 348.274;

(d) The business shall not have ownership interests including, but not limited to, common or preferred shares of stock that can be traded via a public stock exchange before the date that a qualifying investment is made;

(e) The business shall not be engaged primarily in any one or more of the following enterprises:

a. The business of banking, savings and loan or lending institutions, credit or finance, or financial brokerage or investments;

b. The provision of professional services, such as legal, accounting, or engineering services; however, contract research or manufacturing organizations, sometimes referred to as CROs or CMOs, shall not be subject to this exclusion;

c. Governmental, charitable, religious, or trade organizations;

d. The ownership, development, brokerage, sales, or leasing of real estate;

e. Insurance;

f. Construction, construction management, or contracting;

g. Business consulting or brokerage;

h. Any business engaged primarily as a passive business, having irregular or noncontiguous operations, or deriving substantially all of the income of the business from passive investments that generate interest, dividends, royalties, or capital gains or any business arrangements the effect of which is to immunize an investor from risk of loss;

i. Any activity that is in violation of the law;

j. Any business raising moneys primarily to purchase real estate, land, or fixtures; and

k. Any gambling-related business;

(f) The business has a reasonable chance of success;

(g) The business has the reasonable potential to create measurable employment within the region, this state, or both;

(h) The business is based on an innovative technology, product, or service designed to be used in the commercial marketplace;

(i) The existing owners of the business and other founders have made or are committed to making a substantial financial or time commitment to the business;

(j) The securities to be issued and purchased are qualified securities;

(k) The business has the reasonable potential to address the needs and opportunities specific to the region, this state, or both;

(l) The business has made binding commitments to the MTC for adequate reporting of financial data, including a requirement for an annual report or, if required, an annual audit of the financial and operational records of the business; the right of access to the financial records of the business; the right of the department and the MTC to record and publish normal and customary data and information related to the issuance of tax credits that are not otherwise determined to be trade or business secrets; and other such protections as may be in the best interest of Missouri taxpayers to achieve the goals of this section and section 348.274; and

(m) The business shall satisfy all other requirements of this section and section 348.274.

(4) A qualified Missouri business shall have the burden of proof to demonstrate the qualifications of the business under this section.

(5) Before accepting a qualified security, a qualified Missouri business shall convey to the MTC a two-percent-equity interest in the business, which, if the interest is convertible debt or a similar instrument, may be achieved upon the conversion of such debt to equity. The MTC shall refrain from exercising any voting rights in the business while it holds an equity interest.

(6) The MTC may sell the equity interest at a time the MTC believes is in the economic best interest of the state and goals of this section and section 348.274 but shall consider any requests submitted by the business in writing.

(7) Any proceeds from the sale of the equity interest shall be used by the MTC to promote the goals of this section and section 348.274.

348.274. 1. (1) The MTC is authorized to allocate tax credits to qualified Missouri businesses, and the department is authorized to issue tax credits to qualified investors in such qualified Missouri businesses. Such tax credits shall be allocated to those qualified Missouri businesses that, as determined by the MTC, are most likely to provide the greatest economic benefit to the region or the state, or both. The MTC may allocate, and the department may issue, whole or partial tax credits in accordance with the report issued to the director of the department based on the MTC's assessment of the qualified Missouri businesses. The MTC may consider numerous factors in such assessment including, but not limited to, the quality and experience of the management team, the size of the estimated market opportunity, the risk from current or future competition, the ability to defend intellectual property, the quality and utility of the business model, and the quality and reasonableness of financial projections for the business.

(2) Each qualified Missouri business, for which the MTC has allocated tax credits such that the department can issue tax credits to the qualified investors of such qualified Missouri business, shall submit to the MTC a report before such tax credits are issued. Such report shall include the following:

(a) The name, address, and taxpayer identification number of each investor who has made cash investment in the qualified securities of the qualified Missouri business;

(b) Proof of such investment, including copies of the securities' purchase agreements and cancelled checks or wire-transfer receipts; and

(c) Such other information as may be reasonably required under this section and section 348.273.

2. (1) The state of Missouri shall not be held liable for any damages to any investor that makes an investment in any qualified security of a qualified Missouri business, any business that applies to be designated as a qualified Missouri business and is turned down, or any investor that makes an investment in a business that applies to be designated as a qualified Missouri business and is turned down.

(2) Each qualified Missouri business shall have the obligation to notify the MTC, which shall notify the director of the department, of any changes in the qualifications of the business or in the eligibility of investors to claim a tax credit for cash investment in a qualified security.

(3) The director of the department, in cooperation with the MTC, shall provide the information specified under subdivision (3) of subsection 4 of this section to the director of the department of revenue on an annual basis. The MTC shall conduct an annual review of the activities undertaken under this section and section 348.273 to ensure that tax credits issued under this section and section 348.273 are issued in compliance with the provisions of this section and section 348.273 or rules and regulations promulgated by the MTC or the department with respect to this section and section 348.273. The reasonable costs of the annual review shall be paid by the MTC according to a reasonable fee schedule adopted by the MTC in cooperation with the department by and through its service on the MTC board of directors.

(4) If the MTC determines that a business is not in substantial compliance with the requirements under this section and section 348.273 to maintain its designation, the department or MTC, by written notice, may inform the business that such business will lose its designation as a qualified Missouri business one hundred twenty days from the date of mailing of the notice unless such business corrects the deficiencies and is once again in compliance with the requirements for designation.

(5) At the end of the one-hundred-twenty-day period, if the qualified Missouri business is still not in substantial compliance, the department or MTC may send a notice of loss of designation to the business, the director of the department of revenue, and to all known investors in the business.

(6) A business may lose its designation as a qualified Missouri business under this section and section 348.273 by moving either its headquarters outside of Missouri or a substantial number of the jobs created in Missouri to a location outside Missouri within ten years after receiving financial assistance under this section and section 348.273.

(7) In the event that a business loses its designation as a qualified Missouri business, such business shall be precluded from being issued any additional tax credits with respect to the business, shall be precluded from being approved as a qualified Missouri business, and shall be subject to an appropriate clawback provision that the MTC, in cooperation with the department by and through its service on the MTC board of directors, may institute.

(8) Investors in a qualified Missouri business shall be entitled to keep all of the tax credits properly issued to such investors under this section and section 348.273.

(9) The portions of documents and other materials submitted to the department or MTC that contain confidential information shall be kept confidential and shall be maintained in a secured environment. For the purposes of this section and section 348.273, confidential information may include, but not be limited to, such portions of trade secrets, documents, any customer lists, and other materials; any formula, compound, production data, or compilation of information that will allow certain individuals within a commercial concern using such portions of documents and other material the means to fabricate, produce, or compound an article of trade; or any service having commercial value that gives the user an opportunity to obtain a business advantage over competitors who do not know or use such service.

(10) The department and the MTC may prepare and adopt procedures, rules, and published guidance concerning the performance of the duties placed upon each respective entity by this section and section 348.273.

3. Any qualified investor who makes a cash investment in a qualified security of a qualified Missouri business may transfer the tax credits such qualified investor may receive under subsection 3 of section 348.273 to any natural person. Such transferee may claim the tax credit against the transferee's Missouri income tax liability as provided in subdivision (1) of subsection 3 of section 348.273, subject to all restrictions and limitations set forth in this section and section 348.273. Documentation of any tax credit transfer under this section shall be provided by the qualified investor in the manner established by the MTC and the department, by and through its service on the MTC board of directors.

4. (1) Each qualified Missouri business for which tax credits were issued under this section and section 348.273 shall report to MTC annually on or before February first. The MTC shall provide copies of the reports to the department under appropriate confidentiality agreements as may be necessary under the circumstances. Such reports shall include the following:

(a) The name, address, and taxpayer identification number of each investor who has made a cash investment in the qualified securities of the qualified Missouri business and has received tax credits for this investment during the preceding year;

(b) The amounts of cash investments by each investor and a description of the qualified securities issued in consideration of such cash investments; and

(c) Such other information as may be reasonably required under this section and section 348.273.

(2) The MTC shall report quarterly to the director of the department on the allocation of the tax credits in the preceding calendar quarter. Such reports shall include:

(a) The number of applications received;

(b) The number and ratio of successful applications to unsuccessful applications;

(c) The amount of tax credits allocated but not issued in the previous quarter, including what percentage was allocated to individuals and what percentage was allocated to investment firms; and

(d) Such other information as reasonably agreed upon from time to time.

(3) The MTC and the department, as applicable, shall also report annually to the governor, the director of the department of economic development, the president pro tempore of the senate, and the speaker of the house of representatives, on or before April first, on the allocation and issuance of the tax credits. Such reports shall include:

(a) The amount of tax credits issued in the previous fiscal year, including what percentage was issued to individuals and what percentage was issued to investment firms;

(b) The types of businesses that benefitted from the tax credits;

(c) The amount of allocated but unissued tax credits and the information about the unissued tax credits set forth in subdivision (2) of this subsection;

(d) Any aggregate job creation or capital investment in the region that resulted from the use of the tax credits for a period of five years beginning from the date on which the tax credits were awarded;

(e) The manner in which the purpose of this section and section 348.273 has been carried out with regard to a region;

(f) The total cash investments made for the purchase of qualified securities of qualified Missouri businesses within each region during the preceding year and cumulatively since the effective date of this section and section 348.273;

(g) An estimate of jobs created and jobs preserved by cash investments made in qualified Missouri businesses within each region;

(h) An estimate of the multiplier effect on the economy of each region of the cash investments made under this section and section 348.273; and

(i) Information regarding what businesses deriving benefits from the tax credits remained in the region, what businesses ceased business, what businesses were purchased, and what businesses may have moved out of a region or the state.

(4) Any violation of the reporting requirements of this subsection by a qualified Missouri business may be grounds for the loss of designation of such qualified Missouri business, and any such business that loses its designation as a qualified Missouri business shall be subject to the restrictions upon loss of designation set forth in subsection 2 of this section.

5. Section 348.273 and this section shall expire on December 31, 2032."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Baker offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to Senate Substitute for Senate Bill No. 23, Page 9, Lines 22-23, by deleting said lines and inserting in lieu thereof the following:

"subsection 5 of this section are met, the percentage that may be subtracted in 2017 is five percent.

143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross

income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

(a) Livestock Forage Disaster Program;

(b) Livestock Indemnity Program;

(c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;

(d) Emergency Conservation Program;

(e) Noninsured Crop Disaster Assistance Program;

(f) Pasture, Rangeland, Forage Pilot Insurance Program;

(g) Annual Forage Pilot Program;

(h) Livestock Risk Protection Insurance Plan;

(i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist; **[**~~and~~**]**

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state**; and**

(13) For all tax years beginning on or after January 1, 2022, one hundred percent of any federal, state or local grant moneys received by the taxpayer if the grant money was disbursed for the express purpose of providing or expanding access to broadband internet to areas of the state deemed to be lacking such access.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burger moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Davidson

Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 155	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 045

Adams	Anderson	Aune	Bangert	Baringer
Bosley	Brown 27	Brown 87	Burnett	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Gray	Hein
Ingle	Johnson 12	Johnson 23	Lavender	Lewis 25
Mackey	Mann	Merideth	Nickson-Clark	Nurrenbern
Plank	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 010

Appelbaum	Barnes	Bland Manlove	Cupps	Mosley
Phifer	Proudie	Smith 163	Thompson	Windham

VACANCIES: 001

Speaker Plocher resumed the Chair.

On motion of Representative Baker, **House Amendment No. 2 to House Amendment No. 1** was adopted.

SS SB 23, with House Amendment No. 1, as amended, pending, was laid over.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 202, relating to environmental regulation, was taken up by Representative Francis.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Copeland	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Peters	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 047

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Gray
Hein	Ingle	Johnson 12	Lavender	Lewis 25
Mackey	Mann	Merideth	Mosley	Nickson-Clark
Nurrenbern	Plank	Proudie	Quade	Sander
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Windham
Woods	Young			

PRESENT: 000

ABSENT WITH LEAVE: 008

Appelbaum	Bland Manlove	Byrnes	Johnson 23	Perkins
Phifer	Pollitt	Sharp 37		

VACANCIES: 001

On motion of Representative Francis, **SS HB 202** was adopted by the following vote:

AYES: 106

Adams	Anderson	Appelbaum	Atchison	Aune
Banderman	Bangert	Baringer	Barnes	Black
Bonacker	Bosley	Brown 149	Brown 16	Brown 27
Brown 87	Burger	Burnett	Burton	Busick
Butz	Casteel	Christ	Clemens	Collins

Cook	Copeland	Crossley	Cupps	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Fogle	Fountain Henderson	Francis	Gallick	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hein	Henderson	Hinman	Houx	Hovis
Hurlbert	Ingle	Johnson 12	Justus	Kalberloh
Kelly 141	Knight	Lavender	Lewis 25	Mackey
Mann	Marquart	McGaugh	McGirl	Merideth
Morse	Mosley	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Perkins	Peters
Plank	Pouche	Proudie	Quade	Reedy
Riggs	Roberts	Sassmann	Sauls	Schulte
Sharpe 4	Shields	Smith 155	Smith 46	Steinhoff
Stephens	Strickler	Taylor 48	Taylor 84	Terry
Thompson	Van Schoiack	Veit	Voss	Walsh Moore
Weber	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 047

Allen	Amato	Baker	Billington	Boggs
Boyd	Bromley	Chappell	Christofanelli	Coleman
Davidson	Davis	Deaton	Farnan	Gragg
Hardwick	Hausman	Hicks	Hudson	Jones
Keathley	Kelley 127	Lewis 6	Lonsdale	Lovasco
Matthiesen	Mayhew	McMullen	Murphy	Myers
Patterson	Reuter	Richey	Riley	Sander
Schnelting	Schwadron	Seitz	Smith 163	Sparks
Stacy	Stinnett	Thomas	Titus	Toalson Reisch
West	Wilson			

PRESENT: 003

Buchheit-Courtway	Unsicker	Waller

ABSENT WITH LEAVE: 006

Bland Manlove	Byrnes	Johnson 23	Phifer	Pollitt
Sharp 37				

VACANCIES: 001

On motion of Representative Francis, **SS HB 202** was truly agreed to and finally passed by the following vote:

AYES: 105

Adams	Anderson	Appelbaum	Atchison	Aune
Banderman	Bangert	Baringer	Barnes	Black
Bland Manlove	Bonacker	Bosley	Brown 149	Brown 27
Brown 87	Burger	Burnett	Burton	Busick
Butz	Christ	Clemens	Collins	Cook
Copeland	Crossley	Cupps	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Fogle
Fountain Henderson	Francis	Gallick	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hein
Henderson	Houx	Hovis	Hurlbert	Ingle

Johnson 12	Johnson 23	Justus	Kelly 141	Knight
Lavender	Lewis 25	Mackey	Mann	Marquart
McGaugh	McGirl	Merideth	Morse	Mosley
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Perkins	Peters	Plank	Pouche
Proudie	Quade	Reedy	Riggs	Roberts
Sassmann	Sauls	Schulte	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Steinhoff	Stephens
Strickler	Taylor 48	Taylor 84	Terry	Thompson
Van Schoiack	Veit	Voss	Walsh Moore	Weber
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 047

Allen	Baker	Billington	Boggs	Boyd
Bromley	Chappell	Christofanelli	Coleman	Davidson
Davis	Deaton	Farnan	Gragg	Hardwick
Hausman	Hicks	Hinman	Hudson	Jones
Keathley	Kelley 127	Lewis 6	Lonsdale	Lovasco
Matthiesen	Mayhew	McMullen	Murphy	Myers
Patterson	Reuter	Richey	Riley	Sander
Schnelting	Schwadron	Seitz	Smith 163	Sparks
Stacy	Stinnett	Thomas	Titus	Toalson Reisch
West	Wilson			

PRESENT: 005

Amato	Buchheit-Courtway	Casteel	Unsicker	Waller

ABSENT WITH LEAVE: 005

Brown 16	Byrnes	Kalberloh	Phifer	Pollitt

VACANCIES: 001

Speaker Plocher declared the bill passed.

SS HCS HBs 115 & 99, relating to licensing of health care professionals, was taken up by Representative Shields.

On motion of Representative Shields, **SS HCS HBs 115 & 99** was adopted by the following vote:

AYES: 141

Adams	Allen	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Bonacker
Bosley	Bromley	Brown 149	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Butz
Casteel	Chappell	Christ	Christofanelli	Clemens
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg

Gray	Gregory	Griffith	Haden	Haffner
Haley	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Justus	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Matthiesen
McGaugh	McGirl	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Plank	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thompson	Titus	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 015

Amato	Boggs	Boyd	Busick	Coleman
Hardwick	Jones	Marquart	Mayhew	Peters
Seitz	Sparks	Thomas	Toalson Reisch	West

PRESENT: 000

ABSENT WITH LEAVE: 006

Brown 16	Byrnes	Houx	Kalberloh	Phifer
Pollitt				

VACANCIES: 001

On motion of Representative Shields, **SS HCS HBs 115 & 99** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Allen	Anderson	Appelbaum	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Bonacker
Bosley	Bromley	Brown 149	Brown 27	Brown 87
Buchheit-Courtway	Burger	Burnett	Burton	Butz
Casteel	Chappell	Christ	Christofanelli	Clemens
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Justus	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Matthiesen
McGaugh	McGirl	McMullen	Merideth	Morse

Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Plank	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thompson	Titus	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 015

Amato	Boggs	Boyd	Busick	Coleman
Hardwick	Jones	Marquart	Mayhew	Peters
Seitz	Sparks	Thomas	Toalson Reisch	West

PRESENT: 000

ABSENT WITH LEAVE: 006

Brown 16	Byrnes	Houx	Kalberloh	Phifer
Pollitt				

VACANCIES: 001

Speaker Plocher declared the bill passed.

BILLS IN CONFERENCE

CCR SB 20, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 9**, and **House Amendment No. 10**, relating to retirement, was taken up by Representative Hovis.

On motion of Representative Hovis, **CCR SB 20**, with **House Amendment No. 1**, **House Amendment No. 2**, **House Amendment No. 3**, **House Amendment No. 4**, **House Amendment No. 5**, **House Amendment No. 6**, **House Amendment No. 7**, **House Amendment No. 8**, **House Amendment No. 9**, and **House Amendment No. 10**, was adopted by the following vote:

AYES: 155

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Davidson
Davis	Deaton	Diehl	Dinkins	Doll

Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gray
Gregory	Griffith	Haden	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Patterson	Perkins
Peters	Plank	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Black	Byrnes	Cupps	Haffner	Phifer
Pollitt	Pouche			

VACANCIES: 001

On motion of Representative Hovis, **CCS SB 20** was truly agreed to and finally passed by the following vote:

AYES: 155

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Cook	Copeland	Crossley	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann
Marquart	Matthiesen	Mayhew	McGaugh	McGirl

McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters
Plank	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 000

PRESENT: 001

Collins

ABSENT WITH LEAVE: 006

Black	Byrnes	Cupps	Haffner	Phifer
Pollitt				

VACANCIES: 001

Speaker Plocher declared the bill passed.

CCR HCS SS SCS SBs 45 & 90, as amended, relating to health care, was taken up by Representative Stinnett.

On motion of Representative Stinnett, **CCR HCS SS SCS SBs 45 & 90, as amended**, was adopted by the following vote:

AYES: 120

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Black	Bland Manlove	Bonacker	Bosley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Butz	Casteel	Christ
Clemens	Collins	Copeland	Crossley	Cupps
Diehl	Dinkins	Doll	Ealy	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gray	Gregory	Griffith	Haden	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hurlbert	Ingle	Johnson 12	Johnson 23
Justus	Kalberloh	Keathley	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Mackey
Mann	Marquart	Matthiesen	McGaugh	McGirl
Merideth	Mosley	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Plank	Pouche	Proudie	Quade
Reedy	Reuter	Riggs	Riley	Roberts

Sassmann	Sauls	Schwadron	Sharp 37	Sharpe 4
Shields	Smith 155	Smith 46	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 038

Baker	Banderman	Billington	Boggs	Boyd
Bromley	Busick	Chappell	Coleman	Cook
Davidson	Davis	Deaton	Evans	Gragg
Haffner	Haley	Hardwick	Hudson	Jones
Kelley 127	Lovasco	Mayhew	McMullen	Morse
Murphy	Peters	Richey	Sander	Schnelting
Schulte	Seitz	Smith 163	Sparks	Stacy
Titus	Toalson Reisch	West		

PRESENT: 000

ABSENT WITH LEAVE: 004

Byrnes	Christofanelli	Phifer	Pollitt

VACANCIES: 001

On motion of Representative Stinnett, **CCS HCS SS SCS SBs 45 & 90** was truly agreed to and finally passed by the following vote:

AYES: 116

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Black	Bland Manlove	Bonacker	Bosley	Brown 149
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burger
Burnett	Burton	Butz	Casteel	Chappell
Christ	Clemens	Collins	Crossley	Cupps
Diehl	Doll	Ealy	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gray
Gregory	Griffith	Haden	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hurlbert
Ingle	Johnson 12	Johnson 23	Justus	Kalberloh
Keathley	Knight	Lavender	Lewis 25	Lonsdale
Lovasco	Mackey	Mann	Matthiesen	Mayhew
McGaugh	McGirl	Merideth	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Plank	Pouche
Proudie	Quade	Reedy	Reuter	Riggs
Riley	Roberts	Sassmann	Sauls	Schwadron
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 46
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thompson	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
Wilson	Windham	Woods	Wright	Young
Mr. Speaker				

NOES: 040

Baker	Banderman	Billington	Boggs	Boyd
Bromley	Busick	Christofanelli	Coleman	Cook
Davidson	Davis	Deaton	Evans	Gragg
Haffner	Haley	Hardwick	Hausman	Hudson
Jones	Kelley 127	Lewis 6	Marquart	McMullen
Morse	Perkins	Peters	Richey	Sander
Schnelting	Schulte	Seitz	Smith 163	Sparks
Stacy	Thomas	Titus	Toalson Reisch	West

PRESENT: 002

Byrnes	Dinkins

ABSENT WITH LEAVE: 004

Copeland	Kelly 141	Phifer	Pollitt

VACANCIES: 001

Speaker Plocher declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 132

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Bangert	Baringer	Barnes
Black	Bland Manlove	Boggs	Bosley	Bromley
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Byrnes	Casteel	Chappell	Christ	Clemens
Collins	Cook	Crossley	Davidson	Diehl
Dinkins	Doll	Ealy	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hurlbert	Ingle	Johnson 12
Johnson 23	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Plank	Pouche	Proudie
Quade	Reedy	Reuter	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schulte
Sharp 37	Sharpe 4	Shields	Smith 155	Smith 46
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore
Weber	Wilson	Windham	Woods	Wright
Young	Mr. Speaker			

NOES: 023

Baker	Billington	Bonacker	Boyd	Christofanelli
Coleman	Copeland	Davis	Deaton	Gragg
Hardwick	Hudson	Jones	McMullen	Richey
Schnelting	Seitz	Smith 163	Sparks	Stacy
Titus	Toalson Reisch	West		

PRESENT: 000

ABSENT WITH LEAVE: 007

Banderman	Cupps	Evans	Lewis 6	Phifer
Pollitt	Schwadron			

VACANCIES: 001

On motion of Representative Patterson, the House recessed until 1:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Plocher.

BILLS IN CONFERENCE

CCR HCS SB 109, as amended, relating to natural resources, was taken up by Representative Houx.

On motion of Representative Houx, **CCR HCS SB 109, as amended**, was adopted by the following vote:

AYES: 133

Adams	Allen	Amato	Anderson	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Bonacker	Bosley
Bromley	Brown 149	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burnett	Burton	Butz	Byrnes
Casteel	Christ	Clemens	Coleman	Cook
Copeland	Crossley	Davidson	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Plank	Pouche	Proudie	Quade	Reedy
Reuter	Riggs	Riley	Roberts	Sassmann

Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 46	Sparks	Steinhoff
Stephens	Stinnett	Strickler	Taylor 84	Terry
Thomas	Thompson	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Walsh Moore	Weber	Wilson
Woods	Young	Mr. Speaker		

NOES: 014

Boggs	Boyd	Busick	Chappell	Cupps
Davis	Lonsdale	Lovasco	Richey	Sander
Smith 163	Stacy	Titus	West	

PRESENT: 001

Atchison

ABSENT WITH LEAVE: 014

Appelbaum	Brown 87	Christofanelli	Collins	Gray
Parker	Phifer	Pollitt	Sharp 37	Smith 155
Taylor 48	Waller	Windham	Wright	

VACANCIES: 001

On motion of Representative Houx, **CCS HCS SB 109** was truly agreed to and finally passed by the following vote:

AYES: 132

Adams	Allen	Amato	Anderson	Aune
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Bonacker	Bromley
Brown 149	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burnett	Burton	Butz	Byrnes	Casteel
Christ	Clemens	Coleman	Cook	Copeland
Crossley	Davidson	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Plank	Pouche
Proudie	Quade	Reedy	Reuter	Riggs
Riley	Roberts	Sassmann	Sauls	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 84	Terry	Thomas	Thompson
Toalson Reisch	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Wilson	Woods
Young	Mr. Speaker			

NOES: 015

Boggs	Boyd	Busick	Chappell	Cupps
Davis	Gragg	Lonsdale	Lovasco	Richey
Sander	Schnelting	Smith 163	Titus	West

PRESENT: 001

Atchison

ABSENT WITH LEAVE: 014

Appelbaum	Bosley	Brown 87	Christofanelli	Collins
Gray	Parker	Phifer	Pollitt	Sharp 37
Smith 155	Taylor 48	Windham	Wright	

VACANCIES: 001

Speaker Plocher declared the bill passed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SJR 26**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 47, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Baringer, Fogle, Houx, Kelly (141), Owen and Pollitt

Noes (0)

Absent (1): Hudson

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 82**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fogle, Houx, Hudson, Kelly (141) and Pollitt

Noes (0)

Absent (2): Baringer and Owen

THIRD READING OF SENATE JOINT RESOLUTIONS

SJR 26, relating to a property tax exemption for certain child care facilities, was taken up by Representative Hausman.

On motion of Representative Hausman, the title of **SJR 26** was agreed to.

On motion of Representative Hausman, **SJR 26** was truly agreed to and finally passed by the following vote:

AYES: 091

Allen	Amato	Aune	Barnes	Black
Bonacker	Bosley	Brown 149	Brown 16	Brown 27
Buchheit-Courtway	Burton	Busick	Byrnes	Casteel
Christ	Coleman	Cook	Crossley	Cupps
Diehl	Evans	Falkner	Farnan	Fogle
Gallick	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Kelly 141	Lewis 6	Lonsdale
Mackey	Mann	Marquart	McGaugh	McMullen
Murphy	Myers	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Pouche	Proudie
Reuter	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schulte	Sharpe 4	Shields
Smith 46	Sparks	Stephens	Stinnett	Strickler
Taylor 84	Thomas	Thompson	Van Schoiack	Voss
Waller	Walsh Moore	West	Wilson	Young
Mr. Speaker				

NOES: 027

Baker	Billington	Boggs	Boyd	Bromley
Burnett	Butz	Chappell	Copeland	Davidson
Davis	Deaton	Francis	Gragg	Keathley
Kelley 127	Knight	Lovasco	Mayhew	McGirl
Richey	Schnelting	Schwadron	Seitz	Smith 163
Stacy	Titus			

PRESENT: 031

Adams	Anderson	Appelbaum	Atchison	Banderman
Bangert	Baringer	Bland Manlove	Burger	Clemens
Dinkins	Doll	Ealy	Fountain Henderson	Lavender
Lewis 25	Matthiesen	Merideth	Mosley	Nickson-Clark
Nurrenbern	Plank	Quade	Reedy	Steinhoff
Terry	Toalson Reisch	Unsicker	Veit	Weber
Woods				

ABSENT WITH LEAVE: 013

Brown 87	Christofanelli	Collins	Gray	Morse
Parker	Phifer	Pollitt	Sharp 37	Smith 155
Taylor 48	Windham	Wright		

VACANCIES: 001

Speaker Plocher declared the bill passed.

MOTIONS

Representative Perkins, having voted on the prevailing side, moved that the vote by which **SB 63**, with **House Amendment No. 1** and **House Amendment No. 2**, was third read and passed be reconsidered.

Which motion was adopted by the following vote:

AYES: 140

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Mayhew	McGaugh
McGirl	McMullen	Murphy	Myers	Nickson-Clark
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Plank	Pouche	Proudie	Quade
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Sharpe 4
Shields	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stinnett	Strickler	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Weber
West	Wilson	Woods	Young	Mr. Speaker

NOES: 006

Doll	Lavender	Lewis 25	Matthiesen	Nurrenbern
Walsh Moore				

PRESENT: 003

Appelbaum	Burnett	Merideth

ABSENT WITH LEAVE: 013

Brown 87	Collins	Gray	Morse	Mosley
Parker	Phifer	Pollitt	Smith 155	Stephens
Taylor 48	Windham	Wright		

VACANCIES: 001

Representative Perkins, having voted on the prevailing side, moved that the vote by which **House Amendment No. 2** to **SB 63, as amended**, was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 150

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Plank
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Windham	Woods	Young	Mr. Speaker

NOES: 003

Matthiesen	Mayhew	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 009

Brown 87	Ealy	Gray	Parker	Phifer
Pollitt	Smith 155	Taylor 48	Wright	

VACANCIES: 001

House Amendment No. 2 was withdrawn.

Representative Perkins, having voted on the prevailing side, moved that the vote by which **House Amendment No. 1** to **SB 63** was adopted be reconsidered.

Which motion was adopted by the following vote:

AYES: 149

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lonsdale	Lovasco
Mackey	Mann	Marquart	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Plank
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Woods	Young	Mr. Speaker	

NOES: 003

Matthiesen	Mayhew	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 010

Brown 87	Gray	Lewis 6	Parker	Phifer
Pollitt	Smith 155	Taylor 48	Windham	Wright

VACANCIES: 001

House Amendment No. 1 was withdrawn.

On motion of Representative Perkins, the title of **SB 63**, relating to financial institutions, was agreed to.

On motion of Representative Perkins, **SB 63** was truly agreed to and finally passed by the following vote:

AYES: 152

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Mackey	Mann	Marquart	Matthiesen	McGaugh
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Plank	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Windham	Woods
Young	Mr. Speaker			

NOES: 003

Black	Mayhew	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 87	Gray	Parker	Phifer	Pollitt
Smith 155	Wright			

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SS SB 227, relating to the culpable mental state necessary for a homicide offense, was taken up by Representative Myers.

On motion of Representative Myers, the title of **SS SB 227** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 049

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burnett	Burton	Butz	Clemens	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Plank	Proudie	Quade

Sander	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 87	Gray	Parker	Phifer	Pollitt
Smith 155	Wright			

VACANCIES: 001

On motion of Representative Myers, **SS SB 227** was truly agreed to and finally passed by the following vote:

AYES: 155

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Plank	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Unsicker	Van Schoiack	Veit
Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Young	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 87	Gray	Parker	Phifer	Pollitt
Smith 155	Wright			

VACANCIES: 001

Speaker Plocher declared the bill passed.

HS HCS SS SCS SB 133, relating to taxation, was taken up by Representative Baker.

On motion of Representative Baker, the title of **HS HCS SS SCS SB 133** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Bosley
Boyd	Bromley	Brown 149	Brown 16	Buchheit-Courtway
Burger	Busick	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Mr. Speaker			

NOES: 044

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Brown 27	Burnett	Burton
Butz	Clemens	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Plank
Quade	Sander	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes	Brown 87	Gray	Johnson 23	Parker
Phifer	Pollitt	Proudie	Smith 155	Windham
Wright				

VACANCIES: 001

Representative Baker moved that **HS HCS SS SCS SB 133** be adopted.

Which motion was defeated.

Representative Baker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 133, Page 1, In the Title, Lines 2-3, by deleting the phrase "an income tax exemption for certain dependents" and inserting in lieu thereof the word "taxation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 1** was adopted.

Representative Baker offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 133, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, **for all calendar years ending on or before December 31, 2023,** the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. **Except as otherwise provided in subsection 3 of this section and section 137.078, for all calendar years beginning on or after January 1, 2024, the assessor shall annually assess all personal property at thirty-two and eight-tenths percent of its true value in money as of January first of each calendar year.** The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-

numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than two hundred hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

(b) For real property in subclass (2), twelve percent; and

(c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is

changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

6. Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. **(1) To determine the true value in money for motor vehicles,** the assessor of each county and each city not within a county shall use the **[**~~trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.~~**]** **trade-in value published in the current or any of the three immediately previous years' October issue of a nationally recognized automotive trade publication selected by the state tax commission. The assessor shall not use a value that is greater than the average trade-in value for such motor vehicle in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than the average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which, in the assessor's judgment, will fairly estimate the true value in money of the motor vehicle.**

(2) For all tax years beginning on or after January 1, 2025, the assessor shall apply the following depreciation schedule to the trade-in value of the motor vehicle as determined pursuant to subdivision (1) of this subsection:

Years since manufacture	**Percent Depreciation**
Current	**15**
1	**25**
2	**32.5**
3	**39.3**
4	**45.3**
5	**50.8**
6	**55.7**
7	**60.1**
8	**64.1**
9	**67.7**
10	**71**

11	**75.2**
12	**79.2**
13	**83.2**
14	**87.2**
15	**90**
Greater than 15	**99.9% or a minimum value of $300, whichever is higher**

Notwithstanding the provisions of this subdivision to the contrary, in no case shall the assessed value of a motor vehicle, as depreciated pursuant to this subdivision, be less than three hundred dollars.

(3) To implement the provisions of this subsection without large variations from the method in effect prior to January 1, 2024, the assessor shall assume that the last valuation tables used prior to October 1, 2024, are fair valuations and these valuations shall be depreciated from the table provided in subdivision (2) of this subsection until the end of their useful life. The state tax commission shall secure an annual appropriation from the general assembly for the publication used pursuant to subdivision (1) of this subsection. The state tax commission or the state of Missouri shall be the registered user of the publication with rights to allow all assessors access to the publication. The publication shall be available to all assessors by December fifteenth of each year.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, pursuant to subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection 11 of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

14. Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

15. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection 14 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

16. Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444.

137.1050. 1. For the purposes of this section, the following terms shall mean:

(1) "Eligible credit amount", the difference between an eligible taxpayer's real property tax liability for the taxes levied by a county on such taxpayer's homestead for a given tax year, minus the real property tax liability for the taxes levied by a county on such homestead in the year that the taxpayer became an eligible taxpayer;

(2) "Eligible taxpayer", a Missouri resident who:

(a) Is eligible for Social Security retirement benefits;

(b) Is an owner of record of a homestead or has a legal or equitable interest in such property as evidenced by a written instrument; and

(c) Is liable for the payment of real property taxes on such homestead;

(3) "Homestead", real property actually occupied by an eligible taxpayer as the primary residence. An eligible taxpayer shall not claim more than one primary residence.

(4) "Real property tax liability", the amount of revenue derived from the tax imposed on an eligible taxpayer's homestead that is:

(a) Collected by the county in which such eligible taxpayer's homestead is located; and

(b) Available under state law for appropriation by such county in such county's annual budget for county expenditures.

2. Any county authorized to impose a property tax may grant a property tax credit to eligible taxpayers residing in such county in an amount equal to the taxpayer's eligible credit amount, provided that:

(1) Such county adopts an ordinance authorizing such credit; or

(2) (a) A petition in support of a referendum on such a credit is signed by at least five percent of the registered voters of such county voting in the last gubernatorial election and the petition is delivered to the governing body of the county, which shall subsequently hold a referendum on such credit.

(b) The ballot of submission for the question submitted to the voters pursuant to paragraph (a) of this subdivision shall be in substantially the following form:

Shall the County of _____ exempt senior citizens from increases in the property tax liability due on such seniors citizens' primary residence?

☐ YES ☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the credit shall be in effect.

3. A county granting an exemption pursuant to this section shall apply such exemption when calculating the eligible taxpayer's property tax liability for the tax year. The amount of the credit shall be noted on the statement of tax due sent to the eligible taxpayer by the county collector.

4. For the purposes of calculating property tax levies pursuant to section 137.073, the total amount of credits authorized by a county pursuant to this section shall be considered tax revenue, as such term is defined in section 137.073, actually received by the county.

135.1310. 1. This section shall be known and may be cited as the "Child Care Contribution Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Child care", the same as defined in section 210.201;

(2) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(3) "Child care provider", a child care provider as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(4) "Contribution", an eligible donation of cash, stock, bonds or other marketable securities, or real property;

(5) "Department", the Missouri department of economic development;

(6) "Person related to the taxpayer", an individual connected with the taxpayer by blood, adoption, or marriage, or an individual, corporation, partnership, limited liability company, trust, or association controlled by, or under the control of, the taxpayer directly, or through an individual, corporation, limited liability company, partnership, trust, or association under the control of the taxpayer;

(7) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(8) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer under chapter 143 and chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer under chapter 143;

(9) "Tax credit", a credit against the taxpayer's state tax liability;

(10) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or individuals or partnerships subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2023, a taxpayer may claim the tax credit authorized in this section against the taxpayer's state tax liability for the tax year in which a verified contribution was made in an amount up to seventy-five percent of the verified contribution to a child care provider. Any tax credit issued shall not be less than one hundred dollars and shall not exceed two hundred thousand dollars per tax year.

(1) The child care provider receiving a contribution shall, within sixty days of the date it received the contribution, issue the taxpayer a contribution verification and file a copy of the contribution verification with the department. The contribution verification shall be in the form established by the department and shall include the taxpayer's name, taxpayer's state or federal tax identification number or last four digits of the taxpayer's Social Security number, amount of tax credit, amount of contribution, legal name and address of the child care provider receiving the tax credit, the child care provider's federal employer identification number, the child care provider's departmental vendor number or license number, and the date the child care provider received the contribution from the taxpayer. The contribution verification shall include a signed attestation stating the child care provider will use the contribution solely to promote child care.

(2) The failure of the child care provider to timely issue the contribution verification to the taxpayer or file it with the department shall entitle the taxpayer to a refund of the contribution from the child care provider.

4. A donation is eligible when:

(1) The donation is used directly by a child care provider to promote child care for children twelve years of age or younger, including by acquiring or improving child care facilities, equipment, or services, or improving staff salaries, staff training, or the quality of child care;

(2) The donation is made to a child care provider in which the taxpayer or a person related to the taxpayer does not have a direct financial interest; and

(3) The donation is not made in exchange for care of a child or children in the case of an individual taxpayer that is not an employer making a contribution on behalf of its employees.

5. A child care provider that uses the contribution for an ineligible purpose shall repay to the department the value of the tax credit for the contribution amount used for an ineligible purpose.

6. The tax credits authorized by this section shall not be refundable and shall not be transferred, sold, or otherwise conveyed. Any amount of approved tax credits that a taxpayer is prohibited by this subsection from using for the tax year in which the credit is first claimed may be carried back to the taxpayer's immediately prior tax year and carried forward to the taxpayer's subsequent tax year for up to five succeeding tax years.

7. Notwithstanding any provision of subsection 6 of this section to the contrary, a taxpayer that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt taxpayer may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt taxpayer is not required to file a tax return under the provisions of chapter 143, the exempt taxpayer may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

8. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year. A taxpayer shall apply to the department for the child care contribution tax credit by submitting a copy of the contribution verification provided by a child care provider to such taxpayer. Upon receipt of the contribution verification, the department shall issue a tax credit certificate to the applicant.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for contributions made to child care providers located in a child care desert. The director of the department shall publish such adjusted amount.

9. The tax credits allowed under this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

10. All action and communication undertaken or required under this section shall be exempt from section 105.1500.

11. The department may promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

12. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

135.1325. 1. This section shall be known and may be cited as the "Employer Provided Child Care Assistance Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or

thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(2) "Child care facility", a child care facility as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(3) "Department", the Missouri department of economic development;

(4) "Employer matching contribution", a contribution made by the taxpayer to a cafeteria plan, as that term is used in 26 U.S.C. Section 125, of an employee of the taxpayer, that matches a dollar amount or percentage of the employee's contribution to the cafeteria plan, but this term does not include the amount of any salary reduction or other compensation foregone by the employee in connection with the cafeteria plan;

(5) "Qualified child care expenditure", an amount paid of reasonable costs incurred that meet any of the following:

(a) To acquire, construct, rehabilitate, or expand property that will be, or is, used as part of a child care facility that is either operated by the taxpayer or contracted with by the taxpayer and which does not constitute part of the principal residence of the taxpayer or any employee of the taxpayer;

(b) For the operating costs of a child care facility of the taxpayer, including costs relating to the training of employees, scholarship programs, and for compensation to employees;

(c) Under a contract with a child care facility to provide child care services to employees of the taxpayer; or

(d) As an employer matching contribution, but only to the extent such employer matching contribution is restricted by the taxpayer solely for the taxpayer's employee to obtain child care services at a child care facility and is used for that purpose during the tax year;

(6) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(7) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer under the provisions of chapter 143 and chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer under the provisions of chapter 143;

(8) "Tax credit", a credit against the taxpayer's state tax liability;

(9) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or individuals or partnerships subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2023, a taxpayer may claim a tax credit authorized in this section in an amount equal to thirty percent of the qualified child care expenditures paid or incurred with respect to a child care facility. The maximum amount of any tax credit issued under this section shall not exceed two hundred thousand dollars per taxpayer per tax year.

4. A facility shall not be treated as a child care facility with respect to a taxpayer unless the following conditions have been met:

(1) Enrollment in the facility is open to employees of the taxpayer during the tax year; and

(2) If the facility is the principal business of the taxpayer, at least thirty percent of the enrollees of such facility are dependents of employees of the taxpayer.

5. The tax credits authorized by this section shall not be refundable or transferable. The tax credits shall not be sold, assigned, or otherwise conveyed. Any amount of approved tax credits that a taxpayer is prohibited by this subsection from using for the tax year in which the credit is first claimed may be carried back to the taxpayer's immediately prior tax year and carried forward to the taxpayer's subsequent tax year for up to five succeeding tax years.

6. Notwithstanding any provision of subsection 5 of this section to the contrary, a taxpayer that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt taxpayer may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt taxpayer is not required to file a tax return under the provisions of chapter 143, the exempt taxpayer may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

7. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for qualified child care expenditures for child care facilities located in a child care desert. The director of the department shall publish such adjusted amount.

8. A taxpayer who has claimed a tax credit under this section shall notify the department within sixty days of any cessation of operation, change in ownership, or agreement to assume recapture liability as such terms are defined by 26 U.S.C. Section 45F, in the form and manner prescribed by department rule or instruction. If there is a cessation of operation or change in ownership relating to a child care facility, the taxpayer shall repay the department the applicable recapture percentage of the credit allowed under this section, but this recapture amount shall be limited to the tax credit allowed under this section. The recapture amount shall be considered a tax liability arising on the tax payment due date for the tax year in which the cessation of operation, change in ownership, or agreement to assume recapture liability occurred and shall be assessed and collected under the same provisions that apply to a tax liability under chapter 143 or chapter 148.

9. The tax credit allowed under this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

10. All action and communication undertaken or required under this section shall be exempt from section 105.1500.

11. The department may promulgate rules to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

12. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits.

135.1350. 1. This section shall be known and may be cited as the "Child Care Providers Tax Credit Act".

2. For purposes of this section, the following terms shall mean:

(1) "Capital expenditures", expenses incurred by a child care provider, during the tax year for which a tax credit is claimed under this section, for the construction, renovation, or rehabilitation of a child care facility to the extent necessary to operate a child care facility and comply with applicable child care facility regulations promulgated by the department of elementary and secondary education;

(2) "Child care desert", a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a child care provider in urbanized areas or at least ten miles away in rural areas;

(3) "Child care facility", a child care facility as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(4) "Child care provider", a child care provider as defined in section 210.201 that is licensed under section 210.221, or that is unlicensed and that is registered with the department of elementary and secondary education;

(5) "Department", the department of elementary and secondary education;

(6) "Eligible employer withholding tax", the total amount of tax that the child care provider was required, under section 143.191, to deduct and withhold from the wages it paid to employees during the tax year for which the child care provider is claiming a tax credit under this section, to the extent actually paid;

(7) "Employee", an employee, as that term is used in subsection 2 of section 143.191, of a child care provider who worked for the child care provider for an average of at least ten hours per week for at least a three-month period during the tax year for which a tax credit is claimed under this section and who is not an immediate family member of the child care provider;

(8) "Rural area", a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(9) "State tax liability", any liability incurred by the taxpayer under the provisions of chapter 143, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions;

(10) "Tax credit", a credit against the taxpayer's state tax liability;

(11) "Taxpayer", a corporation as defined in section 143.441 or 143.471, any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, or an individual or partnership subject to the state income tax imposed by the provisions of chapter 143.

3. For all tax years beginning on or after January 1, 2024, a child care provider with three or more employees may claim a tax credit authorized in this section in an amount equal to the child care provider's eligible employer withholding tax, and may also claim a tax credit in an amount up to thirty percent of the child care provider's capital expenditures. No tax credit for capital expenditures shall be allowed if the capital expenditures are less than one thousand dollars. The amount of any tax credit issued under this section shall not exceed two hundred thousand dollars per child care provider per tax year.

4. To claim a tax credit authorized under this section, a child care provider shall submit to the department, for preliminary approval, an application for the tax credit on a form provided by the department and at such times as the department may require. If the child care provider is applying for a tax credit for capital expenditures, the child care provider shall present proof acceptable to the department that the child care provider's capital expenditures satisfy the requirements of subdivision (1) of subsection 2 of this section. Upon final approval of an application, the department shall issue the child care provider a certificate of tax credit.

5. The tax credits authorized by this section shall not be refundable and shall not be transferred, sold, assigned, or otherwise conveyed. Any amount of credit that exceeds the child care provider's state tax liability for the tax year for which the tax credit is issued may be carried back to the child care provider's immediately prior tax year or carried forward to the child care provider's subsequent tax year for up to five succeeding tax years.

6. Notwithstanding any provision of subsection 5 of this section to the contrary, a child care provider that is exempt, under 26 U.S.C. Section 501(c)(3), and any amendments thereto, from all or part of the federal income tax shall be eligible for a refund of its tax credit issued under this section, without regard to whether it has incurred any state tax liability. Such exempt child care provider may claim a refund of the tax credit on its tax return required to be filed under the provisions of chapter 143, exclusive of the return for the withholding of tax under sections 143.191 to 143.265. If such exempt child care provider is not required to file a tax return under the provisions of chapter 143, the exempt child care provider may claim a refund of the tax credit on a refund claim form prescribed by the department of revenue. The department of revenue shall prescribe such forms, instructions, and rules as it deems appropriate to carry out the provisions of this subsection.

7. (1) The cumulative amount of tax credits authorized under this section shall not exceed twenty million dollars for each calendar year. The department shall approve tax credit applications on a first-come, first-served basis until the cumulative tax credit authorization limit is reached for the calendar year.

(2) If the maximum amount of tax credits allowed in any calendar year as provided under subdivision (1) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be increased by fifteen percent, provided that all such increases in the allowable amount of tax credits shall be reserved for child care providers located in a child care desert. The director of the department shall publish such adjusted amount.

8. The tax credit authorized by this section shall be considered a domestic and social tax credit under subdivision (5) of subsection 2 of section 135.800.

9. All action and communication undertaken or required with respect to this section shall be exempt from section 105.1500. Notwithstanding section 32.057 or any other tax confidentiality law to the contrary, the department of revenue may disclose tax information to the department for the purpose of the verification of a child care provider's eligible employer withholding tax under this section.

10. The department may promulgate rules and adopt statements of policy, procedures, forms, and guidelines to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

11. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset December 31, 2029, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset six years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized under this section expires, or a taxpayer's ability to redeem such tax credits."; and

Further amend said bill, Page 2, Section 143.161, Line 43, by inserting after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law, sections 281.220 to 281.310, which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in

whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. For the purposes of this subdivision, subdivision (5) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications services. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications services", as enacted in this subdivision and subdivision (5) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (5) of this subsection in Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in IBM Corporation v. Director of Revenue, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002) and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005). The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001); Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002); and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(18) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" shall mean:

(a) New or used farm tractors and such other new or used farm machinery and equipment, including utility vehicles used for any agricultural use, and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment and rotary mowers used for any agricultural purposes. For the purposes of this subdivision, "utility vehicle" shall mean any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels;

(b) Supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile; and

(c) One-half of each purchaser's purchase of diesel fuel therefor which is:

a. Used exclusively for agricultural purposes;

b. Used on land owned or leased for the purpose of producing farm products; and

c. Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any

portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4071, 4081, **[**~~4091,~~**]** 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of this subsection;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(38) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(39) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(40) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(41) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(42) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(43) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(44) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, "motor vehicle" and "public highway" shall have the meaning as ascribed in section 390.020;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video

clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under sections 67.1830 to 67.1846 or section 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or

b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016;

(46) All purchases by a company of solar photovoltaic energy systems, components used to construct a solar photovoltaic energy system, and all purchases of materials and supplies used directly to construct or make improvements to such systems, provided that such systems:

(a) Are sold or leased to an end user; or

(b) Are used to produce, collect and transmit electricity for resale or retail**;**

(47) All sales of used tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible personal property or from another consumer. For the purposes of this section, "used tangible personal property" is any tangible personal property that is sold a second time at an auction or any number of additional subsequent times after the initial point of sale at an auction, upon which a sales tax is levied. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended.

144.615. There are specifically exempted from the taxes levied in sections 144.600 to 144.745:

(1) Property, the storage, use or consumption of which this state is prohibited from taxing pursuant to the constitution or laws of the United States or of this state;

(2) Property, the gross receipts from the sale of which are required to be included in the measure of the tax imposed pursuant to the Missouri sales tax law;

(3) Tangible personal property, the sale or other transfer of which, if made in this state, would be exempt from or not subject to the Missouri sales tax pursuant to the provisions of subsection 2 of section 144.030;

(4) Motor vehicles, trailers, boats, and outboard motors subject to the tax imposed by section 144.020;

(5) Tangible personal property which has been subjected to a tax by any other state in this respect to its sales or use; provided, if such tax is less than the tax imposed by sections 144.600 to 144.745, such property, if otherwise taxable, shall be subject to a tax equal to the difference between such tax and the tax imposed by sections 144.600 to 144.745;

(6) Tangible personal property held by processors, retailers, importers, manufacturers, wholesalers, or jobbers solely for resale in the regular course of business;

(7) Personal and household effects and farm machinery used while an individual was a bona fide resident of another state and who thereafter became a resident of this state, or tangible personal property brought into the state by a nonresident for his own storage, use or consumption while temporarily within the state**;**

(8) Tangible personal property purchased by a consumer for use or consumption, and not for resale, for valuable consideration directly from a seller at an auction of used tangible personal property or from another consumer. For the purposes of this section, "used tangible personal property" is any tangible personal property that is sold a second time at an auction or any number of additional subsequent times after the initial point of sale at an auction, upon which a sales tax is levied. The term "used tangible personal property" shall not include motor vehicles, trailers, boats, or outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri.

313.800. 1. As used in sections 313.800 to 313.850, unless the context clearly requires otherwise, the following terms mean:

(1) "Adjusted gross receipts", the gross receipts from licensed gambling games and devices less winnings paid to wagerers**. "Adjusted gross receipts" shall not include adjusted gross receipts from sports wagering as defined in section 313.1000**;

(2) "Applicant", any person applying for a license authorized under the provisions of sections 313.800 to 313.850;

(3) "Bank", the elevations of ground which confine the waters of the Mississippi or Missouri Rivers at the ordinary high water mark as defined by common law;

(4) "Capital, cultural, and special law enforcement purpose expenditures" shall include any disbursement, including disbursements for principal, interest, and costs of issuance and trustee administration related to any indebtedness, for the acquisition of land, land improvements, buildings and building improvements, vehicles, machinery, equipment, works of art, intersections, signing, signalization, parking lot, bus stop, station, garage, terminal, hanger, shelter, dock, wharf, rest area, river port, airport, light rail, railroad, other mass transit, pedestrian shopping malls and plazas, parks, lawns, trees, and other landscape, convention center, roads, traffic control devices, sidewalks, alleys, ramps, tunnels, overpasses and underpasses, utilities, streetscape, lighting, trash receptacles, marquees, paintings, murals, fountains, sculptures, water and sewer systems, dams, drainage systems, creek bank restoration, any asset with a useful life greater than one year, cultural events, and any expenditure related to a law enforcement officer deployed as horse-mounted patrol, school resource or drug awareness resistance education (D.A.R.E) officer;

(5) "Cheat", to alter the selection of criteria which determine the result of a gambling game or the amount or frequency of payment in a gambling game;

(6) "Commission", the Missouri gaming commission;

(7) "Credit instrument", a written check, negotiable instrument, automatic bank draft or other authorization from a qualified person to an excursion gambling boat licensee or any of its affiliated companies licensed by the commission authorizing the licensee to withdraw the amount of credit extended by the licensee to such person from the qualified person's banking account in an amount determined under section 313.817 on or after a date certain of not more than thirty days from the date the credit was extended, and includes any such writing taken in consolidation, redemption or payment of a previous credit instrument, but does not include any interest-bearing installment loan or other extension of credit secured by collateral;

(8) "Dock", the location in a city or county authorized under subsection 10 of section 313.812 which contains any natural or artificial space, inlet, hollow, or basin, in or adjacent to a bank of the Mississippi or Missouri Rivers, next to a wharf or landing devoted to the embarking of passengers on and disembarking of passengers from a gambling excursion but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(9) "Excursion gambling boat", a boat, ferry, other floating facility, or any nonfloating facility licensed by the commission on or inside of which gambling games are allowed;

(10) "Fiscal year", the fiscal year of a home dock city or county;

(11) "Floating facility", any facility built or originally built as a boat, ferry or barge licensed by the commission on which gambling games are allowed;

(12) "Gambling excursion", the time during which gambling games may be operated on an excursion gambling boat whether docked or during a cruise;

(13) "Gambling game" includes, but is not limited to, games of skill or games of chance on an excursion gambling boat **[**~~but does not include gambling on sporting events~~**]**; provided such games of chance are approved by amendment to the Missouri Constitution;

(14) "Games of chance", any gambling game in which the player's expected return is not favorably increased by the player's reason, foresight, dexterity, sagacity, design, information or strategy;

(15) "Games of skill", any gambling game in which there is an opportunity for the player to use the player's reason, foresight, dexterity, sagacity, design, information or strategy to favorably increase the player's expected return; including, but not limited to, the gambling games known as "poker", "blackjack" (twenty-one), "craps", "Caribbean stud", "pai gow poker", "Texas hold'em", "double down stud", **"sports wagering",** and any video representation of such games;

(16) "Gross receipts", the total sums wagered by patrons of licensed gambling games;

(17) "Holder of occupational license", a person licensed by the commission to perform an occupation within excursion gambling boat operations which the commission has identified as requiring a license;

(18) "Licensee", any person licensed under sections 313.800 to 313.850;

(19) "Mississippi River" and "Missouri River", the water, bed and banks of those rivers, including any space filled wholly or partially by the water of those rivers in a manner approved by the commission but shall not include any artificial space created after May 20, 1994, and is located more than one thousand feet from the closest edge of the main channel of the river as established by the United States Army Corps of Engineers;

(20) "Nonfloating facility", any structure within one thousand feet from the closest edge of the main channel of the Missouri or Mississippi River, as established by the United States Army Corps of Engineers, that contains at least two thousand gallons of water beneath or inside the facility either by an enclosed space containing such water or in rigid or semirigid storage containers, tanks, or structures;

(21) "Supplier", a person who sells or leases gambling equipment and gambling supplies to any licensee.

2. (1) In addition to the games of skill defined in this section, the commission may approve other games of skill upon receiving a petition requesting approval of a gambling game from any applicant or licensee. The commission may set the matter for hearing by serving the applicant or licensee with written notice of the time and place of the hearing not less than five days prior to the date of the hearing and posting a public notice at each commission office. The commission shall require the applicant or licensee to pay the cost of placing a notice in a newspaper of general circulation in the applicant's or licensee's home dock city or county. The burden of proof that the gambling game is a game of skill is at all times on the petitioner. The petitioner shall have the affirmative responsibility of establishing the petitioner's case by a preponderance of evidence including:

(a) Is it in the best interest of gaming to allow the game; and

(b) Is the gambling game a game of chance or a game of skill?

(2) All testimony shall be given under oath or affirmation. Any citizen of this state shall have the opportunity to testify on the merits of the petition. The commission may subpoena witnesses to offer expert testimony. Upon conclusion of the hearing, the commission shall evaluate the record of the hearing and issue written findings of fact that shall be based exclusively on the evidence and on matters officially noticed. The commission shall then render a written decision on the merits which shall contain findings of fact, conclusions of law and a final commission order. The final commission order shall be within thirty days of the hearing. Copies of the final commission order shall be served on the petitioner by certified or overnight express mail, postage prepaid, or by personal delivery.

313.813. The commission may promulgate rules allowing a person that is a problem gambler to voluntarily exclude him/herself from an excursion gambling boat**, or a licensed facility or platform regulated under sections 313.1000 to 313.1022**. Any person that has been self-excluded is guilty of trespassing in the first degree pursuant to section 569.140 if such person enters an excursion gambling boat. **Any person who has been self-excluded and is**

found to have placed a wager under sections 313.1000 to 313.1022 shall forfeit his or her winnings and such winnings shall be credited to the compulsive gamblers fund created under section 313.842.

313.842. **1.** There **[**~~may~~**] shall** be established programs which shall provide treatment, prevention**, recovery,** and education services for compulsive gambling. As used in this section, "compulsive gambling" means a condition suffered by a person who is chronically and progressively preoccupied with gambling and the urge to gamble. Subject to appropriation, such programs shall be funded from the one-cent admission fee authorized pursuant to section 313.820, and in addition, may be funded from the taxes collected and distributed to any city or county under section 313.822 **or any other funds appropriated by the general assembly**. Such moneys shall be submitted to the state and credited to the "Compulsive Gamblers Fund", which is hereby established within the department of mental health. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the fund at the end of any biennium shall not be transferred to the credit of the general revenue fund. The department of mental health shall administer programs, either directly or by contract, for compulsive gamblers. The commission **[**~~may~~**] shall** administer programs to educate the public about problem gambling and promote treatment programs offered by the department of mental health. In addition, the commission shall administer the voluntary exclusion program for problem gamblers authorized by section **[**~~313.833~~**] 313.813**.

2. The commission, in cooperation with the department of mental health, shall develop a triennial research report in order to assess the social and economic effects of gaming in the state and to obtain scientific information related to the neuroscience, psychology, sociology, epidemiology, and etiology of compulsive gambling. The report and associated studies shall be submitted to the governor, the president pro tempore of the senate, and the speaker of the house of representatives no later than December 31, 2024, and not later than December thirty-first of every third year thereafter. The research report shall consist of at least:

(1) A baseline study of the existing occurrence of compulsive gambling in the state. The study shall examine and describe the existing levels of compulsive gambling and the existing programs available that have a goal of preventing and addressing the harmful consequences of compulsive gambling;

(2) A comprehensive legal and factual study of the social and economic impacts of gambling on the state; and

(3) Recommendations on programs and legislative actions to address compulsive gambling in the state, including a recommended appropriation to the compulsive gamblers fund based on the study required in subdivision (1) of this subsection.

313.1000. 1. As used in sections 313.1000 to 313.1022, the following terms shall mean:

(1) "Adjusted gross receipts":

(a) The total of all cash and cash equivalents received by a sports wagering operator from sports wagering minus the total of:

a. All cash and cash equivalents paid out as winnings to sports wagering patrons;

b. The actual costs paid by a sports wagering operator for anything of value provided to and redeemed by patrons, including merchandise or services distributed to sports wagering patrons to incentivize sports wagering;

c. Voided or cancelled wagers;

d. For the first year of implementation, one hundred percent of the costs of free play or promotional credits provided to and redeemed by patrons and decreasing by twenty-five percent each year following until the fifth and subsequent years, in which no cost of free play or promotional credits shall be deducted;

e. Any sums paid as a result of any federal tax, including federal excise tax; and

f. Uncollectible sports wagering receivables, not to exceed the lesser of:

(i) A reasonable provision for uncollectible patron checks, automated clearing house (ACH) transactions, debit card transactions, and credit card transactions received from sports wagering operations; or

(ii) Two percent of the total of all sums, including checks, whether collected, less the amount paid out as winnings to sports wagering patrons. For purposes of this section, a counter or personal check that is invalid or unenforceable under this section is considered cash received by the sports wagering operator from sports wagering operations;

(b) The deductions allowed under paragraph (a) of this subdivision shall not include any costs arising directly from the purchase of advertising with a nonpatron third party, including the direct cost of purchasing print, television, or radio advertising or any signage or billboards;

(c) If the amount of adjusted gross receipts in a gaming month is a negative figure, the certificate holder shall remit no sports wagering tax for that gaming month. Any negative adjusted gross receipts shall be carried over and calculated as a deduction in the subsequent gaming months until the negative figure has been brought to a zero balance;

(2) "Certificate holder", a licensed applicant issued a certificate of authority by the commission;

(3) "Certificate of authority", a certificate issued by the commission authorizing a licensed applicant to conduct sports wagering under sections 313.1000 to 313.1022;

(4) "Commercially reasonable terms", for the purposes of official league data only, includes the following nonexclusive factors:

(a) The extent to which event wagering operators have purchased the same or similar official league data on the same or similar terms;

(b) The speed, accuracy, timeliness, reliability, quality, and quantity of the official league data as compared to comparable alternative data sources;

(c) The quality and complexity of the process used to collect and distribute the official league data as compared to comparable alternative data sources; and

(d) The availability and cost of similar league data from multiple sources;

(5) "Commission", the Missouri gaming commission;

(6) "Covered persons", athletes; umpires, referees, and officials; personnel associated with clubs, teams, leagues, and athletic associations; medical professionals, including athletic trainers, who provide services to athletes and players; and the family members and associates of these persons where required to serve the purposes of sections 313.1000 to 313.1022;

(7) "Department", the department of revenue;

(8) "Designated sports district", the premises of a facility located in this state with a capacity of eleven thousand five hundred people or more, at which one or more professional sports teams that is a member of the National Football League, Major League Baseball, the National Hockey League, the National Basketball Association, Major League Soccer, the Women's National Basketball Association, or the National Women's Soccer League plays its home games, and the surrounding area within four hundred yards of such premises;

(9) "Designated sports district mobile licensee", a person or entity, registered to do business within this state, that is designated by a professional sports team entity to be a licensed applicant and an interactive sports wagering platform operator authorized to offer sports wagering only via the internet in this state, subject to the commission's approval and licensure under sections 313.1000 to 313.1022; provided, however, for purposes of clarification and avoidance of doubt, the designated person or entity, rather than the applicable professional sports team entity, shall be the party that submits to the commission for licensure under sections 313.1000 to 313.1022;

(10) "Esports", athletic and sporting events in which all participants are eighteen years of age or older and involving electronic sports and competitive video games;

(11) "Excursion gambling boat", the same meaning as defined under section 313.800;

(12) "Gross receipts", the total amount of cash and cash equivalents paid by sports wagering patrons to a sports wagering operator to participate in sports wagering;

(13) "Interactive sports wagering platform" or "platform", a platform operated by an interactive sports wagering platform operator that offers sports wagering through an individual account registered to an eligible person, under section 313.1014, over the internet, including on websites and mobile devices, on behalf of a licensed facility or designated sports district. Except as otherwise provided, an interactive sports wagering platform may also offer in-person sports wagering on behalf of a licensed facility that is an excursion gambling boat at its licensed facility, including through sports wagering devices;

(14) "Interactive sports wagering platform operator", a suitable legal entity that holds a license issued by the commission to operate an interactive sports wagering platform;

(15) "Licensed applicant", a person holding a license issued under section 313.807 to operate an excursion gambling boat, an interactive sports wagering platform operator, or a designated sports district mobile licensee;

(16) "Licensed facility", an excursion gambling boat licensed under this chapter or a designated sports district for which a certificate holder is licensed under sections 313.1000 to 313.1022;

(17) "Licensed supplier", a person holding a supplier's license issued by the commission;

(18) "Occupational license", a license issued by the commission;

(19) "Official league data", statistics, results, outcomes, and other data related to a sports event or other event utilized to determine the outcome of tier 2 bets obtained pursuant to an agreement with the relevant sports governing body or an entity expressly authorized by the sports governing body to provide such information that authorizes a sports wagering operator to use such data for determining the outcome of tier 2 bets;

(20) "Person", an individual, sole proprietorship, partnership, association, fiduciary, corporation, limited liability company, or any other business entity;

(21) "Personal biometric data", any information about an athlete that is derived from the athlete's DNA, heart rate, blood pressure, perspiration rate, internal or external body temperature, hormone levels, glucose levels, hydration levels, vitamin levels, bone density, muscle density, or sleep patterns or other information as may be prescribed by the commission by regulation;

(22) "Professional sports team entity", a person or entity, registered to do business in this state, that owns or operates a professional sports team that is a member of the National Football League, Major League Baseball, the National Hockey League, the National Basketball Association, Major League Soccer, the Women's National Basketball Association, or the National Women's Soccer League and that plays its home games within a designated sports district;

(23) "Prohibited conduct", any statement, action, or other communication intended to influence, manipulate, or control a betting outcome of a sporting contest or of any individual occurrence or performance in a sporting contest in exchange for financial gain or to avoid financial or physical harm. "Prohibited conduct" includes statements, actions, and communications made to a covered person by a third party, such as a family member or through social media, but shall not include statements, actions, or communications made or sanctioned by a team or sports governing body;

(24) "Sports governing body", an organization headquartered in the United States that prescribes final rules and enforces codes of conduct with respect to a sports event and participants therein;

(25) "Sports wagering", "sports wager", "sports bet", or "bet", wagering on athletic, sporting, and other competitive events involving human competitors including, but not limited to, esports, or on other events as approved by the commission. Such terms shall include, but not be limited to, bets or wagers made on: portions of athletic and sporting events, including those on outcomes determined prior to the start of a sporting event, or on the individual statistics of athletes in a sporting event or compilation of sporting events, involving human competitors. The term includes, but is not limited to, single-game wagers, teaser wagers, parlays, over-unders, moneyline bets, pools, exchange wagering, in-game wagers, in-play wagers, proposition wagers, and straight wagers or other wagers approved by the commission. Sports wagering shall not include fantasy sports under sections 313.900 to 313.955 or those games and contests in which the outcome is determined purely on chance and without any human skill, intention, interaction, or direction;

(26) "Sports wagering commercial activity", any operation, promotion, signage, advertising, or other business activity relating to sports wagering, including the operation or advertising of a business or location at which sports wagering is offered or a business or location at which sports wagering through one or more interactive platforms is promoted or advertised;

(27) "Sports wagering device" or "sports wagering kiosk", a self-service mechanical, electrical, or computerized contrivance, terminal, device, apparatus, piece of equipment, or supply approved by the commission for conducting sports wagering under sections 313.1000 to 313.1022. "Sports wagering device" shall not include a device used by a sports wagering patron to access an interactive sports wagering platform. The hardware of a sports wagering device not capable of accepting wagers shall not be considered a sports wagering device;

(28) "Sports wagering operator" or "operator", a licensed facility that is an excursion gambling boat or an interactive sports wagering platform operator offering sports wagering on behalf of a licensed facility;

(29) "Sports wagering supplier", a person that provides goods, services, software, or any other components necessary for the creation of sports wagering markets and determination of wager outcomes, directly or indirectly, to any sports wagering operator or applicant involved in the acceptance of wagers, including any of the following: providers of data feeds and odds services, providers of kiosks used for self-

wagering made in-person, risk management providers, integrity monitoring providers, and other providers of sports wagering supplier services as determined by the commission; provided, however, that no sports governing body shall be a sports wagering supplier for any purposes under sections 313.1000 to 313.1022;

(30) "Supplier's license", a license issued by the commission under section 313.807;

(31) "Tier 1 bet", an internet bet that is determined solely by the final score or final outcome of the sports event and is placed before the sports event has begun;

(32) "Tier 2 bet", an internet bet that is not a tier 1 bet.

313.1002. 1. The state of Missouri shall be exempt from the provisions of 15 U.S.C. Section 1172, as amended.

2. All shipments of gambling devices, which shall include devices capable of accepting sports wagers used to conduct sports wagering under sections 313.1000 to 313.1022 to licensed applicants or sports wagering operators, the registering, recording, and labeling of which have been completed by the manufacturer or dealer thereof in accordance with 15 U.S.C. Sections 1171 to 1178, as amended, shall be legal shipments of gambling devices into this state. Point-of-contact devices or kiosks not yet capable of accepting sports wagers shall not be considered gambling devices for purposes of this section.

313.1003. 1. Sports wagering shall not be offered in this state except by a certificate holder.

2. A certificate holder may offer sports wagering:

(1) In person within its applicable licensed facility, provided that such certificate holder is an excursion gambling boat licensed under this chapter; and

(2) Over the internet through an interactive sports wagering platform to persons physically located in this state.

3. Notwithstanding any other provision of law to the contrary, except as provided under sections 313.1000 to 313.1022, sports wagering commercial activity shall be prohibited from occurring within any designated sports district without the approval of each professional sports team entity applicable to such designated sports district; provided, however, that no such approval shall be required for the sole activity of offering sports wagering over the internet via an interactive sports wagering platform that is accessible to persons physically located within such designated sports district.

313.1004. 1. The commission shall have full jurisdiction to supervise all gambling operators governed by sections 313.1000 to 313.1022 and shall adopt rules and regulations to implement the provisions of sections 313.1000 to 313.1022. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

2. Rules adopted under this section shall include, but not be limited to, the following:

(1) Standards and procedures to govern the conduct of sports wagering, including the manner in which:

(a) Wagers are received;

(b) Payouts are paid; and

(c) Point spreads, lines, and odds are disclosed;

(2) Standards governing how a sports wagering operator offers sports wagering over the internet through an interactive sports wagering platform to patrons physically located in Missouri;

(3) The manner in which a sports wagering operator's books and financial records relating to sports wagering are maintained and audited, including standards for the daily counting of a sports wagering operator's gross receipts from sports wagering and standards to ensure that internal controls are followed; and

(4) Standards concerning the detection and prevention of compulsive gambling including, but not limited to, requirements to use a nationally recognized problem gambling helpline phone number in all promotional activity.

3. Rules adopted under this section shall require a sports wagering operator to make commercially reasonable efforts to do the following:

(1) Designate one or more areas within the licensed facility operated by the sports wagering operator if the sports wagering operator is a licensed facility that is an excursion gambling boat;

(2) Ensure the security and integrity of sports wagers accepted through any interactive sports wagering platform operated or authorized by such sports wagering operator;

(3) Ensure that the sports wagering operator's surveillance system covers all areas of the in-person sports wagering activity conducted within a licensed facility that is an excursion gambling boat;

(4) Allow the commission to be present through the commission's gaming agents when sports wagering is conducted in all areas of the sports wagering operator's licensed facility that is an excursion gambling boat in which sports wagering is conducted, to do the following:

(a) Ensure maximum security of the counting and storage of the sports wagering revenue received by the sports wagering operator;

(b) Certify the sports wagering revenue received by the sports wagering operator; and

(c) Receive complaints from the public;

(5) Ensure that wager results are determined only from data that is provided by the applicable sports governing body or the licensed sports wagering suppliers;

(6) Ensure that persons who are under twenty-one years of age do not make sports wagers;

(7) Establish house rules specifying the amounts to be paid on winning wagers and the effect of schedule changes. The house rules shall be displayed in the sports wagering operator's sports wagering area or posted on the sports wagering operator's internet site or mobile application and included in the terms and conditions thereof or another approved area; and

(8) Establish industry-standard procedures regarding the voiding or cancelling of wagers in the sports wagering operator's internal controls and house rules.

4. (1) A sports governing body or other authorized entity that maintains official league data may notify the commission that official league data for settling tier 2 bets is available for sports wagering operators.

(2) The commission shall notify sports wagering operators within seven days of receipt of the notification from the sports governing body or other authorized entity that maintains official league data of the availability of official league data. Within sixty days following such notification by the commission, each sports wagering operator shall use only official league data to settle tier 2 bets on athletic events sanctioned by the applicable sports governing body, except:

(a) During the pendency of a request by such sports wagering operator to the commission, under this section, to use alternative data sources approved by the commission to settle such tier 2 bets; or

(b) Following approval by the commission of a request by such sports wagering operator to use alternative data sources approved by the commission in accordance with this section.

(3) Official league data made available to sports wagering operators by the sports governing body or other authorized entity that maintains official league data shall be offered on commercially reasonable terms.

(4) A sports wagering operator may submit a written request to the commission for the use, or continued use, of alternative data sources approved by the commission within sixty days of receiving the notification from the commission regarding the availability of official league data. The request shall demonstrate in detail that the sports governing body or other authorized entity that maintains official league data is unable or unwilling to offer official league data on commercially reasonable terms. Within sixty days of receipt of the written request from a sports wagering operator to use an alternative data source, the commission shall issue a written approval or disapproval of such a request.

(5) The commission shall publish a list of official league data providers on its website.

5. The commission may enter into agreements with other jurisdictions to facilitate, administer, and regulate multi-jurisdictional sports betting by sports betting operators to the extent that entering into the agreement is consistent with state and federal laws and the sports betting agreement is conducted only in the United States.

6. (1) The commission shall establish a hotline or other method of communication that allows any person to confidentially report information about prohibited conduct to the commission.

(2) The commission shall investigate all reasonable allegations of prohibited conduct and refer any allegations it deems credible to the appropriate law enforcement entity.

(3) The identity of any reporting person shall remain confidential unless that person authorizes disclosure of his or her identity or until such time as the allegation of prohibited conduct is referred to law enforcement.

(4) If the commission receives a complaint of prohibited conduct by an athlete, the commission shall notify the appropriate sports governing body of the athlete to review the complaint as provided by rule.

(5) The commission shall adopt rules governing investigations of prohibited conduct and referrals to law enforcement entities.

313.1006. 1. A licensed applicant holding a license issued under section 313.807 to operate an excursion gambling boat who wishes to offer sports wagering under sections 313.1000 to 313.1022 shall:

(1) Submit an application to the commission in the manner prescribed by the commission for each licensed facility in which the licensed applicant wishes to conduct sports wagering;

(2) Pay an initial application fee, not to exceed one hundred thousand dollars, which shall be deposited in the gaming commission fund and distributed according to section 313.835; and

(3) Submit to the commission a responsible gambling plan that shall include, but is not limited to:

(a) Annual training for all staff regarding the practice of responsible gambling and identifying compulsive or problem gamblers;

(b) Policies and strategies for handling situations in which players indicate they are in distress or experiencing a problem; and

(c) Policies and strategies to address third-party concerns about players' gambling behavior.

2. Upon receipt of the application and fee required under subsection 1 of this section, the commission shall issue a certificate of authority to a licensed applicant authorizing the licensed applicant to conduct sports wagering under sections 313.1000 to 313.1022 in a licensed facility or through an interactive sports wagering platform.

313.1008. 1. The commission shall ensure that new sports wagering devices and new forms, variations, or composites of sports wagering are tested under the terms and conditions that the commission considers appropriate prior to authorizing a sports wagering operator to offer a new sports wagering device or a new form, variation, or composite of sports wagering. The commission may utilize an approved independent testing laboratory to assist with any requirements of this section. The commission shall accept such testing of another sports wagering governing body in the United States if the commission determines the testing of that governing body is substantially similar to the testing that would otherwise be required by the commission and the sports wagering operator verifies that its sports wagering devices and forms have not materially changed since such testing.

2. A licensed facility that is an excursion gambling boat may also offer sports wagering through up to three individually branded interactive sports wagering platforms under the brand, trade name, or another name it is doing business as (d/b/a) selected by the sports wagering operator or, as applicable, the interactive sports wagering platform operator. A sports wagering operator may operate each interactive sports wagering platform or contract with one or more interactive sports wagering platform operators to administer any or all of the interactive sports wagering platforms on the licensed facility's behalf. Notwithstanding any provision of this section and anything to the contrary set forth under sections 313.1000 through 313.1022, in no event shall sports wagering be offered through more than six sports wagering platforms contracting with any one owner of a licensed facility, directly or indirectly through any parent company, subsidiary, or affiliate of such owner.

3. Each designated sports district mobile licensee may offer sports wagering within the state through one interactive sports wagering platform. Each designated sports district mobile licensee shall be required to be licensed by the commission as an interactive sports wagering platform operator. Sports wagering over the internet through any interactive sports wagering platform may be offered by any licensed sports wagering operator within any designated sports district.

4. Notwithstanding anything to the contrary set forth under sections 313.1000 through 313.1022, no sports wagering operator may offer sports wagering in person or through any sports wagering kiosk, except within a licensed facility that is an excursion gambling boat.

5. (1) Sports wagering may be conducted with chips, tokens, electronic cards, cash, cash equivalents, debit or credit cards, other negotiable currency, online payment services, automated clearing houses, promotional funds, or any other means approved by the commission.

(2) A sports wagering operator shall in, its internal controls or house rules, determine a minimum wager amount in sports wagering conducted by the sports wagering operator and may determine a maximum wager amount.

6. A sports wagering operator shall not permit any sports wagering on the premises of the licensed facility except as provided under this chapter.

7. A sports wagering device, point-of-contact sports wagering device, or sports wagering kiosk shall be approved by the commission and acquired by a sports wagering operator from a licensed supplier.

8. The commission shall determine the occupations related to sports wagering that require an occupational license, which shall not include employees who do not possess the authority or ability to alter material systems required for sports wagering in this state.

9. A sports wagering operator may lay off one or more sports wagers. The commission may promulgate rules permitting sports wagering operators or platforms to employ systems that offset loss or manage risk in the operation of sports wagering under sections 313.1000 to 313.1022 through the use of liquidity pools in other jurisdictions in which the sports wagering operator, platform, an affiliate of the sports wagering operator or platform, or a third party also holds licenses to conduct sports wagering, provided that at all times adequate protections are maintained to ensure sufficient funds are available to pay winnings to patrons.

10. A sports wagering operator shall include information and tools to assist players in making responsible decisions. The sports wagering operator shall provide at a minimum:

(1) Prominently displayed tools to set limits on the amount of time and money a player spends on any interactive sports wagering platform;

(2) Prominently displayed information regarding compulsive gambling and ways to seek treatment and support if a player believes he or she has a problem; and

(3) To a player the ability to exclude the use of certain electronic payment methods if desired by the player.

313.1010. 1. An interactive sports wagering platform operator shall offer sports wagering on behalf of a licensed facility only if the interactive sports wagering platform operator is properly licensed by the commission and has contracted with a licensed facility.

2. An applicant for an interactive sports wagering platform license shall:

(1) Submit an application to the commission in the manner prescribed by the commission to verify the platform's eligibility under this section;

(2) Pay an initial application fee, not to exceed one hundred fifty thousand dollars; and

(3) Submit to the commission a responsible gambling plan that shall include, but is not limited to:

(a) Annual training for all staff regarding the practice of responsible gambling and identifying compulsive or problem gamblers;

(b) Policies and strategies for handling situations in which players indicate they are in distress or experiencing a problem; and

(c) Policies and strategies to address third-party concerns about players' gambling behavior.

3. On or before the anniversary date of the payment of the initial application fee under this section, an interactive sports wagering platform provider holding a license issued under this section shall pay to the commission a license renewal fee, not to exceed three hundred twenty-five thousand dollars. Such funds shall be deposited into the gaming commission fund established under section 313.835.

4. Notwithstanding any other provision of law to the contrary, the following information shall be confidential and shall not be disclosed to the public unless required by court order or by any other provision of sections 313.1000 to 313.1022:

(1) Any application submitted to the commission relating to sports wagering in this state; and

(2) All documents, reports, and data submitted by an applicant relating to sports wagering in this state to the commission containing proprietary information, trade secrets, financial information, or personally identifiable information about any person.

313.1011. 1. The commission may issue a supplier's license to a sports wagering supplier.

2. A sports wagering supplier may provide its services to licensees under a fixed-fee or revenue-sharing agreement only if the supplier is properly licensed by the commission.

3. At the request of an applicant for a sports wagering supplier's license, the commission may issue a provisional license to the applicant, as long as the applicant has submitted a completed application for the license, including paying the required application fee. The commission may prescribe by rule the requirements to receive a provisional license.

4. An applicant for a sports wagering supplier's license shall disclose the identity of:

(1) The applicant's principal owners who directly own ten percent or more of the applicant;

(2) Each holding, intermediary, or parent company that directly owns fifteen percent or more of the applicant; and

(3) The applicant's chief executive officer and chief financial officer, or their equivalents, as determined by the commission.

5. Government-created entities, including statutory authorized pension investment boards and Canadian Crown corporations, that are direct or indirect shareholders of an applicant shall be waived in the applicant's disclosure of ownership and control as determined by the commission.

6. Investment funds or entities registered with the Securities and Exchange Commission (SEC), including investment advisors and entities under the management of the SEC-registered entity, that are direct or indirect shareholders of an applicant shall be waived in the applicant's disclosure of ownership and control as determined by the commission.

7. A supplier's license or provisional supplier's license shall be sufficient to provide sports wagering supplier services to licensees. A renewal fee shall be submitted biennially as determined by the commission.

313.1012. 1. A sports wagering operator shall verify that a person placing a wager is at least the legal minimum age for placing a wager under sections 313.1000 to 313.1022.

2. The commission shall establish an online method for a player to apply for placement in the self-exclusion program. Each sports wagering operator shall include a link to such application on all sports wagering platforms.

3. The commission shall adopt rules and regulations that incorporate a sports wagering self-exclusion program into the program adopted under sections 313.800 to 313.850. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

4. The commission shall adopt rules to ensure that advertisements for sports wagering:

(1) Do not knowingly target minors or other persons who are ineligible to place wagers, problem gamblers, or other vulnerable persons;

(2) Disclose the identity of the sports wagering operator;

(3) Provide information about or links to resources relating to gambling addiction;

(4) Are not otherwise false, misleading, or deceptive to a reasonable consumer;

(5) Are not included on internet sites or pages dedicated to compulsive or problem gambling; and

(6) Include responsible gambling messages and a nationally recognized problem gambling helpline number in all promotional activity.

5. The commission shall establish penalties of not less than ten thousand dollars but not more than one hundred thousand dollars for any sports wagering operator who violates the restrictions placed on advertising to persons listed in subdivision (1) of subsection 4 of this section.

313.1014. 1. The commission shall conduct background checks on individuals seeking licenses under sections 313.1000 to 313.1022. A background check conducted under this section shall include a search for criminal history and any charges or convictions involving corruption or manipulation of sporting events. A background check under this section shall be consistent with the provisions of section 313.810.

2. (1) A sports wagering operator shall employ commercially reasonable methods to:

(a) Prohibit the sports wagering operator; directors, officers, and employees of the sports wagering operator; and any relative of an operator, director, or officer living in the same household from placing sports wagers with the sports wagering operator;

(b) Prohibit any person with access to nonpublic confidential information held by the sports wagering operator from placing sports wagers with the sports wagering operator;

(c) Prevent the sharing of confidential information that could affect sports wagering offered by the sports wagering operator or by third parties until the information is made publicly available;

(d) Prohibit persons from placing sports wagers as agents or proxies for other persons; and

(e) Prohibit the purchase or use by the sports wagering operator of any personal biometric data of an athlete, unless the sports wagering operator has received written permission from the athlete or the athlete's representative.

(2) Nothing in this section shall preclude the use of internet-based hosting or cloud-based hosting of data or any disclosure of information required by court order or other provisions of law.

3. (1) The following individuals are prohibited from engaging in sports wagering under sections 313.1000 to 313.1022:

(a) Any person whose participation may undermine the integrity of the betting or sports event; or

(b) Any person who is prohibited for other good cause including, but not limited to:

a. Any person placing a wager as an agent or proxy;

b. Any person who is an athlete, coach, referee, player, or referee personnel member in or on any sports event overseen by that person's sports governing body based on publicly available information;

c. Any person who holds a position of authority or influence sufficient to exert influence over the participants in a sporting contest including, but not limited to, coaches, managers, handlers, or athletic trainers;

d. Any person under twenty-one years of age;

e. Any person with access to certain types of exclusive information on any sports event overseen by that person's sports governing body based on publicly available information; or

f. Any person identified by any lists provided by the commission.

(2) The direct or indirect legal or beneficial owner of five percent or more of a sports governing body or any of its member teams shall not place or accept any wager on a sports event in which any member team of that sports governing body participates. Any violation of this subdivision shall constitute disorderly conduct. Disorderly conduct under this subdivision shall be a class C misdemeanor.

(3) The provisions of subdivision (1) of this subsection shall not apply to any person who is a direct or indirect owner of a specific sports governing body member team and:

(a) Has less than five percent direct or indirect ownership interest in a casino or sports wagering operator; or

(b) The value of the ownership of such team represents less than one percent of the person's total enterprise value and such shares of such person are registered under section 12 of the Securities Exchange Act of 1934, 15 U.S.C. Section 78l, as amended.

(4) (a) A sports wagering operator shall adopt procedures to prevent wagering on sports events by persons who are prohibited from placing sports wagers.

(b) A sports wagering operator shall not knowingly accept wagers from any person whose identity is known to the operator and:

a. Whose name appears on the exclusion list maintained by the commission;

b. Who is the operator, director, officer, owner, or employee of the operator;

c. Who has access to nonpublic confidential information held by the operator; or

d. Who is an agent or proxy for any other person.

(5) An operator shall adopt procedures to obtain personally identifiable information from any individual who places any single wager of ten thousand dollars or more on a sports event while physically present at a casino.

4. Given good and sufficient reason, each of the commission and sports wagering operators shall cooperate with investigations conducted by law enforcement agencies or sports governing bodies, including providing or facilitating the provision of relevant betting information and audio or video files relating to persons placing sports wagers; except that, with respect to any such information or files disclosed by a sports wagering operator to a sports governing body, the sports governing body shall:

(1) Maintain the confidentiality of such information or files;

(2) Comply with all privacy laws applicable to such information or files; and

(3) Use the information or files solely in connection with the sports governing body's investigation.

5. A sports wagering operator shall immediately report to the commission any information relating to:

(1) Criminal or disciplinary proceedings commenced against the sports wagering operator in connection with its operations;

(2) Bets or wagers that violate state or federal law;

(3) Abnormal wagering activity or patterns that may indicate a concern regarding the integrity of a sporting event or events;

(4) Any other conduct that corrupts the wagering outcome of a sporting event or events for purposes of financial gain, including prohibited conduct as defined under section 313.1000; and

(5) Suspicious or illegal wagering activities.

A sports wagering operator shall also immediately report any information relating to conduct described in subdivision (3) or (4) of this subsection to the applicable sports governing body.

6. A sports wagering operator shall maintain the confidentiality of information provided by a sports governing body to the sports wagering operator unless disclosure is required by court order, the commission, or any other provision of law.

7. A sports governing body may submit to the commission a request in writing to restrict, limit, or exclude a type or form of sports wagering on its sporting events if such body believes that such sports wagering affects the integrity or perceived integrity of its sport. The commission may grant the request upon a showing of good cause by the applicable sports governing body. The commission shall promptly review any information provided and respond as expeditiously as practicable to the request. Prior to making a determination, the commission shall notify and consult with sports wagering operators. If the commission deems it relevant, it may also consult with any applicable independent monitoring providers or other jurisdictions. No restrictions, limitations, or exclusions of wagers shall be conducted without the express written approval of the commission. Sports wagering operators shall be notified of any restrictions, limitations, or exclusions granted by the commission.

8. (1) No sports wagering operator shall offer any sports wagers on an elementary or secondary school athletic or sporting event in which a school team from this state is a participant, or on the individual performance statistics of an athlete in an elementary or secondary school athletic or sporting event in which a school team from this state is a participant.

(2) No sports wager shall be placed on the performance or nonperformance of any individual athlete participating in a single game or match of a collegiate sporting event in which a collegiate team from this state is a participant.

313.1016. 1. A sports wagering operator shall, for a wager that exceeds ten thousand dollars and that is placed in person by a patron, maintain the following records for a period of at least three years after the sporting event occurs:

(1) Personally identifiable information of the patron;

(2) The amount and type of bet placed;

(3) The time and date the bet was placed;

(4) The location, including specific information pertaining to the betting window or sports wagering device, where the bet was placed;

(5) The outcome of the bet; and

(6) Any discernible pattern of abnormal betting activity by the patron.

2. A licensed facility, interactive sports wagering platform operator, or sports wagering supplier where applicable, for all bets and wagers placed through an interactive sports wagering platform, shall maintain the following records for a period of at least three years after the sporting event occurs:

(1) Personally identifiable information of the patron;

(2) The amount and type of bet placed;

(3) The time and date the bet was placed;

(4) The location, including specific information pertaining to the internet protocol address, where the bet was placed;

(5) The outcome of the bet; and

(6) Any discernible pattern of abnormal betting activity by the patron.

3. A sports wagering operator shall make the records and data that it is required to maintain under this section available for inspection upon request of the commission or as required by court order.

313.1018. A sports wagering operator is not liable under the laws of this state to any party, including patrons, for disclosing information as required under sections 313.1000 to 313.1022 and is not liable for refusing to disclose information unless required under sections 313.1000 to 313.1022.

313.1021. 1. A wagering tax of fifteen percent is imposed on the adjusted gross receipts received from sports wagering conducted by a sports wagering operator under sections 313.1000 to 313.1022. If an interactive sports wagering platform operator is contracted to conduct sports wagering at a certificate holder's licensed facility that is an excursion gambling boat, or through an interactive sports wagering platform, the licensed interactive sports wagering platform operator may fulfill the certificate holder's duties under this section.

2. A certificate holder or interactive sports wagering platform operator shall remit the tax imposed by subsection 1 of this section to the department no later than one day prior to the last business day of the month following the month in which the taxes were generated. In a month when the adjusted gross receipts of a certificate holder or interactive sports wagering platform operator is a negative number, the certificate holder or interactive sports wagering platform operator may carry over the negative amount for a period of twelve months.

3. The payment of the tax under this section shall be by an electronic funds transfer by an automated clearing house.

4. Revenues received from the tax imposed under subsection 1 of this section shall be deposited in the state treasury to the credit of the gaming proceeds for education fund, which shall be distributed as provided under section 313.822.

5. (1) A licensed facility that is an excursion gambling boat shall pay to the commission an annual license renewal fee, not to exceed fifty thousand dollars. The fee imposed shall be due on the anniversary date of the issuance of the license and on each anniversary date thereafter. The commission shall deposit the annual license renewal fees received under this subdivision in the gaming commission fund established under section 313.835.

(2) In addition to the annual license renewal fee, required in this subsection, a certificate holder shall pay to the commission a fee of ten thousand dollars to cover the costs of a full reinvestigation of the certificate holder in the fourth year after the date on which the certificate holder commences sports wagering operations under sections 313.1000 to 313.1022 and on each fourth year thereafter. The commission shall deposit the fees received under this subdivision in the gaming commission fund established under section 313.835.

6. Subject to appropriation, five hundred thousand dollars shall be appropriated from the gaming commission fund created under section 313.835 and credited annually to the compulsive gamblers fund created under section 313.842. When considering the amount of funds to appropriate to the compulsive gamblers fund, the general assembly shall consider the findings and recommendations contained in the research report required under subsection 2 of section 313.842 for increased funding in excess of the five hundred thousand dollars.

313.1022. 1. All sports wagers authorized under sections 313.1000 to 313.1022 shall be deemed initiated, received, and otherwise made on the property of an excursion gambling boat within this state.

2. Only to the extent required by federal law, all servers necessary to the placement or resolution of wagers, other than backup servers, shall be physically located within a certificate holder's licensed facility that is an excursion gambling boat in the state. Consistent with the intent of the United States Congress as articulated in the Unlawful Internet Gambling Enforcement Act of 2006, 31 U.S.C. Sections 5361 to 5367, as amended, the intermediate routing of electronic data relating to lawful intrastate sports wagers authorized under sections 313.1000 to 313.1022 shall not determine the location or locations in which such wager is initiated, received, or otherwise made. This subsection shall apply only to the extent required by federal law.

Section B. Because immediate action is necessary to protect taxpayers from inflated values and rapidly increasing prices, the repeal and reenactment of section 137.115 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 137.115 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker, **House Amendment No. 2** was adopted.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pouche
Reedy	Reuter	Riggs	Riley	Roberts
Sassmann	Schnelting	Schulte	Schwadron	Seitz
Sharpe 4	Shields	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Burnett
Burton	Butz	Clemens	Collins	Crossley
Doll	Fogle	Fountain Henderson	Hein	Johnson 12
Johnson 23	Lavender	Mackey	Mann	Mosley
Nickson-Clark	Nurrenbern	Plank	Proudie	Quade
Richey	Sander	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 013

Bland Manlove	Brown 87	Ealy	Gray	Ingle
Lewis 25	Marquart	Merideth	Parker	Phifer
Pollitt	Smith 155	Wright		

VACANCIES: 001

On motion of Representative Baker, **SS SCS SB 133, as amended**, was read the third time and passed by the following vote:

AYES: 115

Adams	Allen	Amato	Anderson	Aune
Barnes	Billington	Boggs	Bonacker	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Diehl	Dinkins	Ealy	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Ingle	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lovasco
Mackey	Mann	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Plank	Pouche	Proudie
Quade	Reedy	Reuter	Riley	Roberts
Sander	Sassmann	Sauls	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 163
Smith 46	Sparks	Stephens	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	Weber	Woods	Young	Mr. Speaker

NOES: 022

Baker	Banderman	Black	Bland Manlove	Bosley
Boyd	Bromley	Deaton	Evans	Gragg
Hudson	Hurlbert	Lewis 6	Lonsdale	McMullen
Morse	Richey	Riggs	Schnelting	Stacy
West	Wilson			

PRESENT: 015

Appelbaum	Atchison	Bangert	Baringer	Burnett
Clemens	Doll	Gregory	Lavender	Lewis 25
Merideth	Mosley	Steinhoff	Walsh Moore	Windham

ABSENT WITH LEAVE: 010

Brown 87	Gray	Johnson 12	Johnson 23	Parker
Phifer	Pollitt	Smith 155	Unsicker	Wright

VACANCIES: 001

Speaker Plocher declared the bill passed.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gragg	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Morse	Murphy	Myers	O'Donnell
Oehlerking	Owen	Patterson	Perkins	Peters
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 163	Sparks	Stacy	Stephens	Stinnett
Taylor 48	Thomas	Thompson	Titus	Toalson Reisch
Van Schoiack	Veit	Voss	Waller	West
Wilson	Mr. Speaker			

NOES: 048

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burnett	Burton	Butz	Clemens	Collins
Crossley	Doll	Ealy	Fogle	Fountain Henderson
Hein	Ingle	Johnson 12	Johnson 23	Lavender
Lewis 25	Mackey	Mann	Merideth	Mosley
Nickson-Clark	Nurrenbern	Plank	Proudie	Quade
Sander	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 87	Gray	Parker	Phifer	Pollitt
Smith 155	Wright			

VACANCIES: 001

The emergency clause was defeated by the following vote:

AYES: 094

Allen	Amato	Atchison	Baker	Banderman
Barnes	Black	Boggs	Bromley	Brown 149
Brown 16	Buchheit-Courtway	Burger	Busick	Casteel
Christ	Christofanelli	Coleman	Cook	Copeland
Cupps	Davidson	Davis	Deaton	Diehl

Dinkins	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hausman	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
O'Donnell	Oehlerking	Owen	Patterson	Perkins
Peters	Pouche	Reedy	Reuter	Richey
Riggs	Riley	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Sharpe 4	Shields	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	Mr. Speaker	

NOES: 058

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Bland Manlove	Bonacker	Bosley	Boyd
Brown 27	Burnett	Butz	Byrnes	Chappell
Clemens	Collins	Crossley	Doll	Ealy
Fogle	Fountain Henderson	Hardwick	Hein	Ingle
Johnson 12	Johnson 23	Jones	Lavender	Lewis 25
Lovasco	Mackey	Mann	Marquart	Merideth
Mosley	Myers	Nickson-Clark	Nurrenbern	Plank
Proudie	Quade	Roberts	Sander	Seitz
Sharp 37	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Walsh Moore	Weber	West	Wilson
Windham	Woods	Young		

PRESENT: 001

Burton

ABSENT WITH LEAVE: 009

Billington	Brown 87	Gray	Parker	Phifer
Pollitt	Smith 155	Unsicker	Wright	

VACANCIES: 001

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Houx reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 35**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (5): Fogle, Houx, Hudson, Kelly (141) and Pollitt

Noes (0)

Absent (2): Baringer and Owen

BILLS IN CONFERENCE

CCR HCS SS SB 111, as amended, relating to the administration of state employees, was taken up by Representative Griffith.

On motion of Representative Griffith, **CCR HCS SS SB 111, as amended**, was adopted by the following vote:

AYES: 145

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 149
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Patterson
Peters	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 163	Smith 46	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Young	Mr. Speaker

NOES: 001

Clemens

PRESENT: 003

Mosley	Unsicker	Windham

ABSENT WITH LEAVE: 013

Bland Manlove	Brown 16	Brown 87	Gray	Justus
Parker	Perkins	Phifer	Plank	Pollitt
Smith 155	Sparks	Wright		

VACANCIES: 001

On motion of Representative Griffith, **CCS HCS SS SB 111** was truly agreed to and finally passed by the following vote:

AYES: 145

Adams	Allen	Amato	Anderson	Atchison
Baker	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 27
Buchheit-Courtway	Burger	Burnett	Burton	Busick
Butz	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Patterson	Peters
Plank	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Sharpe 4	Shields
Smith 163	Smith 46	Stacy	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Woods	Young	Mr. Speaker

NOES: 002

Clemens	Unsicker

PRESENT: 003

Appelbaum	Mosley	Windham

ABSENT WITH LEAVE: 012

Aune	Brown 16	Brown 87	Gray	Justus
Parker	Perkins	Phifer	Pollitt	Smith 155
Sparks	Wright			

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 10, relating to an independent audit of the State Auditor's office, was taken up by Representative Patterson.

On motion of Representative Patterson, **SCR 10** was truly agreed to and finally passed by the following vote:

AYES: 148

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Copeland	Crossley	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Doll	Ealy
Evans	Falkner	Farnan	Fogle	Fountain Henderson
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Mann	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Merideth
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Plank	Pouche	Proudie
Quade	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Sharpe 4	Shields	Smith 163	Smith 46	Stacy
Steinhoff	Stephens	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Thompson	Titus
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Young	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 16	Brown 27	Brown 87	Casteel	Francis
Gray	Justus	Parker	Phifer	Pollitt
Smith 155	Sparks	Toalson Reisch	Wright	

VACANCIES: 001

Speaker Plocher declared the bill passed.

RECESS

On motion of Representative Patterson, the House recessed until 4:00 p.m.

The hour of recess having expired, the House was called to order by Speaker Plocher.

BILLS IN CONFERENCE

CCR HCS SS SCS SB 157, as amended, relating to professions requiring licensure, was taken up by Representative Coleman.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gallick
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 163	Sparks
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 041

Adams	Anderson	Aune	Bangert	Baringer
Bland Manlove	Brown 27	Burnett	Burton	Butz
Collins	Crossley	Doll	Fogle	Fountain Henderson
Hein	Ingle	Lavender	Lewis 25	Mackey
Mann	Mosley	Nickson-Clark	Nurrenbern	Plank
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 017

Appelbaum	Barnes	Bosley	Brown 87	Clemens
Ealy	Gragg	Gray	Johnson 12	Johnson 23
Merideth	Parker	Phifer	Pollitt	Smith 155
Stacy	Wright			

VACANCIES: 001

On motion of Representative Coleman, **CCR HCS SS SCS SB 157, as amended**, was adopted by the following vote:

AYES: 118

Adams	Allen	Amato	Anderson	Atchison
Aune	Banderman	Bangert	Baringer	Barnes
Billington	Black	Bland Manlove	Bonacker	Bosley
Bromley	Brown 149	Brown 16	Brown 27	Buchheit-Courtway
Burger	Burnett	Burton	Butz	Casteel
Christ	Clemens	Coleman	Collins	Cook
Crossley	Davidson	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Gallick	Gregory	Griffith	Haden
Haffner	Haley	Hein	Henderson	Hinman
Houx	Hovis	Hurlbert	Ingle	Johnson 12
Justus	Kalberloh	Kelly 141	Knight	Lavender
Lewis 25	Lewis 6	Lonsdale	Mackey	Mann
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Plank	Pouche	Proudie	Quade
Reedy	Reuter	Riggs	Riley	Roberts
Sassmann	Sauls	Schulte	Schwadron	Sharp 37
Sharpe 4	Shields	Smith 46	Steinhoff	Stephens
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thompson	Unsicker	Van Schoiack	Veit	Voss
Waller	Walsh Moore	Weber	Wilson	Windham
Woods	Young	Mr. Speaker		

NOES: 033

Baker	Boggs	Boyd	Busick	Byrnes
Chappell	Christofanelli	Copeland	Cupps	Davis
Deaton	Hardwick	Hausman	Hicks	Hudson
Jones	Keathley	Kelley 127	Lovasco	Marquart
Murphy	Peters	Richey	Sander	Schnelting
Seitz	Smith 163	Sparks	Stacy	Thomas
Titus	Toalson Reisch	West		

PRESENT: 000

ABSENT WITH LEAVE: 011

Appelbaum	Brown 87	Francis	Gragg	Gray
Johnson 23	Parker	Phifer	Pollitt	Smith 155
Wright				

VACANCIES: 001

On motion of Representative Coleman, **CCS HCS SS SCS SB 157** was truly agreed to and finally passed by the following vote:

AYES: 111

Adams	Allen	Amato	Anderson	Atchison
Aune	Banderman	Bangert	Baringer	Barnes
Black	Bland Manlove	Bonacker	Bosley	Brown 149
Brown 16	Brown 27	Buchheit-Courtway	Burger	Burnett
Burton	Butz	Casteel	Christ	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Diehl	Dinkins	Doll	Ealy	Evans
Falkner	Farnan	Fogle	Fountain Henderson	Francis
Gallick	Gregory	Griffith	Haden	Haffner
Haley	Hein	Henderson	Hinman	Houx
Hovis	Hurlbert	Ingle	Johnson 12	Justus
Kalberloh	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Mackey	Mann	Matthiesen	McGaugh
McGirl	Merideth	Morse	Mosley	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Patterson	Plank	Pouche	Proudie	Quade
Reedy	Riggs	Riley	Roberts	Sassmann
Sauls	Schulte	Schwadron	Sharp 37	Sharpe 4
Shields	Smith 46	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thompson
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	Wilson	Windham	Young
Mr. Speaker				

NOES: 040

Baker	Billington	Boggs	Boyd	Bromley
Busick	Byrnes	Chappell	Christofanelli	Cupps
Davidson	Davis	Deaton	Hardwick	Hausman
Hicks	Hudson	Jones	Keathley	Kelley 127
Kelly 141	Lovasco	Marquart	Mayhew	McMullen
Murphy	Perkins	Peters	Reuter	Richey
Sander	Schnelting	Seitz	Smith 163	Sparks
Stacy	Thomas	Titus	Toalson Reisch	West

PRESENT: 000

ABSENT WITH LEAVE: 011

Appelbaum	Brown 87	Gragg	Gray	Johnson 23
Parker	Phifer	Pollitt	Smith 155	Woods
Wright				

VACANCIES: 001

Speaker Plocher declared the bill passed.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Billington
Black	Boyd	Bromley	Brown 149	Brown 16
Buchheit-Courtway	Burger	Busick	Byrnes	Casteel
Chappell	Christ	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelly 141	Knight	Lonsdale	Lovasco
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sassmann	Schnelting	Schulte	Schwadron
Sharpe 4	Shields	Smith 163	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Voss
Waller	West	Wilson	Mr. Speaker	

NOES: 051

Adams	Anderson	Aune	Banderman	Bangert
Baringer	Barnes	Bland Manlove	Boggs	Bonacker
Bosley	Brown 27	Burnett	Burton	Butz
Clemens	Collins	Crossley	Doll	Ealy
Fogle	Fountain Henderson	Hein	Ingle	Johnson 12
Kelley 127	Lavender	Lewis 6	Mackey	Mann
Merideth	Mosley	Nickson-Clark	Nurrenbern	Proudie
Quade	Sander	Sauls	Seitz	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 012

Appelbaum	Brown 87	Gray	Johnson 23	Lewis 25
Marquart	Parker	Phifer	Plank	Pollitt
Smith 155	Wright			

VACANCIES: 001

The emergency clause was defeated by the following vote:

AYES: 063

Allen	Amato	Billington	Black	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Casteel	Christ	Coleman	Cook	Copeland
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gallick	Griffith	Haden	Haffner
Haley	Hinman	Houx	Hovis	Hurlbert

Justus	Kalberloh	Knight	Lonsdale	Mayhew
McGaugh	McGirl	Murphy	Myers	O'Donnell
Oehlerking	Owen	Patterson	Pouche	Reedy
Riggs	Riley	Roberts	Sassmann	Sharpe 4
Shields	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Unsicker	Van Schoiack	Veit	Voss
Waller	Wilson	Mr. Speaker		

NOES: 089

Adams	Anderson	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Bland Manlove	Boggs
Bonacker	Bosley	Boyd	Brown 27	Burnett
Burton	Butz	Byrnes	Chappell	Christofanelli
Clemens	Collins	Crossley	Cupps	Davidson
Davis	Deaton	Doll	Ealy	Fogle
Fountain Henderson	Gragg	Gregory	Hardwick	Hausman
Hein	Henderson	Hicks	Hudson	Ingle
Johnson 12	Jones	Keathley	Kelley 127	Kelly 141
Lavender	Lewis 25	Lewis 6	Lovasco	Mackey
Mann	Marquart	Matthiesen	McMullen	Merideth
Morse	Mosley	Nickson-Clark	Nurrenbern	Perkins
Peters	Plank	Proudie	Quade	Reuter
Richey	Sander	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Strickler	Taylor 84
Terry	Titus	Toalson Reisch	Walsh Moore	Weber
West	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 010

Appelbaum	Atchison	Brown 87	Gray	Johnson 23
Parker	Phifer	Pollitt	Smith 155	Wright

VACANCIES: 001

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HBs 802, 807 & 886, to authorize the conveyance of certain state property, was taken up by Representative Dinkins.

On motion of Representative Dinkins, **SCS HCS HBs 802, 807 & 886** was adopted by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Aune	Baker	Banderman	Bangert
Baringer	Barnes	Billington	Black	Bland Manlove
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 149	Brown 16	Brown 27	Buchheit-Courtway	Burger
Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Cook	Copeland	Crossley
Cupps	Davidson	Davis	Deaton	Diehl

Dinkins	Doll	Ealy	Evans	Falkner
Farnan	Fogle	Fountain Henderson	Francis	Gallick
Gragg	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hovis	Hudson	Hurlbert	Ingle
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Mackey	Mann	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Patterson	Perkins	Peters	Plank	Pouche
Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Sharpe 4	Shields	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stephens	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 87	Gray	Gregory	Houx	Johnson 12
Johnson 23	Parker	Phifer	Pollitt	Smith 155
Wright				

VACANCIES: 001

On motion of Representative Dinkins, **SCS HCS HBs 802, 807 & 886** was truly agreed to and finally passed by the following vote:

AYES: 151

Adams	Allen	Amato	Anderson	Atchison
Aune	Baker	Banderman	Bangert	Baringer
Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Burnett	Burton
Busick	Butz	Byrnes	Casteel	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson
Davis	Deaton	Diehl	Dinkins	Doll
Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Mann

Marquart	Matthiesen	Mayhew	McGaugh	McGirl
McMullen	Merideth	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Plank
Pouche	Proudie	Quade	Reedy	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sassmann	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Sharpe 4	Shields	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Thompson	Titus	Toalson Reisch	Unsicker	Van Schoiack
Veit	Voss	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Young
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Appelbaum	Bosley	Brown 87	Gray	Johnson 23
Parker	Phifer	Pollitt	Smith 155	Stephens
Wright				

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 34, relating to elective social studies courses on the Bible, was taken up by Representative Baker.

On motion of Representative Baker, the title of **SB 34** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	Morse	Murphy	Myers
Oehlerking	Owen	Patterson	Perkins	Peters

Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Waller	West	Wilson	Mr. Speaker	

NOES: 045

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bosley	Brown 27	Burnett
Burton	Butz	Collins	Crossley	Doll
Ealy	Fogle	Fountain Henderson	Hein	Ingle
Johnson 12	Lavender	Lewis 25	Mackey	Mann
Merideth	Mosley	Nurrenbern	Plank	Proudie
Quade	Sander	Sauls	Sharp 37	Smith 46
Steinhoff	Strickler	Taylor 84	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	Young

PRESENT: 000

ABSENT WITH LEAVE: 018

Bland Manlove	Brown 16	Brown 87	Christofanelli	Clemens
Gray	Houx	Johnson 23	McMullen	Nickson-Clark
O'Donnell	Parker	Phifer	Pollitt	Smith 155
Thomas	Voss	Wright		

VACANCIES: 001

On motion of Representative Baker, **SB 34** was truly agreed to and finally passed by the following vote:

AYES: 108

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 27	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Ealy	Evans	Falkner	Farnan	Francis
Gallick	Gragg	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hinman	Houx	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Owen	Patterson	Perkins	Peters
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sassmann	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 163	Smith 46	Sparks	Stacy
Stephens	Stinnett	Taylor 48	Thomas	Thompson
Titus	Toalson Reisch	Van Schoiack	Veit	Waller
West	Wilson	Mr. Speaker		

NOES: 030

Adams	Appelbaum	Aune	Bangert	Baringer
Barnes	Bland Manlove	Burnett	Burton	Butz
Clemens	Collins	Doll	Ingle	Johnson 12
Lavender	Lewis 25	Mackey	Mann	Nurrenbern
Plank	Proudie	Sharp 37	Steinhoff	Strickler
Taylor 84	Terry	Walsh Moore	Weber	Woods

PRESENT: 012

Anderson	Bosley	Crossley	Fogle	Fountain Henderson
Hein	Mosley	Oehlerking	Quade	Unsicker
Windham	Young			

ABSENT WITH LEAVE: 012

Brown 16	Brown 87	Gray	Johnson 23	Merideth
Nickson-Clark	Parker	Phifer	Pollitt	Smith 155
Voss	Wright			

VACANCIES: 001

Speaker Plocher declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 100, with House Amendment No. 1, as amended, pending, relating to mediums of exchange, was placed on the Informal Calendar.

SS SB 35, relating to judicial proceedings involving the parent-child relationship, was taken up by Representative Murphy.

On motion of Representative Murphy, the title of **SS SB 35** was agreed to.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Allen	Amato	Atchison	Baker	Banderman
Billington	Black	Boggs	Bonacker	Boyd
Bromley	Brown 149	Brown 16	Buchheit-Courtway	Burger
Busick	Byrnes	Casteel	Chappell	Christ
Christofanelli	Coleman	Cook	Copeland	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Patterson
Perkins	Peters	Pouche	Reedy	Reuter

Richey	Riggs	Riley	Roberts	Sassmann
Schnelting	Schulte	Schwadron	Seitz	Sharpe 4
Shields	Smith 163	Sparks	Stacy	Stinnett
Thomas	Titus	Toalson Reisch	Van Schoiack	Veit
Waller	West	Wilson	Mr. Speaker	

NOES: 043

Adams	Anderson	Appelbaum	Aune	Bangert
Baringer	Barnes	Bland Manlove	Bosley	Brown 27
Burnett	Butz	Clemens	Collins	Crossley
Doll	Ealy	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mackey
Mann	Merideth	Mosley	Plank	Proudie
Quade	Sander	Sauls	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods		

PRESENT: 000

ABSENT WITH LEAVE: 020

Brown 87	Burton	Francis	Gray	Johnson 23
Kelly 141	Knight	Nickson-Clark	Nurrenbern	Parker
Phifer	Pollitt	Sharp 37	Smith 155	Stephens
Taylor 48	Thompson	Voss	Wright	Young

VACANCIES: 001

On motion of Representative Murphy, **SS SB 35** was truly agreed to and finally passed by the following vote:

AYES: 114

Allen	Amato	Anderson	Atchison	Baker
Banderman	Billington	Black	Boggs	Bonacker
Bosley	Boyd	Bromley	Brown 149	Brown 16
Brown 27	Buchheit-Courtway	Burger	Busick	Byrnes
Casteel	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	Nickson-Clark	O'Donnell	Oehlerking
Owen	Patterson	Perkins	Peters	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharpe 4	Shields
Smith 163	Smith 46	Sparks	Stacy	Stephens
Stinnett	Taylor 48	Thomas	Thompson	Titus
Toalson Reisch	Van Schoiack	Veit	Voss	Waller
West	Wilson	Young	Mr. Speaker	

NOES: 009

Barnes	Burnett	Doll	Henderson	Lavender
Lewis 25	Mann	Taylor 84	Unsicker	

PRESENT: 029

Adams	Appelbaum	Aune	Bangert	Baringer
Bland Manlove	Butz	Clemens	Collins	Crossley
Fogle	Fountain Henderson	Hein	Ingle	Johnson 12
Mackey	Merideth	Mosley	Nurrenbern	Plank
Proudie	Quade	Steinhoff	Strickler	Terry
Walsh Moore	Weber	Windham	Woods	

ABSENT WITH LEAVE: 010

Brown 87	Burton	Gray	Johnson 23	Parker
Phifer	Pollitt	Sharp 37	Smith 155	Wright

VACANCIES: 001

Speaker Plocher declared the bill passed.

SCS SB 13, relating to the regulation of certain financial institutions, was taken up by Representative Owen.

On motion of Representative Owen, the title of **SCS SB 13** was agreed to.

On motion of Representative Owen, **SCS SB 13** was truly agreed to and finally passed by the following vote:

AYES: 082

Allen	Amato	Anderson	Atchison	Bangert
Baringer	Barnes	Black	Bonacker	Bosley
Bromley	Brown 149	Brown 16	Brown 27	Buchheit-Courtway
Burger	Butz	Byrnes	Casteel	Christ
Clemens	Deaton	Diehl	Dinkins	Evans
Falkner	Farnan	Fogle	Francis	Gallick
Gregory	Griffith	Haden	Haffner	Haley
Henderson	Hicks	Hinman	Houx	Hovis
Hurlbert	Justus	Kalberloh	Kelly 141	Knight
Lavender	Mann	Marquart	Mayhew	McGaugh
McGirl	Morse	Mosley	Myers	O'Donnell
Oehlerking	Owen	Patterson	Pouche	Reedy
Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schulte	Schwadron	Sharp 37	Sharpe 4
Shields	Stephens	Stinnett	Taylor 48	Taylor 84
Thompson	Van Schoiack	Veit	Voss	Waller
Young	Mr. Speaker			

NOES: 043

Baker	Banderman	Billington	Boggs	Boyd
Busick	Chappell	Christofanelli	Coleman	Cook
Copeland	Cupps	Davidson	Davis	Gragg

Hardwick	Hausman	Hudson	Ingle	Jones
Keathley	Kelley 127	Lewis 6	Lonsdale	Lovasco
Mackey	Matthiesen	McMullen	Murphy	Perkins
Peters	Reuter	Richey	Schnelting	Seitz
Smith 163	Sparks	Stacy	Thomas	Titus
Toalson Reisch	West	Wilson		

PRESENT: 029

Adams	Appelbaum	Aune	Bland Manlove	Burnett
Burton	Collins	Crossley	Doll	Ealy
Fountain Henderson	Hein	Johnson 12	Lewis 25	Merideth
Nickson-Clark	Nurrenbern	Plank	Proudie	Quade
Smith 46	Steinhoff	Strickler	Terry	Unsicker
Walsh Moore	Weber	Windham	Woods	

ABSENT WITH LEAVE: 008

Brown 87	Gray	Johnson 23	Parker	Phifer
Pollitt	Smith 155	Wright		

VACANCIES: 001

Speaker Plocher declared the bill passed.

HOUSE RESOLUTIONS

HCS HR 12, relating to financial services and disclosures, was taken up by Representative Owen.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Baker	Banderman	Billington
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Casteel	Chappell	Christ	Christofanelli
Coleman	Cook	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Ealy	Evans
Falkner	Farnan	Francis	Gallick	Gragg
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Morse	Murphy	Myers	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe 4	Shields	Smith 163

Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Mr. Speaker				

NOES: 036

Adams	Anderson	Aune	Bangert	Baringer
Barnes	Bosley	Brown 27	Burnett	Butz
Clemens	Doll	Fogle	Fountain Henderson	Hein
Ingle	Johnson 12	Lavender	Lewis 25	Mann
Merideth	Mosley	Nurrenbern	Plank	Proudie
Sauls	Smith 46	Steinhoff	Strickler	Taylor 84
Terry	Unsicker	Walsh Moore	Weber	Woods
Young				

PRESENT: 001

Peters

ABSENT WITH LEAVE: 019

Appelbaum	Atchison	Bland Manlove	Brown 87	Burton
Collins	Copeland	Crossley	Gray	Johnson 23
Mackey	Nickson-Clark	Phifer	Pollitt	Quade
Sharp 37	Smith 155	Windham	Wright	

VACANCIES: 001

On motion of Representative Owen, **HCS HR 12** was adopted.

REFERRAL OF HOUSE REMONSTRANCES

The following House Remonstrance was referred to the Committee indicated:

HRM 1 - General Laws

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 51 - General Laws
HR 121 - Economic Development
HR 267 - Crime Prevention and Public Safety
HR 791 - General Laws
HR 1816 - General Laws
HR 1817 - General Laws

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 3 - Judiciary
HCR 4 - Special Committee on Tourism
HCR 5 - Emerging Issues
HCR 7 - Emerging Issues
HCR 8 - Special Committee on Tourism
HCR 9 - Special Committee on Tourism
HCR 12 - General Laws
HCR 14 - Transportation Infrastructure
HCR 16 - Emerging Issues
HCR 17 - Special Committee on Tax Reform
HCR 18 - Special Committee on Tourism
HCR 19 - Health and Mental Health Policy
HCR 20 - Local Government
HCR 27 - Special Committee on Government Accountability

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 3 - Emerging Issues
HJR 4 - Elections and Elected Officials
HJR 5 - Special Committee on Tax Reform
HJR 8 - Elections and Elected Officials
HJR 9 - Elections and Elected Officials
HJR 10 - Elections and Elected Officials
HJR 12 - Emerging Issues
HJR 13 - Elections and Elected Officials
HJR 16 - Special Committee on Tax Reform
HJR 21 - Elections and Elected Officials
HJR 31 - General Laws
HJR 34 - Judiciary
HJR 38 - Elections and Elected Officials
HJR 39 - Elections and Elected Officials
HJR 41 - Transportation Accountability
HJR 42 - Transportation Accountability
HJR 46 - Elections and Elected Officials
HJR 48 - Agriculture Policy
HJR 49 - Judiciary
HJR 50 - Special Committee on Tax Reform
HJR 53 - General Laws
HJR 54 - Transportation Accountability

HJR 55 - Ways and Means
HJR 56 - Ways and Means
HJR 57 - Ways and Means
HJR 58 - Conservation and Natural Resources
HJR 59 - Elections and Elected Officials
HJR 60 - Special Committee on Tax Reform
HJR 61 - Conservation and Natural Resources
HJR 62 - Elections and Elected Officials
HJR 64 - Crime Prevention and Public Safety
HJR 65 - Elections and Elected Officials

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 32 - Emerging Issues
HB 33 - Emerging Issues
HB 39 - Crime Prevention and Public Safety
HB 40 - Crime Prevention and Public Safety
HB 41 - Judiciary
HB 54 - Transportation Infrastructure
HB 59 - Children and Families
HB 60 - Judiciary
HB 61 - Judiciary
HB 62 - Judiciary
HB 63 - Elementary and Secondary Education
HB 64 - Local Government
HB 65 - Elementary and Secondary Education
HB 66 - Elementary and Secondary Education
HB 68 - Judiciary
HB 72 - Crime Prevention and Public Safety
HB 79 - Pensions
HB 80 - Health and Mental Health Policy
HB 85 - Workforce and Infrastructure Development
HB 101 - Special Committee on Government Accountability
HB 103 - Crime Prevention and Public Safety
HB 112 - Elementary and Secondary Education
HB 120 - Children and Families
HB 121 - Elementary and Secondary Education
HB 122 - Elementary and Secondary Education
HB 123 - Elections and Elected Officials
HB 125 - Workforce and Infrastructure Development
HB 135 - Ways and Means
HB 140 - Elections and Elected Officials
HB 141 - Healthcare Reform
HB 144 - Professional Registration and Licensing

HB 146 - Healthcare Reform
HB 147 - Health and Mental Health Policy
HB 148 - Economic Development
HB 149 - Health and Mental Health Policy
HB 150 - General Laws
HB 151 - Children and Families
HB 160 - Elementary and Secondary Education
HB 161 - Children and Families
HB 162 - Judiciary
HB 163 - Children and Families
HB 164 - General Laws
HB 167 - Children and Families
HB 174 - Special Committee on Government Accountability
HB 177 - Local Government
HB 189 - Elementary and Secondary Education
HB 191 - Ways and Means
HB 192 - Elementary and Secondary Education
HB 193 - Elections and Elected Officials
HB 194 - Healthcare Reform
HB 199 - Local Government
HB 208 - Emerging Issues
HB 209 - Crime Prevention and Public Safety
HB 210 - Crime Prevention and Public Safety
HB 211 - Judiciary
HB 214 - Economic Development
HB 215 - Economic Development
HB 217 - Agriculture Policy
HB 218 - Emerging Issues
HB 219 - Elections and Elected Officials
HB 220 - Utilities
HB 221 - Financial Institutions
HB 223 - Crime Prevention and Public Safety
HB 226 - Elementary and Secondary Education
HB 228 - Transportation Infrastructure
HB 229 - Transportation Accountability
HB 230 - Emerging Issues
HB 233 - Elections and Elected Officials
HB 235 - Elementary and Secondary Education
HB 236 - Special Committee on Government Accountability
HB 238 - Utilities
HB 240 - Crime Prevention and Public Safety
HB 241 - General Laws
HB 242 - Elementary and Secondary Education
HB 243 - Elementary and Secondary Education
HB 244 - Elementary and Secondary Education

HB 245 - Elementary and Secondary Education
HB 252 - Local Government
HB 256 - Crime Prevention and Public Safety
HB 258 - Utilities
HB 260 - Children and Families
HB 261 - Ways and Means
HB 263 - Conservation and Natural Resources
HB 264 - Economic Development
HB 266 - Children and Families
HB 280 - Special Committee on Government Accountability
HB 284 - Professional Registration and Licensing
HB 287 - Insurance Policy
HB 288 - Elementary and Secondary Education
HB 289 - Emerging Issues
HB 290 - Ways and Means
HB 291 - Health and Mental Health Policy
HB 292 - Insurance Policy
HB 297 - Agriculture Policy
HB 299 - Emerging Issues
HB 300 - Crime Prevention and Public Safety
HB 304 - Transportation Accountability
HB 315 - Ways and Means
HB 318 - Elections and Elected Officials
HB 319 - Emerging Issues
HB 321 - Children and Families
HB 322 - Health and Mental Health Policy
HB 323 - Insurance Policy
HB 324 - Insurance Policy
HB 325 - Utilities
HB 328 - Children and Families
HB 332 - Elementary and Secondary Education
HB 333 - Elections and Elected Officials
HB 357 - Corrections and Public Institutions
HB 358 - Corrections and Public Institutions
HB 362 - Workforce and Infrastructure Development
HB 364 - Insurance Policy
HB 365 - Children and Families
HB 366 - Healthcare Reform
HB 373 - Elementary and Secondary Education
HB 374 - Judiciary
HB 375 - Health and Mental Health Policy
HB 376 - Children and Families
HB 377 - Children and Families
HB 378 - Health and Mental Health Policy
HB 379 - Ways and Means
HB 380 - Special Committee on Government Accountability

HB 383 - Workforce and Infrastructure Development
HB 384 - General Laws
HB 385 - Elections and Elected Officials
HB 386 - Judiciary
HB 387 - Elections and Elected Officials
HB 388 - General Laws
HB 394 - Special Committee on Government Accountability
HB 397 - Ways and Means
HB 398 - General Laws
HB 399 - Health and Mental Health Policy
HB 406 - Health and Mental Health Policy
HB 408 - Elementary and Secondary Education
HB 409 - Elementary and Secondary Education
HB 410 - Emerging Issues
HB 411 - Crime Prevention and Public Safety
HB 412 - Judiciary
HB 413 - General Laws
HB 416 - Elections and Elected Officials
HB 421 - General Laws
HB 422 - General Laws
HB 423 - General Laws
HB 427 - Crime Prevention and Public Safety
HB 433 - Elementary and Secondary Education
HB 441 - Transportation Infrastructure
HB 446 - Elementary and Secondary Education
HB 448 - Elementary and Secondary Education
HB 450 - Elections and Elected Officials
HB 452 - Children and Families
HB 455 - Emerging Issues
HB 457 - Children and Families
HB 458 - Crime Prevention and Public Safety
HB 459 - Crime Prevention and Public Safety
HB 460 - Crime Prevention and Public Safety
HB 466 - Crime Prevention and Public Safety
HB 469 - Professional Registration and Licensing
HB 472 - Corrections and Public Institutions
HB 484 - Elementary and Secondary Education
HB 495 - Pensions
HB 500 - Judiciary
HB 504 - Corrections and Public Institutions
HB 505 - General Laws
HB 506 - Health and Mental Health Policy
HB 507 - Elementary and Secondary Education
HB 508 - Elections and Elected Officials
HB 522 - Judiciary

HB 523 - Judiciary
HB 524 - Children and Families
HB 526 - Ways and Means
HB 535 - Health and Mental Health Policy
HB 539 - Crime Prevention and Public Safety
HB 541 - Ways and Means
HB 544 - Children and Families
HB 545 - Local Government
HB 546 - Elementary and Secondary Education
HB 552 - Healthcare Reform
HB 553 - Ways and Means
HB 554 - Emerging Issues
HB 560 - General Laws
HB 561 - Health and Mental Health Policy
HB 562 - Special Committee on Government Accountability
HB 563 - Crime Prevention and Public Safety
HB 566 - Veterans
HB 567 - Crime Prevention and Public Safety
HB 568 - Crime Prevention and Public Safety
HB 569 - Professional Registration and Licensing
HB 572 - Elementary and Secondary Education
HB 573 - Workforce and Infrastructure Development
HB 574 - General Laws
HB 577 - Elementary and Secondary Education
HB 578 - Elementary and Secondary Education
HB 579 - Veterans
HB 582 - Elementary and Secondary Education
HB 588 - Elections and Elected Officials
HB 591 - Children and Families
HB 592 - Workforce and Infrastructure Development
HB 593 - Veterans
HB 595 - Elementary and Secondary Education
HB 596 - Insurance Policy
HB 597 - Workforce and Infrastructure Development
HB 598 - Health and Mental Health Policy
HB 599 - Elections and Elected Officials
HB 600 - Judiciary
HB 605 - Children and Families
HB 608 - Children and Families
HB 609 - Judiciary
HB 610 - General Laws
HB 611 - Elections and Elected Officials
HB 612 - Professional Registration and Licensing
HB 613 - Children and Families
HB 614 - Special Committee on Government Accountability
HB 615 - General Laws

HB 616 - Special Committee on Government Accountability
HB 617 - Children and Families
HB 618 - Children and Families
HB 619 - Children and Families
HB 620 - Emerging Issues
HB 621 - Transportation Infrastructure
HB 623 - Health and Mental Health Policy
HB 626 - Government Efficiency and Downsizing
HB 629 - Professional Registration and Licensing
HB 632 - General Laws
HB 636 - Transportation Accountability
HB 641 - Local Government
HB 642 - Elections and Elected Officials
HB 645 - Local Government
HB 650 - Special Committee on Small Business
HB 658 - Judiciary
HB 661 - Elementary and Secondary Education
HB 664 - Transportation Accountability
HB 666 - Children and Families
HB 670 - Pensions
HB 671 - Rural Community Development
HB 672 - Elementary and Secondary Education
HB 674 - Healthcare Reform
HB 678 - Judiciary
HB 679 - Judiciary
HB 682 - Conservation and Natural Resources
HB 683 - Conservation and Natural Resources
HB 684 - Elementary and Secondary Education
HB 685 - Health and Mental Health Policy
HB 686 - Insurance Policy
HB 687 - Higher Education
HB 688 - Corrections and Public Institutions
HB 689 - Transportation Infrastructure
HB 690 - Professional Registration and Licensing
HB 691 - Elections and Elected Officials
HB 692 - Elections and Elected Officials
HB 694 - Judiciary
HB 695 - Crime Prevention and Public Safety
HB 705 - Transportation Infrastructure
HB 710 - Health and Mental Health Policy
HB 717 - Judiciary
HB 718 - Financial Institutions
HB 724 - Transportation Accountability
HB 728 - Elementary and Secondary Education
HB 732 - Children and Families

HB 738 - Elections and Elected Officials
HB 739 - Elections and Elected Officials
HB 740 - Elections and Elected Officials
HB 741 - Elections and Elected Officials
HB 742 - Health and Mental Health Policy
HB 744 - Children and Families
HB 749 - Ways and Means
HB 756 - Transportation Accountability
HB 757 - Healthcare Reform
HB 758 - Corrections and Public Institutions
HB 760 - Higher Education
HB 761 - Elections and Elected Officials
HB 763 - General Laws
HB 768 - Elementary and Secondary Education
HB 772 - Local Government
HB 785 - General Laws
HB 786 - Workforce and Infrastructure Development
HB 787 - Judiciary
HB 789 - General Laws
HB 790 - Insurance Policy
HB 791 - Children and Families
HB 792 - Judiciary
HB 793 - Elementary and Secondary Education
HB 794 - Elementary and Secondary Education
HB 795 - Professional Registration and Licensing
HB 796 - Transportation Accountability
HB 797 - Transportation Accountability
HB 798 - Local Government
HB 799 - Judiciary
HB 803 - Higher Education
HB 804 - Crime Prevention and Public Safety
HB 808 - Special Committee on Tax Reform
HB 810 - General Laws
HB 811 - Special Committee on Tax Reform
HB 818 - Children and Families
HB 819 - Healthcare Reform
HB 826 - Health and Mental Health Policy
HB 828 - Judiciary
HB 829 - Elections and Elected Officials
HB 830 - Emerging Issues
HB 831 - Emerging Issues
HB 832 - Agriculture Policy
HB 838 - Children and Families
HB 839 - Judiciary
HB 840 - Elections and Elected Officials
HB 841 - Judiciary

HB 842 - Ways and Means
HB 846 - Judiciary
HB 847 - Corrections and Public Institutions
HB 849 - Corrections and Public Institutions
HB 850 - Corrections and Public Institutions
HB 851 - Corrections and Public Institutions
HB 852 - Children and Families
HB 853 - Judiciary
HB 854 - Children and Families
HB 855 - Judiciary
HB 856 - Judiciary
HB 857 - Children and Families
HB 858 - Elections and Elected Officials
HB 859 - Elections and Elected Officials
HB 861 - Crime Prevention and Public Safety
HB 862 - Children and Families
HB 864 - Elections and Elected Officials
HB 865 - Children and Families
HB 866 - Elections and Elected Officials
HB 872 - Local Government
HB 874 - Utilities
HB 875 - Elementary and Secondary Education
HB 879 - Special Committee on Tax Reform
HB 880 - Conservation and Natural Resources
HB 889 - Healthcare Reform
HB 890 - Elementary and Secondary Education
HB 892 - Corrections and Public Institutions
HB 893 - Corrections and Public Institutions
HB 896 - Children and Families
HB 898 - Pensions
HB 899 - Elementary and Secondary Education
HB 904 - Transportation Accountability
HB 905 - Pensions
HB 907 - Judiciary
HB 908 - Elementary and Secondary Education
HB 918 - Elementary and Secondary Education
HB 931 - Crime Prevention and Public Safety
HB 932 - Crime Prevention and Public Safety
HB 938 - Health and Mental Health Policy
HB 949 - Crime Prevention and Public Safety
HB 950 - Elementary and Secondary Education
HB 951 - Elementary and Secondary Education
HB 955 - Elections and Elected Officials
HB 956 - Emerging Issues
HB 961 - Judiciary

HB 964 - Elementary and Secondary Education
HB 967 - Crime Prevention and Public Safety
HB 969 - Children and Families
HB 972 - Higher Education
HB 973 - Crime Prevention and Public Safety
HB 974 - Elections and Elected Officials
HB 975 - Elections and Elected Officials
HB 977 - Elementary and Secondary Education
HB 979 - Emerging Issues
HB 980 - Emerging Issues
HB 983 - Crime Prevention and Public Safety
HB 985 - Special Committee on Government Accountability
HB 987 - Higher Education
HB 989 - Transportation Accountability
HB 990 - Corrections and Public Institutions
HB 993 - Elections and Elected Officials
HB 996 - Healthcare Reform
HB 997 - Elections and Elected Officials
HB 1000 - Crime Prevention and Public Safety
HB 1003 - Elections and Elected Officials
HB 1004 - Agriculture Policy
HB 1006 - Workforce and Infrastructure Development
HB 1007 - Elections and Elected Officials
HB 1014 - Ways and Means
HB 1016 - Judiciary
HB 1025 - Workforce and Infrastructure Development
HB 1026 - Children and Families
HB 1027 - Ways and Means
HB 1030 - Children and Families
HB 1031 - Health and Mental Health Policy
HB 1032 - Crime Prevention and Public Safety
HB 1033 - Agriculture Policy
HB 1036 - Elementary and Secondary Education
HB 1037 - Transportation Infrastructure
HB 1041 - Judiciary
HB 1042 - Crime Prevention and Public Safety
HB 1043 - Elementary and Secondary Education
HB 1046 - Transportation Accountability
HB 1047 - Emerging Issues
HB 1050 - Professional Registration and Licensing
HB 1056 - Emerging Issues
HB 1057 - Ways and Means
HB 1059 - Special Committee on Government Accountability
HB 1060 - Children and Families
HB 1061 - Veterans
HB 1069 - Corrections and Public Institutions

HB 1070 - Workforce and Infrastructure Development
HB 1072 - Ways and Means
HB 1075 - Elections and Elected Officials
HB 1077 - Workforce and Infrastructure Development
HB 1079 - Utilities
HB 1080 - Higher Education
HB 1084 - Elections and Elected Officials
HB 1085 - General Laws
HB 1088 - Local Government
HB 1092 - Elementary and Secondary Education
HB 1093 - Utilities
HB 1095 - Judiciary
HB 1100 - Agriculture Policy
HB 1101 - Agriculture Policy
HB 1107 - Agriculture Policy
HB 1110 - Children and Families
HB 1111 - Children and Families
HB 1112 - Children and Families
HB 1113 - Elections and Elected Officials
HB 1115 - Workforce and Infrastructure Development
HB 1116 - Crime Prevention and Public Safety
HB 1119 - Judiciary
HB 1121 - Workforce and Infrastructure Development
HB 1122 - Economic Development
HB 1124 - Conservation and Natural Resources
HB 1125 - Agriculture Policy
HB 1126 - Economic Development
HB 1136 - Children and Families
HB 1137 - Ways and Means
HB 1138 - Healthcare Reform
HB 1139 - Judiciary
HB 1140 - Conservation and Natural Resources
HB 1142 - Judiciary
HB 1147 - Crime Prevention and Public Safety
HB 1150 - Insurance Policy
HB 1155 - Crime Prevention and Public Safety
HB 1156 - Crime Prevention and Public Safety
HB 1159 - General Laws
HB 1164 - Local Government
HB 1167 - Workforce and Infrastructure Development
HB 1168 - Corrections and Public Institutions
HB 1172 - Transportation Accountability
HB 1177 - Judiciary
HB 1178 - Conservation and Natural Resources
HB 1179 - Healthcare Reform

HB 1180 - Conservation and Natural Resources
HB 1186 - Emerging Issues
HB 1188 - Elementary and Secondary Education
HB 1190 - Healthcare Reform
HB 1191 - Healthcare Reform
HB 1192 - Healthcare Reform
HB 1195 - Workforce and Infrastructure Development
HB 1199 - Special Committee on Tax Reform
HB 1200 - Transportation Infrastructure
HB 1201 - Elections and Elected Officials
HB 1203 - Elections and Elected Officials
HB 1211 - Elementary and Secondary Education
HB 1212 - Elementary and Secondary Education
HB 1217 - Elementary and Secondary Education
HB 1218 - Healthcare Reform
HB 1221 - Local Government
HB 1222 - Financial Institutions
HB 1223 - General Laws
HB 1226 - Children and Families
HB 1230 - Children and Families
HB 1231 - Conservation and Natural Resources
HB 1232 - Judiciary
HB 1233 - Veterans
HB 1234 - Children and Families
HB 1235 - Crime Prevention and Public Safety
HB 1236 - Corrections and Public Institutions
HB 1237 - Transportation Infrastructure
HB 1238 - General Laws
HB 1240 - Healthcare Reform
HB 1241 - Ways and Means
HB 1244 - Economic Development
HB 1247 - Corrections and Public Institutions
HB 1249 - Elementary and Secondary Education
HB 1250 - Elementary and Secondary Education
HB 1253 - Children and Families
HB 1255 - Workforce and Infrastructure Development
HB 1256 - Crime Prevention and Public Safety
HB 1258 - Elementary and Secondary Education
HB 1260 - Crime Prevention and Public Safety
HB 1264 - Crime Prevention and Public Safety
HB 1266 - Children and Families
HB 1267 - Elections and Elected Officials
HB 1268 - Elections and Elected Officials
HB 1269 - Local Government
HB 1273 - General Laws
HB 1274 - Crime Prevention and Public Safety

HB 1277 - Emerging Issues
HB 1278 - Healthcare Reform
HB 1279 - Professional Registration and Licensing
HB 1281 - Elementary and Secondary Education
HB 1282 - Conservation and Natural Resources
HB 1290 - Crime Prevention and Public Safety
HB 1291 - Special Committee on Tourism
HB 1292 - Special Committee on Tourism
HB 1294 - Judiciary
HB 1303 - Emerging Issues
HB 1304 - General Laws
HB 1305 - Utilities
HB 1306 - Local Government
HB 1309 - General Laws
HB 1311 - Crime Prevention and Public Safety
HB 1312 - Crime Prevention and Public Safety
HB 1313 - Veterans
HB 1314 - Crime Prevention and Public Safety
HB 1315 - Higher Education
HB 1316 - Elementary and Secondary Education
HB 1317 - Higher Education
HB 1318 - Higher Education
HB 1319 - Higher Education
HB 1320 - Elementary and Secondary Education
HB 1321 - Higher Education
HB 1322 - Higher Education
HB 1323 - Higher Education
HB 1324 - Crime Prevention and Public Safety
HB 1326 - Elementary and Secondary Education
HB 1329 - Utilities
HB 1330 - Insurance Policy
HB 1331 - Workforce and Infrastructure Development
HB 1332 - Ways and Means
HB 1333 - Pensions
HB 1336 - Higher Education
HB 1337 - Professional Registration and Licensing
HB 1338 - Transportation Accountability
HB 1341 - Crime Prevention and Public Safety
HB 1342 - Workforce and Infrastructure Development
HB 1343 - Ways and Means
HB 1344 - Judiciary
HB 1348 - Elementary and Secondary Education
HB 1349 - Elementary and Secondary Education
HB 1350 - Ways and Means
HB 1351 - Special Committee on Tax Reform

HB 1352 - Judiciary
HB 1353 - Transportation Accountability
HB 1355 - Workforce and Infrastructure Development
HB 1359 - Conservation and Natural Resources
HB 1361 - General Laws
HB 1373 - General Laws
HB 1375 - Financial Institutions
HB 1379 - Emerging Issues
HB 1380 - Emerging Issues
HB 1381 - Emerging Issues
HB 1382 - Elementary and Secondary Education
HB 1384 - Healthcare Reform
HB 1386 - Emerging Issues
HB 1387 - Insurance Policy
HB 1388 - Elementary and Secondary Education
HB 1389 - Ways and Means
HB 1392 - Special Committee on Government Accountability
HB 1396 - Special Committee on Tax Reform

COMMITTEE REPORTS

Committee on Budget, Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 998**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (29): Black, Boggs, Boyd, Brown (149), Burnett, Cupps, Deaton, Ealy, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, O'Donnell, Owen, Proudie, Reuter, Richey, Sharpe (4), Shields, Smith (163), Taylor (48), Taylor (84), Voss, West and Windham

Noes (0)

Absent (8): Christ, Crossley, Lewis (6), Merideth, Nurrenbern, Riggs, Sander and Steinhoff

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1068**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (30): Black, Boggs, Boyd, Brown (149), Burnett, Cupps, Deaton, Ealy, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lavender, Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Reuter, Richey, Sharpe (4), Shields, Smith (163), Taylor (48), Taylor (84), Voss and West

Noes (0)

Present (1): Windham

Absent (6): Christ, Crossley, Lewis (6), Riggs, Sander and Steinhoff

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1182**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (30): Black, Boggs, Boyd, Brown (149), Cupps, Deaton, Ealy, Evans, Fogle, Gregory, Hausman, Hein, Kalberloh, Kelly (141), Lewis (6), Merideth, Nurrenbern, O'Donnell, Owen, Proudie, Reuter, Richey, Sharpe (4), Shields, Smith (163), Taylor (48), Taylor (84), Voss, West and Windham

Noes (2): Burnett and Lavender

Absent (5): Christ, Crossley, Riggs, Sander and Steinhoff

COMMITTEE CHANGES

May 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby remove Representative Michael O'Donnell as Chair from the Financial Institutions committee; however, he will remain as a member.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

May 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

I hereby make the following change to the Financial Institutions committee:

I hereby remove Representative Michael O'Donnell from the committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

May 12, 2023

Ms. Dana Rademan Miller
Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Miller:

Pursuant to RSMo 173.705, I hereby remove Representative John Black from the Midwestern Higher Education Commission and appoint Representative Brad Christ.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

The Benediction was given by Reverend Monsignor Robert A. Kurwicki, Chaplain.

"*The Lord is just in all His ways, and kind in all His doings.*" (Psalm 145:17)

O God, our Creator, to whom all hearts are open, all desires known, and from whom no secrets are hidden, uplift our tired and frustrated hearts at this moment, as we wait upon Your blessings in humility. And as we prepare ourselves to depart from this House, give us grace to recognize Your spirit within us and to listen to all You have taught us these last five months. Let us not yield to the temptations of frustration or bitterness, but strong in You, may we reflect on our past experiences this year with thanksgiving. May we remember our victories and not our defeats, the people and not the problems.

In all sincerity, we pray for each other and for all those we represent. Together may we walk in the way of Your great commandments and obey Your will to serve our fellow citizens well in our districts, and may God bless us, Missouri and our moms!

And the House says, "Amen!"

ADJOURNMENT

On motion of Representative Patterson, the House adjourned until 10:30 a.m., Tuesday, May 30, 2023.

JOURNAL OF THE HOUSE

First Regular Session, 102nd General Assembly

SEVENTY-THIRD DAY, TUESDAY, MAY 30, 2023

The House met pursuant to adjournment.

Speaker Plocher in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **HCS HB 1**, **CCS SS SCS HCS HB 2**, **CCS SCS HCS HB 3**, **CCS SCS HCS HB 4**, **CCS SS SCS HCS HB 5**, **CCS SCS HCS HB 6**, **CCS SCS HCS HB 7**, **CCS SS SCS HCS HB 8**, **CCS SCS HCS HB 9**, **CCS SCS HCS HB 10**, **CCS SCS HCS HB 11**, **CCS SS SCS HCS HB 12**, **CCS SCS HCS HB 13**, **HCS HB 17**, **SCS HCS HB 18**, **SS SCS HCS HB 19**, **SS SCS HCS HB 20**, **SS HCS HBs 115 & 99**, **HB 131**, **SS HB 202**, **SS HB 402**, **SS SCS HCS HB 417**, **SS HB 447** and **SCS HCS HBs 802, 807 & 886** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 1**, **CCS SS SCS HCS HB 2**, **CCS SCS HCS HB 3**, **CCS SCS HCS HB 4**, **CCS SS SCS HCS HB 5**, **CCS SCS HCS HB 6**, **CCS SCS HCS HB 7**, **CCS SS SCS HCS HB 8**, **CCS SCS HCS HB 9**, **CCS SCS HCS HB 10**, **CCS SCS HCS HB 11**, **CCS SS SCS HCS HB 12**, **CCS SCS HCS HB 13**, **HCS HB 17**, **SCS HCS HB 18**, **SS SCS HCS HB 19**, **SS SCS HCS HB 20**, **SS HCS HBs 115 & 99**, **HB 131**, **SS HB 202**, **SS HB 402**, **SS SCS HCS HB 417**, **SS HB 447** and **SCS HCS HBs 802, 807 & 886** were delivered to the Governor by the Chief Clerk of the House.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SCS SB 13**, **CCS SB 20**, **HCS SS SB 24**, **SS SB 25**, **CCS SB 28**, **SB 34**, **SS SB 35**, **SS#2 SB 39**, **HCS SS SCS SB 40**, **CCS HCS SS SCS SBs 45 & 90**, **SS#2 SCS SBs 49, 236 & 164**, **SB 63**, **HCS SS SCS SB 70**, **HCS SS SB 75**, **SS SCS SBs 94, 52, 57, 58 & 67**, **HCS SB 101**, **HCS SCS SB 103**, **HCS SS SCS SB 106**, **CCS HCS SB 109**, **CCS HCS SS SB 111**, **SS SB 116**, **CCS SS SCS SB 127**, **HS HCS SS SB 138**, **CCS SS SB 139**, **CCS HCS SS SCS SB 157**, **SS SCS SBs 167 & 171**, **CCS HCS SB 186**, **SS SCS SBs 189, 36 & 37**, **SS SB 190**, **SS SB 227** and **HCS SS SCS SB 398** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE JOINT RESOLUTION

All other business of the House was suspended while **SJR 26** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE CONCURRENT RESOLUTION

All other business of the House was suspended while **HCS SCR 7** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

COMMITTEE CHANGES

May 16, 2023

Ms. Dana Rademan Miller
Office of the Chief Clerk
Missouri House of Representatives
State Capitol, Room 310
Jefferson City, MO 65101

Dear Ms. Rademan Miller:

I hereby remove Representative Brad Banderman (District 119) from the Task Force on Distributed Energy Resources and Net Metering. Representative Bishop Davidson (District 130) will retain the position on the task force which he had been appointed to on November 17, 2022.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Dean Plocher
Speaker of the House

MESSAGES FROM THE GOVERNOR

May 15, 2023

TO THE CHIEF CLERK OF THE
HOUSE REPRESENTATIVES
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 15** entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023.

Section 15.156

I hereby veto $25,000 for the purpose of funding audit costs. Article IV, Section 25 of the Constitution of Missouri states that, "Until it acts on all the appropriations recommended in the budget, neither house of the general assembly shall pass any appropriation other than emergency appropriations recommended by the governor." Emergency appropriations adopted but not included in the governor's recommendations would fail to follow the aforementioned constitutional article, which is why I am vetoing this funding. Also, funding for this purpose has been included in the Fiscal Year 2024 budget for the Missouri Department of Transportation. Accordingly, an emergency supplemental appropriation for this purpose is not necessary.

Said section is vetoed in its entirety from $25,000 to $0 from State Transportation Fund.
From $25,000 to $0 in total for the section.

On May 15, 2023 I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 15**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

Having been returned from the Governor with his approval, except for those items specifically vetoed and not approved, **CCS SCS HCS HB 15** was delivered to the Secretary of State by the Chief Clerk of the House.

The following members' presence was noted: Banderman, Bangert, Baringer, Barnes, Bosley, Brown (87), Brown (27), Burger, Byrnes, Clemens, Collins, Cook, Copeland, Crossley, Cupps, Davidson, Davis, Deaton, Falkner, Fogle, Fountain Henderson, Gallick, Gray, Haley, Hardwick, Hovis, Johnson (12), Justus, Keathley, Kelley (127), Lovasco, Mackey, Matthiesen, Mayhew, McGaugh, Merideth, Mosley, Myers, Oehlerking, Patterson, Perkins, Peters, Plocher, Pollitt, Proudie, Reedy, Reuter, Richey, Sassmann, Schulte, Schwadron, Seitz, Sharp (37), Sharpe (4), Stacy, Taylor (48), Terry, Thompson, Titus, Toalson Reisch, Veit, Voss, Waller, Walsh Moore, Weber, West, Wilson, Wright, and Young.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Seventy-second Day, Friday, May 12, 2023, Page 3492, Lines 29-32, by deleting said lines and inserting in lieu thereof the following:

"**HR 18** - Consent and House Procedure
HR 51 - General Laws
HR 121 - Economic Development
HR 267 - Crime Prevention and Public Safety
HR 445 - Consent and House Procedure
HR 791 - General Laws
HR 1232 - Consent and House Procedure"

ADJOURNMENT

Speaker Plocher declared the House of Representatives of the One Hundred Second General Assembly, convened in the First Regular Session on January 4, 2023, adjourned as of midnight, May 30, 2023, in accordance with the Constitution.

DEAN PLOCHER
Speaker of the House

DANA RADEMAN MILLER
Chief Clerk of the House

JOURNAL OF THE HOUSE

VETO SESSION

First Regular Session, 102nd GENERAL ASSEMBLY

FIRST DAY, WEDNESDAY, SEPTEMBER 13, 2023

Speaker Plocher in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

O magnify the Lord with me and let us exalt His name together. (Psalm 34:3)

Almighty God, who is the source of all our blessings and the fountain of our life, help us to realize that You are always with us, seeking our good, forgiving our sins, and endeavoring to lead us in the ways of peace. Prosper us in our work, guide us through our difficulties, and reward with the joy of living those who extend a helping hand to others who have lost their way.

Sustain with Your power those whom our voters have placed in positions of authority and all who are entrusted with our safety and with the guardianship of our rights and our freedom. May peace and goodness live in the hearts of our citizens and may our veto session today exalt our state in righteousness, to the glory of the republic.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

MESSAGES FROM THE GOVERNOR

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

Section 2.025

I hereby veto $3,500,000 Department of Elementary and Secondary Education Federal Emergency Relief 2021 Fund for a technology service for supervision over school-issued electronic devices. The U.S. Department of Education dictates that ESSER funding should be used to prevent, prepare for, or respond to the COVID-19 pandemic; for construction, renovation, and minor remodeling adhering to local and state requirements; and be awarded to recipients who comply with federal award requirements. Use of ESSER III funding for this purpose would reduce the amount of aid to be distributed to local education agencies for previously planned expenditures.

For payments to local education agencies for third-party vendor technology services.
From $3,500,000 to $0 from Department of Elementary and Secondary Education Federal Emergency Relief 2021 Fund.
From $1,328,335,334 to $1,324,835,334 in total for the section.

Section 2.030

I hereby veto $955,000 general revenue for a primary substance use prevention not-for-profit organization. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, Missouri high school students are currently required to take one half credit of health education to be eligible to receive a high school diploma. Current health education curriculum adheres to the National Health Education Standards, which includes curriculum incorporating substance use awareness. Additionally, although it does not explicitly identify a specific vendor, this appropriation appears to describe a specific vendor's platform. The department is subject to state purchasing laws set forth in Chapter 34, RSMo, and must follow those laws when selecting a vendor rather than contracting with a particular vendor.

For a primary substance use prevention not-for-profit organization.
From $955,000 to $0 from General Revenue Fund.
From $80,027,012 to $79,072,012 in total for the section.

Section 2.031

I hereby veto $25,000,000 federal funds for the Close the Gap Program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. The Fiscal Year 2023 budget includes $50 million for this program, which has not yet been expended.

From $10,500,000 to $0 from Budget Stabilization Fund.
From $39,500,000 to $25,000,000 from Department of Elementary and Secondary Education Federal Emergency Relief 2021 Fund.
From $50,000,000 to $25,000,000 in total for the section.

Section 2.045

I hereby veto $350,000 general revenue for teacher training organizations. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years

to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this budget includes raising baseline teacher pay to $38,000 and additional compensation for teachers through the Career Ladder program. It also includes $1,700,000 for teacher training and recruitment programs in urban schools. This program is a virtual teacher training organization for college junior and senior students nationwide, but there is no requirement that the funding be restricted to supporting college students located in-state. Additionally, there are no known outcome measures to indicate that this additional state investment will recruit out-of-state teachers to Missouri.

For teacher training organizations to address learning loss and improve teacher recruitment efforts.
From $350,000 to $0 from General Revenue Fund.
From $2,050,000 to $1,700,000 in total for the section.

Section 2.097

I hereby veto $315,000 general revenue for instruction in cardiopulmonary resuscitation. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the proposed appropriation is not sufficient to meet the statewide need. This is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project. Additionally, the budget fully funds the foundation formula. Each school district maintains discretion in allocating their resources for needs such as this.

Said section is vetoed in its entirety from $315,000 to $0 from General Revenue Fund.
From $315,000 to $0 in total for the section.

Section 2.103

I hereby veto $2,500,000 general revenue for a statewide school safety software. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, although it does not explicitly identify a specific vendor, this appropriation appears to describe a specific vendor's platform. The department is subject to state purchasing laws set forth in Chapter 34, RSMo, and must follow those laws when selecting a vendor rather than contracting with a particular vendor. Additionally, this duplicates a program already being provided by the Department of Public Safety. Outcome measures are necessary before the state can consider expanding the program further.

Said section is vetoed in its entirety from $2,500,000 to $0 from General Revenue Fund.
From $2,500,000 to $0 in total for the section.

Section 2.104

I hereby veto $25,000 general revenue for providing school board member training. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a

balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the proposed appropriation is not sufficient to meet the statewide need. This is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $25,000 to $0 from General Revenue Fund.
From $25,000 to $0 in total for the section.

Section 2.143

I hereby veto $1,700,000 general revenue for grants to establish a mental health digital referral platform for students. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, although it does not explicitly identify a specific vendor, this appropriation appears to describe a specific vendor's platform. The department is subject to state purchasing laws set forth in Chapter 34, RSMo, and must follow those laws when selecting a vendor rather than contracting with a particular vendor. Additionally, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project. The budget fully funds the foundation formula. Each school district maintains discretion in allocating their resources for these kinds of services as there is interest.

Said section is vetoed in its entirety from $1,700,000 to $0 from General Revenue Fund.
From $1,700,000 to $0 in total for the section.

Section 2.159

I hereby veto $3,500,000 general revenue for transfer to the Postsecondary Advising Fund. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a transfer into a fund that has no spending authority. Additionally, this program provides one-time state funding to support ongoing program costs, which could possibly jeopardize the program's future sustainability.

Said section is vetoed in its entirety from $3,500,000 to $0 from General Revenue Fund.
From $3,500,000 to $0 in total for the section.

Section 2.173

I hereby veto $3,000,000 general revenue for youth digital mental health services. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the Fiscal Year 2024 budget invests over $35 million in 988 mental health hotline infrastructure to assist citizens statewide experiencing a mental health emergency. This program would be duplicative of those investments.

Said section is vetoed in its entirety from $3,000,000 to $0 from General Revenue Fund.
From $3,000,000 to $0 in total for the section.

Section 2.190

I hereby veto $200,000 School Broadband Fund for facilitating the success of homeless children and youth. This is not an appropriate use of the School Broadband Fund.

For facilitating the identification, enrollment, attendance, and success in school of homeless children and youths under Title IX, Part A of the Elementary and Secondary Education Act of 1965 as amended by the Every Student Succeeds Act of 2015.
From $200,000 to $0 from School Broadband Fund.
From $14,349,932 to $14,149,932 in total for the section.

Section 2.241

I hereby veto $2,000,000 general revenue for a classroom support staff grant program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project. Additionally, the budget fully funds the foundation formula and it is at each school district's discretion to allocate their resources as needed. Finally, this program provides one-time state funding to support ongoing program costs, which could possibly jeopardize the program's future sustainability.

Said section is vetoed in its entirety from $2,000,000 to $0 from General Revenue Fund.
From $2,000,000 to $0 in total for the section.

Section 2.300

I hereby veto $1,073,000 general revenue for an early childhood education community needs assessment. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this item would provide duplicate funding to an organization receiving appropriations in House Bill 5.

For a nonprofit organization for an early childhood education community needs assessment.
From $1,073,000 to $0 from General Revenue Fund.
From $30,190,175 to $29,117,175 in total for the section.

Section 2.305

I hereby veto $3,000,000 Title XIX – Federal Fund for home visitation services under the MO HealthNet program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General

Assembly. Further, only services rendered by Medicaid-enrolled providers are eligible for reimbursement through Title XIX funding. The Department of Elementary and Secondary Education utilizes early childhood educators, who are not Medicaid-enrolled providers, for home visitation programs, making this an ineligible use of funding.

For the purpose of funding home visitation service under the MO HealthNet program.
From $3,000,000 to $0 from Title XIX – Federal Fund.
From $18,633,066 to $15,633,066 in total for the section.

Section 2.360

I hereby veto $7,692,315 general revenue for payments to school districts for children in residential placements. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

For payments to school districts for children in residential placements through the Department of Mental Health or the Department of Social Services pursuant to Section 167.26, RSMo.
From $10,384,630 to $2,692,315 from General Revenue Fund.
From $15,384,630 to $7,692,315 in total for the section.

Section 2.433

I hereby veto $588,980 general revenue for legal fees and judgment for the Strain-Japan School District. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is an inappropriate use of State funds and should be borne by the affected parties.

Said section is vetoed in its entirety from $588,980 to $0 from General Revenue Fund.
From $588,980 to $0 in total for the section.

On June 30, 2023, I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions and programs thereof, and institutions of higher education to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

Section 3.103

I hereby veto $600,000, including $400,000 general revenue, for the Missouri Returning Heroes Program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, higher education institutions currently fund this program and the budget approved by the General Assembly for the public institutions included a 7 percent increase, totaling over $70.8 million. This veto will not impact the tuition paid by veterans who qualify for the Returning Heroes program in any way.

Said section is vetoed in its entirety.
From $400,000 to $0 from General Revenue Fund.
From $200,000 to $0 from Lottery Proceeds Fund.
From $600,000 to $0 in total for this section.

Section 3.130

I hereby veto $1,000,000 general revenue for a comprehensive counseling and solution generation service. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, funds from Fiscal Year 2023 have not yet been expended and additional funding is not yet needed. Additionally, although it does not identify a specific vendor, this appropriation appears to describe a specific vendor's platform. The department is subject to state purchasing laws set forth in Chapter 34, RSMo, and must follow those laws when selecting a vendor rather than contracting with a particular vendor.

For a comprehensive counseling and solution generation service.
From $2,000,000 to $1,000,000 from General Revenue Fund.
From $89,314,845 to $87,214,845 in total for this section.

Section 3.147

I hereby veto $16,821,212 general revenue for a performance-based funding model. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the performance funding model is still under development, and has not yet been adopted or approved by the Coordinating Board for Higher Education.

Said section is vetoed in its entirety from $16,821,212 to $0 from General Revenue Fund.
From $16,821,212 to $0 in total for the section.

Section 3.195

I hereby veto $5,000,000 general revenue for the statewide operations in the areas of the Agricultural Extension Service. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this item provides additional funding for the University of Missouri Extension, which is the responsibility of the University of Missouri's budget. The Fiscal Year 2024 budget approved by the General Assembly includes a 7 percent increase for public four-year institutions of higher education, totaling over $58.9 million. Additionally, in researching this item it is unclear what the additional funding would be used for.

For the purpose of funding the federal match requirement and the statewide operations in the areas of the Agricultural Extension Service.
From $29,075,000 to $24,075,000 from General Revenue Fund.

I hereby veto $15,000,000 general revenue for the University of Missouri eMINTS Program for prosocial education training initiatives for school districts and charter schools. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

For the eMINTS Program.
From $15,000,000 to $0 from General Revenue Fund.

From $509,923,773 to $489,923,773 in total for the section.

Section 3.220

I hereby veto $408,536 general revenue for the State Historical Society. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, my recommended

budget already provided funds for a salary increase in line with the increase planned to be implemented by the University of Missouri.

From $4,313,009 to $3,904,473 from General Revenue Fund.
From $4,313,009 to $3,904,473 in total for the section.

On June 30, 2023, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

Section 4.026

I hereby veto $370,902 general revenue for the Office of Taxpayer Advocate. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the Department of Revenue already provides these services. This is an unnecessary expansion of government.

Said section is vetoed in its entirety.
Personal Service from $309,818 to $0 from General Revenue Fund.
Expense and Equipment from $61,084 to $0 from General Revenue Fund.
From $370,902 to $0 in total for the section.

Section 4.446

I hereby veto $5,000,000 general revenue for an environmental impact study related to improvements to U.S. Highway 63 between Cabool and Houston in Texas County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally,

the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this project has not been prioritized in a regional planning process and was not included in the list of unfunded needs by the Missouri Department of Transportation.

For an environmental impact study related to improvements to U.S. Highway 63.
From $5,000,000 to $0 from General Revenue Fund.
From $25,000,000 to $20,000,000 in total for the section.

Section 4.537

I hereby veto $2,000,000 general revenue for the planning, design, and construction of a multimodal facility and extension of a rail spur to serve the facility. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this funding is for a facility that will operate in conjunction with the planned Jefferson City port; however, final plans have not yet been developed. Additionally, this project has not been prioritized in a regional planning process and was not included in the list of unfunded needs by the Missouri Department of Transportation.

Said section is vetoed in its entirety from $2,000,000 to $0 from General Revenue Fund.
From $2,000,000 to $0 in total for the section.

On June 30, 2023, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

Section 5.010

I hereby veto $2,000,000 general revenue for the electronic monitoring program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this budget currently includes $4 million for this program. This funding would expand the current electronic monitoring pilot program. Time should be given to allow the program to demonstrate success before increasing the state's investment.

From $6,000,000 to $4,000,000 from General Revenue Fund.
From $6,000,000 to $4,000,000 in total for the section.

Section 5.022

I hereby veto $12,743,406 federal and other funds for reimbursement to the General Revenue Fund, for costs borne by the General Revenue Fund related to the Fiscal Year 2024 cost-of-living adjustments for state employees. This transfer is unnecessary; there are currently administrative mechanisms to achieve this perceived need.

Said section is vetoed in its entirety.
From $10,879,918 to $0 from Federal Funds.
From $1,863,488 to $0 from Other Funds.
From $12,743,406 to $0 in total for the section.

Section 5.170

I hereby veto $2,000,000 general revenue for Children's Trust Fund evidence-based home visitation programs. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this budget includes more than $41.4 million for home visitation programs.

For the purpose of evidence-based home visitation programs.
From $2,000,000 to $0 from General Revenue Fund.
From $23,223,555 to $21,223,555 in total for the section.

On June 30, 2023, I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 6** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024.

Section 6.021

I hereby veto $2,000,000 general revenue for a grant program for an agronomic research farm facility. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, most agriculture commodity groups utilize their check-off dollars to fund research initiatives. Those or other funds should be pursued instead of state tax dollars for this project.

Said section is vetoed in its entirety from $2,000,000 to $0 from General Revenue Fund.
From $2,000,000 to $0 in total for the section.

Section 6.026

I hereby veto $2,000,000 general revenue for an adult agricultural leadership program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $2,000,000 to $0 from General Revenue Fund.
From $2,000,000 to $0 in total for the section.

Section 6.237

I hereby veto $5,000,000 general revenue for planning, design, maintenance or construction of a flood wall in St. Louis City. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have

vetoed part of this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

For the planning, design, maintenance or construction of a flood wall in St. Louis City.
From $10,000,000 to $5,000,000 from General Revenue Fund.

I hereby veto $151,000 general revenue for the Metropolitan St. Louis Sewer District for a project to address yard flooding. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

For the Metropolitan St. Louis Sewer District.
From $151,000 to $0 from General Revenue Fund.

I hereby veto $565,525 general revenue for bank erosion improvements at Grantwood Village. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

For distribution to Grantwood Village to address bank erosion.
From $565,525 to $0 from General Revenue Fund.

I hereby veto $75,000 general revenue for water infrastructure improvements and projects in Elsberry. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

For water infrastructure improvements and projects in Elsberry.
From $75,000 to $0 from General Revenue Fund.

From $69,704,693 to $63,913,168 in total for the section.

Section 6.238

I hereby veto $869,000 general revenue for the Metropolitan St. Louis Sewer District for a project to address yard flooding. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

For the Metropolitan St. Louis Sewer District.
From $869,000 to $0 from General Revenue Fund.

I hereby veto $1,200,000 general revenue for sewer upgrades to a nursing facility. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this funding cannot be utilized due to an incorrect reference to the intended recipient; however, funding for this project has been appropriated to the correct facility in House Bill 20.

For maintenance, repair, and capital improvements for sewer updates for a nursing facility.
From $1,200,000 to $0 from General Revenue Fund.

From $20,584,000 to $18,515,000 in total for the section.

On June 30, 2023, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 6**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 7** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

Section 7.022

I hereby veto $450,000 general revenue for community development and industrialization in Bonne Terre. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $450,000 to $0 from General Revenue Fund.
From $450,000 to $0 in total for the section.

Section 7.046

I hereby veto $300,000 general revenue for walkability improvements in Grandview. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $300,000 to $0 from General Revenue Fund.
From $300,000 to $0 in total for the section.

Section 7.047

I hereby veto $500,000 general revenue for an organization in Republic that performs business development, advocacy, and evaluations. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $500,000 to $0 from General Revenue Fund.
From $500,000 to $0 in total for the section.

Section 7.048

I hereby veto $300,000, including $150,000 general revenue, for a business facade improvements program in St. Louis City to provide grants to businesses in low-income communities. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is not an eligible use of the Economic Development Advancement Fund (EDAF) under Section 620.1900, RSMo. By statute, EDAF shall be used as follows: 37.5% shall be appropriated for business recruitment and marketing (Section 620.1900.2(2), RSMo); at least 50% shall be appropriated for marketing, technical assistance, and training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends (Section 620.1900.5, RSMo); and the remainder may be appropriated toward the cost of staffing and operating expenses for DED program activities and for accountability functions (Section 620.1900.5, RSMo). Additionally, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety.
From $150,000 to $0 from General Revenue Fund.
From $150,000 to $0 from Economic Development and Advancement Fund.
From $300,000 to $0 in total for the section.

Section 7.051

I hereby veto $250,000 general revenue for a retail business incubator in St. Louis City. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $250,000 to $0 from General Revenue Fund.
From $250,000 to $0 in total for the section.

On June 30, 2023, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 7**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

Section 8.005

I hereby veto $2,500,000 general revenue for the Missouri Sheriff's Retirement System. While I am supportive of local law enforcement, this item would duplicate the funding for this purpose within House Bill 5.

For the Office of the Director.
Program Distribution by $2,500,000 from $2,500,000 to $0 from General Revenue Fund.
From $5,723,514 to $3,223,514 in total from General Revenue Fund.

I hereby veto $8,000 general revenue for the purchase of equipment for the Lone Jack Police Department. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we

will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I am supportive of law enforcement officers and have made budget recommendations supporting law enforcement, first responders, and other emergency personnel in this budget and in previous budgets, this item is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

For the purchase of equipment for a police department.
From $8,000 to $0 from General Revenue Fund.

I hereby veto $500,000 Budget Stabilization Fund for a nonprofit organization in St. Joseph to help reduce the incident of violent crime and strengthen police services by researching and analyzing the best practices to help reduce violent crime. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

For a nonprofit organization located in any city with more than seventy-one thousand but fewer than seventy-nine thousand inhabitants to help reduce the incident of violent crime and strengthen police services by researching and analyzing the best practices to help reduce violent crime.
From $500,000 to $0 from Budget Stabilization Fund.

I hereby veto $500,000 general revenue for a communication platform for active duty National Guardsmen, first responders and veterans to receive direct access to chaplains and provide suicide prevention information and resources. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the Fiscal Year 2024 budget invests over $35 million in 988 mental health hotline infrastructure to assist citizens statewide experiencing a mental health emergency, including a specific line for veterans where the qualified responders are trained to support veterans. The General Assembly also included $1 million to market the 988 program for which my administration will use to target national guardsmen, veterans, first responders, and members of our armed forces. Further, the National Guard also has an existing phone application which includes a suicide hotline component. This program would be duplicative of those investments.

For a communication platform for National Guardsmen, first responders, and veterans.
From $500,000 to $0 from General Revenue Fund.

From $68,991,265 to $65,483,265 in total for the section.

Section 8.007

I hereby veto $2,727,827 State Highways and Transportation Department Fund for planning, design, and construction of a new Troop A Headquarters and related facilities. While I am supportive of law enforcement officers and have made budget recommendations supporting law enforcement, first responders, and other emergency personnel in this budget and in previous budgets, this item cannot be approved in full as the cost of the project is significantly higher than the appropriated amount. These cost increases should not be borne solely by the state. With this veto, the state will still be funding the majority of the cost increase.

From $6,727,827 to $4,000,000 from State Highways and Transportation Department Fund.
From $6,727,827 to $4,000,000 in total for the section.

Section 8.085

I hereby veto $26,628 general revenue for salary increases for the Capitol Police. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I support the General Assembly's efforts to address recruitment and retention of law enforcement officers, our research indicates that a more targeted approach is needed. Therefore, I am vetoing down this item to provide a $4,000 across-the-board increase for officers, a $2,500 increase after seven years of service for officers, as well as targeted increases for identified positions. These increases are on top of the statewide 8.7% increase that went into effect March 1, 2023. This approach will enable us to offer competitive pay for our law enforcement officers while maintaining a sustainable budget.

Personal Service by $26,628 from $2,555,002 to $2,528,374 from General Revenue Fund.
From $2,719,895 to $2,693,267 in total from General Revenue Fund.
From $2,719,895 to $2,693,267 in total for the section.

Section 8.090

I hereby veto $331,255, including $11,828 general revenue, for salary increases for the Highway Patrol. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I support the General Assembly's efforts to address recruitment and retention of law enforcement officers, our research indicates that a more targeted approach is needed. Therefore, I am vetoing down this item to provide a $4,000 increase for troopers, troopers first class, corporals and sergeants; a $2,500 increase after seven years of service for uniformed members; as well as targeted increases for identified non-uniformed positions. These increases are on top of the statewide 8.7% increase that went into effect March 1, 2023. This approach will enable us to offer competitive pay for our law enforcement officers while maintaining a sustainable budget.

For Administration.
Personal Service by $11,828 from $369,516 to $357,688 from General Revenue Fund.
From $395,021 to $383,193 in total from General Revenue Fund.
Personal Service by $319,427 from $9,647,629 to $9,328,202 from State Highways and Transportation Department Fund.
From $10,270,684 to $9,951,257 in total from State Highways and Transportation Department Fund.
From $13,352,848 to $13,021,593 in total for the section.

Section 8.095

I hereby veto $4,172,393, including $146,521 general revenue, for fringe benefit increases for the Highway Patrol. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this funding is being adjusted to match the pay increase for the Missouri State Highway Patrol.

Personal Service by $146,521 from $18,776,324 to $18,629,803 from General Revenue Fund.
From $20,237,611 to $20,091,090 in total from General Revenue Fund.
Personal Service by $23,978 from $4,635,397 to $4,611,419 from Department of Public Safety Federal Fund.
From $4,871,307 to $4,847,329 in total from Department of Public Safety Federal Fund.
Personal Service by $19,184 from $1,747,093 to $1,727,909 from Water Patrol Division Fund.
From $1,887,251 to $1,868,067 in total from Water Patrol Division Fund.
Personal Service by $3,976,961 from $107,850,863 to $103,873,902 from State Highways and Transportation Department Fund.
From $116,384,047 to $112,407,086 in total from State Highways and Transportation Department Fund.
Personal Service by $5,749 from $4,214,902 to $4,209,153 from Criminal Record System Fund.
From $4,531,496 to $4,525,747 in total from Criminal Record System Fund.
From $148,970,941 to $144,798,548 in total for the section.

Section 8.100

I hereby veto $4,782,802, including $218,634 general revenue, for salary increases for the Highway Patrol. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I support the General Assembly's efforts to address recruitment and retention of law enforcement officers, our research indicates that a more targeted approach is needed. Therefore, I am vetoing down this item to provide a $4,000 increase for troopers, troopers first class, corporals and sergeants; a $2,500 increase after seven years of service for uniformed members; as well as targeted increases for identified non-uniformed positions. These increases are on top of the statewide 8.7% increase that went into effect March 1, 2023. This approach will enable us to offer competitive pay for our law enforcement officers while maintaining a sustainable budget.

For the Enforcement Program.
Personal Service by $198,610 from $15,404,585 to $15,205,975 from General Revenue Fund.
From $17,846,672 to $17,648,062 in total from General Revenue Fund.
Personal Service by $4,550,906 from $100,014,289 to $95,463,383 from State Highways and Transportation Department Fund.
From $107,117,227 to $102,566,321 in total from State Highways and Transportation Department Fund.
Personal Service by $11,953 from $243,310 to $231,357 from Water Patrol Division Fund.
From $243,310 to $231,357 in total from Water Patrol Division Fund.

For the Governor’s Security Detail.
Personal Service and/or Expense and Equipment by $20,024 from $1,217,273 to $1,197,249 from General Revenue Fund.
From $1,217,273 to $1,197,249 in total from General Revenue Fund.

For receiving and expending grants, donations, contracts, and payments.
Personal Service by $1,309 from $6,336,173 to $6,334,864 from Department of Public Safety Federal Fund.
From $12,191,513 to $12,190,204 in total from Department of Public Safety Federal Fund.

From $154,124,628 to $149,341,826 in total for the section.

Section 8.105

I hereby veto $27,135, including $5,606 general revenue, for salary increases for the Highway Patrol. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by

over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I support the General Assembly's efforts to address recruitment and retention of law enforcement officers, our research indicates that a more targeted approach is needed. Therefore, I am vetoing down this item to provide a $4,000 increase for troopers, troopers first class, corporals and sergeants; a $2,500 increase after seven years of service for uniformed members; as well as targeted increases for identified non-uniformed positions. These increases are on top of the statewide 8.7% increase that went into effect March 1, 2023. This approach will enable us to offer competitive pay for our law enforcement officers while maintaining a sustainable budget.

Personal Service by $5,606 from $4,817,614 to $4,812,008 from General Revenue Fund.
From $5,102,378 to $5,096,772 in total from General Revenue Fund.
Personal Service by $576 from $363,130 to $362,554 from Department of Public Safety Federal Fund.
From $3,813,864 to $3,813,288 in total from Department of Public Safety Federal Fund.
Personal Service by $20,953 from $2,288,339 to $2,267,386 from Water Patrol Division Fund.
From $4,102,066 to $4,081,113 in total from Water Patrol Division Fund.
From $13,034,807 to $13,007,672 in total for the section.

Section 8.125

I hereby veto $34,617, including $7,875 general revenue, for salary increases for the Highway Patrol. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I support the General Assembly's efforts to address recruitment and retention of law enforcement officers, our research indicates that a more targeted approach is needed. Therefore, I am vetoing down this item to provide a $4,000 increase for troopers, troopers first class, corporals and sergeants; a $2,500 increase after seven years of service for uniformed members; as well as targeted increases for identified non-uniformed positions. These increases are on top of the statewide 8.7% increase that went into effect March 1, 2023. This approach will enable us to offer competitive pay for our law enforcement officers while maintaining a sustainable budget.

Personal Service by $7,875 from $202,850 to $194,975 from General Revenue Fund.
From $202,850 to $194,975 in total from General Revenue Fund.
Personal Service by $26,742 from $2,075,200 to $2,048,458 from State Highways and Transportation Department Fund.
From $2,579,064 to $2,552,322 in total from State Highways and Transportation Department Fund.
From $3,632,872 to $3,598,255 in total for the section.

Section 8.130

I hereby veto $607,650 State Highways and Transportation Department Fund for salary increases for the Highway Patrol. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I support the General Assembly's efforts to address recruitment and retention of law enforcement officers, our research indicates that a more targeted approach is needed. Therefore, I am vetoing down this item to provide a $4,000 increase for troopers, troopers first class, corporals and sergeants; a $2,500 increase after seven years of service for uniformed members; as well as targeted increases for identified non-uniformed positions. These increases are on top of the statewide 8.7% increase that went into effect March 1, 2023. This approach will enable us to offer competitive pay for our law enforcement officers while maintaining a sustainable budget.

Personal Service by $607,650 from $14,831,796 to $14,224,146 from State Highways and Transportation Department Fund.
From $15,924,624 to $15,316,974 in total from State Highways and Transportation Department Fund.
From $16,790,406 to $16,182,756 in total for the section.

Section 8.140

I hereby veto $1,373,305, including $7,380 general revenue, for salary increases for the Highway Patrol. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I support the General Assembly's efforts to address recruitment and retention of law enforcement officers, our research indicates that a more targeted approach is needed. Therefore, I am vetoing down this item to provide a $4,000 increase for troopers, troopers first class, corporals and sergeants; a $2,500 increase after seven years of service for uniformed members; as well as targeted increases for identified non-uniformed positions. These increases are on top of the statewide 8.7% increase that went into effect March 1, 2023. This approach will enable us to offer competitive pay for our law enforcement officers while maintaining a sustainable budget.

For Technical Services.
Personal Service by $7,380 from $304,065 to $296,685 from General Revenue Fund.
From $1,592,215 to $1,584,835 in total from General Revenue Fund.
Personal Service by $39,243 from $582,326 to $543,083 from Department of Public Safety Federal Fund.
From $5,577,611 to $5,538,368 in total from Department of Public Safety Federal Fund.
Personal Service by $1,316,821 from $21,362,018 to $20,045,197 from State Highways and Transportation Department Fund.
From $49,284,674 to $47,967,853 in total from State Highways and Transportation Department Fund.
Personal Service by $9,861 from $4,647,241 to $4,637,380 from Criminal Record System Fund.
From $9,882,046 to $9,872,185 in total from Criminal Record System Fund.
From $71,433,794 to $70,060,489 in total for the section.

Section 8.165

I hereby veto $376,571 general revenue for the Lone Jack Fire Protection District. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I am supportive of first responders and have made budget recommendations supporting law enforcement, first responders, and other emergency personnel in this budget and in previous budgets, this is a local responsibility with minimal statewide impact. Other funding mechanisms, such as the ARPA First Responders grant, exist for this purpose. My veto in 20.150 removing the cap on public safety grants allows this project to pursue that state grant funding opportunity.

For a non-for-profit fire protection district that provides services to a city with more than one thousand three hundred but fewer than one thousand five hundred inhabitants and located in a county with more than seven hundred thousand but fewer than eight hundred thousand inhabitants.
From $376,571 to $0 from General Revenue Fund.
From $12,953,615 to $12,577,044 in total for the section.

Section 8.181

I hereby veto $1,000,000 Budget Stabilization Fund for a grant to a veteran-only, non-profit, homeless shelter in Columbia. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $1,000,000 to $0 from Budget Stabilization Fund.
From $1,000,000 to $0 in total for the section.

Section 8.185

I hereby veto $3,000,000 general revenue for the restoration, renovation, maintenance, and improvements to a World War I Memorial and Museum. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

From $10,000,000 to $7,000,000 from General Revenue Fund.
From $10,150,000 to $7,150,000 in total for the section.

Section 8.215

I hereby veto $93,038 Gaming Commission Fund for salary increases for the Highway Patrol. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I support the General Assembly's efforts to address recruitment and retention of law enforcement officers, our research indicates that a more targeted approach is needed. Therefore, I am vetoing down this item to provide a $4,000 increase for troopers, troopers first class, corporals and sergeants, a $2,500 increase after seven years of service for uniformed members, as well as targeted increases for identified non-uniformed positions. These increases are on top of the statewide 8.7% increase that went into effect March 1, 2023. This approach will enable us to offer competitive pay for our law enforcement officers while maintaining a sustainable budget.

Personal Service by $93,038 from $18,960,572 to $18,867,534 from Gaming Commission Fund.
From $20,696,480 to $20,603,442 in total from Gaming Commission Fund.
From $20,752,790 to $20,659,752 in total for the section.

Section 8.220

I hereby veto $54,241 Gaming Commission Fund for fringe benefit increases for the Highway Patrol. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an

effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. This funding is being adjusted to match the pay increase for the Missouri State Highway Patrol.

Personal Service by $54,241 from $8,686,542 to $8,632,301 from Gaming Commission Fund.
From $9,015,141 to $8,960,900 in total from Gaming Commission Fund.
From $9,015,141 to $8,960,900 in total for the section.

Section 8.270

I hereby veto $1,413,500 general revenue for expenses of Missouri Task Force 1. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

From $1,963,500 to $550,000 from General Revenue Fund.
From $1,963,500 to $550,000 in total for the section.

Section 8.500

I hereby veto $132,000 general revenue for salary increases for National Guard administrative personnel. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, these salary increases for the Missouri National Guard are duplicative of federal funds for the same purpose. Additionally, this item affects a narrow group of employees who are already receiving pay increases under the 8.7% statewide pay plan and without a demonstrated need for targeted salary increases.

Personal Service by $132,000 from $1,728,099 to $1,596,099 from General Revenue Fund.
From $1,869,129 to $1,737,129 in total from General Revenue Fund.
From $2,110,062 to $1,978,062 in total for the section.

Section 8.501

I hereby veto $2,018,000 general revenue for reenlistment incentives. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, reenlistment incentives for federal employees should be a federal responsibility. This budget also includes other related incentives such as tuition assistance and other important programs.

Said section is vetoed in its entirety from $2,018,000 to $0 from General Revenue Fund.
From $2,018,000 to $0 in total for the section.

Section 8.540

I hereby veto $16,070 general revenue for firearms for Missouri Military Forces Contract Services. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the state should not bear the fiscal responsibility for increases in federal regulation.

For Missouri Military Forces Contract Services.
Expense and Equipment by $16,070 from $35,843 to $19,773 from General Revenue Fund.
From $630,713 to $614,643 in total from General Revenue Fund.
From $38,352,231 to $38,336,161 in total for the section.

Section 8.545

I hereby veto $71,000 general revenue for the Office of Air Search and Rescue. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

From $112,243 to $41,243 from General Revenue Fund.
From $112,243 to $41,243 in total for the section.

On June 30, 2023, I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 9** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2023, and ending June 30, 2024.

Section 9.006

I hereby veto $3,000,000 general revenue for crime victim notification software. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this item is duplicative of funding in place for the Office of Administration's Information Technology Services Division which currently administers the state's crime victim notification system.

Said section is vetoed in its entirety from $3,000,000 to $0 from General Revenue Fund.
From $3,000,000 to $0 in total for the section.

Section 9.195

I hereby veto $550,000 general revenue for a pilot program to gauge the effectiveness of prescription digital therapeutics for the treatment of substance use disorder and opioid use disorder. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the Department of Corrections already operates a substance abuse program; this funding would be duplicative of current programming and was not requested by the department.

For a pilot program to gauge the effectiveness of prescription digital therapeutics.
From $550,000 to $0 from General Revenue Fund.

I hereby veto $500,000 general revenue for a pilot program to ensure the availability and use of all medication assisted treatment products approved by the FDA to treat opioid and/or alcohol use disorder. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this funding would expand the current pilot for the medication assisted treatment program. Determinations regarding additional state general revenue funding should be made once the program has been established and the effectiveness of the investments have been demonstrated.

For a pilot program to ensure the availability and use of all medication assisted treatment products.
From $500,000 to $0 from General Revenue Fund.

From $187,608,238 to $186,558,238 in total for the section.

On June 30, 2023, I approved **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 9**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

Section 10.110

I hereby veto $215,000 general revenue for a 5.5% increase in funding for the Access to Recovery program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this budget has already budgeted for multiple items totaling over $472 million in support of behavioral health services statewide.

I hereby veto $1,500,000 general revenue to expand existing respite housing programs. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this was based on the findings of an informal House group on Crime Prevention. While I appreciate the work of the group's members to find solutions to these problems, a larger and more formal study is needed to determine the best avenues for reducing crime through mental health services. Additionally, this budget has already budgeted for multiple items totaling over $472 million in support of behavioral health services statewide.

For Recovery Support Services with the Access to Recovery Program.
From $6,117,527 to $4,402,527 from General Revenue Fund.

I hereby veto $3,700,000 general revenue for an early intervention program for youth at risk of mental health crises. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this was based on the findings of an informal House group on Crime Prevention. While I appreciate the work of the group's members to find solutions to these problems, a larger and more formal study is needed to determine the best avenues for reducing crime through mental health services. Additionally, this budget has already budgeted for multiple items totaling over $472 million in support of behavioral health services statewide.

For treatment of youth psychiatric services.
From $13,114,795 to $9,414,795 from General Revenue Fund.

I hereby veto $2,000,000 general revenue for the Engaging Patients in Coordinated Care (EPICC) program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, there are existing peer support services and opioid treatment investments to help address the goals of this program. Additionally, this program provides one-time state funding to support ongoing program costs, which could possibly jeopardize the program's future sustainability.

For a behavioral health network that links individuals 14 and over with severe opioid use disorder to community based treatment with the help of Peer Recovery Coaches.
From $2,000,000 to $0 from General Revenue Fund.

I hereby veto $1,800,000 general revenue for an Electroencephalogram (EEG) combined Transcranial Magnetic Stimulation (eTMS) Pilot Program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Additionally, while I am supportive of efforts to help address the mental health needs of veterans and first responders, this is a relatively new treatment option. A smaller pilot project allows for a closer look at the effectiveness of the treatment without being fiscally irresponsible. Additional FDA approval for the equipment is still pending. This item can be revisited once the program is able to demonstrate effectiveness.

For the Division of Behavioral Health to implement the use of EEG-Guided Transcranial Magnetic Stimulation (e-TMS) equipment.
From $3,300,000 to $1,500,000 from General Revenue Fund.

From $408,854,734 to $399,639,734 in total for the section.

Section 10.115

I hereby veto $6,866,000, including $2,200,000 general revenue, for operating costs of additional behavioral health crisis centers. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, there is existing funding in House Bill 20 to construct these centers. Operational funding will not be needed in Fiscal Year 2024, as construction will not yet be completed.

I hereby veto $1,050,000, including $283,500 general revenue, for public administrator liaison positions The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we

will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, statutory changes should be pursued to reduce the workload on Public Administrators in lieu of earmarked state funding for positions that will have minimal impact.

For adult psychiatric services and community programs.
From $127,788,119 to $125,304,619 from General Revenue Fund.
From $295,891,469 to $290,458,969 from Department of Mental Health Federal Fund.

From $636,971,653 to $629,055,653 in total for the section.

Section 10.410

I hereby veto $5,000,000 Budget Stabilization Fund for an autism research initiative. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

For a single grant to be issued jointly to a Missouri not-for-profit and a Missouri public institution of higher education to be used to advance research and development of therapeutics and potential cures for cases of genetically caused autism.
From $10,000,000 to $5,000,000 from Budget Stabilization Fund.
From $2,382,945,770 to $2,377,945,770 in total for the section.

Section 10.721

I hereby veto $500,000 general revenue for the purchase of rapid response testing kits for STI testing or other health outbreaks. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the Department of Health and Senior Services currently purchases, ships, and provides test results for STIs. Additionally, the state has invested $78 million in the One Health Laboratory. Current resources and future resources can handle additional STI testing. This earmark is duplicative of other tests already paid for by Missouri taxpayers.

Said section is vetoed in its entirety from $500,000 to $0 from General Revenue Fund.
From $500,000 to $0 in total for the section.

Section 10.745

I hereby veto $500,000 general revenue for the Elks Mobile Dental Clinic. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

From $700,000 to $200,000 from General Revenue fund.
From $700,000 to $200,000 in total for the section.

Section 10.830

I hereby veto $2,200,000 general revenue for the long-term care ombudsman program. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while this program's focus on ensuring the health and well-being of seniors is commendable, there is funding elsewhere in the budget to meet the needs of this program, particularly clarified language on the spending authority of the $32.6 million Senior Services Growth and Development Program Fund and appropriate General Revenue transfer to support Area Agencies on Aging.

For the Ombudsman Program operated by the Area Agencies on Aging or their service providers.
From $2,350,000 to $150,000 from General Revenue Fund.
From $117,906,281 to $115,706,281 in total for the section.

Section 10.831

I hereby veto $50,000 Senior Services Growth and Development Program Fund for the Texas County Food Pantry. While this funding would support an important service, especially for seniors in rural areas, the Department of Health and Senior Services is subject to state laws set forth in Section 192.385, RSMo. This section requires all Senior Services Growth and Development Program Funds to follow a formula to support ten specific Area Agencies on Aging across Missouri which excludes the Texas County Food Pantry.

Said section is vetoed in its entirety from $50,000 to $0 from Senior Services Growth and Development Program Fund.
From $50,000 to $0 in total for the section.

On June 30, 2023, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2023, and ending June 30, 2024.

Section 11.155

I hereby veto $1,500,000 Temporary Assistance for Needy Families Federal Fund for a year-round youth jobs program in the City of St. Louis. The adjusted total is more in line with that of similar projects. Additionally, the City of St. Louis allocated $2.5 million ARPA for this program.

For a program located in a city not within a county, for the purpose of providing year-round paid jobs and internship opportunities and job training for youth residing in the city.
From $2,500,000 to $1,000,000 from Temporary Assistance for Needy Families Federal Fund.

I hereby veto $50,000 Temporary Assistance for Needy Families Federal Fund for a basketball training program. While the plain language of the appropriation states the funds are for a nonprofit "in any home rule city with more than four hundred thousand inhabitants and located in more than one county that uses the game of basketball to build character," the information provided to my administration demonstrates that this basketball training facility is located in Overland Park, Kansas. Temporary Assistance for Needy Families Federal Funding cannot be distributed to entities outside the state of Missouri.

For a nonprofit organization in any home rule city with more than four hundred thousand inhabitants and located in more than one county that uses the game of basketball to build character.
From $50,000 to $0 from Temporary Assistance for Needy Families Federal Fund.

I hereby veto $375,000 Temporary Assistance for Needy Families Federal Fund for a Film Camp USA designated state-wide youth program. This is not a good use of taxpayer funds as the cost per camper is estimated to exceed $1,000. Additionally, this earmark appears to direct public funds to a private company for non-public purposes in violation of Article III, Section 38(a) of the Missouri Constitution.

For a state-wide youth program that provides children from Missouri the opportunity to become a master of their own stories while obtaining transferable skills through acting, directing, and screenwriting in an effort for the children to make movies and memories.
From $375,000 to $0 from the Temporary Assistance for Needy Families Federal Fund.

I hereby veto $5,000,000 Temporary Assistance for Needy Families Federal Fund for the United Way organization. The adjusted total is more in line with that of similar projects.

For an organization founded in 1922 that provides and deploys accountable funding and support for nonprofits statewide.
From $10,000,000 to $5,000,000 from Temporary Assistance for Needy Families Federal Fund.

From $65,839,884 to $58,914,884 in total for the section.

Section 11.162

I hereby veto $30,000 Temporary Assistance for Needy Families Federal Fund for the St. Louis Association of Community Organizations. This is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project. This organization could seek funds from the United States Department of Housing and Urban Development's Community Development Block Grant program and the City of St. Louis' Community Development Administration. The organization received a combined total of $149,177 from grant income in 2021.

Said section is vetoed in its entirety from $30,000 to $0 from Temporary Assistance for Needy Families Federal Fund.
From $30,000 to $0 in total for the section.

Section 11.163

I hereby veto $1,000,000 Temporary Assistance for Needy Families Federal Fund for Annie Malone Children and Family Services. The information provided to my administration demonstrates that these funds may support a capital

improvement project. Temporary Assistance for Needy Families Federal Funding cannot be disbursed for capital improvement projects.

From $4,000,000 to $3,000,000 from Temporary Assistance for Needy Families Federal Fund.
From $4,000,000 to $3,000,000 in total for the section.

Section 11.195

I hereby veto $1,904,000 general revenue for a cooperatively owned grocery store in St. Louis County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

For a nonprofit organization founded in 2017 to open a cooperatively owned grocery store.
From $1,904,000 to $0 from General Revenue Fund.
From $14,781,682 to $12,877,682 in total for the section.

Section 11.207

I hereby veto $2,000,000 general revenue for the staffing, infrastructure, and technology expenses for House Everyone, a homelessness nonprofit. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project. There are existing state programs aimed at providing services to address homelessness. Funding could be sought through the Missouri Housing Development Commission.

Said section is vetoed in its entirety from $2,000,000 to $0 from General Revenue Fund.
From $2,000,000 to $0 in total for the section.

Section 11.212

I hereby veto $2,500,000 general revenue for a transitional housing project. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the adjusted total is more in line with that of similar projects.

From $3,000,000 to $500,000 from General Revenue fund.
From $3,000,000 to $500,000 in total for the section.

Section 11.220

I hereby veto $15,000,000 general revenue for grants to organizations for services and programs to assist victims of crime. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the Fiscal Year 2023 ARPA budget invested $24 million in extraordinary funding for the Victims of Crime Act (VOCA) program. This line is being reduced to more accurately reflect the estimated loss of federal funding for the affected fiscal year in order to maintain current funding in Fiscal Year 2024.

From $30,000,000 to $15,000,000 from General Revenue Fund.
From $79,331,537 to $64,331,537 in total for the section.

Section 11.225

I hereby veto $2,000,000 general revenue for grants for services and programs to assist victims of sexual assault. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the Fiscal Year 2023 and Fiscal Year 2024 budgets have invested $39 million in extraordinary funding for the Victims of Crime Act (VOCA) program.

From $3,750,000 to $1,750,000 from General Revenue Fund.
From $6,690,803 to $4,690,803 in total for the section.

Section 11.305

I hereby veto $1,150,000 Federal Earnings Fund for the purchase of children's and field office family room items in Children's Division. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the Fiscal Year 2024 budget invests an additional $106.9 million in the Children's Division.

For purchase of child items and field office family room items.
From $1,150,000 to $0 from Federal Earnings Fund.
From $129,439,487 to $128,289,487 in total for the section.

Section 11.327

I hereby veto $500,000 general revenue for kinship placement legal services. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial

stability of Missouri beyond my Administration and the current General Assembly. Further, the Fiscal Year 2024 budget funds an additional 34 legal positions and an additional $3.7 million in legal resources for the Children's Division.

Said section is vetoed in its entirety from $500,000 to $0 from General Revenue Fund.
From $500,000 to $0 in total for the section.

On June 30, 2023, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 11**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12** entitled:

AN ACT

To appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2023 and ending June 30, 2024.

Section 12.165

I hereby veto $2,563,061, including $1,853,920 general revenue, for the State Auditor for salary adjustments and expense and equipment. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Personal Service and/or Expense and Equipment by $1,853,920 from $9,758,886 to $7,904,966 from General Revenue Fund.

From $9,760,300 to $7,906,380 in total from General Revenue Fund.
Personal Service and/or Expense and Equipment by $709,141 from $1,808,688 to $1,099,547 from State Auditor - Federal Fund.
From $1,808,688 to $1,099,547 in total from State Auditor - Federal Fund.
From $12,732,130 to $10,169,069 in total for the section.

Section 12.335

I hereby veto $57,721 general revenue for security staff for the Southern District Court of Appeals. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Personal Service by $54,026 from $7,849,026 to $7,795,000 from General Revenue Fund.
Expense and Equipment by $3,695 from $1,279,613 to $1,275,918 from General Revenue Fund.
From $9,128,639 to $9,070,918 in total from General Revenue Fund.
From $9,128,639 to $9,070,918 in total for the section.

On June 30, 2023, I approved **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

May 15, 2023

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 15** entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2023.

Section 15.156

I hereby veto $25,000 for the purpose of funding audit costs. Article IV, Section 25 of the Constitution of Missouri states that, “Until it acts on all the appropriations recommended in the budget, neither house of the general assembly shall pass any appropriation other than emergency appropriations recommended by the governor.” Emergency appropriations adopted but not included in the governor’s recommendations would fail to follow the aforementioned

constitutional article, which is why I am vetoing this funding. Also, funding for this purpose has been included in the Fiscal Year 2024 budget for the Missouri Department of Transportation. Accordingly, an emergency supplemental appropriation for this purpose is not necessary.

Said section is vetoed in its entirety from $25,000 to $0 from State Transportation Fund.
From $25,000 to $0 in total for the section.

On May 15, 2023, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 15**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Senate Committee Substitute for House Committee Substitute for House Bill No. 18** entitled:

AN ACT

To appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

Section 18.035

I hereby veto $1,145,238 Facilities Maintenance Reserve Fund for the 4-H Building project at the Missouri State Fair. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this funds the estimated project cost. Any additional funds needed should be raised by the State Fair Foundation or other agricultural organizations that utilize these facilities.

I hereby veto $450,000 Facilities Maintenance Reserve Fund for the Swine Building at the Missouri State Fair. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating

and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the budget has a number of other state fair investments. Any additional funds needed should be raised by the State Fair Foundation or other agricultural organizations that utilize these facilities.

From $15,222,228 to $13,626,990 from Facilities Maintenance Reserve Fund.
From $15,222,228 to $13,626,990 in total for the section.

On June 30, 2023, I approved said **Senate Committee Substitute for House Committee Substitute for House Bill No. 18**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 19** entitled:

AN ACT

To appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

Section 19.240

I hereby veto $750,000 Budget Stabilization Fund for renovation and improvements of an educational supply store in St. Louis County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

From $1,500,000 to $750,000 from Budget Stabilization Fund.
From $1,500,000 to $750,000 in total for the section.

Section 19.241

I hereby veto $150,000 Budget Stabilization Fund for repairs and renovations to a center for educational enrichment, tutoring, and support in the areas of STEM in Kansas City. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition,

Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $150,000 to $0 from Budget Stabilization Fund.
From $150,000 to $0 in total for the section.

Section 19.243

I hereby veto $13,000,000 Budget Stabilization Fund for the Riverview Gardens School District in St. Louis County for roof maintenance, repairs, improvements, upgrades, and a lead assessment. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project. Additionally, school districts received federal funding that may be used for this purpose.

Said section is vetoed in its entirety from $13,000,000 to $0 from Budget Stabilization Fund.
From $13,000,000 to $0 in total for the section.

Section 19.264

I hereby veto $46,000,000 general revenue for the design, construction, maintenance, repairs, improvements and upgrades to the Nursing Allied Health building at St. Louis Community College. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, the state is funding two other capital projects for St. Louis Community College.

Said section is vetoed in its entirety from $46,000,000 to $0 from General Revenue Fund.
From $46,000,000 to $0 in total for the section.

Section 19.265

I hereby veto $200,000 general revenue for a veterinary technician program at Mineral Area Community College. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this project needs to be vetted through the existing capital improvement process to provide for a full review and alignment with existing efforts across higher education. Additionally, the Community College did not request this funding.

Said section is vetoed in its entirety from $200,000 to $0 from General Revenue Fund.
From $200,000 to $0 in total for the section.

Section 19.266

I hereby veto $1,400,000 general revenue for a veterinary technician program at Crowder College. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this project needs to be vetted through the existing capital improvement process to provide for a full review and alignment with existing efforts across higher education. Additionally, the Community College did not request this funding.

Said section is vetoed in its entirety from $1,400,000 to $0 from General Revenue Fund.
From $1,400,000 to $0 in total for the section.

Section 19.267

I hereby veto $2,000,000 general revenue for a veterinary technician program at Jefferson Community College. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this project needs to be vetted through the existing capital improvement process to provide for a full review and alignment with existing efforts across higher education. Additionally, the Community College did not request this funding.

Said section is vetoed in its entirety from $2,000,000 to $0 from General Revenue Fund.
From $2,000,000 to $0 in total for the section.

Section 19.268

I hereby veto $200,000 general revenue for a veterinary technician program at St. Louis Community College. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this project needs to be vetted through the existing capital improvement process to provide for a full review and alignment with existing efforts across higher education. Additionally, the Community College did not request this funding.

Said section is vetoed in its entirety from $200,000 to $0 from General Revenue Fund.
From $200,000 to $0 in total for the section.

Section 19.269

I hereby veto $75,000 general revenue for a veterinary technician program at a private higher education institution in St. Louis County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have

vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this project needs to be vetted through the existing capital improvement process to provide for a full review and alignment with existing efforts across higher education.

Said section is vetoed in its entirety from $75,000 to $0 from General Revenue Fund.
From $75,000 to $0 in total for the section.

Section 19.270

I hereby veto $1,000,000 general revenue for the international collaboration program at the University of Missouri - St. Louis. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this funding is not needed and is duplicative of funding appropriated in House Bill 3.200.

Said section is vetoed in its entirety from $1,000,000 to $0 from General Revenue Fund.
From $1,000,000 to $0 in total for the section.

Section 19.300

I hereby veto $1,866,000 general revenue for the planning, design, land acquisition, utility relocation, and construction of an exit ramp from U.S. Highway 50 near Lone Jack. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $1,866,000 to $0 from General Revenue Fund.
From $1,866,000 to $0 in total for the section.

Section 19.301

I hereby veto $6,600,000 general revenue for the planning, design, land acquisition, utility relocation, and construction of interchange improvements to Route 370 at Salt River Road. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Furthermore, MODOT has committed $7.05 million in cost share funds already.

Said section is vetoed in its entirety from $6,600,000 to $0 from General Revenue Fund.
From $6,600,000 to $0 in total for the section.

Section 19.303

I hereby veto $28,000,000 general revenue for the planning, design, land acquisition, utility relocation, and construction of capacity improvements on Interstate 44. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $28,000,000 to $0 from General Revenue Fund.
From $28,000,000 to $0 in total for the section.

Section 19.309

I hereby veto $10,000,000 general revenue for right of way acquisition and utility improvements in Butler County along U.S. Highway 67. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $10,000,000 to $0 from General Revenue Fund.
From $10,000,000 to $0 in total for the section.

Section 19.310

I hereby veto $2,000,000 general revenue for the planning, design, land acquisition, utility relocation, and construction of a bypass around Hannibal on U.S. Highway 61. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $2,000,000 to $0 from General Revenue Fund.
From $2,000,000 to $0 in total for the section.

Section 19.314

I hereby veto $2,366,000 general revenue for road improvements in Lewis County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $2,366,000 to $0 from General Revenue Fund.
From $2,366,000 to $0 in total for the section.

Section 19.315

I hereby veto $2,500,000 general revenue for the planning, design, land acquisition, utility relocation, and construction of a bypass around Macon on U.S. Highway 63. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $2,500,000 to $0 from General Revenue Fund.
From $2,500,000 to $0 in total for the section.

Section 19.316

I hereby veto $2,000,000 general revenue for the planning, design, and construction of a four lane bridge with a multipurpose trail in Eureka. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this project has not been prioritized in a regional planning process and was not included in the list of unfunded needs by the Missouri Department of Transportation. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $2,000,000 to $0 from General Revenue Fund.
From $2,000,000 to $0 in total for the section.

Section 19.317

I hereby veto $1,100,000 general revenue for a Central City Road corridor location and environmental impact assessment in Jasper County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $1,100,000 to $0 from General Revenue Fund.
From $1,100,000 to $0 in total for the section.

Section 19.318

I hereby veto $2,500,000 Budget Stabilization Fund for an engineering study related to upgrades to the U.S. Highway 36 corridor to Interstate 72. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri

General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this project has not been prioritized in a regional planning process and was not identified as an unfunded need by the Statewide Transportation Improvement Program. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $2,500,000 to $0 from Budget Stabilization Fund.
From $2,500,000 to $0 in total for the section.

Section 19.320

I hereby veto $2,750,000 Budget Stabilization Fund for the maintenance, repair, and upgrades to Long Branch Drive located in Macon County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $2,750,000 to $0 from Budget Stabilization Fund.
From $2,750,000 to $0 in total for the section.

Section 19.322

I hereby veto $1,000,000 Budget Stabilization Fund for improvements to the Howard/Cooper Port. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $1,000,000 to $0 from Budget Stabilization Fund.
From $1,000,000 to $0 in total for the section.

Section 19.341

I hereby veto $2,250,000 Budget Stabilization Fund for the planning, design, and construction of a wellness center in Pineville. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $2,250,000 to $0 from Budget Stabilization Fund.
From $2,250,000 to $0 in total for the section.

Section 19.348

I hereby veto $5,000,000 general revenue for the purpose of removing condemned, vacant properties in St. Louis County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $5,000,000 to $0 from General Revenue Fund.
From $5,000,000 to $0 in total for the section.

Section 19.349

I hereby veto $1,000,000 general revenue for a nonprofit furniture bank to purchase a storage building. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $1,000,000 to $0 from General Revenue Fund.
From $1,000,000 to $0 in total for the section.

Section 19.361

I hereby veto $100,000 general revenue for a program to promote the hemp industry through the use of hemp tri-crop technology in Cass County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $100,000 to $0 from General Revenue Fund.
From $100,000 to $0 in total for the section.

Section 19.381

I hereby veto $500,000 Budget Stabilization Fund for watershed and stormwater management and erosion mediation in Wildwood. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $500,000 to $0 from Budget Stabilization Fund.
From $500,000 to $0 in total for the section.

Section 19.382

I hereby veto $500,000 Budget Stabilization Fund for capital improvement projects to the Jenkins Bridge and access trail located in a Barry County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project. Additionally, my administration has previously vetoed this project, and our position has not changed.

Said section is vetoed in its entirety from $500,000 to $0 from Budget Stabilization Fund.
From $500,000 to $0 in total for the section.

Section 19.383

I hereby veto $5,000,000 general revenue for an interest-free loan program for drinking water infrastructure in St. Charles. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this loan program may violate Mo. Const. Art. III, Section 39(1) which prohibits the General Assembly from lending the credit of the state to a municipal corporation. Missouri courts have not squarely addressed the question of whether an interest-free loan should be treated as a grant, rather than a lending of credit.

Said section is vetoed in its entirety from $5,000,000 to $0 from General Revenue Fund.
From $5,000,000 to $0 in total for the section.

Section 19.388

I hereby veto $850,000 general revenue for an interest-free loan program for drinking water infrastructure in Bismarck. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this loan program may violate Mo. Const. Art. III, Section 39(1) which prohibits the General Assembly from lending the credit of the state to a municipal corporation. Missouri courts have not squarely addressed the question of whether an interest-free loan should be treated as a grant, rather than a lending of credit.

Said section is vetoed in its entirety from $850,000 to $0 from General Revenue Fund.
From $850,000 to $0 in total for the section.

Section 19.389

I hereby veto $1,662,000 general revenue for the planning, design, construction, maintenance, repair, and capital improvements of water storage, water delivery, wastewater systems, and stormwater systems located in Jackson County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over

$1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $1,662,000 to $0 from General Revenue Fund.
From $1,662,000 to $0 in total for the section.

Section 19.390

I hereby veto $8,500,000 general revenue for an interest-free loan program for a metal manufacturer in New Madrid County for costs of compliance with laws and regulations enforced by the U.S. Environmental Protection Agency. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this violates Article III, Section 38(a) of the Missouri constitution, which prohibits the lending of public credit to any private person, association or corporation except under specific circumstances that do not exist here.

Said section is vetoed in its entirety from $8,500,000 to $0 from General Revenue Fund.
From $8,500,000 to $0 in total for the section.

Section 19.392

I hereby veto $5,600,000 general revenue for planning, design, construction, maintenance, repair, and capital improvements for water storage, water delivery, wastewater systems and stormwater systems for New Bloomfield. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $5,600,000 to $0 from General Revenue Fund.
From $5,600,000 to $0 in total for the section.

Section 19.393

I hereby veto $10,000,000 general revenue for the Great Rivers Greenway project in the St. Louis region developing a regional network of greenways. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

From $25,000,000 to $15,000,000 from General Revenue Fund.
From $25,000,000 to $15,000,000 in total for the section.

Section 19.394

I hereby veto $245,000 general revenue for the Rollingsford to Bristol Rock creek bank stabilization in the Metropolitan St. Louis Sewer District. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $245,000 to $0 from General Revenue Fund.
From $245,000 to $0 in total for the section.

Section 19.395

I hereby veto $230,000 general revenue for the Champlin Drive storm sewer in the Metropolitan St. Louis Sewer District. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $230,000 to $0 from General Revenue Fund.
From $230,000 to $0 in total for the section.

Section 19.396

I hereby veto $393,120 general revenue for the Nero Drive creek bank stabilization in the Metropolitan St. Louis Sewer District. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $393,120 to $0 from General Revenue Fund.
From $393,120 to $0 in total for the section.

Section 19.397

I hereby veto $5,222,000 general revenue for the Empire Court channel improvement in the Metropolitan St. Louis Sewer District. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $5,222,000 to $0 from General Revenue Fund.
From $5,222,000 to $0 in total for the section.

Section 19.398

I hereby veto $500,000 general revenue for the design, construction, repair and maintenance to repair a pond at Vlasis Park located in Ballwin. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $500,000 to $0 from General Revenue Fund.
From $500,000 to $0 in total for the section.

Section 19.399

I hereby veto $34,000,000 general revenue for the maintenance, repair and upgrades to LeCompte Road in Springfield. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this appropriation provides funding for road construction but is appropriated to the Missouri Department of Natural Resources. Additionally, this is a local responsibility. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $34,000,000 to $0 from General Revenue Fund.
From $34,000,000 to $0 in total for the section.

Section 19.400

I hereby veto $608,300 general revenue for the design, construction, repair and maintenance for water infrastructure and replacement in Andrew County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $608,300 to $0 from General Revenue Fund.
From $608,300 to $0 in total for the section.

Section 19.401

I hereby veto $100,000 general revenue for a one year region specific health, safety, and welfare study of an area in Cass and Jackson Counties. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $100,000 to $0 from General Revenue Fund.
From $100,000 to $0 in total for the section.

Section 19.417

I hereby veto $7,000,000 general revenue for distribution to the Vine Street Community Improvement District (CID) for planning, design, construction, renovation, and upgrades of public infrastructure elements. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $7,000,000 to $0 from General Revenue Fund.
From $7,000,000 to $0 in total for the section.

Section 19.418

I hereby veto $3,000,000 Budget Stabilization Fund for the downtown revitalization in Rolla. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $3,000,000 to $0 from Budget Stabilization Fund.
From $3,000,000 to $0 in total for the section.

Section 19.419

I hereby veto $12,000,000 general revenue for the construction and renovations to a sports complex in Springfield. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $12,000,000 to $0 from General Revenue Fund.
From $12,000,000 to $0 in total for the section.

Section 19.420

I hereby veto $3,000,000 Budget Stabilization Fund for renovation, repair, and improvements to a community center in Kirkwood. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a

AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $3,000,000 to $0 from Budget Stabilization Fund.
From $3,000,000 to $0 in total for the section.

Section 19.421

I hereby veto $100,000 Budget Stabilization Fund for renovation and repairs to a community center in Wellston. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $100,000 to $0 from Budget Stabilization Fund.
From $100,000 to $0 in total for the section.

Section 19.422

I hereby veto $2,000,000 Budget Stabilization Fund for planning, design, and renovations of a nonprofit science center in Springfield. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project. Additionally, this facility received funding in Fiscal Year 2023 (HB 3020), but those funds have not yet been spent.

Said section is vetoed in its entirety from $2,000,000 to $0 from Budget Stabilization Fund.
From $2,000,000 to $0 in total for the section.

Section 19.424

I hereby veto $2,500,000 Budget Stabilization Fund for the planning, design, maintenance or renovation of a hospital in Hannibal. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $2,500,000 to $0 from Budget Stabilization Fund.
From $2,500,000 to $0 in total for the section.

Section 19.425

I hereby veto $500,000 Budget Stabilization Fund for a study of the cost of expanding an industrial park in St. Francois County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $500,000 to $0 from Budget Stabilization Fund.
From $500,000 to $0 in total for the section.

Section 19.427

I hereby veto $1,000,000 Budget Stabilization Fund for the planning, design, and construction of a children's museum in St. Joseph. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $1,000,000 to $0 from Budget Stabilization Fund.
From $1,000,000 to $0 in total for the section.

Section 19.428

I hereby veto $2,000,000 general revenue for demolition of abandoned properties in Kinloch. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Investments in similar demolition projects in the Fiscal Year 2023 budget have yet to move forward, other funding sources should be pursued outside of this earmarked appropriation.

Said section is vetoed in its entirety from $2,000,000 to $0 from General Revenue Fund.
From $2,000,000 to $0 in total for the section.

Section 19.501

I hereby veto $3,500,000 Budget Stabilization Fund for the planning, design, and construction of a joint justice center for merging 911 dispatch operation centers in Perry County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I am supportive of first responders and have made budget recommendations supporting law enforcement, first responders, and other

emergency personnel in this budget and in previous budgets, this item should be a local responsibility. Other funding mechanisms, such as the ARPA First Responders grant, exist for this purpose. My veto in HB 20.150 removing the cap on public safety grants allows this project to pursue that state grant funding opportunity.

Said section is vetoed in its entirety from $3,500,000 to $0 from Budget Stabilization Fund.
From $3,500,000 to $0 in total for the section.

Section 19.503

I hereby veto $12,000,000 Budget Stabilization Fund for the planning, design, maintenance, and construction of a training facility for law enforcement in O'Fallon. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I am supportive of first responders and have made budget recommendations supporting law enforcement, first responders, and other emergency personnel in this budget and in previous budgets, this item should be a local responsibility. Other funding mechanisms, such as the ARPA First Responders grant, exist for this purpose. My veto in HB 20.150 removing the cap on public safety grants allows this project to pursue that state grant funding opportunity.

Said section is vetoed in its entirety from $12,000,000 to $0 from Budget Stabilization Fund.
From $12,000,000 to $0 in total for the section.

Section 19.504

I hereby veto $13,000,000 Budget Stabilization Fund for the planning, design, and construction of a police center in St. Louis City. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I am supportive of first responders and have made budget recommendations supporting law enforcement, first responders, and other emergency personnel in this budget and in previous budgets, this item should be a local responsibility. Other funding mechanisms, such as the ARPA First Responders grant, exist for this purpose. My veto in HB 20.150 removing the cap on public safety grants allows this project to pursue that state grant funding opportunity.

Said section is vetoed in its entirety from $13,000,000 to $0 from Budget Stabilization Fund.
From $13,000,000 to $0 in total for the section.

Section 19.505

I hereby veto $107,558 Budget Stabilization Fund for the planning, design, construction, and renovations for a civil air patrol facility in Sedalia. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, these are operational costs that should be the responsibility of the Civil Air Patrol. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $107,558 to $0 from Budget Stabilization Fund.
From $107,558 to $0 in total for the section.

Section 19.506

I hereby veto $10,000,000 Budget Stabilization Fund for the planning, design, construction, maintenance, repair and capital improvements to support a public safety access point in St. Louis City. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

From $20,000,000 to $10,000,000 from Budget Stabilization Fund.
From $20,000,000 to $10,000,000 in total for the section.

Section 19.507

I hereby veto $2,000,000 Budget Stabilization Fund for the planning, design, construction, maintenance, repair or purchase of a Doppler radar for Dexter. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $2,000,000 to $0 from Budget Stabilization Fund.
From $2,000,000 to $0 in total for the section.

Section 19.508

I hereby veto $7,000,000 general revenue for the upgrade of the emergency dispatch call and phone system in St. Charles County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, while I am supportive of first responders and have made budget recommendations supporting law enforcement, first responders, and other emergency personnel in this budget and in previous budgets, this item should be a local responsibility. Other funding mechanisms, such as the ARPA First Responders grant, exist for this purpose. My veto in HB 20.150 removing the cap on public safety grants allows this project to pursue that state grant funding opportunity.

Said section is vetoed in its entirety from $7,000,000 to $0 from General Revenue Fund.
From $7,000,000 to $0 in total for the section.

Section 19.531

I hereby veto $2,500,000 Budget Stabilization Fund for the planning, design, and construction of a building to provide adult daycare services for individuals with developmental disabilities in Joplin. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures

by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $2,500,000 to $0 from Budget Stabilization Fund.
From $2,500,000 to $0 in total for the section.

Section 19.532

I hereby veto $1,000,000 general revenue for renovations to a community mental health center in Barry County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $1,000,000 to $0 from General Revenue Fund.
From $1,000,000 to $0 in total for the section.

Section 19.533

I hereby veto $500,000 general revenue for renovations to a community mental health center in Lawrence County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $500,000 to $0 from General Revenue Fund.
From $500,000 to $0 in total for the section.

Section 19.565

I hereby veto $1,500,000 Budget Stabilization Fund for the renovation of an adult/child day care facility to expand a healthcare clinic in Viburnum. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

Said section is vetoed in its entirety from $1,500,000 to $0 from Budget Stabilization Fund.
From $1,500,000 to $0 in total for the section.

Section 19.567

I hereby veto $1,000,000 Budget Stabilization Fund for the planning, design, construction, and equipping of a new oncology center in Clinton. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly

passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this facility was appropriated $1 million in the Fiscal Year 2023 ARPA budget which has been reappropriated in Fiscal Year 2024.

Said section is vetoed in its entirety from $1,000,000 to $0 from Budget Stabilization Fund.
From $1,000,000 to $0 in total for the section.

Section 19.568

I hereby veto $10,000,000 Budget Stabilization Fund for the design, planning, and construction of buildings to provide housing for the homeless and administrative office space in Springfield. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project. Additionally, there are existing state programs aimed at providing services to address homelessness. Funding could be sought through the Missouri Housing Development Commission.

Said section is vetoed in its entirety from $10,000,000 to $0 from Budget Stabilization Fund.
From $10,000,000 to $0 in total for the section.

Section 19.574

I hereby veto $600,000 general revenue for acquisition and renovations to a building for a federally qualified health center in Pulaski County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, Central Ozarks Medical Center requested funds to acquire and renovate a building in Richland to serve as a Federally Qualified Health Center. The Department of Social Services has no statutory authority to provide funding for this development. Because the appropriation bill attempts to grant this authority to the department of Social Services, this provision violates the single subject limitation in Article II, Section 23 of the Missouri Constitution. This facility received a $1,800,000 grant for capital improvement projects in the Fiscal Year 2023 ARPA budget through the FQHC grant program which has been reappropriated in Fiscal Year 2024 to ensure 100% expenditure of those grants.

Said section is vetoed in its entirety from $600,000 to $0 from General Revenue Fund.
From $600,000 to $0 in total for the section.

Section 19.591

I hereby veto $2,000,000 Budget Stabilization Fund for the planning, design, construction, renovations, maintenance, repair and capital improvements to transform a building into a gospel music hall of fame, art museum and research center in St. Louis City. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all

of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

From $4,000,000 to $2,000,000 from Budget Stabilization Fund.
From $4,000,000 to $2,000,000 in total for the section.

Section 19.610

I hereby veto $750,000 Budget Stabilization Fund for the planning, design, and construction of a new library in Barry County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $750,000 to $0 from Budget Stabilization Fund.
From $750,000 to $0 in total for the section.

On June 30, 2023, I approved said **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 19**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 30, 2023

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
102nd GENERAL ASSEMBLY
FIRST REGULAR SESSION

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 20** entitled:

AN ACT

> To appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2023, and ending June 30, 2024.

Section 20.101

I hereby veto $410,500 Coronavirus State Fiscal Recovery – Health and Economic Impacts Fund for the replacement of a bathroom and purchase of a bucket truck in the City of Hazelwood. This is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $410,500 to $0 from Coronavirus State Fiscal Recovery – Health and Economic Impacts Fund.
From $410,000 to $0 in total for the section.

Section 20.150

I hereby veto $1 Coronavirus State Fiscal Recovery – Health and Economic Impacts Fund for grants to emergency medical providers, fire protection entities, or public safety officers. I also hereby veto the words "provided that the maximum award shall be $20,000 per recipient and further" that are included within the second subsection of this section. In Fiscal Year 2023, just under $8.5M was obligated to 553 first responders for these grants due to low interest from potential grantees due to the maximum award amount. This veto will ensure that a greater number of projects are eligible to receive funding, and that a greater number of first responders are served.

From $20,000,000 to $19,999,999 from Coronavirus State Fiscal Recovery – Health and Economic Impacts Fund.
From $30,000,000 to $29,999,999 in total for the section.

Section 20.220

I hereby veto $500,000 general revenue for exterior handicap improvements in the Affton Public School District. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $500,000 to $0 from General Revenue Fund.
From $500,000 to $0 in total for the section.

Section 20.221

I hereby veto $250,000 general revenue for exterior handicap improvements in the Hancock Place School District. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $250,000 to $0 from General Revenue Fund.
From $250,000 to $0 in total for the section.

Section 20.222

I hereby veto $750,000 general revenue for the construction and/or renovation of an early childhood enrichment center. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current

General Assembly. Further, while I am supportive of investments to increase access to quality and affordable childcare for Missourians, these investments are not the full responsibility of the state. More must be done to support increased partnerships between communities, employers, and childcare providers.

From $1,500,000 to $750,000 from General Revenue Fund.
From $1,500,000 to $750,000 in total for the section.

Section 20.316

I hereby veto $5,000,000 Budget Stabilization Fund for an equine building at the Missouri State Fair. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, nearly $55 million has been appropriated for a new State Fair Arena. This building would coincide with the new State Fair Arena, which is not anticipated to be completed in Fiscal Year 2024.

Said section is vetoed in its entirety from $5,000,000 to $0 from Budget Stabilization Fund.
From $5,000,000 to $0 in total for the section.

Section 20.376

I hereby veto $1,000,000 general revenue for an entertainment district working towards stimulating the growth, community spirit and entertainment of the district while promoting the historic character in Kansas City. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $1,000,000 to $0 from General Revenue Fund.
From $1,000,000 to $0 in total for the section.

Section 20.377

I hereby veto $500,000 general revenue for an educational dinosaur museum in the City of Branson. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $500,000 to $0 from General Revenue Fund.
From $500,000 to $0 in total for the section.

Section 20.573

I hereby veto $2,000,000 general revenue for the planning, design, maintenance, and construction of a regional training facility for law enforcement in Boone County. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly.

From $6,000,000 to $4,000,000 from General Revenue Fund.
From $6,000,000 to $4,000,000 in total for the section.

Section 20.575

I hereby veto $500,000 Budget Stabilization Fund for purchase of a crash truck for an airport in Jefferson City. The Fiscal Year 2024 budget that was passed by the Missouri General Assembly totals $53.5 billion, over $1.7 billion more than my recommended budget. Additionally, the Missouri General Assembly passed legislation which is estimated to result in a loss of ongoing general revenues exceeding $300 million and increasing ongoing general revenue expenditures by over $200 million. In addition, Missouri has consistently maintained a AAA bond rating and we will ensure a balanced budget for years to come. In light of all of these factors, I have vetoed this provision in an effort to help ensure the financial stability of Missouri beyond my Administration and the current General Assembly. Further, this appropriation is being reduced to allow for a local match contribution.

From $1,000,000 to $500,000 from Budget Stabilization Fund.
From $1,000,000 to $500,000 in total for the section.

Section 20.644

I hereby veto $400,000 Coronavirus State Fiscal Recovery – Health and Economic Impacts Fund for construction of sidewalks on Meramec Station Road in St. Louis County. This is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $400,000 to $0 from Coronavirus State Fiscal Recovery – Health and Economic Impacts Fund.
From $400,000 to $0 in total for the section.

Section 20.847

I hereby veto $3,260,000 Coronavirus State Fiscal Recovery – Revenue Replacement Fund for the Missouri Foundation Seed program. The Fiscal Year 2023 budget includes $3.24 million for this project, which has not yet been fully expended.

From $6,500,000 to $3,240,000 Coronavirus State Fiscal Recovery – Revenue Replacement Fund.
From $6,500,000 to $3,240,000 in total for the section.

Section 20.865

I hereby veto $2,000,000 Coronavirus State Fiscal Recovery – Revenue Replacement Fund for the purchase of equipment for the Kansas City Police Foundation. The Fiscal Year 2023 budget includes $3 million for this project, which has not yet been fully expended.

From $6,000,000 to $4,000,000 from Coronavirus State Fiscal Recovery – Revenue Replacement Fund.
From $6,000,000 to $4,000,000 in total for the section.

Section 20.897

I hereby veto $2,000,000 Coronavirus State Fiscal Recovery – Revenue Replacement Fund for a nonprofit community development corporation in Kansas City. This is a local responsibility with minimal statewide impact. Other funding mechanisms should be pursued in lieu of earmarked state funding for this project.

Said section is vetoed in its entirety from $2,000,000 to $0 from Coronavirus State Fiscal Recovery – Revenue Replacement Fund.
From $2,000,000 to $0 in total for the section.

Section 20.898

I hereby veto $2,000,000 Coronavirus State Fiscal Recovery – Health and Economic Impacts Fund to demolish abandoned properties in the City of Kinloch. Investments in similar demolition projects in the Fiscal Year 2023 budget have yet to move forward, other funding sources should be pursued outside of this earmarked appropriation.

Said section is vetoed in its entirety from $2,000,000 to $0 from Coronavirus State Fiscal Recovery – Health and Economic Impacts Fund.
From $2,000,000 to $0 in total for the section.

On June 30, 2023, I approved said **Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 20**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

HOUSE RESOLUTIONS

Representative Patterson offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred Second General Assembly, First Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2023 Constitutional Veto Session and ready for consideration of business.

On motion of Representative Patterson, **HR 1** was adopted by the following vote:

AYES: 149

Adams	Allen	Amato	Anderson	Appelbaum
Baker	Banderman	Bangert	Baringer	Barnes
Black	Boggs	Bonacker	Bosley	Boyd
Brown 149	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burger	Burnett	Burton	Busick	Butz
Byrnes	Chappell	Christ	Clemens	Coleman
Collins	Cook	Copeland	Crossley	Cupps
Davidson	Davis	Deaton	Diehl	Dinkins
Ealy	Evans	Falkner	Farnan	Fogle
Francis	Gallick	Gragg	Gray	Gregory
Griffith	Haden	Haffner	Haley	Hardwick

Hausman	Hein	Henderson	Hicks	Hinman
Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson 12	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lavender	Lewis 25
Lewis 6	Lonsdale	Lovasco	Mackey	Marquart
Matthiesen	Mayhew	McGaugh	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Plank
Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Shields	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stephens	Stinnett	Strickler	Taylor 48	Taylor 84
Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Wright	Young	Mr. Speaker	

NOES: 000

PRESENT: 001

Atchison

ABSENT WITH LEAVE: 012

Aune	Billington	Bland Manlove	Bromley	Casteel
Christofanelli	Doll	Fountain Henderson	Johnson 23	Mann
Phifer	Sharpe 4			

VACANCIES: 001

VETOED HOUSE BILLS

The Speaker read the following House Bills vetoed from the First Regular Session: **CCS SS SCS HCS HB 2**, **CCS SCS HCS HB 3**, **CCS SCS HCS HB 4**, **CCS SS SCS HCS HB 5**, **CCS SCS HCS HB 6**, and **CCS SCS HCS HB 7**.

Representative Ealy moved that **Section 7.046 of CCS SCS HCS HB 7, for walkability improvements in Grandview**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 066

Adams	Allen	Anderson	Appelbaum	Bangert
Baringer	Barnes	Bosley	Brown 16	Brown 27
Brown 87	Burnett	Burton	Butz	Byrnes
Christ	Clemens	Collins	Crossley	Davis
Ealy	Fogle	Gray	Gregory	Griffith
Haley	Hardwick	Hein	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Keathley	Lavender

Lewis 25	Matthiesen	Merideth	Mosley	Nickson-Clark
Nurrenbern	Oehlerking	Plank	Pouche	Proudie
Quade	Reuter	Roberts	Sauls	Sharp 37
Smith 46	Steinhoff	Stinnett	Strickler	Taylor 84
Terry	Thomas	Toalson Reisch	Unsicker	Walsh Moore
Weber	Wilson	Windham	Woods	Young
Mr. Speaker				

NOES: 082

Amato	Atchison	Baker	Banderman	Black
Boggs	Bonacker	Boyd	Bromley	Brown 149
Buchheit-Courtway	Burger	Busick	Chappell	Christofanelli
Coleman	Cook	Copeland	Davidson	Deaton
Diehl	Dinkins	Evans	Falkner	Farnan
Francis	Gragg	Haden	Haffner	Hausman
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Justus	Kalberloh	Kelley 127	Kelly 141
Knight	Lewis 6	Lonsdale	Lovasco	Marquart
Mayhew	McGaugh	McGirl	McMullen	Morse
Myers	O'Donnell	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Reedy	Richey
Riggs	Riley	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Shields	Smith 155
Smith 163	Sparks	Stacy	Stephens	Taylor 48
Thompson	Titus	Van Schoiack	Veit	Voss
West	Wright			

PRESENT: 004

Cupps	Gallick	Murphy	Waller

ABSENT WITH LEAVE: 010

Aune	Billington	Bland Manlove	Casteel	Doll
Fountain Henderson	Mackey	Mann	Phifer	Sharpe 4

VACANCIES: 001

The Speaker read the following House Bill vetoed from the First Regular Session: **CCS SS SCS HCS HB 8**.

Representative Smith (163) moved that **Section 8.090 of CCS SS SCS HCS HB 8, for salary increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Representative Windham raised points of order that there were violations of Rule 84.

The Chair ruled the second point of order not well taken.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Houx
Hovis	Hudson	Hurlbert	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Murphy	Myers	O'Donnell	Oehlerking	Owen
Parker	Patterson	Perkins	Peters	Pollitt
Pouche	Reedy	Reuter	Richey	Riggs
Riley	Roberts	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 046

Adams	Anderson	Appelbaum	Bangert	Baringer
Barnes	Bosley	Brown 27	Brown 87	Burnett
Burton	Butz	Clemens	Collins	Crossley
Ealy	Fogle	Gray	Hein	Ingle
Johnson 12	Johnson 23	Lavender	Lewis 25	Mackey
Merideth	Mosley	Nickson-Clark	Nurrenbern	Plank
Proudie	Quade	Sander	Sauls	Sharp 37
Smith 46	Steinhoff	Strickler	Taylor 84	Terry
Unsicker	Walsh Moore	Weber	Windham	Woods
Young				

PRESENT: 000

ABSENT WITH LEAVE: 009

Aune	Billington	Bland Manlove	Casteel	Doll
Fountain Henderson	Mann	Phifer	Sharpe 4	

VACANCIES: 001

Representative Smith (163) again moved that **Section 8.090 of CCS SS SCS HCS HB 8, for salary increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 128

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Barnes	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Collins
Cook	Crossley	Cupps	Davidson	Deaton
Dinkins	Ealy	Farnan	Fogle	Francis
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lonsdale	Mackey
Marquart	Matthiesen	Mayhew	McGirl	McMullen
Merideth	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Perkins	Peters	Plank	Pouche
Proudie	Quade	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Titus	Toalson Reisch	Unsicker	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Young	Mr. Speaker		

NOES: 023

Black	Brown 149	Burger	Coleman	Copeland
Davis	Diehl	Evans	Gallick	Hovis
Lavender	Lovasco	McGaugh	Patterson	Pollitt
Reedy	Sassmann	Shields	Stephens	Thompson
Van Schoiack	Voss	Wright		

PRESENT: 001

Falkner

ABSENT WITH LEAVE: 010

Aune	Billington	Bland Manlove	Casteel	Doll
Fountain Henderson	Mann	Phifer	Sharpe 4	Veit

VACANCIES: 001

Representative Smith (163) moved that **Section 8.095 of CCS SS SCS HCS HB 8, for fringe benefit increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 119

Allen	Amato	Anderson	Atchison	Baker
Banderman	Bangert	Baringer	Boggs	Bonacker
Boyd	Bromley	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burnett	Burton	Busick	Butz
Byrnes	Chappell	Christ	Christofanelli	Clemens
Coleman	Collins	Crossley	Cupps	Davidson
Deaton	Dinkins	Ealy	Farnan	Fogle
Francis	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 6	Lonsdale	Mackey
Marquart	Matthiesen	Mayhew	McGirl	McMullen
Morse	Mosley	Murphy	Myers	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Perkins
Peters	Plank	Pouche	Proudie	Quade
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stinnett	Taylor 48
Taylor 84	Terry	Thomas	Titus	Toalson Reisch
Veit	Waller	Walsh Moore	Weber	West
Wilson	Woods	Young	Mr. Speaker	

NOES: 023

Black	Brown 149	Burger	Cook	Copeland
Davis	Diehl	Evans	Gallick	Hovis
Lavender	Lovasco	McGaugh	Patterson	Pollitt
Reedy	Sassmann	Shields	Stephens	Thompson
Van Schoiack	Voss	Wright		

PRESENT: 009

Adams	Appelbaum	Bosley	Falkner	Lewis 25
Merideth	Nickson-Clark	Strickler	Windham	

ABSENT WITH LEAVE: 011

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Mann	Phifer	Sharpe 4
Unsicker				

VACANCIES: 001

Representative Smith (163) moved that **Section 8.100 of CCS SS SCS HCS HB 8, for salary increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 126

Allen	Amato	Anderson	Appelbaum	Atchison
Baker	Banderman	Bangert	Baringer	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burnett	Burton
Busick	Butz	Byrnes	Chappell	Christ
Christofanelli	Clemens	Coleman	Collins	Cook
Crossley	Cupps	Davidson	Deaton	Dinkins
Ealy	Farnan	Fogle	Francis	Gragg
Gray	Gregory	Griffith	Haden	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lewis 25	Lewis 6	Lonsdale	Mackey	Marquart
Matthiesen	Mayhew	McGirl	McMullen	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Perkins
Peters	Plank	Pouche	Proudie	Quade
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Titus
Toalson Reisch	Veit	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Young
Mr. Speaker				

NOES: 023

Adams	Black	Brown 149	Burger	Copeland
Davis	Diehl	Evans	Gallick	Hovis
Lavender	Lovasco	McGaugh	Patterson	Pollitt
Reedy	Sassmann	Shields	Stephens	Thompson
Van Schoiack	Voss	Wright		

PRESENT: 002

Falkner	Merideth

ABSENT WITH LEAVE: 011

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Mann	Phifer	Sharpe 4
Unsicker				

VACANCIES: 001

Representative Smith (163) moved that **Section 8.105 of CCS SS SCS HCS HB 8, for salary increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 128

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Barnes	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Crossley	Cupps	Davidson
Deaton	Dinkins	Ealy	Farnan	Fogle
Francis	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lonsdale
Mackey	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Perkins	Peters	Plank	Pouche	Proudie
Quade	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Titus	Toalson Reisch	Unsicker	Veit	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Young	Mr. Speaker		

NOES: 021

Black	Brown 149	Burger	Copeland	Davis
Diehl	Evans	Gallick	Hovis	Lavender
Lovasco	McGaugh	Patterson	Pollitt	Reedy
Sassmann	Shields	Stephens	Thompson	Van Schoiack
Voss				

PRESENT: 002

Falkner	Merideth

ABSENT WITH LEAVE: 011

Aune	Billington	Bland Manlove	Casteel	Doll
Fountain Henderson	Mann	Morse	Phifer	Sharpe 4
Wright				

VACANCIES: 001

Representative Smith (163) moved that **Section 8.125 of CCS SS SCS HCS HB 8, for salary increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 129

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Barnes	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Crossley	Cupps	Davidson
Deaton	Dinkins	Ealy	Farnan	Fogle
Francis	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lonsdale
Mackey	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Perkins	Peters	Plank	Pouche
Proudie	Quade	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Titus	Toalson Reisch	Unsicker	Veit
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Young	Mr. Speaker	

NOES: 021

Black	Brown 149	Burger	Copeland	Davis
Diehl	Evans	Gallick	Hovis	Lavender
Lovasco	McGaugh	Patterson	Pollitt	Reedy
Sassmann	Shields	Stephens	Thompson	Van Schoiack
Voss				

PRESENT: 002

Falkner	Merideth

ABSENT WITH LEAVE: 010

Aune	Billington	Bland Manlove	Casteel	Doll
Fountain Henderson	Mann	Phifer	Sharpe 4	Wright

VACANCIES: 001

Representative Smith (163) moved that **Section 8.130 of CCS SS SCS HCS HB 8, for salary increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 129

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Barnes	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Crossley	Cupps	Davidson
Deaton	Dinkins	Ealy	Farnan	Fogle
Francis	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Knight	Lewis 25	Lewis 6	Lonsdale
Mackey	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Morse	Mosley	Murphy	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Parker	Perkins	Peters	Plank	Pouche
Proudie	Quade	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Titus	Toalson Reisch	Unsicker	Veit
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Young	Mr. Speaker	

NOES: 022

Black	Brown 149	Burger	Copeland	Davis
Diehl	Evans	Gallick	Hovis	Lavender
Lovasco	McGaugh	Patterson	Pollitt	Reedy
Sassmann	Shields	Stephens	Thompson	Van Schoiack
Voss	Wright			

PRESENT: 002

Falkner	Merideth

ABSENT WITH LEAVE: 009

Aune	Billington	Bland Manlove	Casteel	Doll
Fountain Henderson	Mann	Phifer	Sharpe 4	

VACANCIES: 001

Representative Smith (163) moved that **Section 8.140 of CCS SS SCS HCS HB 8, for salary increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 128

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Barnes	Boggs	Bonacker	Bosley	Boyd
Bromley	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burnett	Burton	Busick	Butz	Byrnes
Chappell	Christ	Christofanelli	Clemens	Coleman
Collins	Cook	Crossley	Cupps	Davidson
Deaton	Dinkins	Ealy	Farnan	Fogle
Francis	Gragg	Gray	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lewis 25	Lewis 6	Lonsdale	Mackey
Marquart	Matthiesen	Mayhew	McGirl	McMullen
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Perkins	Peters	Plank	Pouche	Proudie
Quade	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Titus	Toalson Reisch	Unsicker	Veit	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Young	Mr. Speaker		

NOES: 022

Black	Brown 149	Burger	Copeland	Davis
Diehl	Evans	Gallick	Hovis	Lavender
Lovasco	McGaugh	Patterson	Pollitt	Reedy
Sassmann	Shields	Stephens	Thompson	Van Schoiack
Voss	Wright			

PRESENT: 002

Falkner	Merideth

ABSENT WITH LEAVE: 010

Aune	Billington	Bland Manlove	Casteel	Doll
Fountain Henderson	Knight	Mann	Phifer	Sharpe 4

VACANCIES: 001

Representative Smith (163) moved that **Section 8.215 of CCS SS SCS HCS HB 8, for salary increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 128

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burnett
Burton	Busick	Butz	Byrnes	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Crossley	Cupps	Davidson	Deaton
Dinkins	Ealy	Farnan	Fogle	Francis
Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein
Henderson	Hicks	Hinman	Houx	Hudson
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Kelly 141
Knight	Lewis 25	Lewis 6	Lonsdale	Mackey
Marquart	Matthiesen	Mayhew	McGirl	McMullen
Morse	Mosley	Murphy	Myers	Nickson-Clark
Nurrenbern	O'Donnell	Oehlerking	Owen	Parker
Perkins	Peters	Plank	Pouche	Proudie
Quade	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sauls	Schnelting	Schulte
Schwadron	Seitz	Sharp 37	Smith 155	Smith 163
Smith 46	Sparks	Stacy	Steinhoff	Stinnett
Strickler	Taylor 48	Taylor 84	Terry	Thomas
Titus	Toalson Reisch	Unsicker	Veit	Waller
Walsh Moore	Weber	West	Wilson	Windham
Woods	Young	Mr. Speaker		

NOES: 022

Black	Brown 149	Burger	Copeland	Davis
Diehl	Evans	Gallick	Hovis	Lavender
Lovasco	McGaugh	Patterson	Pollitt	Reedy
Sassmann	Shields	Stephens	Thompson	Van Schoiack
Voss	Wright			

PRESENT: 002

Falkner	Merideth

ABSENT WITH LEAVE: 010

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Mann	Phifer	Sharpe 4

VACANCIES: 001

Representative Smith (163) moved that **Section 8.220 of CCS SS SCS HCS HB 8, for fringe benefit increases for the Highway Patrol**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 125

Adams	Allen	Amato	Anderson	Atchison
Baker	Banderman	Bangert	Baringer	Barnes
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burnett
Burton	Busick	Butz	Byrnes	Chappell
Christ	Christofanelli	Coleman	Collins	Crossley
Cupps	Davidson	Deaton	Dinkins	Ealy
Farnan	Fogle	Francis	Gragg	Gray
Gregory	Griffith	Haden	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Lonsdale	Mackey	Marquart	Matthiesen
Mayhew	McGirl	McMullen	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Perkins	Peters
Plank	Pouche	Proudie	Quade	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Titus	Toalson Reisch
Unsicker	Veit	Waller	Weber	West
Wilson	Windham	Woods	Young	Mr. Speaker

NOES: 023

Black	Brown 149	Burger	Cook	Copeland
Davis	Diehl	Evans	Gallick	Hovis
Lavender	Lovasco	McGaugh	Patterson	Pollitt
Reedy	Sassmann	Shields	Stephens	Thompson
Van Schoiack	Voss	Wright		

PRESENT: 005

Appelbaum	Clemens	Falkner	Merideth	Walsh Moore

ABSENT WITH LEAVE: 009

Aune	Billington	Bland Manlove	Casteel	Doll
Fountain Henderson	Mann	Phifer	Sharpe 4	

VACANCIES: 001

Representative Smith (163) moved that **Section 8.085 of CCS SS SCS HCS HB 8, for salary increases for the Capitol Police**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 124

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burnett
Burton	Busick	Butz	Byrnes	Chappell
Christ	Christofanelli	Clemens	Coleman	Cook
Crossley	Cupps	Davidson	Deaton	Dinkins
Ealy	Farnan	Fogle	Francis	Gragg
Gray	Gregory	Griffith	Haffner	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 25
Lewis 6	Lonsdale	Marquart	Matthiesen	Mayhew
McGirl	McMullen	Morse	Mosley	Murphy
Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Peters	Plank	Pouche
Proudie	Quade	Reuter	Richey	Riggs
Riley	Roberts	Sander	Sauls	Schnelting
Schulte	Schwadron	Seitz	Sharp 37	Smith 155
Smith 163	Smith 46	Sparks	Stacy	Steinhoff
Stinnett	Strickler	Taylor 48	Taylor 84	Terry
Thomas	Titus	Toalson Reisch	Unsicker	Veit
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Young	Mr. Speaker	

NOES: 024

Black	Brown 149	Burger	Collins	Copeland
Davis	Diehl	Evans	Gallick	Haden
Hovis	Lavender	Lovasco	McGaugh	Patterson
Pollitt	Reedy	Sassmann	Shields	Stephens
Thompson	Van Schoiack	Voss	Wright	

PRESENT: 002

Falkner	Merideth

ABSENT WITH LEAVE: 012

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Mackey	Mann	Perkins
Phifer	Sharpe 4			

VACANCIES: 001

Representative Toalson Reisch moved that **Section 8.270 of CCS SS SCS HCS HB 8, for expenses of Missouri Task Force 1**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 121

Adams	Allen	Amato	Anderson	Appelbaum
Baker	Banderman	Bangert	Baringer	Boggs
Bonacker	Bosley	Boyd	Bromley	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burnett	Burton
Butz	Byrnes	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Crossley
Cupps	Davis	Dinkins	Ealy	Farnan
Fogle	Gragg	Gray	Gregory	Griffith
Haden	Haley	Hardwick	Hein	Hicks
Hinman	Houx	Hudson	Hurlbert	Ingle
Johnson 12	Johnson 23	Jones	Justus	Kalberloh
Kelly 141	Knight	Lavender	Lewis 25	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Perkins	Peters
Plank	Pouche	Proudie	Quade	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Titus	Toalson Reisch
Unsicker	Veit	Waller	Walsh Moore	Weber
West	Wilson	Windham	Woods	Young
Mr. Speaker				

NOES: 026

Black	Brown 149	Burger	Busick	Copeland
Davidson	Deaton	Diehl	Evans	Francis
Gallick	Haffner	Henderson	Hovis	Keathley
Kelley 127	Patterson	Pollitt	Reedy	Sassmann
Shields	Stephens	Thompson	Van Schoiack	Voss
Wright				

PRESENT: 003

Atchison	Falkner	McGaugh

ABSENT WITH LEAVE: 012

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Hausman	Mackey	Mann
Phifer	Sharpe 4			

VACANCIES: 001

Representative Griffith moved that **Section 8.501 of CCS SS SCS HCS HB 8, for reenlistment incentives**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 127

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Baker	Banderman	Bangert	Baringer
Boggs	Bonacker	Bosley	Boyd	Bromley
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burnett
Burton	Busick	Butz	Byrnes	Chappell
Christ	Christofanelli	Clemens	Coleman	Collins
Cook	Crossley	Cupps	Davis	Deaton
Dinkins	Ealy	Farnan	Fogle	Francis
Gragg	Gray	Gregory	Griffith	Haffner
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hudson	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Justus
Kalberloh	Keathley	Kelley 127	Kelly 141	Knight
Lavender	Lewis 25	Lewis 6	Lonsdale	Lovasco
Marquart	Mayhew	McGirl	McMullen	Merideth
Morse	Mosley	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Perkins
Peters	Plank	Pouche	Proudie	Quade
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sauls	Schnelting	Schulte	Schwadron
Seitz	Sharp 37	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stinnett	Strickler
Taylor 48	Taylor 84	Terry	Thomas	Titus
Toalson Reisch	Unsicker	Veit	Waller	Walsh Moore
Weber	West	Wilson	Windham	Woods
Young	Mr. Speaker			

NOES: 021

Black	Brown 149	Burger	Copeland	Davidson
Diehl	Evans	Gallick	Haden	Hovis
Matthiesen	Patterson	Pollitt	Reedy	Sassmann
Shields	Stephens	Thompson	Van Schoiack	Voss
Wright				

PRESENT: 003

Falkner	McGaugh	Murphy

ABSENT WITH LEAVE: 011

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Mackey	Mann	Phifer
Sharpe 4				

VACANCIES: 001

Representative Nickson-Clark moved that **Section 8.545 of CCS SS SCS HCS HB 8, for the Office of Air Search and Rescue**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 104

Adams	Allen	Amato	Anderson	Appelbaum
Bangert	Baringer	Bonacker	Bosley	Bromley
Brown 16	Brown 27	Brown 87	Buchheit-Courtway	Burnett
Burton	Butz	Byrnes	Christ	Christofanelli
Clemens	Collins	Crossley	Cupps	Davis
Dinkins	Ealy	Fogle	Gragg	Gray
Gregory	Griffith	Haley	Hardwick	Hausman
Hein	Henderson	Hicks	Hinman	Houx
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Lavender	Lewis 25	Lewis 6
Lovasco	Marquart	Matthiesen	Mayhew	McGirl
McMullen	Merideth	Morse	Mosley	Myers
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Owen
Perkins	Peters	Plank	Pouche	Proudie
Quade	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sauls	Schnelting	Schulte
Schwadron	Seitz	Smith 155	Smith 163	Smith 46
Sparks	Stacy	Steinhoff	Stinnett	Strickler
Taylor 84	Terry	Thomas	Toalson Reisch	Unsicker
Veit	Waller	Walsh Moore	Weber	Wilson
Windham	Woods	Young	Mr. Speaker	

NOES: 043

Baker	Banderman	Black	Boggs	Boyd
Brown 149	Burger	Busick	Chappell	Coleman
Cook	Copeland	Davidson	Deaton	Diehl
Evans	Falkner	Farnan	Francis	Gallick
Haden	Haffner	Hovis	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lonsdale	McGaugh
Parker	Patterson	Pollitt	Reedy	Sassmann
Shields	Stephens	Taylor 48	Thompson	Titus
Van Schoiack	Voss	Wright		

PRESENT: 003

Atchison	Murphy	West

ABSENT WITH LEAVE: 012

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Mackey	Mann	Phifer
Sharp 37	Sharpe 4			

VACANCIES: 001

The Speaker read the following House Bills vetoed from the First Regular Session: **CCS SCS HCS HB 9** and **CCS SCS HCS HB 10**.

Representative Lavender moved that **Section 10.830 of CCS SCS HCS HB 10, for the long-term care Ombudsman Program**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 088

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Bangert	Baringer	Bonacker	Bosley
Bromley	Brown 16	Brown 27	Brown 87	Buchheit-Courtway
Burnett	Burton	Butz	Byrnes	Christ
Clemens	Collins	Cook	Crossley	Dinkins
Ealy	Fogle	Gragg	Gray	Gregory
Haley	Hardwick	Hein	Hinman	Houx
Hurlbert	Ingle	Johnson 12	Johnson 23	Jones
Justus	Kalberloh	Keathley	Kelley 127	Lavender
Lewis 25	Lonsdale	Mackey	Marquart	Matthiesen
McGirl	Merideth	Morse	Mosley	Nickson-Clark
Nurrenbern	Oehlerking	Perkins	Peters	Plank
Pouche	Proudie	Quade	Reuter	Richey
Roberts	Sauls	Schnelting	Seitz	Sharp 37
Smith 155	Smith 46	Steinhoff	Stinnett	Strickler
Taylor 84	Terry	Thomas	Unsicker	Veit
Waller	Walsh Moore	Weber	Wilson	Windham
Woods	Young	Mr. Speaker		

NOES: 061

Baker	Banderman	Black	Boggs	Boyd
Brown 149	Burger	Busick	Chappell	Christofanelli
Coleman	Copeland	Davidson	Davis	Deaton
Diehl	Evans	Falkner	Farnan	Francis
Gallick	Griffith	Haden	Haffner	Hausman
Henderson	Hicks	Hovis	Hudson	Kelly 141
Knight	Lewis 6	Lovasco	Mayhew	McGaugh
McMullen	Myers	O'Donnell	Owen	Parker
Patterson	Pollitt	Reedy	Riggs	Riley
Sander	Sassmann	Schulte	Schwadron	Shields
Smith 163	Sparks	Stacy	Stephens	Taylor 48
Thompson	Titus	Van Schoiack	Voss	West
Wright				

PRESENT: 002

Cupps	Murphy

ABSENT WITH LEAVE: 011

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Mann	Phifer	Sharpe 4
Toalson Reisch				

VACANCIES: 001

Representative Lewis (25) moved that **Section 10.110 of CCS SCS HCS HB 10, for an early intervention program for youth at risk of mental health crises**, be passed, the objections of the Governor thereto notwithstanding.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Allen	Amato	Atchison	Baker	Banderman
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Griffith	Haden	Haffner	Haley	Hardwick
Henderson	Hicks	Hinman	Houx	Hovis
Hudson	Hurlbert	Jones	Justus	Kalberloh
Keathley	Kelley 127	Kelly 141	Knight	Lewis 6
Lonsdale	Lovasco	Marquart	Matthiesen	Mayhew
McGaugh	McGirl	McMullen	Morse	Murphy
Myers	O'Donnell	Oehlerking	Owen	Parker
Patterson	Perkins	Peters	Pollitt	Pouche
Reedy	Reuter	Richey	Riggs	Riley
Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Stinnett	Taylor 48
Thomas	Thompson	Titus	Toalson Reisch	Van Schoiack
Veit	Voss	Waller	West	Wilson
Wright	Mr. Speaker			

NOES: 043

Adams	Anderson	Appelbaum	Bangert	Baringer
Bosley	Brown 27	Brown 87	Burnett	Burton
Butz	Clemens	Collins	Crossley	Fogle
Gray	Hein	Ingle	Johnson 12	Johnson 23
Lavender	Lewis 25	Mackey	Merideth	Mosley
Nickson-Clark	Nurrenbern	Plank	Proudie	Quade
Sauls	Sharp 37	Smith 46	Steinhoff	Strickler
Taylor 84	Terry	Unsicker	Walsh Moore	Weber
Windham	Woods	Young		

PRESENT: 000

ABSENT WITH LEAVE: 012

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Ealy	Fountain Henderson	Hausman	Mann
Phifer	Sharpe 4			

VACANCIES: 001

Representative Lewis (25) again moved that **Section 10.110 of CCS SCS HCS HB 10, for an early intervention program for youth at risk of mental health crises**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 075

Adams	Allen	Amato	Anderson	Appelbaum
Bangert	Baringer	Bosley	Bromley	Brown 16
Brown 27	Brown 87	Buchheit-Courtway	Burnett	Burton
Butz	Byrnes	Christ	Clemens	Coleman
Cook	Crossley	Dinkins	Ealy	Fogle
Gray	Gregory	Hein	Houx	Hurlbert
Ingle	Johnson 12	Johnson 23	Jones	Kelley 127
Lavender	Lewis 25	Lonsdale	Mackey	Marquart
Mayhew	Merideth	Mosley	Nickson-Clark	Nurrenbern
Oehlerking	Peters	Plank	Pouche	Proudie
Quade	Reuter	Roberts	Sauls	Sharp 37
Smith 155	Smith 46	Steinhoff	Stinnett	Strickler
Taylor 84	Terry	Thomas	Toalson Reisch	Unsicker
Veit	Waller	Walsh Moore	Weber	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 068

Baker	Banderman	Black	Boggs	Bonacker
Boyd	Brown 149	Burger	Busick	Chappell
Christofanelli	Copeland	Davidson	Davis	Deaton
Diehl	Evans	Farnan	Francis	Gallick
Gragg	Haden	Haffner	Haley	Hardwick
Hausman	Henderson	Hicks	Hinman	Hovis
Hudson	Justus	Kalberloh	Keathley	Kelly 141
Knight	Lewis 6	Lovasco	Matthiesen	McGirl
McMullen	Morse	Myers	Owen	Parker
Patterson	Perkins	Pollitt	Reedy	Richey
Riggs	Riley	Sander	Sassmann	Schnelting
Schulte	Schwadron	Seitz	Shields	Smith 163
Sparks	Stacy	Stephens	Taylor 48	Thompson
Titus	Van Schoiack	Voss		

PRESENT: 007

Atchison	Cupps	Falkner	McGaugh	Murphy
O'Donnell	West			

ABSENT WITH LEAVE: 012

Aune	Barnes	Billington	Bland Manlove	Casteel
Collins	Doll	Fountain Henderson	Griffith	Mann
Phifer	Sharpe 4			

VACANCIES: 001

The Speaker read the following House Bill vetoed from the First Regular Session: **CCS SCS HCS HB 11**.

Representative Bosley moved that **Section 11.155 of CCS SCS HCS HB 11, for a year-round youth jobs program in the City of St. Louis**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 076

Adams	Allen	Amato	Anderson	Appelbaum
Atchison	Bangert	Baringer	Bonacker	Bosley
Bromley	Brown 16	Brown 27	Brown 87	Burnett
Burton	Butz	Christ	Christofanelli	Clemens
Collins	Crossley	Dinkins	Ealy	Falkner
Fogle	Gray	Gregory	Hein	Hinman
Houx	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Keathley	Lavender	Lewis 25	Mackey
Marquart	Mayhew	Merideth	Morse	Mosley
Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking	Plank
Pouche	Proudie	Quade	Reuter	Roberts
Sauls	Schnelting	Schwadron	Sharp 37	Smith 46
Steinhoff	Stinnett	Strickler	Taylor 84	Terry
Thomas	Toalson Reisch	Unsicker	Waller	Walsh Moore
Weber	Wilson	Windham	Woods	Young
Mr. Speaker				

NOES: 072

Baker	Banderman	Black	Boggs	Boyd
Brown 149	Buchheit-Courtway	Burger	Busick	Byrnes
Chappell	Coleman	Cook	Copeland	Davidson
Davis	Deaton	Diehl	Evans	Farnan
Francis	Gallick	Gragg	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Henderson
Hicks	Hovis	Hudson	Justus	Kalberloh
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Matthiesen	McGirl	McMullen	Myers
Owen	Parker	Patterson	Perkins	Peters
Pollitt	Reedy	Richey	Riggs	Riley
Sander	Sassmann	Schulte	Seitz	Shields
Smith 155	Smith 163	Sparks	Stacy	Stephens
Taylor 48	Thompson	Titus	Van Schoiack	Veit
Voss	Wright			

PRESENT: 004

Cupps	McGaugh	Murphy	West

ABSENT WITH LEAVE: 010

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Mann	Phifer	Sharpe 4

VACANCIES: 001

The Speaker read the following House Bills vetoed from the First Regular Session: **CCS SS SCS HCS HB 12**, **CCS SCS HCS HB 15**, **SCS HCS HB 18**, and **SS SCS HCS HB 19**.

Representative Owen moved that **Section 19.303 of SS SCS HCS HB 19, for the planning, design, land acquisition, utility relocation, and construction of capacity improvements on Interstate 44**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 112

Allen	Amato	Anderson	Appelbaum	Atchison
Banderman	Bangert	Baringer	Boggs	Bonacker
Boyd	Bromley	Brown 16	Brown 27	Brown 87
Buchheit-Courtway	Burnett	Burton	Busick	Butz
Byrnes	Chappell	Christ	Christofanelli	Collins
Cook	Crossley	Cupps	Davidson	Davis
Deaton	Dinkins	Ealy	Fogle	Francis
Gragg	Gregory	Griffith	Haley	Hardwick
Hausman	Hein	Hicks	Hinman	Houx
Hudson	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Justus	Kalberloh	Keathley	Kelley 127
Kelly 141	Lavender	Lewis 25	Lewis 6	Lonsdale
Lovasco	Mackey	Marquart	Matthiesen	Mayhew
McGirl	McMullen	Merideth	Morse	Mosley
Myers	Nurrenbern	O'Donnell	Oehlerking	Owen
Perkins	Peters	Pouche	Quade	Reuter
Richey	Riley	Roberts	Sander	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stinnett	Strickler	Taylor 48	Terry
Thomas	Titus	Toalson Reisch	Unsicker	Waller
Walsh Moore	Weber	Wilson	Windham	Woods
Young	Mr. Speaker			

NOES: 030

Baker	Black	Brown 149	Burger	Coleman
Diehl	Evans	Farnan	Gallick	Gray
Haden	Haffner	Henderson	Hovis	Knight
McGaugh	Nickson-Clark	Patterson	Plank	Pollitt
Reedy	Sassmann	Shields	Stephens	Taylor 84
Thompson	Van Schoiack	Veit	Voss	Wright

PRESENT: 009

Adams	Bosley	Clemens	Copeland	Falkner
Murphy	Parker	Proudie	West	

ABSENT WITH LEAVE: 011

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Mann	Phifer	Riggs
Sharpe 4				

VACANCIES: 001

Representative Bosley moved that **Section 19.504 of SS SCS HCS HB 19, for the planning, design, and construction of a police center in St. Louis City**, be passed, the objections of the Governor thereto notwithstanding.

Representative Murphy raised a point of order that there was a violation of Rule 84.

The Chair advised members to confine remarks to the question under debate.

Representative Patterson moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Allen	Amato	Atchison	Baker	Banderman
Black	Boggs	Bonacker	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Byrnes	Chappell	Christ	Christofanelli	Coleman
Cook	Copeland	Cupps	Davidson	Davis
Deaton	Diehl	Dinkins	Evans	Falkner
Farnan	Francis	Gallick	Gragg	Gregory
Haden	Haffner	Haley	Hardwick	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Hurlbert	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Knight	Lewis 6	Lonsdale
Lovasco	Marquart	Matthiesen	Mayhew	McGaugh
McGirl	McMullen	Morse	Murphy	Myers
O'Donnell	Oehlerking	Owen	Parker	Patterson
Perkins	Peters	Pollitt	Pouche	Reedy
Reuter	Richey	Riggs	Riley	Roberts
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Shields	Smith 155	Smith 163	Sparks
Stacy	Stephens	Stinnett	Taylor 48	Thomas
Thompson	Titus	Toalson Reisch	Van Schoiack	Veit
Voss	Waller	West	Wilson	Wright
Mr. Speaker				

NOES: 044

Adams	Anderson	Appelbaum	Bangert	Baringer
Bosley	Brown 27	Brown 87	Burnett	Burton
Butz	Clemens	Collins	Crossley	Ealy
Fogle	Gray	Hein	Ingle	Johnson 12
Johnson 23	Lavender	Lewis 25	Mackey	Merideth
Mosley	Nickson-Clark	Nurrenbern	Plank	Proudie
Quade	Sauls	Sharp 37	Smith 46	Steinhoff
Strickler	Taylor 84	Terry	Unsicker	Walsh Moore
Weber	Windham	Woods	Young	

PRESENT: 000

ABSENT WITH LEAVE: 012

Aune	Barnes	Billington	Bland Manlove	Casteel
Doll	Fountain Henderson	Griffith	Houx	Mann
Phifer	Sharpe 4			

VACANCIES: 001

Representative Bosley again moved that **Section 19.504 of SS SCS HCS HB 19, for the planning, design, and construction of a police center in St. Louis City**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 115

Adams	Allen	Amato	Anderson	Appelbaum
Bangert	Baringer	Bonacker	Bosley	Boyd
Brown 16	Brown 87	Buchheit-Courtway	Burnett	Burton
Butz	Byrnes	Chappell	Christ	Christofanelli
Clemens	Coleman	Collins	Cook	Crossley
Cupps	Dinkins	Ealy	Fogle	Francis
Gragg	Gray	Gregory	Griffith	Haley
Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Hudson	Hurlbert	Ingle	Johnson 12
Johnson 23	Jones	Justus	Kalberloh	Keathley
Kelly 141	Knight	Lavender	Lewis 25	Lonsdale
Lovasco	Mackey	Marquart	Matthiesen	Mayhew
McGirl	McMullen	Merideth	Morse	Mosley
Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell
Oehlerking	Owen	Parker	Perkins	Peters
Plank	Pouche	Proudie	Quade	Reuter
Richey	Riggs	Riley	Roberts	Sander
Sauls	Schnelting	Schulte	Schwadron	Seitz
Sharp 37	Smith 155	Smith 163	Smith 46	Sparks
Stacy	Steinhoff	Stinnett	Strickler	Taylor 48
Taylor 84	Terry	Thomas	Toalson Reisch	Unsicker
Waller	Walsh Moore	Weber	West	Wilson
Windham	Woods	Wright	Young	Mr. Speaker

NOES: 033

Baker	Banderman	Black	Boggs	Bromley
Brown 149	Burger	Busick	Copeland	Davidson
Davis	Deaton	Diehl	Evans	Falkner
Farnan	Haden	Haffner	Hovis	Kelley 127
Lewis 6	McGaugh	Patterson	Pollitt	Reedy
Sassmann	Shields	Stephens	Thompson	Titus
Van Schoiack	Veit	Voss		

PRESENT: 002

Atchison	Gallick

ABSENT WITH LEAVE: 012

Aune	Barnes	Billington	Bland Manlove	Brown 27
Casteel	Doll	Fountain Henderson	Houx	Mann
Phifer	Sharpe 4			

VACANCIES: 001

Representative Terry moved that **Section 19.243 of SS SCS HCS HB 19, for the Riverview Gardens School District in St. Louis County for roof maintenance, repairs, improvements, upgrades, and a lead assessment**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 060

Adams	Allen	Amato	Anderson	Appelbaum
Bangert	Baringer	Bonacker	Bosley	Brown 87
Burnett	Burton	Christ	Clemens	Collins
Crossley	Ealy	Fogle	Gregory	Hardwick
Hein	Hurlbert	Ingle	Johnson 12	Johnson 23
Jones	Keathley	Lavender	Lewis 25	Mackey
Merideth	Mosley	Nickson-Clark	Nurrenbern	Oehlerking
Perkins	Plank	Pouche	Proudie	Quade
Reuter	Roberts	Sauls	Sharp 37	Smith 46
Steinhoff	Stinnett	Strickler	Taylor 84	Terry
Thomas	Toalson Reisch	Unsicker	Walsh Moore	Weber
Wilson	Windham	Woods	Young	Mr. Speaker

NOES: 081

Baker	Black	Boggs	Boyd	Bromley
Brown 149	Brown 16	Buchheit-Courtway	Burger	Busick
Chappell	Christofanelli	Coleman	Cook	Copeland
Davidson	Davis	Deaton	Diehl	Dinkins
Evans	Falkner	Farnan	Francis	Gragg
Griffith	Haden	Haffner	Haley	Hausman
Henderson	Hicks	Hinman	Hovis	Hudson
Justus	Kalberloh	Kelley 127	Kelly 141	Knight
Lewis 6	Lonsdale	Lovasco	Marquart	Matthiesen
Mayhew	McGaugh	McGirl	McMullen	Morse
Myers	Owen	Parker	Patterson	Peters
Pollitt	Reedy	Richey	Riggs	Riley
Sander	Sassmann	Schnelting	Schulte	Schwadron
Seitz	Sharpe 4	Shields	Smith 155	Smith 163
Sparks	Stacy	Stephens	Taylor 48	Thompson
Titus	Van Schoiack	Veit	Voss	West
Wright				

PRESENT: 006

Atchison	Byrnes	Cupps	Murphy	O'Donnell
Waller				

ABSENT WITH LEAVE: 015

Aune	Banderman	Barnes	Billington	Bland Manlove
Brown 27	Butz	Casteel	Doll	Fountain Henderson
Gallick	Gray	Houx	Mann	Phifer

VACANCIES: 001

Representative Hinman moved that **Section 19.503 of SS SCS HCS HB 19, for the planning, design, maintenance, and construction of a training facility for law enforcement in O'Fallon**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 100

Allen	Amato	Anderson	Banderman	Baringer
Bonacker	Boyd	Bromley	Brown 16	Brown 27
Brown 87	Buchheit-Courtway	Burton	Busick	Butz
Chappell	Christ	Christofanelli	Cook	Crossley
Cupps	Davis	Dinkins	Ealy	Farnan
Fogle	Francis	Gragg	Gregory	Griffith
Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Hudson	Hurlbert	Ingle
Johnson 12	Jones	Justus	Kalberloh	Keathley
Kelley 127	Kelly 141	Lewis 6	Lonsdale	Lovasco
Marquart	Matthiesen	Mayhew	McGirl	McMullen
Morse	Myers	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Perkins	Peters	Plank
Pouche	Proudie	Quade	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sauls
Schnelting	Schulte	Schwadron	Seitz	Sharp 37
Smith 155	Smith 163	Smith 46	Sparks	Stacy
Steinhoff	Stinnett	Taylor 48	Taylor 84	Thomas
Toalson Reisch	Unsicker	Van Schoiack	Waller	Weber
West	Wilson	Woods	Young	Mr. Speaker

NOES: 040

Adams	Appelbaum	Baker	Bangert	Black
Boggs	Bosley	Brown 149	Burger	Burnett
Clemens	Coleman	Collins	Davidson	Deaton
Diehl	Evans	Haden	Haffner	Hovis
Johnson 23	Knight	Lavender	Mackey	Merideth
Mosley	Patterson	Pollitt	Reedy	Sassmann
Sharpe 4	Shields	Stephens	Terry	Thompson
Titus	Veit	Voss	Walsh Moore	Wright

PRESENT: 008

Atchison	Copeland	Falkner	Lewis 25	McGaugh
Murphy	Strickler	Windham		

ABSENT WITH LEAVE: 014

Aune	Barnes	Billington	Bland Manlove	Byrnes
Casteel	Doll	Fountain Henderson	Gallick	Gray
Houx	Mann	Nickson-Clark	Phifer	

VACANCIES: 001

Representative Davis moved that **Section 19.401 of SS SCS HCS HB 19, for a one-year region-specific health, safety, and welfare study of an area in Cass and Jackson Counties**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was withdrawn.

The Speaker read the following House Bill vetoed from the First Regular Session: **SS SCS HCS HB 20**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 3**.

SENATE RESOLUTION NO. 3

BE IT RESOLVED by the Senate that the Secretary of the Senate inform the House of Representatives that the Senate, having been duly convened as provided by Article III, Section 32 of the Constitution, made no motion to override the Governor's veto of **Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 189, 36 & 37** when the bill was called by the president.

HOUSE RESOLUTIONS

Representative Patterson offered **HR 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Article III, Section 32 of the Constitution, adopted no motions to override the Governor's vetoes on CCS SS SCS HCS HB 2, CCS SCS HCS HB 3, CCS SCS HCS HB 4, CCS SS SCS HCS HB 5, CCS SCS HCS HB 6, CCS SCS HCS HB 7, CCS SCS HCS HB 9, CCS SCS HCS HB 10, CCS SCS HCS HB 11, CCS SS SCS HCS HB 12, CCS SCS HCS HB 15, SCS HCS HB 18, and SS SCS HCS HB 20, when the bills were called by the Speaker.

On motion of Representative Patterson, **HR 2** was adopted.

ADJOURNMENT

On motion of Representative Patterson, the Veto Session of the One Hundred Second General Assembly, First Regular Session, adjourned sine die pursuant to the Constitution.

DEAN PLOCHER
Speaker of the House

DANA RADEMAN MILLER
Chief Clerk of the House

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